

BOARD OF SUPERVISORS

AMENED AGENDA

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



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

APRIL 19, 2016

9:15 A.M. Human Services Committee - Supervisors Griego and Fletcher, Alternate Supervisor Nicoletti

- A. [\(155-0416\) Consider Request for Proposals to solicit proposals to conduct a baseline comprehensive Community Health Assessment and a Community Health Improvement Plan - Health and Human Services. \(Ten minute estimate\)](#)

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. All items on the agenda other than Correspondence and Board and Staff Members Reports are considered items for which the Board may take action. The public will be given opportunity to comment on action items on the agenda when the item is heard and comments shall be limited to three minutes per individual or group.

- I. **PLEDGE OF ALLEGIANCE** - Led by Supervisor Abe
- II. **ROLL CALL** - Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher
- III. **CONSENT AGENDA:** All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.
 - A. Clerk of the Board of Supervisors
 1. [\(156-0416\) Approve meeting minutes from March 29 and April 5, 2016.](#)
 - B. Community Development and Services
 1. [\(157-0416\) Adopt resolution approving engineers report and declare intention to levy and collect assessments within Gledhill Landscaping and Lighting District for Fiscal Year 2016-2017.](#)
 - C. Library
 1. [\(158-0416\) Authorize budget transfer in the amount of \\$7,312.00 from Professional Services to Salaries and Benefits to cover extra help costs for the current fiscal year.](#)
 - D. Sheriff-Coroner
 1. [\(159-0416\) Approve service agreement and letter of understanding with BGE Yuba for supplementary law enforcement services at Toyota Amphitheater and authorize Chair to execute.](#)
- IV. **PUBLIC COMMUNICATIONS:** Any person may speak about any subject of concern provided it is within the jurisdiction of the Board of Supervisors and is not already on today's agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than three minutes. Prior to this time speakers are requested to fill out a "Request to Speak" card and submit it to the Clerk of the Board of Supervisors. Please note: No Board action can be taken on comments made under this heading.
- V. **COUNTY DEPARTMENTS**
 - A. County Administrator

1. [\(160-0416\) Adopt resolution authorizing Law Enforcement Fund 186 to borrow from Criminal Justice Impact Fee Fund 183 in an amount not to exceed \\$2.5 million towards construction costs of new Sheriff's Facility. \(Ten minute estimate\)](#)

VI. **ORDINANCES AND PUBLIC HEARINGS:** If you challenge in court the action or decision of the Yuba County Board of Supervisors regarding a zoning, planning, land use or environmental protection matter made at any public hearing described in this notice, you may be limited to raising only those issues you or someone else raised at such public hearing, or in written correspondence delivered to the Yuba County Board of Supervisors at, or prior to, such public hearing and such public comments will be limited to three minutes per individual or group.

- A. [\(161-0416\) Ordinance - Hold public hearing, waive reading and introduce ordinance repealing and re-enacting certain Chapters of Title 13 of the Yuba County Consolidated Fee Ordinance regarding departmental fees. \(First Reading\) \(Finance and Administration Committee recommends approval\) \(Ten minute estimate\) \(Roll Call Vote\)](#)
- B. [\(162-0416\) Public Hearing - Hold public hearing and adopt resolution rejecting all bids and declaring performance in house more economically efficient regarding Juvenile Hall Gym Encapsulation Project. \(4/5 vote required\) \(Ten minute estimate\)](#)

VII. **ITEM OF PUBLIC INTEREST:**

- A. [\(163-0416\) Consider application and making a finding of public convenience or necessity to allow a Type-20 off-sale beer and wine alcoholic beverage license to Lally Investments 2, LLC, located at the northeast intersection of Feather River Boulevard and River Oaks Drive. \(Ten minute estimate\)](#)

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

- A. [\(164-0416\) Four notices from California Fish and Game Commission regarding fishing activity and logbooks; mammal regulations for the 2016-2017; meeting procedures; and California Spiny Lobster Fishery Management Plan.](#)
- B. [\(165-0416\) Letter from Western Riverside Council of Governments regarding California HERO Program and update on Consumer Protections. \(Referral to Community Development Services Agency\).](#)
- C. [\(166-0416\) Notice from California State Water Resources Control Board petition for temporary change involving transfer/exchange of water resources permit 16479 and specified license and permits of the U.S. Bureau of Reclamation.](#)
- D. [\(167-0416\) Agenda for Central Valley Regional Water Quality Control Board meeting Thursday, April 21, 2016 item No. 17. b relative to Yuba.](#)
- E. [\(168-0416\) Notice from Sutter-Yuba Mental Health Services regarding Three Year Program and Expenditure Plan update.](#)

IX. **CLOSED SESSION**

- A. Pending litigation pursuant to Government Code 54956.9(d)(1) - Resolution Fund Management vs. County of Yuba
- B. Personnel pursuant to Government Code 54957.6(a) - Labor Negotiations DSA/MSA/YCPOA/County of Yuba Negotiating Parties: Abel
- C. Personnel pursuant to Government Code 54957(b)(1) Public Employee Discipline/Dismissal/Release

X. **ADJOURN**

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.

The County of Yuba

HEALTH & HUMAN SERVICES DEPARTMENT

Jennifer Vasquez, Director



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



(155-0416) Consi... - 1 of 38

Nichole Quick, MD, MPH
Health Officer
Phone: (530) 749-6366

TO: Human Services Committee
Yuba County

FROM: Jennifer Vasquez, Director 
Homer Rice, Health Administrator 
Health & Human Services Department

DATE: April 19, 2016

SUBJECT: Board of Supervisors Authorization to Solicit Proposals for
Individuals and/or Organizations to Complete a Community
Health Assessment (CHA) and Community Health Improvement
Plan (CHIP)

RECOMMENDATION: It is recommended that the Board of Supervisors authorize the Health and Human Services Department (HHSD), Public Health Division, to solicit proposals to conduct a baseline comprehensive Community Health Assessment (CHA) and to develop a Community Health Improvement Plan (CHIP).

BACKGROUND: The Public Health Division is pursuing public health department accreditation through the Public Health Accreditation Board. Initial requirements of accreditation include the development of a CHA and a CHIP. HHSD will be soliciting proposals from qualified individuals and/or organizations to conduct a baseline county-wide community based health assessment and thereafter to develop a community health improvement plan.

DISCUSSION: The selected bidder will use the National Association of County and City Health Officials' (NACCHO's) Mobilizing for Action through Planning and Partnerships (MAPP) model. Using this model the selected bidder will manage the implementation of this process and development of these documents while working closely with Yuba County Public Health. The primary goal of this process is to incorporate community feedback into the County's CHA and CHIP, prerequisite documents in applying for Public Health Department Accreditation.

FISCAL IMPACT: Approval of this authorization will not impact County General Funds.

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**COUNTY OF YUBA
HEALTH AND HUMAN SERVICES DEPARTMENT
REQUEST FOR PROPOSAL**

**COMPREHENSIVE COMMUNITY HEALTH ASSESSMENT AND
COMMUNITY HEALTH IMPROVEMENT PLAN
CONSULTANT – MAPP PROJECT**



PROPOSAL CLOSING DATE:

**Friday, May 27, 2016
at 4:00pm (PST)**

NOTE: It is the applicant's responsibility to check the County solicitation Website, see address below, or to contact the RFP point-of-contact identified in the RFP for any addenda issued to this RFP. The County shall not be responsible for any incomplete proposal submitted as a result of missing addenda, attachments, or other information regarding the RFP.

<http://www.co.yuba.ca.us/departments/admin%20services/purchasing%20solicitations.aspx>.

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RFP APPLICATION SUBMISSION CHECKLIST

All items are required. This checklist is provided to assist you in ensuring you submit a complete proposal (Item Numbers 1- 9 below). A bidder may be disqualified and the proposal rejected for incomplete information or missing documents.

Proposal Response Item Numbers

1. _____ Signature Page
2. _____ Table of Contents
3. _____ Executive Summary
4. _____ Statement of Experience
5. _____ Bidder's Qualifications and Project Narrative
6. _____ Itemized Budget
7. _____ Financial Information
8. _____ Proof of Insurance Coverage (Section III.5. j – Qualifications)
9. _____ Board Resolution (if applicable) (Section III.5.k – Qualifications)

Submit all bid-documents to **Cyndi Journagan**, 5730 Packard Avenue, Suite 100, Marysville, CA 95901, **no later than 4:00 p.m. on Friday, May 27, 2016**

INTRODUCTION

The Yuba County Health and Human Services Department, Public Health Division is soliciting proposals to conduct a baseline comprehensive Community Health Assessment (CHA) and to develop a Community Health Improvement Plan (CHIP). The selected bidder will use the National Association of County and City Health Officials' (NACCHO's) Mobilizing for Action through Planning and Partnerships (MAPP) model. Using this model the selected bidder will manage the implementation of this process and development of these documents while working closely with Yuba County Public Health.

The primary goal of this process is to incorporate community feedback into the County's CHA and CHIP, prerequisite documents in applying for Public Health Department Accreditation.

This RFP outlines the scope of services, information necessary to understand the competitive selection process, and the required documentation necessary for the submission of proposals. Please review the document carefully to ensure you are familiar with the County's requirements.

We are seeking a proposal to conduct a county-wide community based assessment and planning process that includes:

1. Vision Sessions
2. Four assessments combined into a comprehensive CHA (for details see Attachment 2):
 - a. Community Strengths and Themes
 - b. Community Health Status
 - c. Local Public Health System
 - d. Forces of Change
3. Identifying Strategic Issues
4. Formulating Goals and Strategies
5. CHIP – a community driven strategic plan (for details see Attachment 3)
6. Meeting requirements for Public Health Accreditation – CHA & CHIP as delineated by the Public Health Accreditation Board
7. Maintaining adequate files and data

MAPP is a method to help communities prioritize public health issues, identify resources for addressing them, and take action. Our goal is to create a report containing the details of each step of the MAPP process and to provide a comprehensive CHA and CHIP.

BACKGROUND INFORMATION

Yuba County

Yuba County is located in the Northern Sacramento Valley, approximately 40 miles north of the State Capitol, Sacramento. The boundaries stretch from the farms and orchards of the valley to the timberlands of the Sierras. Yuba County Public Health serves residents living in the two incorporated cities of Marysville and Wheatland, 12 unincorporated communities, and on the Air Force Base housed within the county.

With an estimated population of 73,966, Yuba County has a diverse population that includes 50.8% male and 49.2% female with a racial composition of 79.4% White, 7.3% Asian, 4% Black, 3% American Indian, and 0.5% Native Hawaiian and other Pacific Islander. The County Public Health serves as the local health jurisdiction providing essential programs and services to help protect and improve the health of the county's five districts. Yuba County has unique health needs, related to its population demographics, including high rates of poverty and low educational attainment.

Statement of Commitment — we are dedicated to providing responsive, innovative and sustainable services that enhance the quality of life and uphold the public trust and interest.

Public Health Accreditation

Yuba County Public Health Division is pursuing public health department accreditation through the Public Health Accreditation Board (PHAB). Accreditation includes internal and external processes that enhance Public Health's ability to identify community health issues, identify vulnerable populations, and prioritize health priorities. Initial requirements of accreditation include the development of a Community Health Assessment and a Community Health Improvement Plan. The accreditation process provides a means for public health departments to identify performance management opportunities, enhance management, develop leadership, and strengthen relationships with members of the community. Accreditation through PHAB consists of adoption of a set of standards, a process to measure health department performance against those standards, and recognition for those departments that meet the standards.

For more information related to PHAB, visit their website at <http://www.phaboard.org/>

CHA and CHIP definitions, as provided by PHAB are as follows:

Community Health Assessment (CHA)

- Purpose is to learn about the health status of the population the health entity serves.
- Describes the health status of the population, identifies areas for improvement, determines factors that contribute to health issues, and identifies assets and resources that can be mobilized to address population health improvement.
- Is developed through a participatory, collaborative process with various sectors of the community (See Attachment 2 for a CHA detailed requirements list)

Community Health Improvement Plan (CHIP)

- Purpose is to describe how the health department and the community will work together to improve the health of the population that it serves.
- Based on the CHA.
- Community-driven with participation of public health system partners and process to set priorities.
- More comprehensive than roles and responsibilities of health department alone; includes community partners' roles and responsibilities. (See Attachment 3 for a CHIP detailed requirements list)

I. SCOPE OF WORK

In order to accomplish the stated objectives, the selected bidder will be expected to complete several activities, outlined below:

1. Meeting Planning
 - A. Plan community meetings and develop materials in conjunction with Public Health Department Staff. Community meetings will:
 - i. Be at geographically variant locations (the five supervisorial districts)
 - ii. Vary in number of participants.
 - B. Make logistical arrangements (locations, times, food, participation incentives, etc.)
 - i. Arrangements include attaining resources to offer translation services at all community meetings in Spanish and Hmong at a minimum
2. Facilitation of Community Meetings
 - A. Presentation of pre-identified health or environmental concerns
 - i. Creation of infographic materials in formats that include but are not limited to:
 1. Handouts
 2. Posters
 3. Electronic
 - B. Facilitate health issue prioritization process
 - i. Assist community members in identifying most important health issues amongst presented health concerns
 - ii. Follow MAPP general guidelines available here: <http://www.naccho.org/topics/infrastructure/mapp/>, or similar community engagement guidelines
 - iii. Flexible facilitation method to stimulate community engagement
 - C. Provide short surveys to be completed by participants at the meetings
3. Community Engagement/Marketing
 - A. Advertise community meetings to encourage robust participation
 - i. Creation of marketing materials and organizing participation incentives, when applicable
 - B. Marketing materials available in formats used for:
 - i. Soliciting information from community members during existing community events (e.g. fairs, farmer's markets)
 - ii. Engaging people in passing

- iii. Accommodating different languages through translation, Spanish and Hmong at a minimum.
- 4. Reporting
 - A. Create detailed timelines for MAPP process and delivery of CHA and CHIP outcomes
 - B. Summary of prioritization process and ranked list of health/ environment outcomes
 - i. Summary is well-defined and transparent
 - C. Delivery of final report summarizing:
 - i. Facilitation process used
 - ii. Brief summaries of meetings
 - iii. Priorities identified at each meeting
 - iv. Any regional or demographic differences in identified priorities
- 5. Deliverables include:
 - A. Overall coordination and project management of the MAPP process including monitoring timelines and providing direction to the MAPP Committee. (See Attachment 4 for a draft anticipated timeline for the MAPP process.)
 - B. Facilitation of focus groups and committees for: visioning sessions; assessments; strategic issues; and goals and strategies.
 - C. Identify reliable existing data sources, development of quality primary data, data collection and conduct data analysis, and Public Health System partner identification and engagement in alignment with all Public Health Accreditation Board (PHAB) Domain 1, Standards 1.1 through 1.4 and Domain 5, Standard 5.2, Measure 5.2.1 through 5.2.4.
 - D. An Executive Summary report outlining the health issues and priorities identified for Yuba County through the MAPP process that can be distributed to key stakeholders and decision makers.
 - E. A one-page overview that can be distributed for educational purposes.
 - F. A detailed report of how the MAPP process was implemented and progressed in Yuba County.
 - G. A comprehensive written report on the results of the four assessments (CHA).
 - H. A written Community Health Improvement Plan (CHIP).
 - I. Identify strategic issues; formulate goals and strategies as a foundation for a Department Strategic Plan (DSP) in a short summary.
 - J. Electronic copies of all written reports and all original data shall be submitted in PDF format.
 - K. An electronic copy of the CHA & CHIP in a reusable document format.
 - L. Copy of all the original data, agendas, and meeting notes/summaries.

II. RFP TIMELINE

The following timeline represents the County's best estimate of the schedule that will be followed. Unless otherwise specified, the time of day for the following events will be between **8:00 a.m. and 4:00 p.m., Pacific Standard Time (PST)**.

EVENT	TIME	DATE	DAY
RFP Issued		April 27, 2016	Wednesday
Written Questions/Comments Due	4:00 p.m.	May 6, 2016	Friday
Addenda Issued/Posted		May 13, 2016	Friday
Response Submission Deadline	4:00 p.m.	<u>May 27, 2016</u>	Friday
<i>No response will be accepted after this date and time.</i>			
Evaluation Process begins		May 31, 2016	Tuesday
Notice of Intent to Award Protest/Appeal period begins		June 6, 2016	Monday
Deadline to submit Protest/Appeal letters	4:00 p.m.	June 13, 2016	Monday
Board of Supervisor's approval and authorization to award contract(s) is <i>tentatively</i> scheduled for the June 28, 2016, Board of Supervisor's agenda			

1. SUBMISSION OF PROPOSAL

It is the bidder's responsibility to check the County solicitation Website (see address below) or to contact the RFP point-of-contact identified in the RFP for any addenda issued to this RFP. The County shall not be responsible for any incomplete proposal submitted as a result of missing addenda, attachments or other information regarding the RFP.

The County's website will be the official notification posting place of all Amendments and Addenda's to the RFP. Go to:

<http://www.co.yuba.ca.us/departments/admin%20services/purchasing%20solicitations.aspx>.

One (1) original signature page (Attachment 1), wet-signed in blue ink and five (5) complete copies of the bid packet must be received and date stamped by County no later than **4:00 p.m. (PST) on May 27, 2016**. *Faxed proposals will not be accepted.*

Proposals must be in sealed envelopes and clearly labeled: **Comprehensive CHA & CHIP – MAPP Project** on the outside and delivered to the Main reception area at:

Yuba County Health and Human Services Department
Attn: **Cyndi Journagan** Finance & Administrative Supervisor
5730 Packard Avenue, Suite 100
Marysville, California

It is the bidder's responsibility to assure that its proposal is delivered and received at the location specified herein, on or before the date and hour set. **Proposals received after the specified date and time will NOT be considered.**

III. PROPOSAL RESPONSE

Proposals must include the information that is specifically requested herein as well as additional information the Applicant deems relevant to the process. Additional information may be provided but should be succinct and relevant to the goals of this RFP. Proposals must be developed in accordance with the described format.

FORMAT: All documents must be submitted in PDF format, and meet the following formatting requirements:

8.5" x 11" paper, 1" margins, 12 pt. font, double-spaced. Submit narratives as indicated below identifying each segment by corresponding number in addressing the following components. (The number of pages noted does not include requested attachments, i.e., Application, Attachments, Proof of Insurance, Board Resolution, Letters of Support, licenses/certificates, etc.) Proposals that deviate from this format *will not* be considered.

The proposal should include components in the order described below. Use forms where provided. A proposal lacking any of the following information may be deemed non-responsive:

1. **Signature Page**

Bidder must complete and return the enclosed Signature Page (**Attachment 1** – "SIGNATURE PAGE"). The Signature Page must be signed in blue ink by the officer or officers legally authorized to submit the proposal and thereby commit the agency to the obligations contained in the RFP response. Further, the signing and submission of a response shall indicate the intention of the Applicant to adhere to the provisions described in this RFP and a commitment to enter into a binding contract.

2. **Table of Contents**

The Table of Contents must be a comprehensive listing of the contents included in your proposal. This section must include a clear definition of the material, exhibits, and supplemental information identified by sequential page numbers and by section reference number.

3. **Executive Summary (no longer than 1 page)**

The Executive Summary shall condense and highlight the contents of the bidder's Business Proposal to provide the Evaluation Committee with a broad understanding of the bidder's overall approach, qualification, years in business, experience, anticipated outcomes, deliverables and staffing.

4. **Statement of Experience (no longer than 1 page)**

Provide a summary of your experience in providing services described in the Scope of Work. Include the number of years of experience providing equivalent or related services. (Elaborate on these services provided under Section III.6)

5. Bidder's Qualifications and Project Narrative

The County seeks an agency that can demonstrate the following skills, abilities, and qualifications:

- a. Documented ability to perform strategic planning and conduct collaborative Community Health Assessments (CHAs) and develop Community Health Improvement Plans (CHIPs)
- b. Sample of previous work
- c. Experience in applying objective methods of public health priority setting
- d. Demonstrated competency and ability to facilitate meetings of varying sizes, involving participants from a wide variety of backgrounds, cultures, languages and disciplines, oral, and written communication
- e. Ability to design and deliver presentations and to deliver curricula with sensitivity to learner characteristics
- f. Methodology – how will you accomplish this task?
- g. Timeline to meet targeted goals (see **Attachment 4** for a draft anticipated timeline). A demonstrated ability to meet both internal and external deadlines.
- h. Scope of Work
- i. Anticipated challenges and how to address them
- j. Proof of Insurance Coverage: Provide proof of required insurance
- k. Board Resolution (*if applicable*): For 501(c)3 agency's, a copy of the applicant's governing Board Resolution authorizing the submission of the proposal with evidence of 501(c) (3), including Employer ID Number, must be submitted as an attachment. If the Resolution is not available, a letter stating the date it will be available must be attached.

6. Itemized Budget (no longer than 2 pages)

The budget should assign costs to objectives using a quarterly timeline. Provide a brief budget narrative detailing all expense components that make up total operating expenses. In the budget narrative, describe all administrative costs and efforts to minimize use of projects funds for administrative and overhead expenses. No project funds shall be used for administrative and/or overhead costs not directly attributed to the project.

Proposed budget should reflect a reasonable approach to funding proposed deliverables. Furthermore, the proposed budget should be prepared in a manner to best demonstrate cost effectiveness.

The County reserves the right to change funding for contracts if the funding allocations change from estimated levels.

7. Financial Information

The bidder shall provide copies of its three most recent and comparable contracts, the total bid amounts proposed, and final budgets for each of those contracts. Financial information will be kept confidential if so stamped on each page.

The County may request additional information the County determines is necessary for an accurate determination of the applicant's qualifications to perform services.

IV. EVALUATION CRITERIA

The contract, if awarded, will be awarded to the Applicant(s) whose proposal is considered the *best value* to the County as interpreted by the County. Proposals that fail to meet all requirements will be deemed incomplete and will not be considered. Incomplete proposals include those that fail to submit all outlined required documents and attachments and those that fail to meet the format requirements. Best value will be determined based on the following evaluation criteria and point value:

- 1. Project Qualifications (65 points total)**
 - a. Experience and qualifications of bidder
 1. Objective methods for health priority setting **15 points**
 2. Bidder demonstrated ability to conduct CHA/CHIP **15 points**
 3. Sample of previous work **5 points**
 - b. Meeting design and implementation
 1. Logistical ability **10 points**
 2. Marketing ability **10 points**
 3. Presentation design **10 points**
- 2. Project Narrative (25 points total)**
 - a. Proposed process methodology and scope of work **15 points**
 - b. Timeline **5 points**
 - c. Plan to overcome potential barriers **5 points**
- 3. Budget (10 points total)**
 - a. Itemized budget **5 points**
 - b. Budget narrative **5 points**

V. THE RFP SELECTION PROCESS

Following the bid opening and after the total bid amounts have been recorded:

- Proposals will be reviewed by an Accreditation Documentation Specialist for completeness and adherence to RFP instructions. The proposals that meet the submission requests will be evaluated and scored by an Evaluation/Review Committee. The Committee may require interviews during scoring to discuss proposals.
- Submissions which are deemed incomplete may be eliminated as not being responsive. Responsiveness means an Applicant has submitted a proposal that conforms to the solicitation documents in all material aspects.

A "Responsible Contractor/Applicant" shall mean an Applicant who has the capability, in all respects, to fully perform the contract requirements and the moral and business integrity and reliability that will assure good faith performance. Qualifications, interview, experience, and financial stability may all be taken into consideration.

- The County reserves the right to award a contract to the applicant(s) that present(s) the best qualifications and whose proposal best accomplishes the desired results.
- Upon recommendation by the evaluation/review committee and approval by the Board of Supervisors, qualified Applicant(s) will be selected to provide services to Yuba County upon contract commencement date through June 30, 2017. At the County's discretion, the contracts may be renewed for additional terms based on the availability of funding and contractor's performance.

Applicant(s) shall agree to and sign a contract with the County; final terms of the contract will be negotiated with the selected Applicant(s) and incorporated in the contract. Contracts awarded will contain at least, but shall not be limited to, the provisions outlined in the Agreement for Comprehensive CHA & CHIP Consultant – MAPP Project. A sample contract can be viewed at:

<http://www.co.yuba.ca.us/departments/admin%20services/purchasing%20solicitations.aspx>

- The County will notify all bidders whether or not they are selected for the subject services.
- It is the County's preference to promote employment and business opportunities for local residents and firms on all contracts and give preference to local residents, workers, businesses, and consultants to the extent consistent with the law and interests of the public.

VI. COUNTY NOTICES

1. **County Contact**

Any questions related to this RFP should be directed to the County contact person by email: HHSD_RFPquestions@co.yuba.ca.us

All communications during this process should be directed to the appropriate County contact listed above. Any applicant that makes any effort to communicate with any elected or appointed officials of Yuba County, either directly or indirectly, during this process will be EXCLUDED from consideration.

2. **Subcontracting**

Any bidder using a subcontractor(s) must clearly explain the use of the subcontractor(s) and list the name(s) of the subcontractor(s) providing work under this proposal. The selected bidder will be fully responsible for all work performed under this proposal and will be considered as the "Prime Contractor." Any subcontracting, or other legal arrangements made by the bidder are the sole responsibility of the bidder. Any contract that is entered into between the selected bidder and the subcontractor(s) shall contain provisions for federal and state access to the books, documents, records, and inspection of work. Bidder awarded any contract as a result of this proposal shall obtain County written approval of subcontractors identified in bidder submittal prior to execution of contract.

3. **Joint Ventures**

In the event a proposal is submitted jointly by more than one organization, one legal entity must be designated as the "Prime Contractor." All other participants shall be designated as subcontractors.

4. **Conflict of Interest**

Any agency or person considering doing business with Yuba County Government must disclose the agency or person's affiliation or relationship that might cause a "Conflict of Interest" with County Government entity. Any attempt to intentionally or unintentionally conceal or obfuscate a conflict of interest may automatically result in the disqualification of the bidder's submittal.

5. **General Notices**

All applicants responding to this RFP should note the following:

- a. Yuba County reserves the right to:
 - Reject any or all submittals
 - Request clarification of any submitted information
 - Waive any informalities or irregularities in any qualification statement
 - Not enter into any agreement
 - Not to select any applicant
 - Cancel this process at any time
 - Amend this process at any time
 - Interview applicants prior to award and request additional information

- Enter into negotiations with one or more applicants
 - Award more than one agreement if it is in the best interest of the county
 - Issue similar RFPs or RFQs in the future
- b. Addenda posting and notifications must be done at least 72 hours before the RFP closing. All addenda information can be found at:
<http://www.co.yuba.ca.us/departments/admin%20services/purchasing%20sollicitations.aspx>
- c. Any and all costs arising from this RFP process incurred by any applicant shall be borne by the applicant without reimbursement by Yuba County.
- d. Acceptance by Yuba County, of any proposal submitted pursuant to this RFP, shall not be deemed to constitute intent, implied or otherwise, to enter into an Agreement for Services.
- e. County will verify applicant, its principal and any named subcontractors are not on the Federal debarred, suspended or otherwise excluded list of vendors located at www.sam.gov.

VII. PROTESTS AND/OR APPEALS

Protests or Appeals, with respect to the solicitation or award of the Contract, will be required to follow current requirements of the California State Contracting Manual regarding purchase of service as well as the Yuba County Purchasing and Contract Policy Manual which states in part:

10.0 Protest and Appeals

Any actual or prospective bidder, offer or contractor who is aggrieved in connection with the solicitation or award of a contract may protest to the Director of Administrative Services. The protest shall be submitted in writing within five (5) working days after such aggrieved person or company knows or should have known of the facts giving rise thereto.

10.1 Director of Administrative Services

The Director of Administrative Services shall issue a written decision within ten (10) working days after receipt of the protest. The decision shall:

- (a) State the reason for the action taken;*
- (b) Inform the protestant(s) that a request for further administrative appeal of an adverse decision must be submitted in writing to the Clerk of the Board of Supervisors within seven (7) working days after mailing of the decision by the Director of Administrative Services.*

The written protest must be delivered no later than **June 13, 2016**, to:

Doug McCoy, Director
Administrative Services
915 8th St. Suite 119
Marysville, California 95901

RFP Attachment 1 – Signature Page

**Yuba County Health and Human Services
Comprehensive Community Health Assessment & Community Health Improvement
Plan Consultant - MAPP PROJECT**

SIGNATURE PAGE

(BIDDER TO COMPLETE AND PLACE IN FRONT OF PROPOSAL)

Individual/Company**Date:****Mailing Address:****Contact Person:****Title:****Telephone:****Fax:****E-Mail Address:**

Authorization to Submit this Proposal: Non-profit agencies must submit a Board Resolution authorizing submission of this proposal with evidence of 501(c)(3) status, including EIN number as attachments. If the Resolution is not available, a letter stating the date it will be available must be attached.

Certification: The undersigned hereby certifies that he/she is a duly authorized official of the organization and has the authority to sign on behalf of the organization and assures that all statements made in the proposal are true, agrees to furnish the item(s) and/or service(s) stipulated in this Request for Proposal at the price stated herein, and will comply with all terms and conditions set forth, unless otherwise stipulated.

	Title
Authorized Representative - Name	

	Date
Signature	

Business License No.: (Yuba County) _____

Professional License No.: _____

Taxpayer Identification No.: _____

(County Use Only)

RFP Application #: _____ **Date & Time received:** _____ / _____

RFP Attachment 2 – CHA Requirements List

YUBA COUNTY PUBLIC HEALTH - ACCREDITATION
Standard 1.1 Community Health Assessment (CHA) Requirements List

STANDARD 1.1: Participate in or lead a collaborative process resulting in a comprehensive Community Health Assessment (CHA)

Measure 1.1.1

1. *The Health Department must document that the process for the development of a CHA includes participation of partners outside of the Health Department that represent Tribal/community populations and health challenges. Examples:*
 - Local government (elected officials law enforcement, correctional agencies, housing and community development economic development, parks and recreation, planning and zoning, school boards)
 - For profits (business, industries, major employers in the community)
 - Not-for-profits (Chamber of Commerce, civic groups, hospitals and other health care providers, local Childhood and Women's Death Review organizations, public health institutions, environmental public health groups that represent minority health, etc.)
 - Community foundations and philanthropists
 - Voluntary organizations
 - Health care providers (including hospitals)
 - Academia
 - The State Health Department and Tribal Health Departments located in YCPH's jurisdiction
 - Military installations in YCPH's jurisdiction
 - Representation of two or more populations that are at higher health risk or have poorer health outcomes (documentation could be, for example, a membership list and meeting attendance records.)
2. *The Health Department must document that the partnership meets and communicates on a regular basis to consider new data sources, review newly collected data, consider assets and resources that are changing, and conduct additional data analysis.*

The frequency of meetings/communications is determined by the partnership and may change, depending on the stage of the process.

Meetings and communications may be:

- In-person
- Via conference calls
- List-serves
- Other digital communication methods

Documentation could be (for example):

- Meeting agenda
- Meeting minutes
- Copies of emails
- Reports or other documents that show meeting frequency

3. *The Health Department must document the collaborative process used to identify and collect data and information, identify health issues, and identify existing Tribal or local assets and resources to address health issues.*

The process used may be an accepted national model; state-based model a model from the public, private, or business sector; or other participatory process model. When a specific model is not used, the key steps undertaken that outline the process used should be described.

National models include, for example,

- Mobilization for Action through Planning and Partnerships (MAPP)
- Association for Community Health Improvement (ACHI) Assessment Toolkit
- Assessing and Addressing Community Health Needs (Catholic Hospital Association of the US) (http://www.chausa.org/docs/default-source/general-files/cb_assessingaddressing-pdf.pdf?sfvrsn=4)
- University of Kansas Community Toolbox (<http://ctb.ku.edu/en/note/9>)

Examples of tools or resources that can be adapted or used throughout, or as part of, the community health assessment process include:

- NACCHO's Resource Center for Community Health Assessments and Community Health Improvement Plans
- Community Indicators process project
- Asset Based Community Development model
- Tribal Accreditation Readiness Guidebook and Roadmap
- Inter-Tribal Council of Arizona's Tribal CHA Toolkit
- National Public Health Performance Standards Program (NPHPSP)
- Assessment Protocol for Excellence in Public Health (APEX/PH)
- Guide to Community Preventive Services
- Healthy People 2020
- RWJ County Health Rankings and Roadmaps: Assess (<http://www.countyhealthrankings.org/roadmaps/action-center/assess-needs-resources>)

Measure 1.1.2

1. *The Health Department must document the identification and description of the Tribe's or community's health and areas for health improvement, the factors that contribute to the health challenges, and the existing community resources that can be mobilized to address them.*
The health assessment must include all of the following:

- a. Evidence that a comprehensive, broad-based data and information from a variety of sources were used to create the health assessment.

- Qualitative data as well as quantitative data must be utilized.

Qualitative data may address, for example:

- The community's perception of health
- factors that contribute to higher health risks and poorer health outcomes
- attitudes about health promotion and health improvement
- Data collection methods include, for example:
 - Surveys
 - Asset mapping

- ♦ Focus groups
- ♦ Town forums
- ♦ Community listening sessions

Quantitative data may, for example, include:

- ♦ Vital statistics
- ♦ Graduation rates
- ♦ Morbidity and mortality numbers and rates
- ♦ Rates of behavioral risks, such as tobacco use

- The assessment must also include both primary data and secondary data.

Examples of sources of secondary data include:

- ♦ Federal / Tribal / State and Local data
- ♦ Hospitals and health care providers
- ♦ Local schools
- ♦ Academic institutions
- ♦ Other departments of government (i.e. recreation, public safety, etc.)
- ♦ Community not-for-profits

Data sources also include, for example:

- ♦ County Health Rankings
- ♦ Community Health Needs Assessment (CHNA) Toolkit
- ♦ CDC Community Health Status Indicators
- ♦ County Health Rankings
- ♦ CDC Disability and Health Data System
- ♦ US Census American Factfinder
- ♦ Dartmouth Atlas of Health Care
- ♦ National Health Indicators Warehouse
- ♦ CDC Wonder
- ♦ Tribal Epidemiology Centers

Non-traditional and non-narrative data collection techniques are encouraged, for example:

- ♦ Photographs taken by members of the Tribe or community in an organized assessment process to identify environmental (including the build environment) health challenges

Examples of primary data include:

- ♦ Local surveys (for example, of high school students, and/or parents)
- ♦ Focus groups (for example, to discuss community health issues)
- ♦ Other data that the Health Department collects to better understand contributing factors or elements of secondary data sets

- b. A description of the demographics of the population of the jurisdiction served by the Tribal/ local health department, for example:
 - Gender
 - Race
 - Age
 - Socioeconomic factors
 - Income

- Disabilities
 - Mobility (travel time to work or to health care)
 - Educational attainment
 - Home ownership
 - Employment status
 - Immigration status
 - Sexual orientation
- c. A description of the health issues of the population and their distribution, based on the analysis of data listed in a) above. The description must address the existence and extent of health disparities between and among specific populations in the community or areas in the community: populations within inequitable share of poorer health outcomes must be identified.
- d. A discussion of the contributing causes of health challenges for example:
- Behavioral risk factors
 - Environmental factors (including the built environment)
 - Socioeconomic factors
 - Policies (e.g., zoning, taxation education, transportation, insurance status, etc.)
 - Injury
 - Maternal and child health issues
 - Infectious and chronic disease
 - Resource distribution (e.g., grocery stores)
 - Unique characteristics of the community that impact on health status

Multiple determinants of health, especially social determinants, must be included. Health disparities and high health-risk populations must be addressed.

Community factors that contribute to higher health risks and poorer health outcomes of specific populations must be considered.

- e. A listing or description of the assets and resources that can be mobilized and employed to address health issues. These must include other sectors. For example:
- A local park or recreation center can encourage physical activity
 - Local farmers' markets can be vehicles to promote healthful eating
 - A school district can partner with the Health Department to provide health education
2. *The Health Department must document that the preliminary findings of the assessment were distributed to the community at large and that the community's input was sought.*
Examples of methods to seek community input include:
- Publication of a summary of the findings in the tribal/local press with feedback or comment forms
 - Publication on the Health Department's website and website comment form
 - Community/town forums
 - Listening sessions
 - Newsletters
 - Presentations and discussions at other organizations' local meetings
3. *The Health Department must document the gathering of information, collection of data, conduct of community dialogues, and/or identification of community assets specific to populations*

and/or geographic areas in the community where health inequities and poorer health indicators were identified in the community health assessment.

Additional data analysis is expected to be neighborhood/community specific in order to understand health inequities and the factors that create them. Geographic information analysis of socioeconomic conditions would be appropriate information to include in an annual update or supplement.

A complete revision or overhaul of the community health assessment, is not required, but for a continuous effort to better understand the health of the population through the collection of information and data

Examples of community dialogue include:

- Organizing town meetings
- Conducting focus groups
- Participating in other local organizations' community meetings:
 - ♦ Church community meetings
 - ♦ School public meetings
 - ♦ Community association meetings or assemblies, etc.)
- Conducting open forums
- Conducting group discussions with specific populations:
 - ♦ Teenagers
 - ♦ Young mothers
 - ♦ Residents of a specific neighborhood

Documentation could be, for example:

- Reports of data and their analysis
- Findings from a focus group
- Meeting minutes where health issues or needs were discussed
- Reports of open forms

Documentation of attendance at a meeting is not sufficient; documentation of the information gathered and analyzed is required.

Measure 1.1.3

1. *Health departments must document how it informs partners, stakeholders, other agencies, associations, and organizations of the availability of the community health assessment.*

Documentation could be, for example:

- Emails to partners and stakeholders providing information of how to access the assessment
- Announcements in department newsletters
- Articles in newspapers
- Digital media / Health department tweet or Facebook
- Public service announcements
- Local news announcements

2. *Health Departments must document how it communicates the community health assessment findings to the public.*

Documentation could be, for example:

- Evidence of distribution of the assessment to libraries or the publication of the community health assessment on the department's website

Summaries of the findings could be, for example:

- Published in newspapers
- Outlined in the department's newsletter
- Linked to from the department's Facebook page
- Published on the department's website

RFP Attachment 3 – CHIP Requirements List

YUBA COUNTY PUBLIC HEALTH - ACCREDITATION
Standard 5.2 Community Health Improvement Plan (CHIP) Requirements List

STANDARD 5.2: Conduct a comprehensive planning process resulting in a Tribal/State/Community Health Improvement Plan (CHIP)

Measure 5.2.1

1. *The Local Health Department must document the collaborative community health improvement planning process.*

The process used may be an accepted national model; state-based model; a model from the public, private, or business sector; or other participatory process model. When a specific model is not used, the key steps undertaken that outline the process used should be described.

National models include, for example:

- Mobilizing for Action through Planning and Partnerships (MAPP)
- Association for Community Health Improvement (ACHI) Assessment Toolkit
- Assessing and Addressing Community Health Needs (Catholic Hospital Association of the US) https://www.chausa.org/docs/default-source/general-files/cb_assessingaddressing-pdf.pdf?sfvrsn=4
- University of Kansas Community Toolbox (<http://ctb.ku.edu/en/node/9>)

Examples of tools or resources that can be adapted or used include:

- NACCHO's Resource Center for Community Health Assessments and Community Improvement Plans
- Community Indicators process project
- Asset Based Community Development model
- National Public Health Performance Standards Program (NPHPSP)
- Assessment Protocol for Excellence in Public Health (APEX/PH)
- Guide to Community Preventive Services
- Healthy People 2020

The local health department must document that the community health improvement planning process included all of the following:

- a. Participation by a wide range of community partners representing various sectors of the community. Community partners could include, as appropriate for the specific community:
 - hospitals and health care providers
 - the faith community
 - veterinarians
 - military installations
 - academic institutions
 - local schools
 - other departments of government (e.g., parks and recreation, planning and zoning, housing and community development, etc.)economic development
 - community not-for-profits
 - civic groups

- elected officials
- the chamber of commerce and local businesses
- police
- housing
- foundations and philanthropists
- planning organizations
- the state health department

Members of this group may or may not be the same as members of the community health assessment partnership.

Documentation could be, for example:

- participant lists
 - attendance rosters
 - minutes or membership lists ~ for work groups or subcommittees
- b. Data and information from the community health assessment provided to participants in the community health improvement planning process for their use in their deliberations. This may include a list of data sets or evidence that participants used the community health assessment.
 - c. Evidence that community and stakeholder discussions were held and that they identified issues and themes. Community members' definition of health and of a healthy community must be included. The list of issues identified by the community and stakeholders must be provided as documentation.
 - d. Community assets and resources identified and considered in the community health improvement process. Community assets and resources could be anything in the community that could be utilized to improve the health of the community. Community assets and resources could include, for example:
 - skills of residents
 - the power of local associations (e.g., service associations, professional associations)
 - local institutions (e.g., faith based organizations, local foundations, institutions of higher learning) ~ as well as other community factors for example:
 - parks
 - social capital
 - community resilience
 - strong business community, etc.

Community assets and resources can be documented in a list, chart, narrative description, etc.

- e. A description of the process used by participants to develop a set of priority state health issues.

Measure 5.2.2

1. *The local health department must provide a community health improvement plan that includes all of the following:*
 - a. The desired measurable outcomes or indicators of the health improvement effort and priorities for action, from the perspective of community members. The plan must include:
 - community health priorities, measurable objectives improvement strategies and activities with time-framed targets that were determined in the community planning process.

In establishing priorities, the plan must include:

- consideration of addressing social determinants of health, causes of higher health risks and poorer health outcomes of specific populations, and health inequities.

Measurable and time-framed targets may be contained in another document, such as an *annual work plan*. If this is the case, the *companion document* must be provided with the health improvement plan for this measure.

Strategies may be evidence-based, practice-based, or promising practices or may be innovative to meet the needs of the community. National state-of-the-art guidance for example:

- The National Prevention Strategy
 - Guide to Community Preventive Services
 - Healthy People 2020 ~ should be referenced, as appropriate.
- b. Policy changes needed to accomplish the identified health objectives must be included in the plan. Policy changes must include those that are adopted to alleviate the identified causes of health inequity. Policy changes may address, for example:
 - Social and economic conditions that influence health equity including:
 - ♦ housing
 - ♦ Transportation
 - ♦ Education
 - ♦ Job availability
 - ♦ Neighborhood safety
 - ♦ Access to recreational opportunities
 - ♦ zoning
 - c. Designation of individuals and organizations that have accepted responsibility for implementing strategies outlined in the community health improvement plan. This may include:
 - assignments to staff
or agreements between:
 - planning participants
 - stakeholders
 - health care providers (community benefit)
 - other local government agencies
 - other community organizations

For this measure, agreements do not need to be formal, such as an MOA/MOU.

- d. Local health departments must demonstrate that they considered both national and state health improvement priorities where they have been established. National priority alignment could include the National Prevention Strategy and Healthy People 2020.

Measure 5.2.3

1. *The health department must provide a tracking process of actions taken toward the implementation of the community health improvement plan.*

The tracking process must specify:

- Strategies being used
- Responsible partners involved
- Status of the effort or results of the actions taken

Documentation could be, for example:

- A narrative
- Table
- Spreadsheet ~ or a combination. This may look like a work plan that included the status of the implementation of the work plan.

2. *The health department must document areas of the plan that were implemented by the health department and/or its partners.*

Examples must identify a specific achievement and describe how it was accomplished.

Measure 5.2.4

1. *The health department must provide an annual report on the progress made in implementing strategies in the community health improvement plan.*

The report will consider the feasibility and effectiveness of the strategies and/or changing priorities, resources, or community assets.

If the plan was adopted within the year, a report of a previous plan may be provided or detailed plans for assessment and reporting may be submitted.

2. *The health department must document that the health improvement plan has been reviewed and revised as necessary based on the report required in 1 above.*

The revisions may be in the:

- Improvement strategies
- Planned activities
- Time-frames
- Targets
- Assigned responsibilities listed in the plan

Revisions may be based on, for example:

- Achieved activities
- Implemented strategies
- Changing health status indicators
- Newly developing or identified health issues
- Changing level of resources

If the plan was adopted less than a year before it was uploaded to PHAB, the health department may provide:

- (1) Revisions of an earlier plan
or
- (2) Detailed plans for a revision process

RFP Attachment 4 - Anticipated Timeline for YUBA COUNTY MAPP Process

Action Steps:	Start	End
Visioning	7/2016	8/2016
Prepare for and design visioning process	7/2016	7/2016
Hold visioning sessions	8/2016	8/2016
Celebrate success and achievements to date	8/2016	8/2016
4 Assessments	9/2016	2/2017
Community themes and strengths assessment	9/2016	2/2017
Identify subcommittees, approaches, resources	9/2016	9/2016
Hold community dialogs and focus groups	10/2016	12/2016
Develop/disseminate/collect community survey	10/2016	10/2016
Conduct interviews with residents/key leaders	11/2016	1/2017
Compile results/identify challenges, opportunities	1/2017	2/2017
Local public health system assessment	10/2016	1/2017
Establish subcommittee, prepare for the assessment	10/2016	10/2016
Discuss Essential Services/identify orgs & activities	11/2016	11/2016
Respond to performance measures instrument	11/2016	12/2016
Discuss results/identify challenges & opportunities	1/2017	1/2017
Community health status assessment	9/2016	2/2017
Conduct data collection core indicators	12/2015	9/2016
Select and collect additional indicators	10/2016	11/2016
Analyze data/create health profile	10/2016	12/2016
Establish system to monitor over time	2/2017	2/2017
Identify challenges and opportunities	2/2017	2/2017
Forces of change assessment	11/2016	12/2016
Prepare, design process	11/2016	11/2016
Brainstorming session with MAPP committee	12/2016	12/2016
Simply list/identify threats & opportunities	12/2016	12/2016
Community CHIP development	3/2017	5/2017
Strategic issue identification	3/2017	5/2017
Celebrate successes and completed assignments	3/2017	3/2017
Identify potential strategic issues	3/2017	4/2017
Discuss strategic issues and urgencies	4/2017	4/2017
Action Steps:	Start	End
Consolidate strategic issues	5/2017	5/2017
Arrange issues in priority order	5/2017	5/2017
Formulate Goals and Strategies	6/2017	7/2017
Develop goal statements	6/2017	6/2017
Develop strategy alternatives and barriers	6/2017	6/2017
Explore implementation details	6/2017	6/2017
Select and adopt strategies	7/2017	7/2017
Draft planning report	7/2017	7/2017
Celebrate successes and recognize achievements	7/2017	7/2017

Begin Action Cycle	8/2017	10/2017
Organize for action	8/2017	8/2017
Develop objectives and agree on accountability	8/2017	8/2017
Develop action plans	8/2017	8/2017
Coordinate action plans and implement	9/2017	10/2017
Prepare for evaluation/determine methodology	8/2017	8/2017
Gather evidence and justify conclusions	9/2017	10/2017
Share results	10/2017	10/2017

RFP Attachment 5 – Definitions of Terms**DEFINITIONS**

Bidder - A person, partnership, firm, corporation, or joint venture submitting a bid proposal for the purpose of obtaining a County Contract.

Bonds -

Fidelity Bond - Also referred to as a Dishonesty Bond. A fidelity bond is a form of protection that covers the County for losses as a result of fraudulent acts by the Contractor.

Proposal Security Bond – Also referred to as Bid Security. A bond that is submitted with bidder's proposal to compensate the County for damages it might suffer if successful bidder refuses to execute the contract that may be derived from their proposal. Generally, it is 10% of the amount of bidder's bid as bid security.

Performance Bond – A bond to ensure completion of the project as requested under the "Scope of Work". The Performance Bond is backed by a surety who guarantees the project will be completed in accordance with the specifications of the proposal.

Payment Bond – This bond is to protect sub-contractors and suppliers. It ensures that the surety backing the bond will pay the sub-contractors and suppliers if the general contractor does not.

Closing Date/Time - The day and time the Request for Proposal must be received in the office of the Department of Administrative Services-Purchasing Division for acceptance.

Consultant - The bidder awarded the Contract derived from this RFP.

Contract - Comprises the Request for Proposal (RFP), any addenda thereto, the bid proposal, and the purchase order if appropriate. The Contract constitutes the entire agreement between the County and the awarded bidder.

Contractor - The bidder or vendor awarded the Contract derived from this Bid or RFP.

County - The County of Yuba, a political subdivision of the State of California.

Deliverable - The physical evidence such as documentation, certification of completion, hardware/software delivery, etc. which shows that a specific work has been completed as specified in the Scope of Work.

Discount - A percentage amount allowed off invoices for prompt payment.

Evaluation Committee - A committee established to review and evaluate proposals to

determine the Contract award. The committee includes representatives of the department seeking the goods or services and staff from the Department of Administrative Services-Purchasing Division.

Formal Date of Award - Effective date the Board of Supervisors take formal action to award the subject RFP to the most responsive bidder.

Goals/Tasks - A discrete unit of work to be performed.

Joint Ventures - Two or more corporations or entities that form a temporary union for the purpose of the RFP.

May - Indicates something that is not mandatory but permissible.

Must/Shall - Indicates a mandatory requirement. A proposal that fails to meet a mandatory requirement will be deemed non-responsive and not be considered for award.

Notice of Intent to Award - Letter sent by County to all participating bidders advising them of the date the County Board of Supervisors will hear and possibly take action in awarding the Contract to the apparent successful bidder as recommended by the Evaluation Committee.

Objectives/Sub-Tasks - Detailed activities that comprise the actual performance of the Goal/Task. The total of all Goals/Tasks and Objectives/Sub-Tasks makes up the "Scope of Work".

Prime Contractor - The bidder who is awarded the Contract and designated as the legal entity. The Prime Contractor will hereafter also be known as the Contractor. Any subcontracting, Joint Ventures, or other legal arrangements made by the Contractor during this project are the sole responsibility of the Contractor.

Proposal Deadline - The closing date associated with this proposal.

Proprietary - The information provided that is considered exempt from public disclosure defined as Trade Secrets under Civil Code Section 3426.1, pursuant to Public Records Act.

Scope of Work - The mutually agreed to document which describe tasks, dependencies, the sequence and timing of events, deliverables, and responsible parties associated with the various phases of the proposal.

Subcontractors - Any person, entity or organization, to which Contractor or County has delegated any of its obligations hereunder.

Tasks – A discrete unit of work to be done

Vendor - A person, partnership, firm, corporation, or joint venture submitting a bid or

proposal for the purpose of obtaining a County Contract.

Work Plan - The mutually agreed to document, which describes task, dependencies, the sequence and timing of events, deliverables, and responsible parties, associated with the various phases of the proposal

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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 29, 2016



The Honorable Board of Supervisors of the County of Yuba met on the above date, commencing at 8:34 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 Randy Fletcher. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Abe presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher

III. COST ACCOUNTING HEARINGS

- A. (113-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$8,271.28 and the recording of a lien regarding 3362 Warehouse Road, Arboga, CA 95961, HRM Ranches, LLC. (Roll call vote) (Fifteen minutes) Continued to April 12, 2016.
- B. (111-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$7,241.58 and the recording of a lien regarding 5835 Garden Avenue, West Linda, CA 95961, Guillermo Navarro. (Roll call vote) (Fifteen minutes) The Clerk administered the oath of testimony to Osvaldo Navarro.

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping the number of plants cultivated outdoors without registration, removal of plants, and modified the accounting to remove \$3,400 from the administrative penalty for a total cost accounting of \$3,841.58. Mr. Strang responded to inquiries.

Mr. Osvaldo Navarro commented on the process of fining, concurred with the recommended fine, requested a payment plan, and responded to inquiries.

MOTION: adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$3,841.58 and the recording of a lien

MOVED: Mary Jane Griego SECOND: Andrew Vasquez

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- C. (116-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$14,492.18 and the recording of a lien regarding 12748 Lone Tree Way, Loma Rica, CA 95901, Estate of Margaret Suda, C/O Cheryl Suda and Sandra L. Picciano. (Roll call vote) (Fifteen minutes) The Clerk administered the oath of testimony Sandra Picciano.

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping the number of plants cultivated outdoors without registration, removal of plants, use of unsafe extension cords, and modified the accounting to remove \$10,300 from the administrative penalty for a modified total of \$4,192.18. Mr. Strang responded to inquiries.

Ms. Sandra Picciano, co-owner, commented on the fence, grow by co-owner on separate parcel from hers, and responded to Board inquiries.

Following discussion regarding recording of lien on only one of two APNs, the matter was continued to April 12, 2016.

- D. (118-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$53,166.06 and the recording of a lien regarding 19909 Barton Hill Road, Strawberry Valley, CA 95981, Ryan James Cornwall. (Roll call vote) (Fifteen minutes) The Clerk administered the oath of testimony to Ryan Cornwall.

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping the number of plants cultivated outdoors without registration, lack of dwelling, use of generator and extension cord, occupied recreational vehicle, removal of plants, and modified the accounting to reduce \$24,000 from the administrative penalty for a total of \$29,166.06. Mr. Strang responded to inquiries.

Mr. Cornwall responded to inquiries.

Code Enforcement Officer Chris Monaco responded to inquiries.

Ms. Charnel James responded to Board inquiries.

The Board recessed at 9:30 a.m. and reconvened at 9:42 a.m.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$29,166.06 and the recording of a lien

MOVED: Andrew Vasquez SECOND: Randy Fletcher

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- E. (120-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$102,698.60 and the recording of a lien regarding 1108 Murphy Road, Olivehurst, CA 95961, Lay and Tieng Khammoughkhoun. (Roll call vote) (Fifteen minutes) The Clerk administered the oath of testimony and interpreter oath.

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping the cultivation of 95 plants outdoors without an approved accessory structure, lack of registration, removal of plants, and responded to Board inquiries.

Mr. and Mrs. Lay Kammoughkhoun responded to inquiries.

Mr. Khamphone Onehara responded to inquiries.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$53,698.60 and the recording of a lien

MOVED: Andrew Vasquez SECOND: Randy Fletcher

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- F. (117-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$48,698.60 and the recording of a lien regarding 10128 La Porte Road, Challenge, CA 95929, Syphoum and Many Vongkhoun. (Roll call vote) (Fifteen minutes) The Clerk administered the interpreter oath and oath of testimony.

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping the cultivation of 107 plants outdoors without an approved accessory structure, lack of registration, orders to abate, recommended reducing \$33,000 of administrative penalty for a total cost accounting of \$15,698.60 and responded to Board inquiries.

Mr. and Mrs. Vongkhoun responded to inquiries.

Code Enforcement Officer Chris Monaco responded to inquiries.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$15,698.60 and the recording of a lien

MOVED: John Nicoletti SECOND: Andrew Vasquez

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- G. (119-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$87,625.86 and the recording of a lien regarding 11500 Smith Road, Loma Rica, CA 95901, Stacy Savoca. (Roll call vote) (Fifteen minutes) Counsel Charnel James, on behalf of owners, requested a continuance due to filing of a federal case on the issue which had not yet been served on the county and responded to inquiries.

The Clerk administered to oath of testimony to owner and cultivator.

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping cultivation of 39 plants outdoors without an approved accessory structure, lack of registration, use of extension cords, construction of buildings without permits, and responded to inquiries.

Ms. James recapped the growth of plants through his religious rights, violation of civil procedure, cost of appealing and responded to inquiries.

Ms. Stacy Savoca commented on the excessive appeal costs, punitive costs for abatement, and responded to inquiries.

Mr. Joshua Shurtz commented on growth for health issues and use within his religious beliefs.

Chief Deputy Counsel John Vacek recapped lack of appeal received.

The following individual spoke: Mr. Brook Hilton

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$87,625.86 and the recording of a lien

MOVED: Andrew Vasquez SECOND: Randy Fletcher

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- H. (121-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$113,264.86 and the recording of a lien regarding 4676 Pacific Avenue, Olivehurst, CA 95961, Fahid Ravaid. (Roll call vote) (Fifteen minutes) The Clerk administered the oath to Julio Rodriquez

Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping cultivation of 65 plants outdoors without an approved accessory structure, lack of registration, and responded to inquiries.

Mr. Rodriquez responded to inquiries from Chief Deputy County Counsel John Vacek and Board.

Supervisor Vasquez moved to lower total cost accounting to \$18,064.86, Supervisor Fletcher seconded.

Ms. Charnel James, Counsel, commented on the appeal process and request for appeal.

Supervisor Vasquez withdrew motion.

Mr. Vacek recapped the acceptance of the determination of the nuisance.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$18,064.86 and the recording of a lien

MOVED: Andrew Vasquez SECOND: Mary Jane Griego

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- I. (112-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$7,632.32 and the recording of a lien regarding 7460 White Fir Lane, Smartsville, CA 95977, Joann E. Gonzales. (Roll call vote) (Fifteen minutes) Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping cultivation of 11 plants outdoors without registering, junk, trash, debris, inoperable vehicles and modified administrative penalties for total of \$5,532.32 and responded to inquiries.

Code Enforcement Officer Chris Monaco responded to Board inquiries.

Counsel Charnel James, on behalf of tenant and property owner, recapped removal of plants, inoperable vehicles, and responded to inquiries.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$5,532.32 and the recording of a lien

MOVED: Andrew Vasquez SECOND: John Nicoletti

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- J. (122-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$202,712.62 and the recording of a lien regarding 4755 Pacific Avenue, Olivehurst, CA 95961, Christopher Darryl Gomes.

(Roll call vote) (Fifteen minutes) Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping cultivation of 140 plants outdoors with no approved accessory structure, lack of registration, construction of buildings without permits, storage of junk and debris, cost accounting, and responded to inquiries.

Counsel Charnel James on behalf of property owner Christopher Gomes, recapped restrictions placed on landlords regarding tenant inspections, evictions, and responded to Board inquiries.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$202,712.62 and the recording of a lien

MOVED: John Nicoletti SECOND: Andy Vasquez

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

The Board recessed at 12:13 p.m. and reconvened at 1:30 p.m.

- K. (114-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$10,342.78 and the recording of a lien regarding 1490 Dodson Avenue, Linda, CA 95901, Estate of Lee E. Jacobs. (Roll call vote) (Fifteen minutes) No one was present to administer the oath.

Code Enforcement Manager Jeremy Strang through PowerPoint presentation recapped cultivation of eight plants outdoors, lack of registration, abandoned vehicles, and storage of junk, trash and debris, and responded to inquiries.

Code Enforcement Officer Chris Monaco responded to Board inquiries.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$10,342.78 and the recording of a lien

MOVED: John Nicoletti SECOND: Andrew Vasquez

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- L. (115-0316) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$12,077.70 and the recording of a lien regarding 1093 Grand Avenue, Olivehurst, CA 95961, David Silva. (Roll call vote) (Fifteen minutes) No one present to administer oath.

Code Enforcement Manager Jeremy Strang through PowerPoint presentation recapped the cultivation of 59 plants outdoors, lack of registration, use of extension cords in lieu of permanent wiring, construction of structure without permits, accumulation of junk and debris, and accounting of costs. Mr. Strang responded to inquiries.

MOTION: Move to adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$12,077.70 and the recording of a lien

MOVED: John Nicoletti SECOND: Andrew Vasquez

AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

- IV. CLOSED SESSION: The Board retired into closed session at 1:44 p.m. and returned at 2:24 p.m. There was no report.
- A. Personnel pursuant to Government Code 54957.6(a) - Labor Negotiations DSA/MSA/YCPOA/County of Yuba Negotiating Parties: Negotiating Parties: Abel
- V. ADJOURN 2:25 p.m. in memory of Mr. Dan Silva.

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: _____

The County of Yuba

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

APRIL 5, 2016



The Honorable Board of Supervisors of the County of Yuba met on the above date, commencing at 5:30 p.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 Randy Fletcher. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Abe presided.

- I. CLOSED SESSION: The Board retired into closed session at 5:30 p.m. and returned at 5:42 p.m. with all present as indicated above.
 - A. Personnel pursuant to Government Code 54957.6(a) - Labor Negotiations DSA/MSA/YCPOA/County of Yuba Negotiating Parties: Negotiating Parties: Abel No report.
 - B. Pending litigation pursuant to Government Code 54956.9(d)(4) - One Case By unanimous vote referred to Porter Scott for defense.
- II. ADJOURN: 5:43 p.m.
- I. CALL TO ORDER: 6:00 p.m.
- II. PLEDGE OF ALLEGIANCE - Led by Supervisor Nicoletti
- III. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher - All present.
- IV. 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: Randy Fletcher
 AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
 NOES: None ABSENT: None ABSTAIN: None

A. Administrative Services

1. (124-0416) Direct staff to look at potential locations to relocate Victim Services Division of the Probation Department. (Public Facilities Committee recommends approval) Approved.

B. Board of Supervisors

1. (125-0416) Remove Michael Valdez from Behavioral Health Advisory Board pursuant to Article IV, Section G of bylaws. Approved.
2. (126-0416) Reappoint Gary Arlington to Yuba County Commission on Aging as At-large Representative for term ending April 5, 2019. Approved.

C. Clerk of the Board of Supervisors

1. (127-0416) Approve meeting minutes of March 15 and 22, 2016. Approved.

D. Community Development and Services

1. (128-0416) Approve plans, specifications, estimate and authorize advertisement of bids for Scales Road over Slate Creek Bridge Replacement Project, with tentative bid opening April 28, 2016 and authorize Chair to execute. Approved.
2. (129-0416) Award contract to Drake Haglan and Associates, Inc. for professional engineering services for Iowa City Road Bridge replacement project and authorize Chair to execute upon review and approval of Counsel. Approved.
3. (130-0416) Award agreement to Wood Rodgers for professional engineering services for Spring Valley Road bridge replacement project and authorize Chair to execute upon review and approval of Counsel. Approved.
4. (131-0416) Approve Floodplain Development Variance for Agricultural Structure at APN 005-190-061 (Shell Road). Approved.
5. (132-0416) Adopt resolution supporting Yuba County Water Agency proposed groundwater basin boundary modification of North Yuba Subbasin, (Basin No. 5-21.60) Adopted Resolution No. 2016-22, which is on file in Yuba County Resolution Book No. 47.

E. Emergency Services

1. (133-0416) Adopt resolution proclaiming the existence of ongoing local drought emergency in Yuba County pursuant to Government Code 8630. Adopted Resolution No. 2016-23, which is on file in Yuba County Resolution Book No. 47.

F. Health and Human Services

1. (134-0416) Adopt resolution increasing petty cash fund to \$200 for Public Health Division. Adopted Resolution No. 2016-24, which is on file in Yuba County Resolution Book No. 47.

G. Information Technology

1. (135-0416) Approve Memorandum of Understanding with Yuba County Superior Court for services and information exchange and authorize Chair to execute. Approved.

H. Sutter Yuba Mental Health

1. (136-0416) Adopt resolution in support of Stepping up Initiative to reduce mental illnesses in jail. Adopted Resolution No. 2016-25, which is on file in Yuba County Resolution Book No. 47.

V. SPECIAL PRESENTATION

- A. (137-0416) Present proclamation to Public Health staff recognizing Public Health Week April 4 - 10, 2016. (Five minute estimate) Chairman Abe read and presented the proclamation to Nelly Camarena, Stephaine Lucio and Clemente Poline.

- B. (138-0416) Present proclamation to Casa de Esperanza recognizing April 2016 as Child Abuse Prevention Month. (Five minute estimate) Chairman Abe presented the proclamation of Casa Representative Rosa Zuniga who briefly thanked the Board and committed on upcoming activities.

VI. PUBLIC COMMUNICATIONS: None.

VII. COUNTY DEPARTMENTS

A. Community Development and Services

1. (139-0416) Direct staff to initiate Proposition 218 process to propose increase assessment to County Service Area 8 (Willow Glen) and set public hearing date of June 14, 2016 to consider adjustment and tabulate ballots. (Five minute estimate) Public Works Director Mike Lee recapped the increase in assessment for road and maintenance services within the service area.

MOTION: Move to approve MOVED: John Nicoletti SECOND: Andrew Vasquez
 AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
 NOES: None ABSENT: None ABSTAIN: None

2. (140-0416) Direct staff to initiate Proposition 218 process to increase assessment to County Service Area 9 (Aero Estates) and set public hearing date of June 14, 2016 to consider adjustment and tabulate ballots. (Five minute estimate). Public Works Director Mike Lee recapped the increase in assessment for road and maintenance services within the service area.

MOTION: Move to approve MOVED: John Nicoletti SECOND: Randy Fletcher
 AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
 NOES: None ABSENT: None ABSTAIN: None

3. (141-0416) Direct staff to initiate Proposition 218 process to increase assessment to County Service Area 18 (Willow Glen No. 2) and set public hearing date of June 14, 2016 to consider adjustment and tabulate ballots. (Five minute estimate)

MOTION: Move to approve MOVED: Randy Fletcher SECOND: Mary Jane Griego
 AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
 NOES: None ABSENT: None ABSTAIN: None

4. (142-0416) Direct staff to initiate Proposition 218 process to increase assessment to County Service Area 20 (Clark Hill Estates) and set public hearing date of June 21, 2016 to consider adjustment and tabulate ballots. (Five minute estimate).

MOTION: Move to approve MOVED: Randy Fletcher SECOND: John Nicoletti
 AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
 NOES: None ABSENT: None ABSTAIN: None

5. (143-0416) Direct staff to initiate Proposition 218 process to propose assessment to County Service Area 28 (Renaissance Vineyard) and set public hearing date of June 14, 2016 to consider adjustment and tabulate ballots. (Five minute estimate).

MOTION: Move to approve MOVED: Randy Fletcher SECOND: John Nicoletti
 AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher

NOES: None ABSENT: None ABSTAIN: None

6. (144-0416) Direct staff to initiate Proposition 218 process to increase assessment to County Service Area 39 (Dry Creek Estates) and set public hearing date of June 21, 2016 to consider adjustment and tabulate ballots. (Five minute estimate).

MOTION: Move to approve MOVED: Randy Fletcher SECOND: John Nicoletti
AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
NOES: None ABSENT: None ABSTAIN: None

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

- A. (145-0416) Final Audit Report for Wheatland Cemetery District for period ending June 30, 2014. Received.
- B. (146-0416) Notice from California State Water Resources Control Board for temporary transfer of up to 17,433 acre feet of water from Sutter Extension Water District to State Water Contractor Agencies under license 9063. Received.
- C. (147-0416) Notice from California State Board of Equalization annual report fiscal year 2014-2015. Received.

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

Supervisor Nicoletti: Meetings attended:

- Peach Tree Healthcare Directors meeting March 31
- FRAQMD Directors meeting April 4
- Employee Recognition Lunch April 1
- Marysville Town Hall March 30
- Sacramento Regional Food and Agriculture Workforce Forum March 30

Supervisor Griego left the meeting at 6:26 p.m.

Supervisor Fletcher: Meetings attended:

- Water Agency Flood Protection Strategy March 23
- Various Water Agency meetings March 24 and 25
- Yuba Sutter Farm Bureau Dinner March 25
- Transportation Funding Ad Hoc March 25
- Meeting with Beale staff on March 30
- Employee Recognition Lunch April 1

Supervisor Abe:

- LAFCO Directors meeting March 24
- Water Agency meeting March 24
- Yuba Sutter Farm Bureau Dinner March 25
- Lion Club Easter Egg Hunt March 26
- Employee Recognition Lunch April 1

County Administrator Robert Bendorf:

- Employee Recognition Lunch April 1
- Workforce Analysis
- Homeless Issues update
- Salvation Army Progressive Dinner May 10
- Candlelight Vigil April 10

X. ADJOURN: 6:41 p.m.

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: _____

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The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

Phone – (530) 749-5430 • Fax – (530) 749-5434
915 8th Street, Suite 123
Marysville, California 95901

www.co.yuba.ca.us



157-0416
(157-0416) Adopt... - 1 of 8

CODE ENFORCEMENT
749-5455 • Fax 749-5464

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

PLANNING
749-5470 • Fax 749-5434

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

FINANCE AND ADMINISTRATION
749-5430 • Fax 749-5434

TO: Yuba County Board of Supervisors

FROM: Michael Lee, Public Works Director

SUBJECT: Gledhill Landscaping and Lighting District, Resolution adopting the Engineer's Report and declaring intention to levy and collect assessments.

DATE: April 19, 2016

Recommendation

Adopt the attached Resolution approving the Engineer's Report and declaring your Boards intent to levy and collect assessments within the Gledhill Landscaping and Lighting District for fiscal year 2016/2017.

Background

Gledhill Landscaping and Lighting District was formed on July 1, 1993. Per the Streets and Highway Code an Engineer's Report shall be prepared and filed each year.

Discussion

The assessment, shown in the engineer's report, will provide revenue needed to operate the district for fiscal year 2016-2017. There has been no change in the assessment rate from last year's rate. There are 3696 dwelling units that are assessed at \$13.20 for the total revenue of \$48,787.20 for the fiscal year 2016-2017. These funds are used to operate and maintain Fernwood Park in East Linda and Friendship Park in West Linda. In particular, the funds will be used to maintain existing landscaping, repair recreational equipment, improve existing irrigation, install new irrigation and landscaping, and perform other work required to operate the district.

Committee Action

The Land Use & Public Works Committee was bypassed as this action is routine in nature and occurs annually.

Fiscal Impact

No impact to the General Fund. Assessments collected are used to operate and maintain the District.

Attachment

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

**RESOLUTION TO ADOPT ENGINEER'S)
REPORT AND DECLARE INTENTION TO)
LEVY AND COLLECT ASSESSMENTS)
WITHIN GLEDHILL LANDSCAPING AND)
LIGHTING DISTRICT)**

RESOLUTION NO. _____

WHEREAS, the Landscaping and Lighting Act of 1972 (Division 15, Part 2, Chapter 3, of the Streets and Highways Code (commencing with section 22620) which relates to the levy of annual assessments after formation of a landscaping and lighting district, requires the legislative body to approve the Engineer's Report and adopt a resolution of intention to levy and collect assessments; and

WHEREAS, the engineer shall prepare and file a report in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of Part 2 of the Streets and Highways Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors hereby:

1. Approves the Engineer's Report for Gledhill Landscaping and Lighting District for fiscal year 2016-2017.
2. Declares its intention to levy and collect assessments within the assessment district for fiscal year 2016-2017 in compliance with Streets and Highway, Code section 22624.
3. Declares that the work proposed in the Engineer's Report includes maintenance of existing landscaping, and repair and maintenance of recreation areas and equipment as required to maintain parks within the Gledhill Landscaping and Lighting District for fiscal year 2016-2017.
4. Declares that the Gledhill Landscaping and Lighting District is located in the community of Linda.
5. Declares that the Engineer's Report is on file with the Clerk of the Board of Supervisors at 915 8th Street, Marysville, California, where it may be reviewed for a full and detailed description of the improvements, boundaries of the assessment district, and the proposed assessments upon assessable lots and parcels of land within the district.
6. Declares that the proposed assessments consist of no increase from the current rate of \$13.20 per year per dwelling unit.
7. Declares that a public hearing be scheduled on May 10, 2016 at 9:30 a.m. in the Board of Supervisors Chambers at 915 8th Street, Marysville, California, where all interested persons will be given an opportunity to be heard and all oral statements and written protests made prior to the close of the public hearing will be considered.

8. Declares that any interested person may, prior to the conclusion of the hearing, file a written protest with the Clerk of the Board of Supervisors, or having previously filed a protest, may file a written withdrawal of that protest. A written protest shall state all grounds of objection. A protest by a property owner shall contain a description sufficient to identify the property.

9. Declares that the Clerk of the Board of Supervisors shall publish a notice of public hearing one time at least ten days prior to the public hearing.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California, on the _____ day of _____, 2016, by the following vote:

AYES:

NOES:

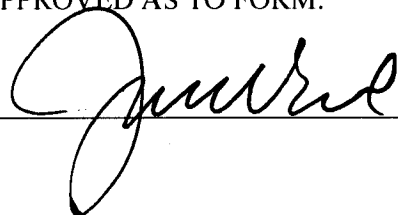
ABSENT:

ABSTAIN:

Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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



**ENGINEER'S REPORT
GLEDHILL LANDSCAPING AND LIGHTING DISTRICT
FISCAL YEAR 16/17
COUNTY OF YUBA**

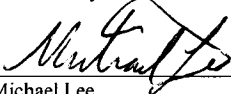
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SECTION	III	DISTRICT DIAGRAM
SECTION	IV	ASSESSMENT
SECTION	V	BOND OR NOTE ISSUANCE
APPENDIX	A	COST ESTIMATE
APPENDIX	B	MAP

Prepared By:

Judy Zirion
Engineering Technician
Department of Public Works
(530) 749-5420

Reviewed by:


Michael Lee
RCE 55795
Exp 12-31-16

**ENGINEER'S REPORT
GLEDHILL LANDSCAPING AND LIGHTING DISTRICT**

22568

Section I: Plans and Specifications

a. Detail Plans
Not applicable

b. Scope of Work

Fiscal Year 2016 - 2017

1. Continue to maintain the landscaping.
2. Continue the maintenance of the athletic areas.
3. Continue the maintenance and replacement of damaged recreation equipment.
4. Improve the existing irrigation facilities.
5. Install new irrigation and landscaping.

22569

Section II: Estimate of Cost

a. Net amount to be assessed per Dwelling Unit on annual basis within the assessment district.	\$ 13.20
b. Dwelling Units within the assessment district.	3696
c. Total income within the assessment.	\$48,787.20
d. Amount of surplus carried over from a previous year.	0
e. Garden reimbursement for water use.	0
f. Interest/Grants	\$300.00
g. Total budget 2015 – 2016	\$49,087.20
h. Detailed cost estimate enclosed as Appendix “A” total cost of construction, maintenance and/or services.	\$47,000.00

22570

Section III: District Diagram

- a. District map enclosed as Appendix “B”
- b. Assessor’s Parcel Numbers will be used to give each lot or parcel a district alpha-numeric label for the Gledhill Landscaping and Lighting District.

22572

Section IV: Assessment

“Dwelling unit shall mean a building or portion thereof designed for or occupied exclusively for residential purposes, including one-family or each unit of multi-family dwelling.

- a. Each dwelling unit is to be assessed \$1.10 each month or \$13.20 each year.
- b. For a description of each parcel, please refer to the Yuba County Assessment Rolls.
- c. Each dwelling unit within the district will be assessed the same amount, receiving equal benefit for improvements within the district.
- d. No notes or bonds have been issued at this time.

22567

Section V: Bond or Note Issuance

- a. None to be issued.

ENGINEER'S REPORT
APPENDIX "A" - COST ESTIMATE

1. PROFESSIONAL SERVICES:

A. Landscape Maintenance	\$ 25,000.00
B. Repairs to Sprinkler Systems	\$ 2,000.00
C. Project Supervision Coordination	0
D. Public Works Administration (Including A-87)	\$ 6,000.00
E. Open and Close Fernwood Park	0
F. Recreation Equipment and Sports Area Repairs and Maintenance - Reserve.	\$ 6,000.00
G. Insurance	\$ 3,000.00
Subtotal:	\$ 42,000.00

2. UTILITIES	\$ 5,000.00
Water (\$3,000.00)	
Electrical (\$2,000.00)	
Subtotal:	\$47,000.00

TOTAL: \$47,000.00

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The County of Yuba

Yuba County Library

Phone: (530) 749-7380
Fax: (530) 741-3098
303 Second Street
Marysville, California 95901




158-0416

(158-0416) Autho... - 1 of 2

Email: library@co.yuba.ca.us
Website: <http://library.yuba.org>

TO: Board of Supervisors

FROM: Kevin Mallen – CDSA Director 

SUBJECT: Transfer of Funds

DATE: April 19th, 2016

Recommendation

Approve budget transfer from 101-6000-462-23-00 (Professional Services) in the amount of \$7,312 to 101-6000-462-01-03 (Extra Help).

Background

Extra Help are required due to limited full time staffing. Extra help employees assist in areas such as the circulation desk, shelving returned books, and assisting with programs offered at the Library.

Discussion

Due to the current full time staffing situation at the Library, one extra help employee is required each day to help cover circulation and shelving as well as one extra help employee three days a week to help coordinate programs. The transfer of funds will maintain this level of extra help hours until the end of this fiscal year.

Committee Action:

Bypassed due to routine nature of request and no fiscal impact.

Fiscal Impact:

None

Attachment: Budget Adjustment Request Form

COUNTY OF YUBA

AUDITOR-CONTROLLER'S OFFICE
BUDGET ADJUSTMENT REQUEST FORM

DEPARTMENT: Library

PREPARED BY/PHONE Vicki Worthley - 5435

REVENUE APPROPRIATIONS					
Account Number				Account Name	Amount INC/(DEC)
FUND	DEPT	BASE	EL-OB		
TOTAL NET REVENUE INCREASE/(DECREASE)					0:00

EXPENDITURE APPROPRIATIONS					
Account Number				Account Name	Amount INC/(DEC)
FUND	DEPT	BASE	EL-OB		
101	6000	462	0103	Extra Hire	7,000.00
101	6000	462	0203	COPST	210.00
101	6000	462	0205	Medicare	102.00
101	6000	462	2300	Professional Services	(7,312.00)
TOTAL NET EXPENDITURES INCREASE/(DECREASE)					0.00

EXPLANATION FOR BUDGET ADJUSTMENT:

To cover extra hire costs necessary for continued Library operations. Professional Services savings are due to staff vacancies in CDSA.

FUNDING SOURCE FOR INCREASES:

EXTERNAL
INTERNAL

MUST INCLUDE DOCUMENTATION FOR THE ADDITIONAL FUNDING
MUST INCLUDE A JOURNAL REQUEST FORM or ACCOUNT BALANCE OF SOURCE FUND(S)

BUDGET TRANSFER

(assigned by ACO)

APPROVALS: Availability and appropriateness of budget amounts, balances, and accounts of the above has been verified and approved.

1) DEPARTMENT HEAD:

SIGNATURE OF AUTHORIZED OFFICIAL

DATE _____

3) AUDITOR-CONTROLLER:

SIGNATURE

DATE _____

2) COUNTY ADMINISTRATOR

SIGNATURE

DATE _____

BOARD OF SUPERVISORS:

SIGNATURE

DATE _____

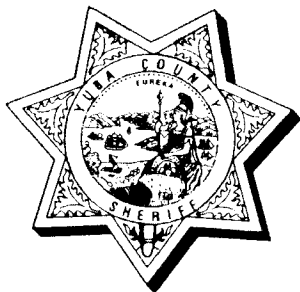
GENERAL LEDGER:

GENERAL LEDGER:				
FUND	BASE	4000/8000	DR	CR
	280			
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COMPLETED BY:

SIGNATURE

DATE _____



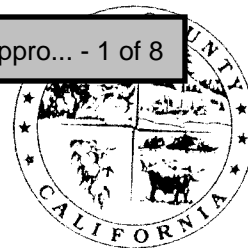
Yuba County Sheriff's Department

Steven L. Durfor, Sheriff-Coroner

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


159-0416

(159-0416) Appro... - 1 of 8



APRIL 19, 2016

TO: YUBA COUNTY BOARD OF SUPERVISORS

FROM: STEVEN L. DURFOR, SHERIFF-CORONER 

REFERENCE: SERVICE AGREEMENT AND LETTER OF UNDERSTANDING
WITH TOYOTA AMPHITHEATRE (BGE YUBA, LLC.)

RECOMMENDATION:

Approve the Service Agreement and the Letter of Understanding between the County of Yuba and BGE Yuba to provide supplemental law enforcement services at the Toyota Amphitheatre.

BACKGROUND:

The Sheriff's Department has negotiated the attached Service Agreement with BGE Yuba for supplemental law enforcement services at the Toyota Amphitheatre. Sheriff's Department personnel will provide general law enforcement services, as well as assist the California Highway Patrol with traffic related duties. The contract will guarantee full salary reimbursement, at an overtime rate, to the County of Yuba for all Sheriff's Department personnel assigned to work at the venue.

DISCUSSION:

This agreement has been in effect for many years. The Service Agreement and Letter of Understanding covers the period of January 1, 2016 through December 31, 2016.

FISCAL IMPACT:

There is no fiscal impact to the General Fund. The County of Yuba will be fully reimbursed by BGE Yuba for services provided by the Sheriff's Department.

COMMITTEE ACTION:

None. This agreement is a routine item submitted on an annual basis.

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Service Agreement

This Service Agreement (hereafter "Agreement") is effective for one year (January 1, 2016, through December 31, 2016), by and between the County of Yuba (hereafter "County") on behalf of its Sheriff's Department (hereafter "Sheriff's Department") and BGE Yuba LLC, d/b/a Toyota Amphitheatre (hereafter "BGE Yuba").

Recitals

WHEREAS, BGE Yuba requires the special services of the Sheriff's Department for concerts held at the Toyota Amphitheatre (hereafter "Amphitheatre"); and

WHEREAS, Government Code section 53069.8(a) provides that the Yuba County Board of Supervisors may contract on behalf of the Sheriff to provide supplemental law enforcement services to private individuals or private entities to preserve the peace at special events or occurrences that happen on an occasional basis; and

WHEREAS, concerts held at the Toyota Amphitheatre are such a special event; and

WHEREAS, the provision of supplemental law enforcement services shall not reduce the normal and regular ongoing service that the Sheriff's Department provides to the citizens of Yuba County;

NOW, THEREFORE, the parties hereto agree as follows:

1. Term

The term of this Agreement, as stated above, is for January 1, 2016, through December 31, 2016. Either party may terminate this Agreement prior to that date by providing a written notice of termination to the other party no less than thirty (30) days in advance.

2. Staffing

BGE Yuba agrees to use law enforcement personnel from the Sheriff's Department at every concert produced by BGE Yuba at the Toyota Amphitheatre. If BGE Yuba contracts with another entity to produce or sponsor a concert at the Amphitheatre, BGE Yuba shall guarantee the full terms of the approved security plan, traffic management plan, and this Agreement are met and complied with by that entity. BGE Yuba agrees to specifically reference this Agreement in any and all contracts it makes with another entity or other entities and to fully incorporate this Agreement therein.

Should BGE Yuba sponsor, book, and/or promote an event other than a concert at the Amphitheatre, BGE Yuba agrees to notify the Sheriff's Department at least ten (10) days in advance. If BGE Yuba and the Sheriff's Department mutually agree supplemental law enforcement services is needed, they shall agree on the staffing level pursuant to the conditions

set forth in this Agreement. The same holds true should an entity other than BGE Yuba sponsor, book, and/or promote an event at the Amphitheatre.

The Sheriff's Department will provide personnel for general law enforcement and traffic related duties.

The Sheriff's Department will assign a minimum of four (4) Deputy Sheriffs and two (2) supervisors (liaisons) at every concert sponsored by BGE Yuba or any other entity producing or sponsoring a concert at the Amphitheatre. Additional staffing will be assigned with the mutual agreement of the Sheriff's Department and BGE Yuba. Should the Sheriff's Department and BGE Yuba mutually agree on less than the minimal staffing requirements as stated above, BGE Yuba shall only be obligated to pay for the number of Sheriff's Department personnel actually provided.

Supervisors from the Sheriff's Department are responsible for supervising Sheriff's Department personnel and will act as liaisons to BGE Yuba personnel.

The Sheriff's Department will use Captains, Lieutenants and Sergeants (as determined in the Sheriff's sole discretion) to staff supervisory positions. Deputy Sheriffs and Reserve Deputy Sheriffs will be used to staff non-supervisory positions. Captains, Lieutenants and Sergeants may be used to staff non-supervisory positions with the mutual consent of both the Sheriff's Department and BGE Yuba.

One Communications Dispatcher will be assigned to every concert in which eight (8) or more Deputy Sheriffs are scheduled to work, at the discretion of the Sheriff's Department. The Dispatcher will be assigned to the Sheriff's Department's Communications Center and is responsible for processing calls for service and law enforcement radio traffic related to the Amphitheatre.

The Sheriff's Department and BGE Yuba will continuously meet and confer on law enforcement staffing levels for each concert. The number of Sheriff's Department personnel used will be based on, but not limited to, the number of patrons, crowd behavior, and the history of similar events at this and other venues. If a mutual agreement cannot be reached on staffing levels, the final decision will rest with the Sheriff.

3. Undercover Operations

The Sheriff's Department and BGE Yuba agree to meet and confer on the need for undercover operations at certain events. The decision to use undercover personnel shall be a mutual one.

BGE Yuba will pay for all personnel costs associated with undercover operations BGE Yuba and the Sheriff's Department have mutually agreed to.

4. Reimbursement for Services

BGE Yuba agrees to compensate the Sheriff's Department for actual personnel costs incurred. The Sheriff's Department agrees to bill BGE Yuba for the actual time assigned to the event. This may include pre-event briefings. These personnel costs are as follows:

a. Captain	\$650.00/concert
b. Lieutenant	\$70.00/hour
c. Sergeant	\$58.00/hour
d. Deputy Sheriff	\$48.00/hour
e. Communications Dispatcher	\$43.00/hour
f. Reserve Deputy Sheriff	\$30.00/hour

The Sheriff's Department agrees to bill BGE Yuba only for time assigned to the Amphitheatre. This includes pre-event briefings.

The Sheriff's Department will charge BGE Yuba one-hundred and fifty dollars (\$150.00) per concert to off-set administrative costs associated with the Amphitheatre.

The Sheriff's Department will not charge BGE Yuba for the cost of booking prisoners into the Yuba County Jail.

The Sheriff's Department will not charge BGE Yuba for the use of department owned equipment.

The Sheriff's Department will not charge BGE Yuba for costs associated with responses for mutual aid assistance from outside agencies. "Mutual Aid" is defined as the emergency response of on-duty law enforcement personnel from any agency other than the Yuba County Sheriff's Department.

If the Sheriff's Department and BGE Yuba mutually agree to use law enforcement personnel from another law enforcement agency to supplement staffing levels, BGE Yuba must make separate and direct payment to that other agency for services received. This does not apply to emergency mutual aid responses.

The Sheriff's Department will submit a detailed invoice to BGE Yuba on a monthly basis for services provided pursuant to this Agreement. BGE Yuba agrees to pay all bills in full no later than thirty (30) days after receiving the bill. The Sheriff's Department agrees to provide BGE Yuba with a written invoice at the conclusion of each concert. This invoice will estimate costs for Sheriff's Department personnel for that event. The Sheriff's Department agrees to make any necessary adjustments to the written invoice in the subsequent monthly invoice.

5. Pedestrian and Traffic Devices

BGE Yuba agrees to provide, at their cost, all control devices (i.e., signs, cones, barricades, fencing, lighting, etc.) designed for the use of crowd control and/or traffic control. The type of

devices and their placement shall be determined by the approved traffic management plan. Any modifications in the type or placement of such devices will only be made with the mutual consent of BGE Yuba, the Yuba County Sheriff's Department and the California Highway Patrol.

6. Insurance and Indemnification

The County of Yuba is self-insured.

The Yuba County Sheriff's Department shall, to the fullest extent permitted by law and at its own cost and expense, defend, indemnify, and hold BGE Yuba, its parents, affiliated and related companies and their partners, directors, officers, employees, servants, representatives and agents harmless from and against any and all claims, loss (including attorney's fees, witness' fees, and all court costs), damages, expenses, and liability (including statutory liability), resulting from injury and/or death of any person or damage to or loss of any property to the extent arising out of any negligent act of the Yuba County Sheriff's Department or its agents, employees, appointees, or designees which act was performed in the fulfillment of this Agreement.

BGE Yuba shall, to the fullest extent permitted by law and at its own expense, defend, indemnify and hold the County of Yuba and the Yuba County Sheriff's Department, their agents, employees, appointees, and designees harmless from and against any and all claims, loss (including attorney's fees, witness' fees and all court costs), damages, expenses and liability resulting from injury and/or death of any person or damage to or loss of any property arising out of any negligent or willful misconduct act by BGE Yuba, its parents, affiliates and related companies and their partners, directors, officers, employees, servants, representatives and agents which act was performed in the fulfillment of this Agreement.

BGE Yuba shall provide proof of general liability insurance in the face amount of at least two million dollars (\$2,000,000) per occurrence for bodily injury, personal injury, and property damage. If Commercial General Liability insurance or other form with a general aggregate limit is used, either the general aggregate limit shall be twice the required occurrence limit the County of Yuba shall be named as an additional insured and with a carrier acceptable to the County of Yuba. BGE Yuba shall provide Worker's Compensation insurance as required by the State of California. BGE Yuba shall also maintain Employer's Liability in the amount of one million dollars (\$1,000,000) per each accident, one million dollars (\$1,000,000) policy limit bodily injury by disease, and one million dollars (\$1,000,000) each employee bodily injury by disease. Proof of insurance shall be provided to the County of Yuba.

7. Authority

All parties to this Agreement warrant and represent that they have the power and authority to enter into this Agreement in the names, titles and capacities herein stated and on behalf of any entities, persons, estates, or firms represented and purported to be represented by such entity(s), person(s), estate(s), or firm(s) and that all formal requirements necessary or required by any state and/or federal law in order to enter into this Agreement have been complied with fully.

8. Amendments

This Agreement may be modified at any time only by written Amendment executed by all of the parties hereto.

9. Construction

This Agreement reflects the contributions of both parties and accordingly the provisions of Civil Code section 1654 shall not apply to address or interpret any uncertainty.

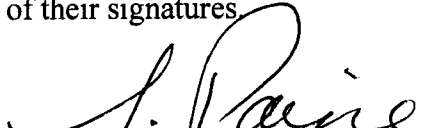
10. Entire Agreement

This Agreement constitutes the entire agreement between the parties with respect to the subject matter and supercedes all prior and contemporaneous agreements and understandings of the parties.

11. Governing Law

The laws of the State of California shall govern this Agreement


IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the dates of their signatures



BGE Yuba LLC d/b/a Toyota Amphitheatre

3/11/16

Date



Steven L. Durfor, Yuba County Sheriff-Coroner

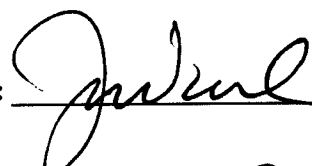
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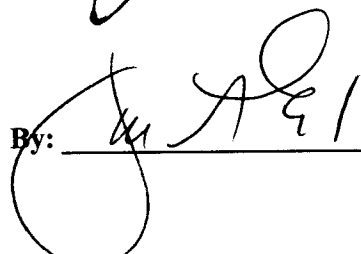
Chairman
Yuba County Board of Supervisors

Date

Approved as to Form
Angil Morris-Jones
County Counsel

By: 

Approved as to Insurance
Requirements
Jill Abel, Risk Manager

By: 

Letter of Understanding

The Yuba County Sheriff's Department and the County of Yuba have negotiated a Service Agreement with BGE Yuba (Live Nation, Inc.) to provide supplemental law enforcement services at the Toyota Amphitheatre. This Agreement guarantees the County of Yuba is fully reimbursed for all personnel costs associated with the supplemental services provided by the Sheriff's Department at this venue.

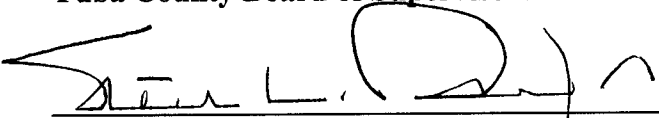
During the previous fifteen concert seasons, the Sheriff's Department utilized Sheriff's Captains as supervisors at the amphitheatre. The Sheriff's Department intends to do the same in 2016. Since Sheriff's Captains are exempt from overtime compensation, the County of Yuba agrees to pay Captains a premium of six-hundred and fifty dollars (\$650.00) for each concert worked. BGE Yuba agrees to fully reimburse the County of Yuba pursuant to their Agreement with the County.

A similar arrangement exists with the use of Reserve Deputy Sheriffs at the amphitheatre. BGE Yuba agrees to reimburse the County of Yuba a rate of thirty dollars (\$30.00) per hour for Reserve Deputy Sheriffs assigned to a concert at the amphitheatre. The County of Yuba agrees to pay Reserve Deputy Sheriffs thirty dollars (\$30.00) per hour when assigned to the amphitheatre.

The terms of this Letter of Understanding are consistent with the terms used during the previous fifteen concert seasons. The Letter of Understanding will commence on the dates of the signatures of the parties listed below. It will terminate on December 31, 2016. The County of Yuba agrees to negotiate the terms of this Letter of Understanding as part of the County of Yuba's negotiations with BGE Yuba on their Service Agreement.

Chairman
Yuba County Board of Supervisors

Date



Steven L. Durfor, Yuba County Sheriff-Coroner
Yuba County Sheriff's Department



Date

Approved as to Form
Angil Morris-Jones
County Counsel, County of Yuba

By: 

The County of Yuba

Office of the County Administrator

Robert Bendorf, County Administrator
Grace M. Mull, Deputy County Administrator
Russ Brown, Communications & Legislative Affairs Coordinator
Keirsten Spies, Executive Assistant to the County Administrator
Yuba County Government Center
915 8th Street, Suite 115
Marysville, CA 95901

Phone: (530) 749-7575
Fax: (530) 749-7312
Email: rbendorf@co.yuba.ca.us
gmull@co.yuba.ca.us
rbrown@co.yuba.ca.us
kspies@co.yuba.ca.us



Date: April 19, 2016
To: Board of Supervisors
From: Robert Bendorf, County Administrator *RB*
By: Grace Mull, Deputy County Administrator
Re: Interfund Loan to Law Enforcement Impact Fee Fund from Criminal Justice Impact Fee Fund

Recommendation

The Board of Supervisors approve a resolution authorizing an interfund loan and repayment terms from Criminal Justice Impact Fund (Trust 183) to Law Enforcement Impact Fund (Trust 186) to provide funding for construction costs associated with the new Sheriff's facility located at 720 Yuba Street, Marysville in an amount not to exceed \$2,500,000.

Background

In January 2015, staff presented an overview of the tenant improvements associated with the new Sheriff's facility as well as a recommendation for the primary funding sources associated with the project. The funding sources included financing a large portion of the project with a 1). \$6.9 million Certificate of Participation (COP), 2). \$2 million Criminal Justice Impact Fee Fund 3). \$2 million General Fund Capital Outlay Fund. The Board subsequently approved these recommendations and authorized the start of construction.

Since January 2015, additional costs related to the radio tower project for the new Sheriff's facility of approximately \$500,000 have occurred. This additional item was presented to your Board previously, however the dollar amount needed to be finalized. The radio tower and associated simulcast system is an essential component of the Sheriff's facility to ensure communication for law enforcement and the Yuba County Water Agency are uninterrupted. The additional amount is addressed in the amount requested for this interfund loan request.

Discussion

Tenant improvements have been moving forward and we have recently completed the use of the available COP funds. In order to move into the next funding stream, Board approval is required to approve an interfund loan from the Criminal Justice Impact Fee Fund to the Law Enforcement Impact Fee Fund.

Exhibit A identifies the repayment terms. The first payment of \$96,870.28 will be due on June 30, 2017. The loan period is thirty (30) years. Future interest will be applied utilizing the current County pooled interest rate. The loan may require an annual "reset" to modify future payments based on the changes to the interest rate.

We anticipate collections in the Law Enforcement Impact Fee Fund to increase as development increases. Once this occurs, additional payments will be made to reduce the amount owing and the loan period. If the Law Enforcement Impact Fee Fund cannot support the required loan amount, staff will come back to your Board to present alternative options.

Committee

This item was not presented at Committee level.

Fiscal Impact

There will no impact to the General Fund as a result of this action as the loan is applied from one impact fee account to another.

Loan Amortization Schedule

Enter values	
Loan amount	\$ 2,500,000.00
Annual interest rate	1.00 %
Loan period in years	30
Number of payments per year	1
Start date of loan	6/30/2016
Optional extra payments	

Lender name:

Loan summary	
Scheduled number of payments	\$ 96,870.28
Actual number of payments	30
Total early payments	\$ -
Total interest	\$ 406,108.49

Pmt. No.	Payment Date	Beginning Balance	Scheduled Payment	Extra Payment	Total Payment	Principal	Interest	Ending Balance	Cumulative Interest
1	6/30/2017	\$ 2,500,000.00	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 71,870.28	\$ 25,000.00	\$ 2,428,129.72	\$ 25,000.00
2	6/30/2018	\$ 2,428,129.72	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 72,588.99	\$ 24,281.30	\$ 2,355,540.73	\$ 49,281.30
3	6/30/2019	\$ 2,355,540.73	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 73,314.88	\$ 23,555.41	\$ 2,282,225.86	\$ 72,836.70
4	6/30/2020	\$ 2,282,225.86	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 74,048.02	\$ 22,822.26	\$ 2,208,177.83	\$ 95,658.96
5	6/30/2021	\$ 2,208,177.83	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 74,788.50	\$ 22,081.78	\$ 2,133,389.33	\$ 117,740.74
6	6/30/2022	\$ 2,133,389.33	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 75,536.39	\$ 21,333.89	\$ 2,057,852.94	\$ 139,074.63
7	6/30/2023	\$ 2,057,852.94	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 76,291.75	\$ 20,578.53	\$ 1,981,561.18	\$ 159,653.16
8	6/30/2024	\$ 1,981,561.18	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 77,054.67	\$ 19,815.61	\$ 1,904,506.51	\$ 179,468.78
9	6/30/2025	\$ 1,904,506.51	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 77,825.22	\$ 19,045.07	\$ 1,826,681.29	\$ 198,513.84
10	6/30/2026	\$ 1,826,681.29	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 78,603.47	\$ 18,266.81	\$ 1,748,077.82	\$ 216,780.65
11	6/30/2027	\$ 1,748,077.82	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 79,389.50	\$ 17,480.78	\$ 1,668,688.32	\$ 234,261.43
12	6/30/2028	\$ 1,668,688.32	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 80,183.40	\$ 16,686.88	\$ 1,588,504.92	\$ 250,948.32
13	6/30/2029	\$ 1,588,504.92	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 80,985.23	\$ 15,885.05	\$ 1,507,519.68	\$ 266,833.36
14	6/30/2030	\$ 1,507,519.68	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 81,795.09	\$ 15,075.20	\$ 1,425,724.60	\$ 281,908.56
15	6/30/2031	\$ 1,425,724.60	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 82,613.04	\$ 14,257.25	\$ 1,343,111.56	\$ 296,165.81
16	6/30/2032	\$ 1,343,111.56	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 83,439.17	\$ 13,431.12	\$ 1,259,672.39	\$ 309,596.92
17	6/30/2033	\$ 1,259,672.39	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 84,273.56	\$ 12,596.72	\$ 1,175,398.84	\$ 322,193.65
18	6/30/2034	\$ 1,175,398.84	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 85,116.29	\$ 11,753.99	\$ 1,090,282.54	\$ 333,947.64
19	6/30/2035	\$ 1,090,282.54	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 85,967.46	\$ 10,902.83	\$ 1,004,315.08	\$ 344,850.46
20	6/30/2036	\$ 1,004,315.08	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 86,827.13	\$ 10,043.15	\$ 917,487.95	\$ 354,893.61
21	6/30/2037	\$ 917,487.95	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 87,695.40	\$ 9,174.88	\$ 829,792.55	\$ 364,068.49
22	6/30/2038	\$ 829,792.55	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 88,572.36	\$ 8,297.93	\$ 741,220.19	\$ 372,366.42
23	6/30/2039	\$ 741,220.19	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 89,458.08	\$ 7,412.20	\$ 651,762.11	\$ 379,778.62
24	6/30/2040	\$ 651,762.11	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 90,352.66	\$ 6,517.62	\$ 561,409.45	\$ 386,296.24
25	6/30/2041	\$ 561,409.45	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 91,256.19	\$ 5,614.09	\$ 470,153.26	\$ 391,910.33
26	6/30/2042	\$ 470,153.26	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 92,168.75	\$ 4,701.53	\$ 377,984.51	\$ 396,611.87
27	6/30/2043	\$ 377,984.51	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 93,090.44	\$ 3,779.85	\$ 284,894.07	\$ 400,391.71
28	6/30/2044	\$ 284,894.07	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 94,021.34	\$ 2,848.94	\$ 190,872.73	\$ 403,240.65
29	6/30/2045	\$ 190,872.73	\$ 96,870.28	\$ -	\$ 96,870.28	\$ 94,961.56	\$ 1,908.73	\$ 95,911.17	\$ 405,149.38
30	6/30/2046	\$ 95,911.17	\$ 96,870.28	\$ -	\$ 95,911.17	\$ 94,952.06	\$ 959.11	\$ -	\$ 406,108.49

EXHIBIT A

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

RESOLUTION AUTHORIZING THE LAW)	Resolution No. _____
ENFORCEMENT IMPACT FEE FUND 186)	
TO BORROW FROM THE CRIMINAL JUSTICE)	
IMPACT FEE FUND 183 IN THE AMOUNT NOT)	
TO EXCEED \$2,500,000 TOWARDS THE)	
CONSTRUCTION COSTS OF THE NEW)	
SHERIFF'S FACILITY)	

WHEREAS, the Sheriff's new facility project is requiring funding to construct the facility; and
WHEREAS, the Law Enforcement Impact Fund 186 currently has inadequate funds to support these costs; and

WHEREAS, the Criminal Justice Impact Fee Fund 183 has adequate funds for borrowing to complete the Sheriff's Facility; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Yuba hereby authorizes a loan in the amount not to exceed \$2,500,000 towards the construction costs of the new Sheriff's facility; and

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BE IT FURTHER RESOLVED, the principal amount shall not exceed \$2,500,000, the rate of the borrowing will be determined by the county pool rate, and all borrowed funds and interest shall be repaid as the funds are available from the Law Enforcement Impact Fund;

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____ 2016.

AYES:

NOES:

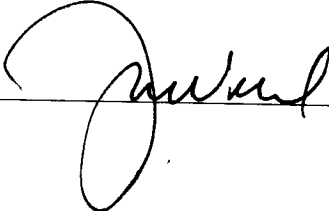
ABSENT:

ABSTAIN:

Roger Abe, Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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



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The County of Yuba



Office of the County Administrator

Robert Bendorf, County Administrator
Grace M. Mull, Deputy County Administrator
Russ Brown, Communications & Legislative Affairs Coordinator
Keirsten Spies, Executive Assistant to the County Administrator
Yuba County Government Center
915 8th Street, Suite 115
Marysville, CA 95901

Phone: (530) 749-7575
Fax: (530) 749-7312
Email: rbendorf@co.yuba.ca.us
gmull@co.yuba.ca.us
rbrown@co.yuba.ca.us
kspies@co.yuba.ca.us

Date: April 19, 2016
To: Board of Supervisors
From: Robert Bendorf, County Administrator
By: Grace Mull, Deputy County Administrator
Re: FY 2016-2017 Consolidated Fee Ordinance

A handwritten signature in black ink, appearing to read "RB/BM", is written over the "From" and "By" lines of the memorandum.

Recommendation

Consider revisions to the Consolidated Fee Ordinance for fiscal year 2016-17.

Background

Departments are tasked to review their fees annually to ensure that fees charged reflect true cost of services. The review process includes adding new fees, deleting obsolete fees, and revising fee titles to accurately describe the fee.

Discussion

The purpose of the Consolidated Fee Ordinance is to allow the public and those doing business with the County to easily access fees associated with various departmental services. The annual revision process provides the Board and the public an opportunity to review and comment on the County's fee structure.

The attached summary displays which fees are proposed to be changed, the amount requested under the new fee, and the reasons for the fee revisions. Fee increases reflect the department's full amount of time and costs associated with providing these services, and are meant to be cost covering.

Committee

The Finance & Administration Committee reviewed this item on April 5, 2016 and recommended approval.

Fiscal Impact

The proposed revisions to the Consolidated Fee Ordinance and associated fee schedules represent each department's estimate of the cost to provide services, or are set by state law. Consequently, fee adjustments, either up or down, are meant to eliminate a subsidy or to ensure there is no revenue in excess of the cost of the services provided from the fees being charged to perform the services.

FY 16/17 Master Fee Schedule - Summary of Changes

Code Section & Department		Name of Fee	Old Fee	New Fee	Reason for Change
13.00.030 Admin Services	1.1	Group 1 - Hangars #1-24	\$122.00/Month \$1,464.00/Annual	\$125.00/Month \$1,500.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.2	Group 2 - Hangars #25-27 and #29-30	\$222.00/Month \$2,664.00/Annual	\$228.00/Month \$2,736.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.3	Group 3 - Hangars #32-36 and #38-42	\$176.00/Month \$2,112.00/Annual	\$180.00/Month \$2,160.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.4	Group 4 - Hangars #44-52 and #60-67	\$256.00/Month \$3,072.00/Annual	\$262.00/Month \$3,144.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.5	Group 5 - Hangars #53, #54, and #57	\$284.00/Month \$3,408.00/Annual	\$291.00/Month \$3,492.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.6	Storage Hangar #28	\$113.00/Month \$1,356.00/Annual	\$116.00/Month \$1,392.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.7	Storage Hangar #37	\$88.00/Month \$1,056.00/Annual	\$90.00/Month \$1,080.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.8	Storage Hangar #43	\$85.00/Month \$1,020.00/Annual	\$87.00/Month \$1,044.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.9	Storage Hangar #58	\$130.00/Month \$1,560.00/Annual	\$133.00/Month \$1,596.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.10	Storage Hangar #59	\$122.00/Month \$1,464.00/Annual	\$125.00/Month \$1,500.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.11	Storage Hangar #68	\$84.00/Month \$1,008.00/Annual	\$86.00/Month \$1,032.00/Annual	Fee increase based on annual CPI per hangar agreement.
	1.12	Uniformed Security Hourly Charge - with 48 hrs or more advanced notice	\$13.89/Hour	\$14.75/Hour	Fee increase based on current contractual rate.
	1.13	Uniformed Security Hourly Charge - with 24 hrs (but >8)	\$15.50/Hour	\$16.28/Hour	Fee increase based on current contractual rate.
	1.14	Buildings & Grounds Hourly Charge	\$41.60/Hour	\$42.40/Hour	Fee increase to include increases to salaries.
	1.15	Custodial Services Hourly Charge	\$34.15/Hour	\$34.80/Hour	Fee increase to include increases to salaries.
	1.16	Admin Services Office Hourly Rate	\$34.00/Hour	\$34.60/Hour	Fee increase to include increases to salaries.

FY 16/17 Master Fee Schedule - Summary of Changes

Code Section &
Department

Code Section & Department		Name of Fee	Old Fee	New Fee	Reason for Change
13.00.034 Animal Care Services	2.1	Code Title Name Change: Change from Animal Control to Animal Care Services	N/A	N/A	Name change to reflect current name of department.
	2.2	Adoption Fees - Four (4) months of age and older - Dogs + optional microchip		\$58.00	New fee to include optional microchip.
	2.3	Adoption Fees - Four (4) months of age and older - Cats + optional microchip		\$58.00	New fee to include optional microchip.
	2.4	Adoption Fees - Under four (4) months of age - Puppies + optional microchip		\$25.00	New fee to include optional microchip.
	2.5	Adoption Fees - Under four (4) months of age - Kittens + optional microchip		\$23.00	New fee to include optional microchip.
13.00.042 Clerk Recorder	3.1	Certified Copy of Voter Registration	\$3.00	\$1.50	Fee reduction to comply with Elections Code.
	3.2	Surety Power of Attorney Filings - 1st name	\$12.00	\$12.00	Moved location of fee from Election Fees to Recorder Fees.
	3.3	Surety Power of Attorney Filings - each additional name	\$6.00	\$6.00	Moved location of fee from Election Fees to Recorder Fees.
	3.4	Humane Officer Filing	\$5.00	\$5.00	Moved location of fee from Election Fees to Recorder Fees.
13.00.044 District Attorney	4.1	Discovery Fee - Audio Tape Reproduction	\$15.00 includes tape	Delete	Delete fee and revised with new fees that correctly describe current media uses.
	4.2	Discovery Fee - Video Reproduction	\$15.00 includes tape	Delete	Delete fee and revised with new fees that correctly describe current media uses.
	4.3	Discovery Fee - CD Photo Reproduction	\$15.00 includes CD	Delete	Delete fee and revised with new fees that correctly describe current media uses.
	4.4	Discovery Fee - DVD Video Reproduction	\$15.00 includes DVD	Delete	Delete fee and revised with new fees that correctly describe current media uses.
	4.5	Discovery Fee - Digital Media Reproduction to CD/DVD		\$15.00 includes CD/DVD	New fee to revise media description to reflect current uses.
	4.6	Discovery Fee - Digital Media Reproduction to Secure Flashdrive		\$27.00 includes Flashdrive	New fee to revise media description to reflect current uses.
13.00.058 Public Guardian	5.1	LPS Conservatorship Fee (1 Year Accounting)	10% of Estate Bal	10% of Estate Balance or Hourly Rate whichever is greater	Revised fee description to include hourly rate where necessary.
	5.2	Probate Conservatorship Fee (2 Year Accounting)	15% of Estate Bal	15% of Estate Balance or Hourly Rate whichever is greater	Revised fee description to include hourly rate where necessary.

FY 16/17 Master Fee Schedule - Summary of Changes

Code Section & Department		Name of Fee		Old Fee	New Fee	Reason for Change
13.20.400 Environmental Health	6.1	Special Events - Large more than 3 vendors attendance 500+		\$441.00	Delete	Delete fee as it is now obsolete.
	6.2	OLD: Special Events - + billed hourly rate for time spent over base Special Events - + billed hourly rate	NEW:	\$147.00/Hour	\$147.00/Hour	Name change only. Deleted "for time spent over base"
	6.3	OLD: Special Events - Small 3 or less vendors, attendance -500 Special Events - 3 or less vendors + \$50 per vendor over 3	NEW:	\$147.00	\$294.00	Name change and fee structure change. Fee increase accounts for average of 2 Hours it takes to perform task. \$50 additional vendor charge after 3 vendors.
	6.4	Individual Experimental Systems (Monitoring for 1st year)		\$588.00	Delete	Delete fee as it is cost to monitor 1st year is comparable to following years.
	6.5	Individual Experimental Systems		\$220.50	\$147.00	Fee reduced to reflect time it takes to perform task (currently 1 Hour).

ORDINANCE NO. _____

**ORDINANCE REPEALING AND RE-ENACTING CHAPTERS 13.00.030,
13.00.034, 13.00.042, 13.00.044, 13.00.058 AND 13.20.400 OF THE YUBA COUNTY
CONSOLIDATED FEE ORDINANCE CODE**

The following ordinances consisting of three (3) sections, was duly and regularly passed and adopted by the Board of Supervisors of the County of Yuba, State of California, at a regular meeting of the Board of Supervisors held on _____ day of _____, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Roger Abe, Chairman of the Board of
Supervisors of the County of Yuba,
State of California

ATTEST: DONNA STOTTLEMEYER
Clerk of the Board of Supervisors

By: _____

APPROVED AS TO FORM:

By: _____

Angil P. Morris-Jones, County Counsel

THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA, STATE OF CALIFORNIA DOES ORDAIN AS FOLLOWS:

Section 1. This ordinance shall take effect Sixty (60) days after its passage, and shall become operative and in full force on July 1, 2016. Before the expiration of Thirty (30) days after its passage a summary shall be published with the names of the members voting for and against the same, once in a local newspaper of general circulation in the County of Yuba, State of California.

Section 2. Sections 13.00.030, 13.00.034, 13.00.042, 13.00.044, 13.00.058 and 13.20.400 of the Yuba County Consolidated Fee Ordinance Code are hereby repealed and re-enacted in its entirety to read as reflected in Attachment "A", hereto and by this reference is incorporated herein as though set forth in full.

Section 3. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional and invalid, such decision shall not affect the validity of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause or phrase thereof, irrespective of the fact any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Administrative Services - Code Section 13.00.030

NAME OF FEE	FEE FY 16/17
Information Technology	
Services for Data Sets, Programming, Maps, Reports,	\$65.00/hour
Services for Information Security Officer	\$76.00/hour
Copies of Electronic Files, Training, Support	(1 hour minimum)
Airport	
Hanger Rates	Month/Annual
Group 1 - Hangars #1-24	\$125.00 / \$1,500.00
Group 2 - Hangars #25-27 and #29-30	\$228.00 / \$2,736.00
Group 3 - Hangars #32-36 and #38-42	\$180.00 / \$2,160.00
Group 4 - Hangars #44-52 and #60-67	\$262.00 / \$3,144.00
Group 5 - Hangars #53, #54, and #57	\$291.00 / \$3,492.00
Storage Unit Rates	Month/Annual
Storage Hangar #28	\$116.00 / \$1,392.00
Storage Hangar #37	\$90.00 / \$1,080.00
Storage Hangar #43	\$87.00 / \$1,044.00
Storage Hangar #58	\$133.00 / \$1,596.00
Storage Hangar #59	\$125.00 / \$1,500.00
Storage Hangar #68	\$86.00 / \$1,032.00
Tie-Down Rates	Day/Month
Single Engine Tie-Down Fees	\$5.00/\$40.00
Light Twin Tie-Down Fees (up to 6,000 lbs)	\$6.00/\$45.00
Multi-Engine Tie-Down Fees (6,000 to 12,000)	\$8.00/\$50.00
Multi-Engine Tie-Down Fees (over 12,000 lbs)	\$10.00/\$55.00
Airport Use Permit/Off Airport Access Permit	Month/Annual
Commercial Use/Off-Field Access Permit	\$125.00/\$1,500.00
Non-Commercial Use/Off-Field Access Permit	\$65.00/\$780.00
T-Hangar Waiting List Application Fee	\$15.00/month
Late Fee(T-Hangar/Tie Downs/Building/Ground Leases)	
Unless otherwise noted in agreement, a late charge of \$25.00	\$39.00 each occur
per occurrence, plus 1.5% interest on the unpaid balance	
Non-Sufficient Fund Check Fee	\$35.00
Administrative Services	
Admin Services issued Security Cards	
Security Access Card (New)	\$30.00/each
Security Access Card (Renewal)	\$30.00/each
Security Access Card Lost/Stolen (Replacement)	\$30.00/each

Administrative Services - Code Section 13.00.030

NAME OF FEE	FEE FY 16/17
Meeting Room charge for non-County users	
- evenings and weekend use (\$200.00 max per day)	\$50.00/hour
- after hours / emergency call in; 2 hour min based on hourly rates noted below	
Uniformed Security hourly charge	Charge at actual cost
- with 48 hours or more advance notice	\$14.75 / hour
- with 24 hours notice (but > 8)	\$16.28 / hour
Buildings & Grounds hourly charge	\$42.40 / hour
- blended rate for chargeback when appropriate	
- after hours / emergency call in; 2 hour minimum	
Custodial Services hourly charge	\$34.80 / hour
- blended rate for chargeback when appropriate	
- after hours / emergency call in; 2 hour minimum	
Admin Services office hourly rate	\$34.60 / hour
- blended rate for chargeback when appropriate	

Animal Care Services - Code Section 13.00.034

NAME OF FEE	FEE FY 16/17
Impound/Redemption Fees*	
Impound Fee - Dog	\$45.00
Daily Board Fee - Dog	\$10.00
Second Impound within One Year - Dog	\$75.00
Third Impound within One Year - Dog	\$110.00
Impound Fee - Vaccinated Cat	\$20.00
Daily Board Fee - Cat	\$8.00
Second Impound within One Year - Cat	\$60.00
Third Impound within One Year - Cat	\$90.00
Impound Fee - Horses, Mules, Bulls, Cows, Oxen or Calves	\$75.00
Impound Fee - Sheep, Lambs, Goats, or Hogs	\$45.00
Impound Fee - Chickens, Rabbits, or Ducks	\$20.00
Daily Board Fee - Livestock	\$15.00
Hauling Fee - Livestock	Hauler's Fee
Impound Fee - Exotic Animals	\$35.00
Daily Board - Exotic Animals	\$10.00
<i>* The above fees are in addition to any state imposed fees.</i>	
Owners Animal-Euthanasia Surrender Fees	
Surrender deceased dog/cat for disposal - Resident	\$10.00
Surrender deceased dog/cat for disposal - Non-Resident	\$20.00
Euthanasia Surrender Fee - Dogs/Cats - Resident	\$35.00
Euthanasia Surrender Fee - Dogs/Cats - Non-Resident	\$50.00
Dog License Fees	
Dog License Fees - Spayed or Neutered - One Year	\$10.00
Dog License Fees - Spayed or Neutered - Two Year	\$16.00
Dog License Fees - Spayed or Neutered - Three Year	\$24.00
Dog License Fees - Not Spayed or Neutered - One Year	\$24.00
Dog License Fees - Not Spayed or Neutered - Two Year	\$48.00
Dog License Fees - Not Spayed or Neutered - Three Year	\$72.00
Senior Citizen 65 yrs old +, 1 dog per household	No Fee
Guide Dogs/Law Enforcement Dogs	No Fee
Penalty for failure to register dog within time period	\$18.00
Replacement Tag/Transfer of Ownership	\$6.00
Adoption Fees	
Four (4) months of age and older - Dogs	\$43.00
Four (4) months of age and older - Dogs + optional microchip	\$58.00
Four (4) months of age and older - Cats	\$43.00
Four (4) months of age and older - Cats + optional microchip	\$58.00
<i>Adoption fees are in addition to any required rabies</i>	
<i>vaccination fees or fees associated with the spaying or</i>	
<i>neutering of an animal.</i>	
Under four (4) months of age - Puppies	\$10.00
Under four (4) months of age - Puppies + optional microchip	\$25.00

Animal Care Services - Code Section 13.00.034

NAME OF FEE	FEE FY 16/17
Under four (4) months of age Spay/Neuter Deposit- Puppies	\$40.00
Under four (4) months of age - Kittens	\$8.00
Under four (4) months of age - Kittens + optional microchip	\$23.00
Under four (4) months of age Spay/Neuter Deposit- Kittens	\$40.00
Other animals	Fair Market Value
Hourly Rate	
<i>The County may charge an hourly rate for time spent on</i>	\$25.00/hour
<i>incidents beyond the scope of duties or services normally</i>	
<i>provided.</i>	

Clerk-Recorder - Code Section 13.00.042

NAME OF FEE	FEE FY 16/17
Recording Fees	
Recording Fee 1st page - 8.5 x11	\$14.00
Each additional page - 8.5 x 11	\$3.00
Combined documents - each title	\$14.00
Recording Penalty - Any page not 8.5 x 11 all pages of document additional	\$3.00
Print Size Penalty	\$1.00
Additional indexing - each additional reference	\$1.00
Additional indexing - more than ten names	\$1.00
Release of lien recorded in error by Gov't Agency (except Federal Gov't)	No Fee
Involuntary Lien Notice (in addition to standard recording fee) - each debtor at different address	\$7.00
Recording full releases of Gov't Agency Liens (State, County & City except Federal Gov't)	\$12.00
Military Discharge	No Fee
Recording Financing Statements (1-2 pgs) - State Sets Fee	\$10.00
Recording Financing Statements (3 or more pgs) - State Sets Fee	\$20.00
Filing & Indexing paper not required by law to be recorded	\$6.00
Survey Monument Fund Fee	\$10.00
Documentary Transfer Tax	.55/per \$500.00
Preliminary 20 Day Notice	\$35.00
Preliminary 20 Day Notice each additional parcel or address	\$20.00
Preliminary Change of Ownership Report not filed at time of recording	\$20.00
Annual Internet Access Fee - Public Records	\$6,000.00
Vital Records Fees	
Certified Copy of Birth Certificate/Certificate of No Record/Info. Copy of Birth = State Sets Fee	Fee Set by State
Certified Copy of Birth Certificate - Public Agency Applicant - State Sets Fee	Fee Set by State
Certified Copy of Certificate of Marriage/Certificate of No Record of Marriage - State Sets Fee	Fee Set by State
Certified Copy of Certificate of Marriage - Pub Agency Appl - State Sets Fee	Fee Set by State
Certified Copy of Death Record/Certificate of No Record/Info. Copy of Death - State Sets Fee	Fee Set by State
Map Fees	
Recording Map Fee - 1st page	\$9.00
Recording Map Fee each additional page	\$2.00
Marriage Fees	
Issuance of Public Marriage License	\$65.00
Issuance of Confidential Marriage License	\$70.00
Issuance of Duplicate Marriage License	\$25.00
Amendment of Confidential Marriage Record after 1 year	\$23.00
Issuance of Declaration of Marriage	\$60.00
Civil Marriage by Commissioner	\$40.00
Credible Witness Affidavit (each)	\$5.00
Office Witness Fee for Marriage Ceremony	\$20.00

Clerk-Recorder - Code Section 13.00.042

NAME OF FEE	FEE FY 16/17
After Hours Marriage License (Request for license after 4:45 p.m.)	\$25.00
Fictitious Business Name Filing Fees	
Fictitious Business Name Statement - 1 Business Name/Registrant	\$30.00
Each additional Fictitious Business at same location	\$5.00
Each additional Registrant operating under same name	\$5.00
Abandonment Statement	\$30.00
Withdrawal from Partnership Statement	\$30.00
Copy of Fictitious Business filings per month	\$10.00
Certified Copy of any statement on file re: fictitious business	\$3.00
Copy & Certification Fees	
Photographic Copy of public record	\$2.00
Each additional page	\$0.50
Photographic map copy - 1st page - 11x17 inches	\$2.50
Each additional map page - 11x17	\$1.00
Photographic map copy - 1st page - 18x26 inches	\$3.00
Each additional map page - 18x26	\$2.00
Certificate under Seal	\$2.50
Certified Copy of Service Discharge	No Fee
Conformed Copy - each (Limit 2)	\$1.00
Map Image CD or Flash Drive	\$20.00 up to 100 images
Archival Map Images Hard Drive	\$500.00
CD Recorded Images per month	\$400.00
Federal Lien Search Certificate - 1968 forward	\$10.00
Fax Charge Per Page	\$1.00
Miscellaneous Filing Fees	
Bond Filing (doesn't include recording fee)	\$13.00
Process Server Registration (Includes Bond Filing)	\$117.00
Professional Photocopier Registration (Includes Bond Filing)	\$182.00
(Includes Bond Filing)	\$107.00
(Includes Bond Filing)	\$182.00
Additional Process Server ID Card	\$10.00
Certification of Notary Signature	\$10.00
Certification of Official Capacity or Signature Authorization	\$10.00
Administrative Filing Fee - Environmental - Fee Set by State	Fee Set by State
Environmental Impact Report - Fee Set by State	Fee Set by State
Negative Declaration - Fee Set by State	Fee Set by State
Surety Power of Attorney Filings - 1st name	\$12.00
Surety Power of Attorney Filings - each additional name	\$6.00
Humane Officer Filing	\$5.00
Election Fees	
Registration of Voter	No Fee
Certified Copy of Voter Registration	\$1.50
Copy of Voter Index, per thousand names	\$2.00+\$5.00setup
Copy of Reports or Strmts, Political Reform Act per page	\$0.10

Clerk-Recorder - Code Section 13.00.042

NAME OF FEE	FEE FY 16/17
Preparing copies of any record per page	\$0.25
Certifying Fee	\$2.50
Searching record or files, per year (Clerk Research)	\$20 hr-1/2 hr min
Copy of voter index on disc/tape	\$100.00
Additional Reports added to Voter Index CD	\$5.00 each
Labels	.05 ea+\$5.00 setup
Absentee Chase - Fax (Includes initial mailing on CD)	\$150.00
Absentee Chase - CD	\$50.00 per CD
Initiative - Notice of Intent to Circulate Petition - Filing Fee (EC 9103)	\$200.00
Candidate Statement	Actual Cost
Election Related Custom Reports	\$15.00 per report

[illegible]

Environmental Health - Code Section 13.20.400

NAME OF FEE	FEE FY 16/17
Food Program (annual permit unless noted)	
Restaurants - Bar Only (no food prep)	\$294.00
Restaurants - 1-49 seats	\$441.00
Restaurants - 50-149 seats	\$588.00
Restaurants - 150 or more	\$882.00
Added to restaurant base - With Bar or Market	\$147.00
Added to restaurant base - With Bar and Market	\$220.50
Added to restaurant base - With Catering Services	\$147.00
Added to restaurant base - With Satellite Facility	\$147.00
Caterer	\$441.00
Retail Markets - No food preps, only prepackaged goods	\$294.00
Retail Markets - Less than 2000 square feet	\$441.00
Retail Markets - 2000-5999 square feet	\$588.00
Retail Markets - 6000 or more square feet	\$735.00
Add each unit to retail market-butcher shop, deli, bakery, etc.	\$147/per unit
Bakery	\$441.00
Commissary Facility	\$441.00
Commissary - Verification per vehicle	\$36.75
Vehicles - Vending Vehicle (no prep)	\$294.00
Vehicles - Mobile Food Prep Unit	\$441.00
Vehicles - Produce Truck (no prep)	\$147.00
Vending Machines - Company	\$294.00
Vending Machines - Per Food Dispenser	\$14.70
Roadside Stand	\$294.00
Schools - Kitchen	\$441.00
Schools - Satellite Distribution Facility	\$294.00
Food Warehouse	\$515.50
Food Salvager	\$661.50
Food Demonstrator	\$73.50
Farmers Market	\$588.00
Bed & Breakfast	\$367.50
Temporary Food Facility	\$294.00
Ice Plant	\$294.00
Special Events - + billed hourly rate	\$147/hour
Special Events - 3 or less vendors + \$50 per vendor over 3	\$294.00
Incidental Food Sales from Non-Mobile Businesses	\$147.00
Amphitheatre - Food - Bar - Catering	\$3,675.00
Plan Review Food Establishment - New	\$882.00
Plan Review Food Establishment - Remodel	\$735.00
Seasonal Snack Bar	\$294.00
Small Community Farmers Market (no food prep)	\$147.00
Certified Farmers Market / Temporary Food Facility	\$588.00

Environmental Health - Code Section 13.20.400

NAME OF FEE	FEE FY 16/17
Public Recreation	
Public Swimming Pool/Spa/Beach (annual permit)	\$514.50
Organized Camp (annual permit)	\$514.50
Plan Review Public Swimming Pools (construction)	\$1,176.00
Plan Review Organized Camp (construction)	\$808.50
Public Water System	
Annual Surveillance Fee - 15-24 service connections	\$514.50
Annual Surveillance Fee - 25-99 service connections	\$661.50
Annual Surveillance Fee - 100-199 service connections	\$808.50
Non-Community Water System - Non Transient	\$661.50
Non-Community Water System - Transient	\$441.00
New Permit Fee - Community Water System	\$1,249.50
New Permit Fee - Non-Community Water System	\$955.50
Amended Permit Fee (all system types)	\$441.00
Ownership Change (all system types)	\$294.00
Annual Permit Fee Small System - 5-14 service connects	\$441.00
CURFFL Systems	\$220.50
All other services	\$147.00/hour
Request for Variance/Exemption/Waiver	\$147.00/hour
Enforcement Action	\$147.00/hour
Plan Review Public & Local Small Water Systems	\$147.00/hour
Solid Waste	
Solid Waster Hauler (per vehicle or trailer)	\$73.50
Full Solid Waste Facility - Class II Site	\$5,292.00
Full Solid Waste Facility - Class III Site	\$5,292.00
Standardized Solid Waste Facility	\$3,528.00
Registration Tier	\$3,528.00
Notification Tier #1	\$294.00
Notification Tier #2	\$1,176.00
Notification Tier #3	\$1,764.00
Construction/Demo Debris	\$661.50
Recycling/Process Facility	\$3,528.00
Transfer Station	\$3,528.00
Abandoned/Closed Sites	\$1,176.00
Agricultural Waste Disposal Sites	\$294.00
SWF Permit Exemption	\$882.00
Ash Applications - Initial Permit Exemptions	\$735.00
Ash Applications - Annual Exemption Renewal	\$220.50
Facility Inspection not covered by permit fees	\$147.00/hour
Periodic Site Review	\$147.00/hour
Preliminary Closure/Post Closure	\$147.00/hour

Environmental Health - Code Section 13.20.400

NAME OF FEE	FEE FY 16/17
Final Closure/Post Closure maintenance plan review	\$147.00/hour
Joint Technical Document Review	\$147.00/hour
5 year permit review	\$147.00/hour
Permit revision/modification	\$147.00/hour
Tipping Fee	\$4.40 per ton
Sewage Disposal	
Sewage Tank Cleaning Vehicle	\$294.00
Chemical Toilet Supplier - 50 Units or less	\$294.00
Chemical Toilet Supplier - 51 Units or more	\$441.00
New or Replacement Conventional System	\$588.00
New Pressure Dosed or Engineered Systems	\$1,029.00
Minor Repair not involving leachfield	\$294.00
Major Repair of Failed System/Add to Existing Non-Failed System	\$588.00
Holding Tank (Vault System) 1st Year	\$735.00
Holding Tank (Vault System) (after 1st year) Annual Permit	\$294.00
Operating Permit Central Wastewater-Cluster 2-5 connects	\$1,617.00
Operating Permit Central Wastewater-Small 6-99 connects	\$2,205.00
Operating Permit Central Wastewater-Large > 99 connects	\$3,087.00
Individual Experimental Systems	\$147.00
Septic Tank Destruction	\$147.00
Medical Waste	
General Acute Care Hospital - 1-99 beds	\$1,176.00
General Acute Care Hospital - 100-199 beds	\$1,617.00
General Acute Care Hospital - 200-250 beds	\$2,058.00
General Acute Care Hospital - 250+ beds	\$2,646.00
Specialty Clinic Providing Surgical, Dialysis, Rehab Services	\$661.50
Skilled Nursing Facility - 1-99 beds	\$514.50
Skilled Nursing Facility - 100-199 beds	\$661.50
Skilled Nursing Facility - 200+ beds	\$808.50
Acute Psychiatric Hospital	\$367.50
Intermediate Care Facility	\$588.00
Primary Care Clinic	\$661.50
Licensed Clinical Lab	\$294.00
Health Care Service Plan Facility	\$661.50
Veterinary Clinic or Hospital	\$367.50
Large Quantity Generator Medical Office	\$367.50
Small Quantity Generator Using On-Site Treatment	\$514.50
Small Quantity Generator Administrative Review	\$147.00/hour
Initial Permit Review	\$111.00/2 yr
Common Storage Facility - 1-10 generators	\$220.50
Common Storage Facility - 11-50 generators	\$514.50
Common Storage Facility - 50+ generators	\$955.50

Environmental Health - Code Section 13.20.400

NAME OF FEE	FEE FY 16/17
On-Site, Large Quantity Treatment Facility	\$4,704.00/5 yrs
Limited Quantity Hauling	\$147.00/2 yrs
Wells & Soils Borings	
Water Well, Monitoring Well, Cathodic Well - New	\$441.00
Water Well, Monitor Well, Cathodic Well - Recondition/Deep (w/o new seal)	\$147.00
Water Well, Monitor Well, Cathodic Well - Destruction	\$367.50
Monitor Well, Additional	\$73.50/per well
Soil Boring or Excavation	
<4" diameter or <50' depth (each additional 0.5 hour)	\$184.00
>4" diameter or 50' to 75' depth (each additional 0.5 hour)	\$367.50
>4" diameter or >75' depth (each additional 1 hour)	\$441.00
Private Water Sample Review	\$73.50
Other Permits	
Ambulance (per vehicle)	\$147.00
Kennel/Pet Shops	\$294.00
Massage Parlor	\$294.00
Hotel/Motel	\$514.50
Plan Review Kennels & Pet Shops (construction)	\$441.00
Detention Facility	\$588.00
Hotel/Motel with Incidental Food	\$661.50
Tattooing, Permanent Cosmetics, Body Piercing	
Ear piercing Facility/ one-time registration	\$73.50
Body Art practitioner/artist	\$147.00
Body Art Facility (permanent)	\$294.00
Body Art Facility (Temporary)	\$147.00
Body Art Event Coordinator Small 3 or Less practitioners	\$147.00
Body Art Event Coordinator Large more than 3 practitioners	\$441.00
Mobile Body Art Facility	\$147.00
Body Art Facility Plan Review Fee (new)	\$367.50
Body Art Facility Plan Review Fee (Major remodel)	\$294.00
Body Art Facility Plan Review Fee (Minor remodel)	\$147.00
Mobile Body Art Facility Plan Review Fee	\$147.00
Land Use (Land Use fees are initial + hourly over base)	
Land Division Septic/Well - up to 4 lots (\$147 per lot Soil Mantel)	\$441.00
Land Division Septic/Well - 5 or more lots (+\$147 per lot Soil Mantel)	\$735.00
Building Department Route Slip Clearance (primary structure)	\$73.50
Building Department Route Slip Clearance (accessory structure)	\$36.75
Lot Line Adjustment	\$147.00
Conditional Use Permit	\$294.00
Other Land Division Sewage/Water (connecting to community system)	\$294.00

Environmental Health - Code Section 13.20.400

NAME OF FEE	FEE FY 16/17
Tentative Subdivision Tract Map(connecting to community system)	\$294.00
Soil Mantle Observation	\$441.00
Temporary Use Permit & Miscellaneous Review/Services	\$147.00/hour
Plan Review/Site Review/Pre-application review fees	\$147.00/hour
Other Services & Fees	
Field Sample	Lab cost+\$220.50
Bring-In Water Sample	Lab cost + \$36.75
Plan Review/Site Review	\$147.00/hour
Administrative, Permit Suspension, Revocation Hearings	\$441.00
Administrative time for enforcement activities	\$147.00/hour
All Reinspections	\$147.00/hour
Verified Complaint	\$147.00/hour
Variance/Exemption/Deviation - per hour (1/2 hr min)	\$147.00/hour
Consultations (per hour)	\$147.00/hour
Permit Transfers not Prohibited by State Law	\$147.00/hour
EIR Review/CEQA Document (per hour)	\$147.00/hour
All other document reviews, site reviews or any other service	\$147.00/hour
Release of Recorded Documents (Hourly plus document fee)	\$147.00/hour
Hazardous Materials	
Farm Category I	\$220.50
Farm Category II	\$294.00
Farm Category III	\$367.50
Farm Category IV	\$514.50
Business Category I	\$220.50
Business Category II	\$294.00
Business Category III	\$367.50
Business Category IV	\$514.50
Business Category V	\$294.00
Business Category VI	\$110.78
CESQG - Not in BP	\$220.50
Hazardous Waste - Small Quantity Generator	\$220.50
Hazardous Waste - Large Quantity Generator	\$294.00
Tiered Permit - CA PBR	\$220.50
Tiered Permit - CESW, CESQT, CEL	\$220.50
Permit to Operate (issuance only) includes one tank	\$514.50
Permit to Operate (each additional tank)	\$73.50
Plan Check Install UST	\$1,764.00
Tank Removal - Three Tanks	\$1,102.50
Tank Removal each additional over 3 tanks	\$147.00
Minor Tank Repair	\$294.00
Modify Tank Repair - Small Project	\$808.50
Modify Tank Repair - Large Project	\$1,396.50

Environmental Health - Code Section 13.20.400

NAME OF FEE	FEE FY 16/17
Tank Closure in Place	\$1,102.50
Temporary Tank Closure	\$441.00
RMP Cal ARP (initial review)	\$1,764.00
RMP Cal ARP (annual review)	\$367.50
Facility List	\$36.75
Building Inspector Route Slip Clear Project	\$36.75
Haz Mat Response per hour	\$147.00
Reinspection (per hour, over base fee)	\$147.00
Consultation per hour	\$147.00
Compliance/Follow Up (per hour)	\$147.00
Business Plan - Initial Application	\$441.00
UST (First Tank)	\$367.50
UST (Each Additional Tank)	\$73.50
Transfer UST Permit	\$514.50
Amend UST Permit	\$220.50
APSA Conditionally Exempt	\$73.50
APSA Qualified Facility	\$294.00
APSA Non-Qualified - Category I	\$441.00
APSA Non-Qualified - Category II	\$588.00
APSA Non-Qualified - Category III	\$1,029.00
* Except as otherwise specified, all services in this Section	
which are charged at an hourly rate are 1 hour minimum and	
charged in half hour increments thereafter.	
Environmental Health Division: General Fees	
Hourly Rate	\$147.00/hour

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Administrative Services Memorandum

To: Board of Supervisors
CC: Robert Bendorf, County Administrator
From: Doug McCoy, Director, Administrative Services *DM*
Date: April 19, 2016
Re: Gym Encapsulation Project

Recommendation

The Board approves the attached resolution rejecting the bid received for the Juvenile Hall Gym Encapsulation Project, and authorizing the work to be performed by employees of the County.

Background

Over the past several years, several inspections have been done of the Juvenile Hall gym and findings have resulted in a concern over the torn and damaged insulation on the walls as a possible safety hazard for the kids. The Hall, Probation, and Administrative Services have been working together to identify a solution.

Numerous tests have been tried and it was determined affixing plywood over the insulation represented the safest and most durable solution.

Discussion

In February of this year, the Purchasing Division of Administrative Services coordinated an RFP for a contractor to perform this work. We received one response from a firm in Paradise for \$170,581.

During our review, our Buildings & Grounds Division informed us they could do the work for just over \$30k. Under Public Contract Code, we need Board permission to bring the work back 'in house.'

Committee Action

Due to the time sensitive nature of this request, this has bypassed committee and been brought directly to your Board for review.

Fiscal Impact

The bid as submitted was for \$170,581. The work can be performed by force account by County employees for \$30,258. Costs will be paid by Juvenile Hall.

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

RESOLUTION REJECTING THE) **RESOLUTION NO. _____**
BID RECEIVED FOR THE JUVENILE HALL)
GYM ENCAPSULATION PROJECT AND)
AUTHORIZING THE WORK TO BE)
PERFORMED BY EMPLOYEES OF THE)
COUNTY.)

WHEREAS, The Juvenile Hall gym facility walls are covered in damaged and torn fiberglass insulation; and

WHEREAS, the damaged insulation could be viewed as a safety hazard to children in the area; and

WHEREAS, several inspections of the facility have recommended the insulation be covered in some way; and

WHEREAS, Juvenile Hall, Probation and Administrative Services have been working together to identify ways in which to encapsulate the insulation affixed to the walls and the ceiling of the gym facility; and

WHEREAS, in February of this year, the Purchasing Division of Administrative Services released an RFP for a contractor to come and encapsulate the walls with plywood; and

WHEREAS, one bid was received that was cost prohibitive (\$170,581); and

WHEREAS, the Building and Grounds Division of Administrative Services has determined they could perform this same work for \$30,258 using County employees.

NOW, THEREFORE, BE IT RESOLVED, that the Yuba County Board of Supervisors hereby rejects the bid received for encapsulation of the Camp Singer gym wall insulation.

BE IT FURTHER RESOLVED, that the Yuba County Board of Supervisors, by a 4/5 vote, hereby authorizes the work to encapsulate the Camp Singer gym walls and ceiling to be done by force account using County of Yuba employees (the public agency). The Board of Supervisors finds and declares that the project can be performed more economically by employees of the County. Costs for the project shall be borne by Juvenile Hall.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____, 2016 by the following vote:

AYES:

NOES:

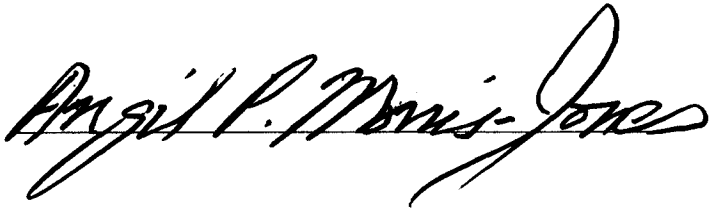
ABSENT:

ABSTAIN:

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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



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The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

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



163-0416
(163-0416) Consi... - 1 of 4

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

To: Board of Supervisors

From: Kevin Mallen, CDSA Director
Kevin Perkins, Planner III

Subject: Off-Sale General Alcoholic Beverage License Type 20 License -Lally Investments 2 LLC APN: 022-010-015

Date: April 19, 2016

RECOMMENDATION:

Consider the application from Lally Investments 2 LLC to the Board of Supervisors to a make finding of public convenience or necessity to allow a Type 20 Off-Sale Beer & Wine Alcoholic Beverage License.

BACKGROUND:

Yuba County has received an application from Lally Investments 2 LLC to make a finding that public convenience or necessity will be served by allowing an Off-Sale Beer & Wine (Type 20) alcoholic beverage license for permanent use for a gas station and convenience store they are opening in Plumas Lake located northeast of the intersection of Feather River Boulevard and River Oaks Drive (APN: 022-010-015) on a parcel zoned Plumas Lake Specific Plan - Community Shopping Center and having a General Plan land use designation of Commercial Mixed Use.

Yuba County is currently subject to a State of California Department of Alcoholic Beverage Control (ABC) 1998 ABC moratorium on the issuance of off-sale beer and wine licenses because the ratio of Off-Sale ABC Type 20 & 21 licenses in Yuba County exceeds one for each 2,500 residents. The Lally Investments 2 LLC gas station and convenience store is located in Census Tract #0407.00, which currently has only three permitted Off-Sale licenses and is below the ten ABC Off-Sale licenses authorized in the census tract, but because Yuba County is subject to the 1998 ABC moratorium in order for ABC to allow a Type 20 ABC License in Yuba County, the Board of Supervisors must make a finding that the public convenience or necessity will be served.

DISCUSSION:

Lally Investments 2 LLC justification as to why selling beer and wine at their Plumas Lake convenience store would serve a public convenience or necessity include: being open 24 hours a day would allow Plumas Lake residents the opportunity to purchase beer and wine at their convenience; sales of beer and wine would allow their convenience store to be more of a "one-stop" shopping experience; and the distance Plumas Lake residents would need to travel to purchase beer and wine would be reduced.

The County does not have any adopted policies on alcoholic beverage licenses therefore, in order for the Board of Supervisors to take action in favor of the Lally Investments 2 LLC's application; the Board must make findings of public necessity or convenience. This is consistent with the requirements of the State of California Department of Alcoholic Beverage Control.

COMMITTEE:

Since this is an item of "public interest" it was not presented to the Land Use & Public Works Committee.

ACTION BY BOARD of SUPERVISORS:

In order for the Board of Supervisors to take action in favor of the Lally Investment 2 LLC's application, the Board must find that such is a public necessity or for the convenience of the public. Therefore, if the Board **finds** that allowing an Off-Sale Beer & Wine alcoholic beverage license for convenience store is a public necessity or is for the convenience of the public then such findings shall be stated by the Board when taking action on the request. In the alternative, the application would be denied if the Board of Supervisors does **not** find that there is a public necessity or that such is for the convenience of the public.

In either event, Planning Department staff will send a letter outlining the Board's action by a minute order to ABC at their Sacramento office.

FISCAL IMPACT:

Staff does not anticipate a fiscal impact resulting from this action.

ATTACHMENTS:

1. Application
2. Breakdown of ABC Off-Sale (Type 20 & 21) Licenses Authorized in Census Tract 0407.00



PLANNING DEPARTMENT
PROJECT APPLICATION FORM

915 8th Street, Suite 123
Marysville, CA 95901

Phone: (530) 749-5470 Website: www.co.yuba.ca.us

(163-0416) Consi... - 3 of 4

TO BE COMPLETED BY STAFF

Receipt # PL-02865

Project # LUC 2016-0007 Project # N/A Project # N/A
Project Name Lally ABC License
Zoning PLSP-Shopping Center General Plan COMMERCIAL MIXED USE Overlay Zones

APPLICANT INFORMATION (primary project contact)

Name: Pami Lally Company: Plumas Shop N Shop
Street Address:
City, State, Zip:
Phone #: Email: Plumas Shop N Shop, INC
Is applicant the: Owner ☒ Architect ☐ Engineer ☐ Consultant ☐ Contractor ☐
If applicant is Not the owner, the agent authorization section on page 2 needs to be completed

PROJECT INFORMATION

Name of Proposed Project Lally Investments 2 LLC APN # 022-010-015
Location of Project Corner of Feather River Blvd & River Oaks address yct.
Existing Use: Commercial Proposed Use: Gas Station
Existing Structures (s.f.): 0 Proposed Structures (s.f.) or # Dwelling Units/Lots: 3000 sq. Ft.
(Check One) (Check One)
☒ Property is or proposed to be sewered ☒ Property is or proposed to be on public water
☐ Property is or proposed to be on septic ☐ Property is or proposed to be on well water
Project Description (attach additional sheets as necessary): We will be building a gas station / Convenience Store and need a type 20 ABC license to sell beer wine. Need approval from the board to submit app to ABC

DEVELOPMENT PROJECTS (Check all that apply)

☐ Appeal ☐ Certificate of Compliance ☐ Design Review ☐ Environmental Assessment
☐ Final Map ☐ General Plan Amend./Rezone ☐ Lot Line Adjustment ☐ Planned Sign Permit Program
☐ Sign Clearance ☐ Specific/Community Plan ☐ Surface Mining Permit ☐ Temporary Use Permit
☒ Tentative Parcel Map ☐ Tentative Subdivision Map ☐ Use Permit: Type ☐ Variance
☐ Zoning Clearance ☐ Extension of Time: ☐ Modification to: ☒ Other: LUC

WAIVERS

☐ Signs ☐ 4-H/FAA Projects ☐ Development Standards (setbacks, height, fences, etc...)
☐ Parking ☐ Reasonable Accommodations ☐ Other:

Does project involve any of the following (check all that apply):

☐ 2nd Dwelling Unit ☐ Drive Thru ☐ Ranch Marketing ☐ Temporary Housing ☐ # of animals
☐ B&B / Ag. Homestay ☐ Home Occupation ☐ Special Events ☒ Other

OWNER CERTIFICATION

I certify that I am presently the legal owner or the authorized agent of the owner of the above described property. Further I acknowledge the filing of this application and certify that all of the above information is true and accurate.

Print Name Pami Lally

Signature Pami Lally

Date 04/05/16



(163-0416) Consi... - 4 of 4

California Department of Alcoholic Beverage Control
For the County of YUBA - (By license type 20)
and Census Tract = 407

Report as of 4/5/2016

	License Number	Status	License Type	Orig. Iss. Date	Expir Date	Primary Owner and Premises Addr.	Business Name	Mailing Address	Geo Code
1)	<u>489140</u>	ACTIVE	20	7/24/2010 9:59:34 AM	6/30/2016	WALGREEN CO 2293 RIVER OAKS BLVD PLUMAS LAKE, CA 95961-9194 Census Tract: 0407.00	WALGREENS 12527	PO BOX 901, ATTN: LIQUOR RENEWALS DEERFIELD, IL 60015-0901	5800
2)	<u>527561</u>	ACTIVE	20	7/30/2013 4:23:17 PM	6/30/2016	PLUMAS STOP 'N' SHOP INC S/S OF PLUMAS LAKE BLVD, 500' E OF RIVER OAKS BLVD PLUMAS LAKE, CA 95961 Census Tract: 0407.00	PLUMAS STOP N SHOP	2297 RIVER OAKS BLVD PLUMAS LAKE, CA 95961	5800
3)	<u>540231</u>	ACTIVE	20	4/8/2014 8:33:54 AM	3/31/2016	DOLGEN CALIFORNIA LLC 1990 MCGOWAN PARKWAY OLIVEHURST, CA 95961 Census Tract: 0407.00	DOLLAR GENERAL #14976	100 MISSION RIDGE, ATTN: TAX - LICENSING GOODLETTSVILLE, TN 37072-2171	5800

- - - End of Report - - -

For a definition of codes, view our [glossary](#).

Commissioners
Eric Sklar, President
Saint Helena
Jacque Hostler-Carmesin, Vice President
McKinleyville
Anthony C. Williams, Member
Huntington Beach
Vacant, Member
Vacant, Member

STATE OF CALIFORNIA
Edmund G. Brown Jr., Governor

Fish and Game Commission



Wildlife Heritage and Conservation
Since 1870

(164-0416) Four ... - 1 of 18

Mike Taun, Acting Executive Director
1416 Ninth Street, Room 1320
Sacramento, CA 95814
(916) 653-4899
www.fgc.ca.gov

RECEIVED

APR 01 2016

Clerk/Board of Supervisors

15 Day Notice of California Notice Register 2016, No.9-Z, Z-2016-0216-12 **Re: Fishing Activity Records and CPFV Logbooks**

March 28, 2016

This is to provide you with a 15 day continuation notice of proposed regulatory action relative to amending sections 190 and 195, Title 14, California Code of Regulations, relating to fishing activity records and CPFV logbooks which was published in the California Regulatory Notice Register on February 26, 2016, Register 2016, No. 9-Z; OAL Notice File No. Z-2016-0216-12. The proposed changes to the originally noticed language are shown in double underline/strikeout underline and are sufficiently related to the originally proposed text.

The changes in regulations cite and clarify the proper authority, enhance consistency with Fish and Game Code, and improve the enforceability of the regulation.

The date of the public hearing related to this matter, and associated deadlines for receipt of oral or written comments at the meeting to be held on April 13, 2016 in Santa Rosa has not changed from the original notice.

Additional information and all associated documents may be found on the Fish and Game Commission website at <http://www.fgc.ca.gov/regulations/2016/index.aspx#190>.

Katie Perry, Department of Fish and Wildlife, phone 916-445-6456, has been designated to respond to questions on the substance of the proposed regulations.

Sincerely,

Caren Woodson
Associate Governmental Program Analyst

Attachment

TITLE 14. Fish and Game Commission

Amended Notice of Proposed Changes in Regulations

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Sections 7071, 7920, 7923, 7924, 8026, and 8587.1 of the Fish and Game Code and to implement, interpret or make specific Sections 7055, 7056, 7058, 7060, 7120, 7850, 7923, 7924, 8026, and 8587.1 of said Code, proposes to amend Sections 190 and 195, Title 14, California Code of Regulations, relating to Fishing Activity Records and CPFV Logbooks.

Informative Digest/Policy Statement Overview

Current regulations in Title 14, CCR, require that the owners and operators of commercial fishing vessels, holders of commercial fishing licenses or permits participating in specified fisheries, and the owners and license holders of commercial passenger fishing vessels, keep and submit complete and accurate records of fishing activities on paper "logbooks" provided by the Department. Due to advances in computer and internet technology and the use of handheld devices by many businesses, including the fishing industry, it is necessary that the Department update its processes.

Proposed Regulations

- Section 190 is amended to add that records may be completed and submitted on the Department's web site at <https://apps.wildlife.ca.gov/marinelogs>.
 - Other minor revisions are proposed which clarify that the participant may choose either electronic or paper format but not both.
 - That fishing activity records shall be called logbooks which is the common term for these reports.
 - ~~Logbooks shall be made available to authorized representatives of the department for inspection. Logbooks shall be immediately surrendered upon demand to a peace officer of the department.~~
 - ~~Repeal existing subsection (e) because the language repeats provisions provided in code and is therefore unnecessary.~~
 - The subsections have been edited and renumbered for clarity.
- Subsection 195(a) is amended providing that records are to be kept "pursuant to Section 190"
 - The subject forms, with instructions, are incorporated by reference, and the provision that the forms appear in Appendix A is deleted.
 - The current provisions in subsections (a)(1)-(5) are deleted because they appear in the form instructions.
 - The subsections have been edited and renumbered for clarity.
- Forms DFW 195A and DFW 195B have been updated and incorporated by reference in regulation.

- The instructions have been edited to include the deleted language from current regulation which relates only to the use of the forms, including subsections (a)(1), (a)(2), (a)(3), (a)(4), and (a)(5).
- The revision date will be 01/16.

BENEFITS OF THE PROPOSED REGULATIONS

Permitting the use of electronic reporting is in line with the increasing use of computer and internet technology and the use of handheld devices by many businesses, including the fishing industry. The proposed regulations could reduce the time required for making reports and will improve the accuracy of the data. Additionally, electronic reporting will improve the Department's data collection and ability to monitor and manage fish populations.

EVALUATION OF INCOMPATIBILITY WITH EXISTING REGULATIONS:

Section 20, Article IV, of the State Constitution specifies that the Legislature may delegate to the Fish and Game Commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. The Legislature has delegated to the Commission the power to regulate the activities of commercial fishing vessels and to monitor the take of fish. The Commission has searched the CCR for any regulations regarding other authority and has found no such regulation; therefore the Commission has concluded that the proposed regulations are neither inconsistent nor incompatible with existing State regulations.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held at the Flamingo Conference Resort and Spa, 2777 Fourth St., in Santa Rosa, California, on Wednesday, April 13, 2016, at 8:30 a.m., or as soon thereafter as the matter may be heard. Written comments may be submitted at the address given below or by e mail to FGC@fgc.ca.gov. Written comments mailed or e-mailed to the Commission office must be received before 8:00 a.m. on April 13, 2016. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in strikeout-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Michael Yaun or Caren Woodson at the preceding address or phone number. **Ms. Katie Perry, Department of Fish and Wildlife, phone 916-445-6456, has been designated to respond to questions on the substance of the proposed regulations.** Copies of the Initial

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

Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

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

Impact of Regulatory Action/Results of the Economic Impact Analysis

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

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

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. Electronic reporting of fishing activities in lieu of paper forms is voluntary at this time.

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

The Commission does not anticipate any impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses, or the expansion of businesses in California because the proposed regulations will not change the level of commercial fishing activity in the state.

As mentioned in the Informative Digest/Policy Statement Overview above, the proposed regulations will improve the quality of reporting requirements, as well as facilitate the submitting of reporting data, by allowing modern computer and internet technology methods as another means of submitting data to the Department.

- (c) Cost Impacts on a Representative Private Person or Business:

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

- (d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.
- (e) Nondiscretionary Costs/Savings to Local Agencies: None.
- (f) Programs Mandated on Local Agencies or School Districts: None.
- (g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code: None.
- (h) Effect on Housing Costs: None.

Effect on Small Business

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

Consideration of Alternatives

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

FISH AND GAME COMMISSION

Michael Yaun
Acting Executive Director

Dated: March 28, 2016

Commissioners
Eric Sklar, President
Saint Helena
Jacque Hostler-Carmesin, Vice President
McKinleyville
Anthony C. Williams, Member
Huntington Beach
Vacant, Member
Vacant, Member

STATE OF CALIFORNIA
Edmund G. Brown Jr., Governor

Fish and Game Commission



Wildlife Heritage and Conservation
Since 1870

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1520
Sacramento, CA 95814
(916) 653-4899
www.fgc.ca.gov

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APR 04 2016

Clerk/Board of Supervisors

March 30, 2016

TO ALL INTERESTED AND AFFECTED PARTIES:

This is to provide you with a copy of the notice of proposed regulatory action relative to Section 665, Title 14, California Code of Regulations, relating to meeting procedures, which will be published in the California Regulatory Notice Register on April 1, 2016.

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

Sincerely,

Sherrie Fonbuena
Associate Governmental Program Analyst

Attachment

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

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Section 108 of the Fish and Game Code and to implement, interpret or make specific Section 108 of the Fish and Game Code and Section 11125.7 of the Government Code, proposes to amend Section 665, Title 14, California Code of Regulations (CCR), relating to meeting procedures.

Informative Digest/Policy Statement Overview

Pursuant to Section 206 of the Fish and Game Code, the Commission holds no fewer than eight regular meetings per year in various locations throughout the State. Commission meetings are subject to the requirements of the Bagley-Keene Open Meeting Act (Government Code Sections 11120-11132).

In addition, the Commission's Marine Resources Committee (MRC), Wildlife Resources Committee (WRC) and Tribal Committee each hold approximately three meetings per year. Committees receive in depth information on topics and make recommendations to the Commission on those topics. The Commission may also establish other committees from time-to-time. Committee meetings are also subject to the Bagley-Keene Open Meeting Act if two Commission members are appointed to the committee.

AB 2609, signed into law in September 2012, added Section 108 to the Fish and Game Code. This statute required the Commission to adopt rules to govern business practices and processes.

Current regulations in Section 665, Title 14, CCR, provide that the time allotted for each speaker wishing to address an agenda item shall be set by the presiding Commissioner.

PROPOSED REGULATIONS

This regulatory proposal will amend Section 665, Title 14, CCR, Meeting Procedures, as follows:

- Define the number of members constituting a quorum to conduct Commission and committee meetings, and clarify that a meeting must be immediately adjourned if a quorum is no longer present;
- Provide that no more than two commissioners may attend committee meetings;
- Provide that a motion shall pass or fail only upon a majority vote of the membership present and voting; more than one motion related to an agenda topic may be made and voted upon; and, if no motion receives a majority vote of the membership present and voting, the agenda item shall be continued to a subsequent Commission meeting;
- Establish a deadline for public requests for meeting agenda items;
- Specify that, except for emergency meetings of the Commission, agenda items are approved by majority vote of the Commission; and that agendas for emergency meetings of the Commission are established by the president or president's designee;
- Specify that committee agenda items may not include items scheduled for action by the Commission, unless otherwise directed by majority vote of the Commission;

- Specify that the Commission president or his designee may add item items to meeting agendas;
- Establish deadlines, consistent with the Bagley-Keene Open Meeting Act, for public distribution of agendas;
- Outline the process and timeline for WRC and MRC recommendations;
- Specify the process for public participation in Commission and committee meetings including:
 - when public testimony will be taken;
 - appropriate public forum topics;
 - time limits for public comment at Commission meetings and methods the public may use to receive additional time;
 - when and how to submit written comments;
 - when and how to submit audio and visual presentations and how to receive approval of the presentation from the executive director; and
 - potential consequences of disruptive behavior; and
- Clarify that if any deadline or due date falls on a Saturday or holiday, it shall be adjusted pursuant to Government Code Sections 6707 and 6800.

BENEFITS OF THE PROPOSED REGULATION

The proposed regulation is anticipated to result in increases in

- the openness and transparency of Commission business;
- active public engagement with the Commission;
- Commission responsiveness to the public;
- efficiency of Commission process; and
- consistency of Commission activities.

CONSISTENCY WITH EXISTING STATE REGULATIONS

The proposed regulations are neither inconsistent nor incompatible with existing State regulations. The legislature has delegated authority to the Commission to adopt rules to govern its business practices and processes (Section 108, Fish and Game Code). Commission staff has searched the California Code of Regulations and has found no other State regulations related to the Commission meeting procedures.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Flamingo Conference Resort and Spa, 2777 Fourth Street, Santa Rosa, California, on Thursday, April 14, 2016, at 8:00 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in Bakersfield, CA, on Thursday, June 23, 2016, at 8:00 a.m., or as soon thereafter as the matter may be heard. The exact location of this meeting has not yet been determined. As soon as this information is available but not less than thirty days before the hearing, a continuation notice will be sent to interested and affected parties providing the exact location. The continuation notice will also be published in the California Regulatory Notice Register and published on the Commission's website. It is requested, but not required, that written comments be submitted on or before June 9, 2016, at the address given below, or by email to FGC@fgc.ca.gov. **Written comments mailed or emailed to the Commission office must be received before 12:00 noon on June 17, 2016.** Written and

oral comments may be received at the **June 23, 2016** hearing. No comments will be received after the hearing. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in ~~strikeout~~-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Michael Yaun or Sherrie Fonbuena at the preceding address or phone number. Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

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

Impact of Regulatory Action/Results of the Economic Impact Assessment

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

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

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

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

The Commission does not anticipate any impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses or the expansion of businesses in California.

The Commission does not anticipate any benefits to the health and welfare of California residents, worker safety, or the environment.

The Commission anticipates benefits regarding increased transparency and openness of the Commission's business, efficiency of Commission processes, consistency in Commission activities, public engagement with the Commission, and Commission responsiveness to the public.

(c) Cost Impacts on a Representative Private Person or Business:

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

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.

(e) Nondiscretionary Costs/Savings to Local Agencies: None.

(f) Programs Mandated on Local Agencies or School Districts: None.

(g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code: None.

(h) Effect on Housing Costs: None.

Effect on Small Business

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

Consideration of Alternatives

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

FISH AND GAME COMMISSION

Michael Yaun
Acting Executive Director

Dated: March 22, 2016

Commissioners
Eric Sklar, President

Saint Helena

Jacque Hostler-Carmesin, Vice President
McKinleyville

Anthony C. Williams, Member

Huntington Beach

Vacant, Member

Vacant, Member

STATE OF CALIFORNIA
Edmund G. Brown Jr., Governor

Fish and Game Commission



Wildlife Heritage and Conservation
Since 1870

Mike Yaun, Acting Executive Director
1416 Ninth Street, Room 1320
Sacramento, CA 95814
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APR 04 2016

Clerk/Board of Supervisors

15 Day Notice of California Notice Register 2016, No.2-Z, Z-2015-1228-03 **Re: Mammal Regulations for the 2016-2017 Seasons**

March 30, 2016

This is to provide you with a 15 day continuation notice of the final proposed data supplements affecting final tag quotas relative to amending sections 362, Big Horn Sheep; 363, Antelope; 364, Elk and 364.1 SHARE Elk Hunts, Title 14, California Code of Regulations, relating to the proposed regulations for "Mammal Regulations for the 2016-2017 Seasons" which was published in the California Regulatory Notice Register on January 8, 2016, Register 2016, No. 2-Z; OAL Notice File No. Z-2015-1228-03.

The date of the public hearing related to this matter, and associated deadlines for receipt of oral or written comments at the meeting to be held on April 14, 2016 in Santa Rosa has not changed from the original notice.

Additional information and all associated documents may be found on the Fish and Game Commission website at <http://www.fgc.ca.gov/regulations/2016/index.aspx#265>.

Craig Stowers, Department of Fish and Wildlife, phone 916-445-3553, has been designated to respond to questions on the substance of the proposed regulations.

Sincerely,

/s/

Jon D. Snellstrom
Associate Governmental Program Analyst

Attachment

APR 11 2016

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

Clerk/Board of Supervisors

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Sections 200, 202, 205, 215, 219, 220, 713, 1050, 2365, 7071, 7072, 7075, 7078, 7082, 8254, and 8259, of the Fish and Game Code and to implement, interpret or make specific Sections 200, 202, 205, 207, 215, 220, 1050, 2365, 7050, 7055, 7056, 7071, 7075, 7078, 7852.2, 8043, 8046, 8250, 8250.5, 8254, 9002, 9002.5, 9005, 9006, and 9010 of said Code, proposes to amend Subsections (b) and (g) of Section 29.80, Amend Subsections (a) and (c) and Add Subsection (f) of Section 29.90, Amend Sections 121, 121.5, 122, and 705, Add Article 5, Sections 54.00, 54.01, 54.02, and 54.03, And Add Sections 122.1, and 122.2, Title 14, California Code of Regulations, Title 14, California Code of Regulations, relating to California Spiny Lobster Fishery Management Plan Implementing Regulations

Informative Digest/Policy Statement Overview

Under current regulations, the management of the California spiny lobster fishery is contained under multiple sections (sections 29.80, 29.90, 29.91, 121, 121.5 and 122) of Title 14 of the California Code of Regulations (CCR). Section 29.80 provides general gear restrictions for the recreational take of crustaceans. Section 29.90 provides recreational fishery regulations specific to spiny lobster with report card requirements for the recreational fishery found in Section 29.91. Section 121 regulates the possession of spiny lobster during the closed season. Section 121.5 regulates the processing of spiny lobster. Section 122 provides regulations for the commercial fishery, including permit requirements, gear provisions, trap servicing requirements, restricted fishing areas, permit transfers, and logbook requirements.

In accordance with the Marine Life Management Act (MLMA) of 1999 (Fish and Game Code (FGC) Sections 7050-7090), regulations are proposed to implement a California Spiny Lobster Fishery Management Plan (FMP) and to amend existing recreational and commercial spiny lobster fishing regulations to manage the spiny lobster resource at a sustainable level and support orderly fisheries. It is the policy of the State to ensure the conservation, sustainable use, and, where feasible, restoration of California's marine living resources for the benefit of all the citizens of the State (FGC Section 7050(b)). The MLMA contemplates the management of state fishery resources through FMPs developed by the Department of Fish and Wildlife (Department) and adopted by the Fish and Game Commission (Commission) (FGC sections 7072, 7075 and 7078).

FGC subsection 7071(b) provides authority for the Commission to adopt regulations that implement a fishery management plan or plan amendment and make inoperative any fishery management statute that applies to that fishery. To implement the conservation and management measurements identified in the California Spiny Lobster FMP, including a proposed trap limit program, the implementing regulations of this FMP will render the following sections of the FGC inoperative once they are adopted:

- 1) FGC sections 8251, 8252, and 8258. These sections prescribe the commercial season length, size limit, and list the Districts where commercial lobster traps may be used. The FMP contemplates changes to season length, minimum size and district closures as possible future conservation and management measures. The commercial season length and size limit will be moved into Title 14, CCR, reflecting the Commission's authority to make future adjustments.

- 2) FGC sections 7857(e), 7857(j), 8102, 8103, and 8254(c). These sections state the conditions for issuing and transferring commercial fishing permits and lobster operator permit fees. Each will be made inoperative as they apply to the spiny lobster fishery to be consistent with the commercial spiny lobster limited entry fishery permit program described in the FMP and proposed trap limit program.
- 3) FGC Section 9004: This section requires commercial fishermen to service any deployed trap every 96 hours. The proposed trap servicing regulation in new Section 122.2 will extend the servicing requirement to every 168 hours. As such, this section will be rendered inoperative as applied to the spiny lobster fishery.

Upon adoption by the Commission, the California Spiny Lobster FMP will establish a management program for the spiny lobster recreational and commercial fisheries and detail the procedures by which the spiny lobster resource will be managed by the Department. The proposed regulations would implement the FMP in accordance with the policy goals enumerated in the MLMA. The proposed implementing regulations are divided into three parts: 1) new regulations to implement the FMP, 2) amendments and additions to the recreational fishing regulations, and 3) amendments and additions to the commercial fishing regulations. The following is a summary of the proposed changes to Title 14, CCR:

- 1) Establish a new Article in Chapter 5.5, Subdivision 1, Division 1, Title 14, CCR, and add new sections 54.00, 54.01, 54.02, and 54.03. The proposed new sections will:
 - a. describe the purpose and scope of the California Spiny Lobster FMP;
 - b. provide relevant definitions used in the California Spiny Lobster FMP;
 - c. describe management processes and timing; and
 - d. describe the harvest control rule (HCR) as the management basis for the California Spiny Lobster FMP.
- 2) Amendments are proposed to existing recreational lobster fishery regulations in subsections (b) and (g) of Section 29.80 and subsections (a), (c), and (f) of Section 29.90. If adopted, the proposed amendments will:
 - a. Provide an option to require hole-punching or fin-clipping of recreationally caught lobsters, with commercial market restrictions, to distinguish recreational catch from commercial catch for enforcement purposes.
 - b. Delay the start of the recreational season six hours from the current start time of 12:01 a.m. to 6:00 a.m. for safety purposes.
 - c. Require buoy marking of hoop nets used south of Point Arguello for identification and enforcement purposes.
 - d. Clarify existing language on the possession of a hooked device while taking lobster. This regulatory change will provide clarification for both recreational divers and enforcement.
 - e. Clarify measuring requirements in order to allow for measuring lobster aboard a boat. The proposed change will allow hoop netters to bring spiny lobster aboard a vessel where they can be measured safely.
 - f. Make editorial changes to improve clarity of existing regulations.
- 3) Amendments to the commercial fishing are proposed to sections 121, 121.5, 122, and 705 as well as the addition of new sections 122.1 and 122.2. If adopted, the proposed amendments will:

- a. Implement a new trap limit program, effective October 2017, to specify 300 traps per lobster operator permit, establish lobster trap tags, new buoy marking requirements, and lost trap replacement (i.e., "catastrophic trap tag loss") measures. The establishment of a trap limit program will optimize and create a more orderly commercial fishery as well as provide improved understanding of the amount gear used in the fishery.
- b. Allow permittees to possess up to two lobster operator permits. The possession of two lobster operator permits will allow a commercial fisherman to deploy a maximum of 600 traps in accordance with the proposed trap limit program.
- c. Allow permittees to retrieve up to six (6) traps of another lobster operator permit holder that were lost, or damaged lobster traps per fishing trip to help reduce potential impact of fishing gear on living marine resources and underwater habitat.
- d. Require Department approval of a waiver request for one lobster operator permit holder to service the trap of another. The proposed regulation will provide clear rules for requesting a waiver and improve regulatory enforcement.
- e. Require each fisherman who holds a lobster operator permit to submit an end of the season trap loss affidavit for each permit they hold at the end of each season to estimate gear loss in the fishery.
- f. Extend the maximum trap service requirement from four (4) to seven (7) days to provide fishermen more flexibility to service their gear and for safety purposes.
- g. Extend the pre- and post-season gear deployment periods from six (6) to nine (9) days for safety purposes.
- h. Extend the lobster operator permit holder death provision from one (1) to two (2) years to provide more time to transfer the lobster operator permit.
- i. Update permit renewal and transfer regulations for clarity and consistency with the proposed trap limit program.
- j. Update description of restricted fishing areas with latitude and longitude coordinates for clarification purpose.
- k. Provide clarification for identifying abandoned traps in state waters.
- l. Provide modifications to the existing fishing logbook format to improve data collection.
- m. Provide an option that would prohibit the sale of hole-punched or tail-clipped lobster in the markets for enforcement purposes.
- n. Establish fees for lobster operator permit and trap tags. Currently, lobster operator permit fees are located in FGC Section 8254(c), however, this code section will be rendered inoperative as part of the CA Lobster FMP implementing regulations as needed to implement the trap limit and trap tag program for the 2017-2018 lobster season.
- o. Clarify that all lobster operator permit holder fishing jointly on one vessel will be liable for any violation from that vessel.
- p. Clarify existing language on the use and possession of SCUBA gear in the commercial fishery.
- q. Make editorial changes to improve clarity of existing regulations.

The proposed regulations were drafted to serve the sustainability and social policy objectives enumerated in FGC Sections 7050, 7055, and 7056. The Commission evaluated whether there were any other regulations on this area and has found that these are the only regulations

concerning the California Spiny Lobster Fishery Management Plan. Therefore, the proposed regulations are not inconsistent or incompatible with existing state regulations.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Flamingo Conference Resort and Spa, 2777 Fourth Street, Santa Rosa, California, on Wednesday, April 13, 2016, at 8:00 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in Bakersfield, California, on Wednesday, June 22, 2016, at 8:00 a.m., or as soon thereafter as the matter may be heard. The exact location of this meeting has not yet been determined. As soon as this information is available but not less than thirty days before the hearing, a continuation notice will be sent to interested and affected parties providing the exact location. The continuation notice will also be published in the California Regulatory Notice Register and published on the Commission's website. It is requested, but not required, that written comments be submitted on or before June 9, 2016, at the address given below, or by email to FGC@fgc.ca.gov. **Written comments mailed or emailed to the Commission office must be received before 12:00 noon on June 17, 2016.** Written and oral comments may be received at the **June 22, 2016** hearing. No comments will be received after the hearing. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in strikeout-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Michael Yaun or Sheri Tiemann at the preceding address or phone number. **Tom Mason, Senior Environmental Scientist, Department of Fish and Wildlife, [(562) 342-7107 or Tom.Mason@wildlife.ca.gov], has been designated to respond to questions on the substance of the proposed regulations.** Copies of the Initial Statement of Reasons, the proposed regulatory language, the notice, and other information concerning the proposed regulation, may be obtained from the address above and will also be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

Availability of Modified Text

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

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

Impact of Regulatory Action/Results of the Economic Impact Analysis

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

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

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states because the regulatory action will not substantially increase compliance costs, is not anticipated to impact harvest quantities, and only applies to a fishery that is unique to the state of California. The commercial spiny lobster fishery extends from Point Conception in Santa Barbara County to the U.S./Mexico border. The recreational spiny lobster fishery covers the same range but also extends further north into San Luis Obispo County.
- (b) **Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:**

The Commission anticipates no negative impacts on the creation or elimination of jobs within the state, the creation of new businesses or the elimination of existing businesses because the proposed action will not significantly increase costs or reduce harvest quotas. These actions are intended to promote orderly commercial and recreational fisheries while ensuring the long-term sustainability of the fisheries and spiny lobster resource.
- (c) **Cost Impacts on a Representative Private Person or Business:**

The Commission anticipates an increase in the commercial lobster operator permit fee due to the proposed trap tag program to be approximately \$395 per permit. Permit holders may have the potential for a substantial gain from expanded permit transfer options and potential fuel savings with the increase in time for the maximum trap servicing requirement. The Commission is not aware of any cost impacts in the recreational lobster fishery, that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- (d) **Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:** None.
- (e) **Nondiscretionary Costs/Savings to Local Agencies:** None.
- (f) **Programs Mandated on Local Agencies or School Districts:** None.

- (g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code: None.
- (h) Effect on Housing Costs: None.

Effect on Small Business

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

Consideration of Alternatives

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

FISH AND GAME COMMISSION

Michael Yaun
Acting Executive Director

Dated: March 28, 2016



March 29, 2016

RECEIVED

APR 08 2016

Clerk/Board of Supervisors

Roger Abe
Chair of the Board
County of Yuba
915 8th Street, Ste. 109
Marysville, CA 95901

Subject: Welcome to the California HERO Program and an Update on Consumer Protections

Dear Chairman Abe:

As the original bond issuing authority for the State's leading Property Assessed Clean Energy (PACE) Program, the Western Riverside Council of Governments (WRCOG) is pleased to welcome the County of Yuba to the California HERO Program. I want to take this opportunity to provide some information regarding 1) tracking future HERO Program activity in your jurisdiction, and 2) consumer protections for the HERO Program and for other similar programs that are operating in your jurisdiction, or which you may be considering.

HERO Program Activity in the County of Yuba: Your jurisdiction is anticipated to launch this summer and at that point, we will be able to provide updates of completed projects in the County of Yuba to you. The attached representative "Snapshot" provides the format of a summary sheet that we will provide to you on a regular basis so that you can keep track of completed HERO projects and energy savings in your jurisdiction. These updates are also available through our HERO app and at our website at www.herogov.com for elected officials and key County of Yuba staff. In the next few weeks, HERO will send an instruction guide on how to access and best utilize our website and app to fit your specific data needs. If you have trouble accessing data on our website or app, please let us know.

Consumer Protections: As you know, the HERO Program was created to address a number of important public policy objectives; creating jobs, achieving energy and water savings, improving properties, and providing a market mechanism to reduce greenhouse gas emissions, to name a few. Along with progress made in addressing these objectives, we see consumer protection as another critical way PACE adds value to the County of Yuba. From assurances that contractors are licensed, bonded, insured, and in good standing with our Program, to the promise that no one gets paid until the property owner signs off that the job is done, we believe the HERO Program does more than any other consumer financing mechanism to protect property owners making improvements. These protections include prudent underwriting standards, requirements that the products installed meet federal and state standards for energy efficiency, renewable energy or water conservation, and post-funding support including dispute resolution and resources for selling and refinancing a PACE-improved property.

We strongly encourage you to consider making these standards (attached) a baseline for every PACE provider operating or seeking to operate in your community. We believe these standards are not just good for property owners, they provide a strong positive foundation for energy and water efficiency and renewable energy in your community – and their consideration is central to your oversight role.

PACE is a still relatively new form of financing, offered in partnership with local and regional government (without cost to taxpayers), and as such must clear a high bar of upholding the public trust. As new

cc: Kevin Mallen

PACE providers enter the marketplace and look to operate within your jurisdiction, we believe it is critically important that each can commit to AND demonstrate – through independent audit – a track record of success in implementing consumer protections that are at least as strong as those contained in the attached document. If they cannot, the public trust can be easily eroded.

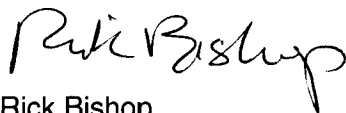
The baseline consumer protection policies adopted by WRCOG address the following areas: (i) Risk, (ii) Disclosures and Documentation, (iii) Financing Terms, (iv) Operations, (v) Post-Funding Support, (vi) Data Security, (vii) Privacy, (viii) Marketing and Communications, (ix) Protected Classes, (x) Contractors, (xi) Eligible Products, (xii) Pricing, (xiii) Reporting, and (xiv) Closing & Funding. In addition, we are currently working with Renovate America, which administers the HERO Program, to develop a set of examination procedures that will serve as the basis for a regular, independent audit beginning this year.

We believe these consumer protection policies are comprehensive and, if adhered to by all PACE providers, are likely to raise the bar for consumer protection in the home and commercial building improvement industry.

Finally, we consider these standards to be a living document, to be revised from time to time to respond to consumer experience in the marketplace and reflect positive changes that continue to meet our objectives to provide outstanding consumer protections. We appreciate your consideration of this important governance issue.

Should you have any questions, please feel free to contact WRCOG's Director of Energy and Environmental Programs, Barbara Spoonhour, at (951) 955-8313 or spoonhour@wrcog.cog.ca.us, or myself at (951) 955-8303 or bishop@wrcog.cog.ca.us.

Sincerely,



Rick Bishop
Executive Director

cc: Robert Bendorf, CAO

Attachments: 1. Summary of Consumer Protection Policies Every PACE Provider Should Meet
2. Representative HERO jurisdiction "Snapshot"

SUMMARY OF CONSUMER PROTECTION POLICIES **EVERY PACE PROVIDER SHOULD MEET**

1. **RISK:** These criteria examine the real property on which the improvements will be installed, the encumbrances presently recorded against the property to ensure it is harnessing unused financing capacity instead of placing an inappropriate burden on the homeowner, the nature of the improvements to be installed to ensure efficiency; and the homeowner's mortgage and property tax payment history.

2. **DISCLOSURES & DOCUMENTATION:** PACE is a new form of financing that, while sharing some features of traditional financing, presents new considerations for homeowners. Disclosures covering PACE's unique repayment cycle (as a property tax) and Federal Housing Finance Authority guidance regarding payoff of financing at the time of sale or refinance in conjunction with a federally-insured mortgage are among the considerations. PACE financing terms shall be confirmed by the Partner by telephone with homeowners working with all but their top-rated contractors, and for all homeowners over age 64. Those terms shall include a fixed interest rate, financing term not to exceed the useful life of the product, a three day right to cancel, and no prepayment penalties. In the first half of 2016, a Financing Estimate modeled after the Consumer Financial Protection Bureau's new "Know Before You Owe" form will be implemented to exceed current disclosure requirements.

3. **FUNDING:** It is the policy of the Program that the Partner offers fixed simple interest rates, and payments that fully amortize the obligation. Variable interest rates or negative amortization financing terms are not permitted. The Program is not required to but may offer the capability to accommodate property buyers and property owners by offering subordination of certain rights of its PACE assessment lien to the lien of a mortgage or deed of trust.

4. **OPERATIONS:** It is the policy of the Program that the Administrator and its Partner develop and provide people, processes, tools and technology necessary to support the consumer protection measures described in detail elsewhere in this policy, including: (i) risk and underwriting processes; (ii) terms and documentation delivery systems; (iii) documentation, maintenance and retrieval processes; (iv) disclosure development, delivery and acknowledgment receipt; (v) post-funding support for homeowners and other stakeholders such as real estate professionals; (vi) data security measures; (vii) privacy policy development and protections; (viii) marketing and communication oversight; (ix) protected class data and communication processes; (x) contractor management and engagement; (xi) eligible product database and/or list development and maintenance; (xii) implementation of the maximum financing amounts; (xiii) key metrics reporting; (xiv) closing and funding processes (including the ability to fulfill financing obligations); (xv) examination data production; and (xvi) implementation of procedures to identify and prohibit conflicts of interest within and associated with the Program.

5. **POST-FUNDING HOMEOWNER SUPPORT:** Establishing and operating a unit responsible for customer care that responds to inquiries, complaints, contractor and workmanship concerns, product performance questions and related matters for the lifecycle of the improvements financed is fundamental to the consumer protections that the Program provides. This policy contemplates development of a team with the skills necessary to perform inspections, meet with homeowners and contractors, investigate matters, and mediate resolutions with homeowners and contractors. It is the policy of the Program that the Partner develop capabilities to assist homeowners who are refinancing or selling their properties, and support real estate professionals providing services to refinance and sales transactions.

6. **DATA SECURITY:** The public/private partnership at the center of the Program, as well as the confidential relationship homeowners have with the Partner mandate that any market-ready Program be in robust compliance with sturdy cyber-security standards, and in particular develop secure and tested

processes that protect homeowner personal identifiable information at points of potential vulnerability, especially during the application process.

7. PRIVACY: The trusting and confidential relationship that exists between homeowners and the Program extends to the provider's use of homeowner data. Compliance with the Gramm-Leach-Bliley Act as well as the establishment of clear opt-in and opt-out protocols for information sharing are the pillars of the program's privacy policy. More broadly, the Program must protect and manage sensitive consumer information, respect the privacy of all homeowners, and implement robust controls to prevent unauthorized collection, use and disclosure of such information.

8. MARKETING & COMMUNICATIONS: Clear, informative, truthful, balanced, transparent and complete communications are essential. It is the policy of the program to prohibit practices that are or could appear to be unfair, deceptive, abusive, and/or misleading, that violate laws or regulations, that provide tax advice, that are inappropriate, incomplete or are inconsistent with the program's purpose (e.g., use of check facsimiles to dramatize the amount of PACE program financing available or presented as if a negotiable instrument). It is the policy of the Program that no provider, contractor or affiliated individual may provide a direct cash payment or other thing of value to a homeowner explicitly in exchange for such homeowner's selecting Program financing.

9. PROTECTED CLASSES: It is the Administrator's and Partner's responsibility to ensure compliance with all state and federal laws that cover individuals in protected classes (e.g., race, religion, color, marital status, sex, national origin, citizenship, presence of children, disability, medical condition, gender, age, sexual orientation, gender identity or expression, military or veteran status, because an applicant receives income from a public assistance program, or because an applicant has in good faith exercised any right under the Consumer Credit Protection Act.) Heightened protections for homeowners over 64 years old, such as confirming understanding of financing terms and project specifications is required of the Program.

10. CONTRACTOR REQUIREMENTS: Contractors and their sales persons enter into contracts with the Partner, and register with all relevant state and local licensing boards and agencies. Contractors are required to follow a code of conduct, maintain policies of insurance, post bonds, follow marketing requirements, complete training courses, among other similar obligations, all of which are designed to assure positive and productive homeowner interaction with the Program. Administrators and Partners warn, suspend, or terminate a registered contractor and/or affiliated individual from the Program based on violations of the Contractor Participation Agreement.

11. ELIGIBLE PRODUCTS: The Program enables and encourages homeowners to install measures on their homes which are designed but not guaranteed to save water or energy. The Program is responsible for implementing practices and controls (e.g., eligible product databases and product confirmation processes) ensuring that financing is used only for eligible measures. Program product eligibility criteria ensure that property owners are financing improvements which are industry recognized for achieving higher levels of home energy or water efficiency using performance criteria that the U.S. Department of Energy, U.S. Environmental Protection Agency, the California Energy Commission and/or other federal and state agencies or other reputable third parties have established.

12. MAXIMUM FINANCING AMOUNT: While the Program does not set price controls, it implements a maximum financing amount ("MFA") procedure based upon the fair market value of the eligible products and the provider's experience. The MFA sets the ceiling for amounts that can be financed. The MFA does not set pricing for installation.

13. **REPORTING:** Reporting the economic and environmental results of Program participation is essential for the Program, Administrators, Partners, elected officials, environmental agencies, the investment community, the real estate and mortgage industry and many other stakeholders. Metrics such as economic stimulus dollars invested, greenhouse gas reduction, the number of measures funded, the amounts funded, renewable energy production and energy savings serve this need. The Partner is responsible for producing, on at least a quarterly basis, a key metrics report for the Administrator.

14. **CLOSING & FUNDING:** The Program provides limited purpose financing to homeowners, and not general purpose financing that is common among traditional sources of financing. The Program has front-end (e.g., eligible product call-in requirements) and pre-funding (e.g., completion certificates and permits) procedures designed to confirm the financing dollars are used for permissible purposes. A policy requiring such procedures is essential to protecting the integrity of the program and its public policy goal of bringing efficiency and renewable energy to the housing sector. It is the policy of the Program for homeowners to obtain required permits and for the Program to disburse funds only for projects that are complete to the satisfaction of the homeowner.

15. **EXAMINATION:** As stated above, WRCOG will develop examination procedures to evaluate these above enumerated consumer protection policies, requiring that they be reviewed by an outside third party auditor regularly to ensure compliance by any provider operating in the marketplace served by the bond issuer.

225 Homes Improved

02/10/2014

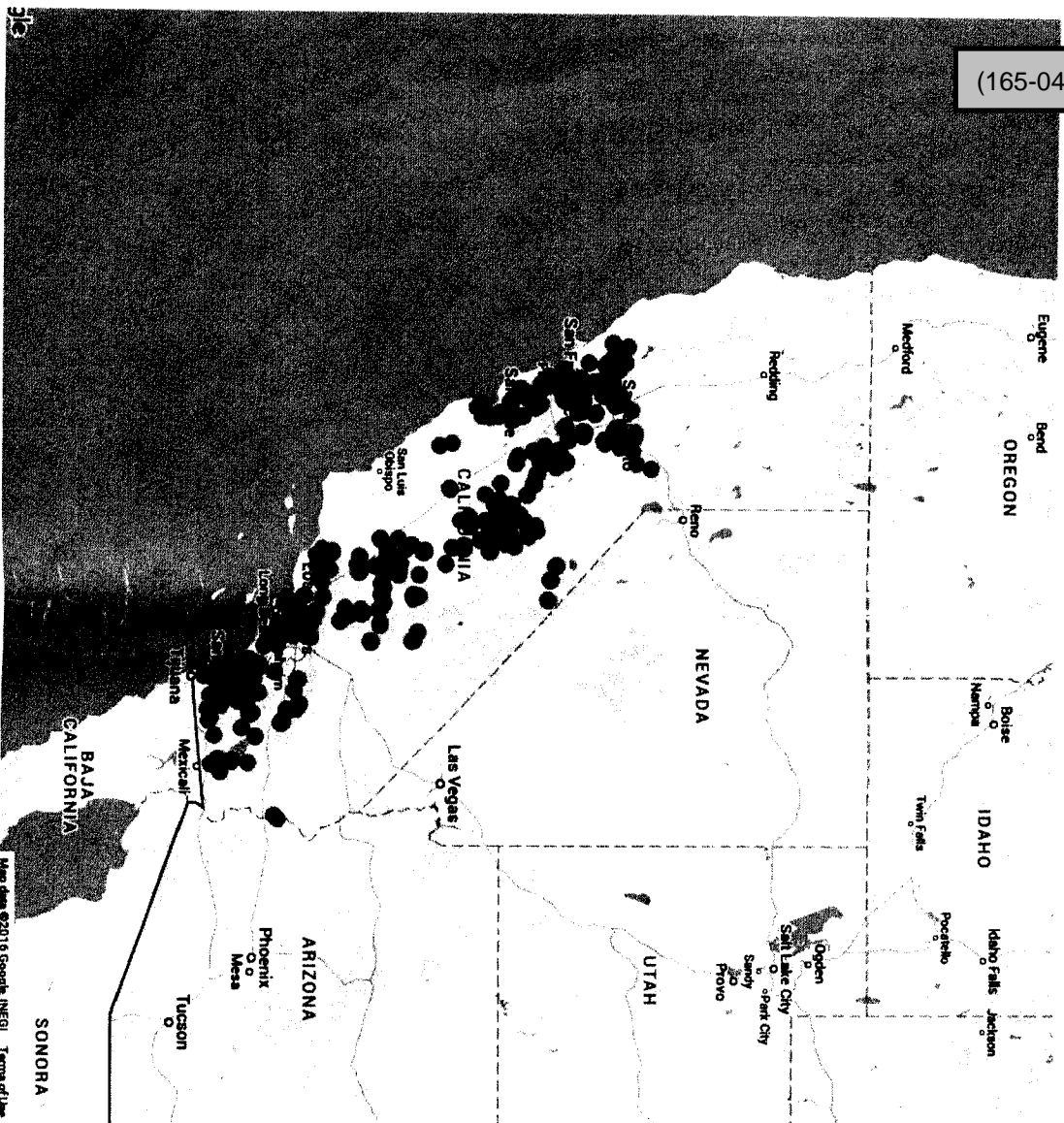
HERO Launch Date

5,037,463

Housing Count

01/01/2011 - 03/23/2016

Report Range



Improvements

Type	Total Installed	Bill Savings
Energy	29.8K	\$342M
Solar	14.4K	\$661M
Water	2,024	\$13.7M

Lifetime Impact

Applications Submitted	64.1K
Applications Approved	46.7K
Funded Amount	\$542M
Economic Stimulus	\$939M
Jobs Created	4,602
Energy Saved	3.37B kWh
Emissions Reduced	911K tons
Water Saved	1.55B gal

Learn how these numbers are calculated at <https://www.heroprogram.com/faq>



RECEIVED

APR 11 2016

Clerk/Board of Supervisors

(166-0416) Notic... - 1 of 4



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE OF PETITION FOR TEMPORARY CHANGE INVOLVING THE TRANSFER/EXCHANGE FROM DEPARTMENT OF WATER RESOURCES PERMIT 16479 (APPLICATION 14443) AND THE SPECIFIED LICENSE AND PERMITS OF THE U.S. BUREAU OF RECLAMATION

On March 28, 2016, the Department of Water Resources (DWR), and the U.S. Bureau of Reclamation (Reclamation), collectively Petitioners, filed a petition for temporary change to transfer/exchange up to 305,820 acre-feet of water pursuant to California Water Code section 1725 et seq. The Petitioners request the temporary addition of the State Water Project (SWP) place of use downstream of Harvey O. Banks Pumping Plant (Banks) to Reclamation License 1986 and Permits 11885, 11886, 12721, 11967, 11887, 12722, 12723, 12727, 11315, 11316, 11968, 11969, 12860, 11971, 11973, and 12364 (Applications 23, 234, 1465, 5626, 5628, 5638, 9363, 9364, 9368, 13370, 13371, 15374, 15375, 15764, 16767, 17374, and 17376) and the temporary addition of the Central Valley Project (CVP) place of use downstream of Jones Pumping Plant (Jones) to DWR Permit 16479 (Application 14443). According to the Petitioners, the requested changes will allow them to more effectively and efficiently utilize the operational flexibility of the combined SWP and CVP facilities and water supply south of Banks and Jones. The Petitioners state that the operational flexibility will, in turn, help minimize to some extent the impacts to water users south of the Delta caused by unavailability of adequate SWP and CVP Project water supplies in 2016. Approval of the petition will not increase the quantity or alter the timing of diversions from the Delta or San Joaquin River. All exchanges covered by the petition will occur south of the Delta and are intended to alleviate anticipated water supply shortages. The proposed exchanges involve: 1) Santa Clara Valley Water District; 2) Oak Flat Water District/Del Puerto Water District; 3) Kern County Water Agency/Kern Tulare Water District; 4) Arvin-Edison Water Storage District/Metropolitan Water District of Southern California; 5) Kern County Water Agency/Westlands Water District; 6) Dept. of Veterans Affairs – San Joaquin Valley National Cemetery; 7) Musco Olive Products Inc.; and 8) Tulare Lake Basin Water Storage District – Westlands Water District/San Luis Water District. The Petitioners have requested the temporary changes become effective on May 1, 2016. Temporary changes involving the transfer/exchange of water may be in effect for one year from the date of approval.

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov

SWP and CVP License and Permits Subject to Temporary Change

SWP Water Rights		
Application Number	License (L) or Permit (P) Number	Description
14443	P16479	Oroville Project
CVP Water Rights		
23	L1986	Friant Project
234	P11885	Friant Project
1465	P11886	Friant Project
5626	P12721	Shasta Project
5628	P11967	Trinity Project
5638	P11887	Friant Project
9363	P12722	Shasta Project
9364	P12723	Shasta Project
9368	P12727	Jones Pumping Plant
13370	P11315	Folsom Project
13371	P11316	Folsom Project
15374	P11968	Trinity Project
15375	P11969	Trinity Project
15764	P12860	San Luis Reservoir
16767	P11971	Trinity Project
17374	P11973	Trinity Project
17376	P12364	Whiskeytown Lake

Pursuant to California Water Code section 1726(f), any interested person may file a comment regarding the petition. **Comments must be received by the Division of Water Rights by 4:30 p.m. on April 22, 2016. A copy must be provided to the Petitioners at the addresses below.** To obtain detailed information regarding the proposed transfer, you may view the petition and related project information by visiting the Division's website at: http://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/index.shtml

Send comments to both:

Nancy Quan
Department of Water Resources
P.O. Box 94236
Sacramento, CA 94236-0001
nquan@water.ca.gov

Richard Woodley
U.S. Bureau of Reclamation
Mid-Pacific Region
2800 Cottage Way
Sacramento, CA 95825
rwoodley@usbr.gov

Should you have any other questions regarding this matter, please contact Patricia Fernandez at (916) 319-9141 or by email at patricia.fernandez@waterboards.ca.gov. Written correspondence or inquiries should be addressed as follows: State Water Resources Control Board, Division of Water Rights, Attn: Patricia D. Fernandez, P.O. Box 2000, Sacramento, CA 95812-2000.

Date of Notice: **April 7, 2016**



State Water Resources Control Board

**NOTICE OF PETITION FOR TEMPORARY CHANGE
INVOLVING THE TRANSFER/EXCHANGE FROM DEPARTMENT
OF WATER RESOURCES PERMIT 16479 (APPLICATION 14443)
AND THE SPECIFIED LICENSE AND PERMITS
OF THE U.S. BUREAU OF RECLAMATION**

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Send comments to both:

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Date of Notice: **April 7, 2016**

APR 11 2016

Wedn
Thursd

(167-0416) Agend... - 1 of 8

AGENDA**Public Meeting****Central Valley Regional
Water Quality Control Board**

Clerk/Board of Supervisors

Central Valley Regional Water Board
Fresno Office
 1685 E. Street,
 Fresno, CA 93706

THIS BOARD MEETING WILL NOT BE WEBCAST OR TELECAST

The Central Valley Board strives to conduct accessible, orderly, and fair meetings. The Board abides by the following rules when conducting its meetings:

- No person is required to register their name or provide other information to the Board in order to attend a Board meeting. Completing an attendance card is voluntary, unless you wish to testify before the Board.
- Anyone speaking to the Board will be requested to complete an attendance card.
- Anyone testifying in permit and enforcement actions will be required to complete an attendance card and affirm that any testimony that they provide is the truth by taking an oath.
- Items on this Agenda are numbered for identification purposes only; the Board may consider these items out of their listed order.
- Any item scheduled for the first day of a multi-day Board meeting may be delayed or continued to the next day, and items may also be moved from the second day to the first day. The Board may remove items from this Agenda without prior notice.
- If the Board lacks a quorum, the Board may conduct a hearing as a Panel Hearing. However, the Board will not take final action on such an item until a quorum of the Board is present.

Copies of the items to be considered by the Central Valley Water Board are posted on the Board's website at:
http://www.waterboards.ca.gov/centralvalley/board_decisions/tentative_orders/

Board agendas and the minutes of prior meetings are posted on the Board's website at:
http://www.waterboards.ca.gov/centralvalley/board_info/meetings/

Questions regarding individual items should be directed to the Board staff person whose name and phone number are indicated with the agenda item. If no staff person is listed, or for general questions, please contact Ms. Kiran Lanfranchi-Rizzardi at: (916) 464-4839 or klanfranchi@waterboards.ca.gov

The Board meeting will be conducted at a facility that is accessible to people with disabilities. Individuals requiring special accommodations are asked to contact Ms. Lanfranchi-Rizzardi at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

A list of applications for Water Quality Certifications, which the Board issues pursuant to Section 401 of the Clean Water Act, can be found at: http://www.waterboards.ca.gov/centralvalley/public_notices/ or can be obtained by calling the Board at: (916) 464-3291

ELECTRONIC PRESENTATIONS

PowerPoint and other electronic presentations are frequently presented at the Board Meetings. Please e-mail presentations to the Board's Webmaster at webmaster5@waterboards.ca.gov at least 24 hours in advance, or bring your files either on a USB Flash Drive or CD-ROM and give them to Board Staff prior to the start of the meeting.

WEDNESDAY APRIL 20, 10:00 A.M.

TOUR OF ALPAUGH/ALLENSWORTH COMMUNITIES

Members of the Central Valley Water Board will participate in a field tour on Wednesday, 20 April 2016 in the Disadvantaged Communities of Allensworth and Alpaugh.

The public will be provided access to the tour sites, but transportation will not be provided.

Details regarding the tour itinerary will be provided on the day of the tour because last minute adjustments may need to be made to account for weather conditions, and the number of participants in the tour. Tour participants will meet at 10:00 a.m. at the Colonel Allensworth State Historic Park, located at 4011 Grant Drive, Allensworth, California (meet just past the park entrance at Hindsman General Store).

WEDNESDAY APRIL 20, 1:30 P.M.

TOUR OF ATWELL ISLAND WETLANDS

Members of the Central Valley Water Board will continue the day with a tour of the Atwell Island Wetlands.

The public will be provided access to the tour sites, but transportation will not be provided.

Details regarding the tour itinerary will be provided on the day of the tour. Tour participants will meet at 1:30 p.m. at Atwell Island Headquarters on Road 38, Alpaugh, California.

THURSDAY, APRIL 21, 9:00 A.M.

CENTRAL VALLEY REGIONAL WATER BOARD, FRESNO OFFICE 1685 E. STREET, FRESNO, CA 93706-2007

1. Introductions, Pledge of Allegiance, and approval of minutes of the February 18/19, 2016 Board meeting and the March 9 Oilfield Workshop in Bakersfield, California
2. Meeting Rules and Procedures
3. Board Member Communications – Board Members and the State Board Liaison Member may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction. There will be no voting or formal action taken
4. Public Forum – *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting, or pending before the Board*
5. *State Board Liaison update-Informational item only*
6. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/board_info/exec_officer_reports/)

OTHER BUSINESS

7. *Resolution Adopting the Human Right to Water as a Core Value in Central Valley Water Board Programs and Activities* [Yared Kebede (916) 464-4828]
8. *Status of Proposed General Order for Poultry Facilities – Informational Item Only* [Girma Getachew (916) 464-4851]
9. The Board will be asked to approve items 14 through 17 with no discussion if no one is here to testify about them.

WASTE DISCHARGE REQUIREMENTS

10. Ardagh Glass Inc. and Air Liquide Industrial U.S. Limited Partnership, Glass Facility, Madera County – *Consideration of Revision of Order 85-314* [Denise Soria (559) 444-2488]

NPDES PERMITS

11. Sacramento Regional County Sanitation District, Sacramento Regional Wastewater Treatment Plant, Sacramento County – *Consideration of NPDES Permit Renewal (NPDES Permit CA0077682)*
[Xuan Luo (916) 464-4606]

ENFORCEMENT

12. Original Sixteen to One Mine, Inc., Sixteen to One Mine, Sierra County – *Consideration of Administrative Civil Liability Complaint for Assessment of Mandatory Minimum Penalties* [Alejandra Serratos (916) 464-4634]
13. Malaga County Water District, Malaga County Water District Waste Water Treatment Facility, Fresno County – *Consideration of Administrative Civil Liability Order R5-2016-0512*
[Warren Gross (559) 445-5128]

UNCONTESTED CALENDAR

(Cal. Code Regs., tit. 23, § 647.2, subd. (f).)

Uncontested items are those items that are not being contested at the Board Meeting and will be acted on without discussion. If any person or Board Member requests discussion, the item may be removed from the Uncontested Calendar and taken up in the regular agenda in an order determined by the Board Chair.

14. NPDES PERMITS

- a. City of Chico, Chico Water Pollution Control Plant, Butte County – (NPDES Permit CA0079081) (*Renewal*)
- b. Sewerage Commission, Oroville Region, Oroville Wastewater Treatment Plant, Butte County– (NPDES Permit CA0079235) (*Renewal*)
- c. Sierra Pacific Industries Inc., Shasta Lake Division Sawmill, Shasta County – (NPDES Permit CA0081400) (*Renewal*)
- d. Sterling Caviar LLC, Sterling Caviar LLC Elverta Facility, Sacramento County – (NPDES Permit CA0085197) (*Renewal*)

15. WASTE DISCHARGE REQUIREMENTS

- a. California Department of Corrections and California Prison Industry Authority, Corcoran State Prison and California Substance Abuse Treatment Facility, Wastewater Treatment Facility and Dairy, Kings County– Order 95-267 (*Revision*)
- b. City of Lathrop, Lathrop Consolidated Treatment Facility, San Joaquin County – (*New*)
- c. Delta Packing Company and John Tecklenburg, Delta Packing Company, San Joaquin County – (*New*)
- d. Goldstone Land Company LLC and Kurt and Sandra Kautz, Bear Creek Winery, San Joaquin County– (*New WDRs and Consideration of Resolution for approval of Initial Study and Negative Declaration*)
- e. Lost Hills Sanitary Landfill, Class III Landfill, Post-Closure Maintenance, County of Kern– Order R5-2006-0046 (*Revision*)
- f. Rio Alto Water District, Lake California Wastewater Treatment Plant, Tehama County – (*New*)
- g. Shasta Renewable Resources LLC, and Anderson Plant LLC, Anderson Biomass Plant, Shasta County– (*New*)
- h. Sierra Pacific Industries, Chinese Camp Mill, Tuolumne County – Order 97-132 (*Revision*)

16. WASTE DISCHARGE REQUIREMENTS/RESCISSIONS

- a. Calaveras County Water District, Arnold Wastewater Treatment Plant, Calaveras County – 97-073
- b. Mt. Shasta Ski Park, Siskiyou County – Order 5-00-147
- c. ST Services, Stockton, San Joaquin County – Order R5-2003-0165

17. CHANGE OF NAME/OWNERSHIP

- a. Clayton Regency LLC, Clayton Regency Mobile Home Park WWTF, Contra Costa County– WDRs R5-2005-0160
- b. James Peoples, Quail Ridge Resort Mobile Home and RV Park, Yuba County–WDRs 95-130

The Board may meet in closed session to consider personnel matters (Gov. Code, § 11126 subd. (a)), to deliberate on a decision to be reached based upon evidence introduced in a hearing (Gov. Code § 11126, subd. (c)(3).), or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation (Gov. Code, § 11126, subd. (e)). Current litigation involving the Board:

Litigation filed against the Central Valley Water Board and/or the State Water Board:

- a. Cleanup and Abatement Order Issued for the Cleanup of Dixon Park in 2005 – *ConAgra Foods and Monfort, Inc. v. Central Valley Water Board* (Solano County Sup. Ct., Case No. FCS027420)
- b. NPDES Permit Issued to Sacramento Regional Wastewater Treatment Plant in 2010 – *California Sportfishing Protection Alliance v. Central Valley Water Board et al.* (Sacramento County Sup. Ct., Case No. 34-2013-80001358)
- c. Irrigated Lands Coalition Waiver and Program EIR Issued in 2011 – *San Joaquin County Resource Conservation District California Farm Bureau Federation et al. v. Central Valley Water Board; California Sportfishing Protection Alliance et al. v. Central Valley Water Board* (Sacramento County Sup. Ct., Case No. 34-2012-80001186) (Consolidated Case No. RG 12632180)
- d. Administrative Civil Liability Orders R5-2011-0068, R5-2012-0070, R5-2013-0091, R5-2014-0119 and 13267 Order Requiring Monitoring of the Sweeney Dairy – *James G. Sweeney, et al. v. State Water Board, et al.* (Fresno County Sup. Ct. Case No. 15CEG02063)
- e. Administrative Civil Liability Order Issued to Henry Tosta Dairy in 2013 – *Henry J. Tosta, et al. v. Central Valley Water Board, et al.* (San Joaquin County Sup. Ct., Case No. 39-2014-00318863-CU-WM-STK)
- f. Administrative Civil Liability Order Issued for Mandatory Minimum Penalties to Malaga County Water District in 2013 – *Malaga County Water District v. Central Valley Water Board et al.* (Fresno County Sup. Ct., Case No. 14-CECG-03576, removed to Madera County Sup. Ct., Case No. MCV071280)
- g. Dairy General Waste Discharge Requirements, Reissued in 2013 – *Asociación de Gente Unida por el Agua et al. v. Central Valley Water Board* (Ca. Ct. of Appeal, 3rd DCA, Case No. C066410; Sacramento County Sup. Ct., Case No. 34-2008-00003604)
- h. Cleanup and Abatement Order Issued for Cleanup of Walker Mine in 2014 – *Atlantic Richfield Company v. Central Valley Water Board* (Sacramento County Sup. Ct., Case No. 34-2014-80001875)
- i. NPDES Permit and Cease and Desist Order Issued to Malaga County Water District in 2014 – *Malaga County Water District v. State Water Resources Control Board, et al.* (Fresno County Sup. Ct., Case No. 14-CECG-03919, removed to Madera County Sup. Ct., Case No. MCV071279)
- j. Waste Discharge Requirements Issued to Root Creek Water District in 2015 – *Richard V. Gunner v. Central Valley Water Board, et al.* (Madera County Sup. Ct., Case No. MCV071193)
- k. 13267 Order Issued to Modus, Inc. in 2015 – *Modus, Inc. v. California Department of Conservation, Division of Oil, Gas, and Geothermal Resources; Central Valley Water Board* (Fresno County Sup. Ct., Case No. 15CECG03668)
- l. Administrative Civil Liability Order Issued to Christopher Cordes, Eddie Axner, and Eddie Axner Construction, Inc. in 2015 – *Eddie Axner Construction, Inc. and Eddie Axner v. Central Valley Water Board* (Shasta County Sup. Ct., Case No. 183576)
- m. Regarding a CEQA Determination made by the City of Hanford in 2015 – *Hanford Environmental Awareness Team v. City of Hanford re Bajun American Properties, L.P. et al.* (Kings County Sup. Ct., Case No. 15C-0154)
- n. Administrative Civil Liability Order Issued to Sarbjit & Satwant Athwal in 2015 – *Athwal v. Central Valley Regional Water Quality Control Board* (Stanislaus County Superior Court, Case No. 2017515)

Litigation filed by the Central Valley Water Board against other parties:

- a. Aerojet Cleanup – *Central Valley Water Board et al. v. Aerojet-General Corp. et al.* (Sacramento County Sup. Ct., Case No. 286073, consolidated with Case Nos. 288302 and 291981); *Central Valley Water Board et al. v. Aerojet-General Corp. et al.* (EDCal, Case No. CIV-S-86-0064-EJG) consolidated with *U.S. v. Aerojet-General Corp. et al.*, (EDCal, Case No. CIV-S-86-0063-EJG)
- b. Bonzi Landfill – *Central Valley Water Board v. Ma-Ru Holding Company et al.* (Stanislaus County Sup. Ct., Case No. 643740)
- c. Injunctive Relief for Tosta Dairy – *Central Valley Water Board v. Henry J. Tosta et al.* (San Joaquin County Sup. Ct., Case No. 39-2014-00318144-CU-MC-STK)
- d. Orland Sand and Gravel Facility – *People ex rel. Central Valley Water Board, Dept. of Fish and Wildlife v. Orland Sand and Gravel Corp. et al.* (Glenn County Sup. Ct., Case No. 15CV01436)
- e. Greener Globe Landfill – *People ex rel. Central Valley Water Board v. A Greener Globe Corporation* (Placer County Sup. Ct., Case No. SCV13231)

Petitions for Review of Central Valley Water Board Actions filed with State Water Board:

- a. City of Live Oak, NPDES Permit R5-2011-0034 and TSO R5-2009-0012-01 [NPDES Permit No. CA0079022] (State Water Board File Nos. A-2172(a) and 2172(b))
- b. City of Auburn Wastewater Treatment Plant, WDRs Order R5-2011-003 (Amending WDRs Order R5-2010-0090) [NPDES Permit No. CA0077712] – Petition filed by California Sportfishing Protection Alliance
- c. City of Stockton, WDRs Order R5-2014-0070 [NPDES No. CA0079138] and Time Schedule Order R5-2014-0071 (State Water Board File No. A-2315)
- d. City of Tracy, WDRs Order R5-2012-0115 [NPDES Permit No. CA0079154] (State Water Board File No. A-2238.)
- e. Discovery Bay Wastewater Treatment Plant, WDRs Order R5-2008-0179 [NPDES Permit No. CA007859] – Petitions filed by San Luis & Delta-Mendota Water Authority et al. and California Sportfishing Protection Alliance (State Water Board File Nos. A-1982 and A-1982(a))
- f. Eastern San Joaquin Irrigated Lands General Waste Discharge Requirements, Order R5-2012-0116 – Petitions filed by California Sportfishing Alliance et al.; San Joaquin County Resource Conservation District et al.; and Asociacion de Gente Unida por el Agua (AGUA) et al. (State Water Board File Nos. A-2239(a) through (c))
- g. Irrigated Lands General Waste Discharge Requirements for Individual Growers, Order R5-2013-0100 – Petition filed by Kern River Watershed Coalition Authority and Paramount Farming Company, LLC (State Water Board File No. A-2269)
- h. Nevada County Sanitation District No. 1, Lake of the Pines WWTP, WDRs Order R5-2009-0031 [NPDES Permit CA0081612] (State Water Board File No. A-2019)
- i. Sacramento River Watershed Irrigated Lands General Waste Discharge Requirements, Order R5-2014-0030 – Petition filed by California Sportfishing Alliance et al. (State Water Board File No. A-2302)

- j. San Joaquin County and Delta Area Irrigated Lands General Waste Discharge Requirements, Order R5-2013-0120 – Petitions filed by California Sportfishing Alliance et al. (State Water Board File No. A-2301)
- k. Tulare Lake Basin Area Irrigated Lands General Waste Discharge Requirements, Order R5-2013-0120 – Petitions filed by Southern San Joaquin Valley Water Quality Coalition et al., Michael and Yvonne LaSalle, and Asociación de Gente Unida por el Agua (AGUA) et al. (State Water Board File Nos. A-2278(a) through (c))
- l. West San Joaquin River Watershed Irrigated Lands General Waste Discharge Requirements, Order R5-2014-0002 – Petition filed by California Sportfishing Alliance et al. (State Water Board File No. A-2292)
- m. Valley Water Management Company, Cease and Desist Order R5-2015-0093 – Petitions for Review filed by Valley Water Management Company, Clean Water Action, and the Central California Environmental Justice Network (State Water Board File Nos. A-2148(a), A-2148(b), and A-2148(c))

MEETING PROCEDURES

The Central Valley Water Board circulates item-specific Notices and/or Hearing Procedures along with drafts of its Orders and Amendments. If there is a conflict between an item-specific Notice or Hearing Procedure and the Meeting Procedures in this Agenda, the item-specific Notice or Hearing Procedure will control. Please contact Board staff if you do not know whether there is a Notice or Hearing Procedure for a specific item.

The statutes and regulations that govern the Central Valley Water Board's meetings can be found at: http://www.waterboards.ca.gov/laws_regulations/

All persons may speak at a Central Valley Water Board meeting, and are expected to orally summarize their written submittals. Oral presentations will be limited in time by the Board Chair, and a timer may be used. Where speakers can be grouped by affiliation or interest, such groups are expected to select a spokesperson and to not be repetitive. The Board will accommodate spokespersons by granting additional time if other group members will not also be speaking.

Written materials that are received after deadlines set by item-specific Notices and/or Hearing Procedures will not generally be admitted. Any person requesting to submit late materials must demonstrate good cause, and the Chair must find that the admission of the late materials would not prejudice the Central Valley Water Board or any designated party. The Chair may modify this rule to avoid severe hardship.

PROCEDURE FOR HEARINGS IN ADJUDICATIVE MATTERS

(Including the issuance of Waste Discharge Requirements, NPDES Permits, Conditional Waivers, and certain Enforcement Orders, including Cleanup and Abatement and Administrative Civil Liability Orders)

The regulations for adjudicative proceedings are found in California Code of Regulations, title 23, sections 648 et seq. An adjudicative proceeding is a hearing to receive evidence for the determination of facts pursuant to which the Board formulates and issues a decision.

Evidence: Adjudicative hearings are not conducted according to the technical rules of evidence; the Board will accept any evidence that is reasonably relevant. It is the policy of the Board to discourage the introduction of surprise testimony and exhibits. Hearsay evidence may be used to supplement or explain other evidence.

Designated Parties: Designated Parties are persons named in a proposed order, anyone who requests designated party status and is so designated by the Board, and, for prosecutorial matters, the Board's Prosecution Team. Designated Parties have the right to call and examine witnesses, receive witness lists from other Designated Parties, introduce exhibits, cross-examine opposing witnesses, rebut evidence, make or oppose evidentiary objections, and make opening and/or closing statements.

Interested Persons: All persons who wish to participate in the hearing but who are not Designated Parties are Interested Persons. Interested Persons may present non-evidentiary policy statements or comments, either orally or in writing, but will not be subject to cross-examination. Interested Parties may be asked to respond to clarifying questions from the Board, staff, or others.

Order of Proceeding: for adjudicative hearings, the proceeding will be generally be conducted in the following order, unless modified by the Board Chair or specified differently in an item-specific Notice or Hearing Procedure:

- Testimony by Board staff, followed by testimony by Designated Parties named in the Order or Permit, followed by testimony of other Designated Parties
- Cross-examination of Board staff, followed by cross-examination of Designated Parties named in the Order or Permit, followed by cross-examination of other Designated Parties
- Statements of Interested Persons
- Closing statement by Designated Parties other than those named in the Order or Permit, then closing statement by Designated Parties named in the Order or Permit, followed by closing statement by Board staff
- Recommendation by the Board's Executive Officer (as appropriate)
- Close of the Hearing, followed by deliberation and voting by the Board

Closing statements are not to be used to introduce new evidence or testimony. Persons wishing to introduce exhibits (i.e., maps, charts, photographs) must leave them with the Board.

PROCEDURE FOR RULEMAKING AND INFORMATIONAL PROCEEDINGS*(Including Basin Planning, Rulemaking, Setting of Policy, and Workshops)*

The regulations for rulemaking and informational proceedings are found in California Code of Regulations, title 23, sections 649 et seq. Rulemaking proceedings include hearings designed for the adoption, amendment, or repeal of any rule, regulation, or standard of general application. Informational proceedings include any hearings designed to gather and assess facts, opinions, and other information relevant to any matters within the jurisdiction of the Boards and whose primary purposes are to assist the Boards in the formulation of policy or guidelines for future Board action, to inform the public of Board policies, reports, orders, plans, or findings, and to obtain public comment and opinion with respect to such policies, reports, orders, plans, or findings, or to adopt such policies, reports, orders plans, or findings.

For rulemaking and informational proceedings, the Board does not distinguish between Designated Parties and Interested Persons; the Board will accept any evidence that is reasonably relevant, provided that it is submitted in accordance with any item-specific Notice or Hearing Procedure.

Order of Proceeding: for rulemaking and informational proceedings, the proceeding will be generally be conducted in the following order, unless modified by the Board Chair or specified differently in an item-specific Notice or Hearing Procedure:

- Opening statement by the Board summarizing the subject matter and purpose of the proceeding
- Presentation by Board staff
- Presentations by all other persons
- Recommendation by the Board's Executive Officer (as appropriate)
- Close of the Hearing, followed by deliberation and voting by the Board (as appropriate)

PETITION PROCEDURE

Any person aggrieved by an action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of the issuance of the Order, except that if the thirtieth day following the issuance of the Order falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Copies of the law and regulations applicable to filing petitions may be found at:

http://www.waterboards.ca.gov/public_notices/petitions/water_quality

or will be provided upon request.

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION**

(167-0416) Agend... - 8 of 8

The primary duty of the Central Valley Water Board is to protect the quality of the waters within the Central Valley Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all agricultural, domestic, and industrial waste discharges. Specific responsibilities and procedures of the Boards and the State Water Resources Control Board are contained in the Porter-Cologne Water Quality Control Act.

BOARD MEMBERS	CITY OF RESIDENCE	TERM EXPIRES
Jon Costantino	Grass Valley	9/30/2019
Carmen L. Ramirez*	Atwater	9/30/2017
Karl E. Longley	Fresno	9/30/2017
Robert Schneider	Davis	9/30/2018
Denise Kadara	Allensworth	9/30/2018

*Public member in accordance with Water Code section 13201(c)

Pamela C. Creedon, **Executive Officer**
Kiran Lanfranchi-Rizzardi, **Administrative Assistant /Clerk to the Board**
Patrick Pulupa, **Attorney III**
Stephanie Yu, **Attorney III**
Andrew Deeringer, **Attorney I**

SACRAMENTO OFFICE

11020 Sun Center Drive, Suite 200
Rancho Cordova, CA 95670-6114
Telephone: (916) 464-3291
Fax: (916) 464-4758

Assistant Executive Officers:

Adam Laputz
Andrew Altevogt
Linda Bracamonte

Supervisors:

Bob Chow
Brett Braidman
Brian Newman
David King
Jeanne Chilcott
Nichole Morgan
Robert Busby
Stewart Black
Sue McConnell
Wendy Wyels

Seniors:

Anne Littlejohn
Brett Stevens
Charlene Herbst
Cori Condon
Daniel McClure
Elizabeth Lee
Gerald Djuth
Howard Hold
Jim Marshall
Josh Palmer
Joe Mello

Kari Holmes
Marie McCrink
Marty Hartzell
Michelle Wood
Patrick Morris
Scott Armstrong
Steve Rosenbaum
Steven Meeks
Susan Fregien

FRESNO OFFICE

1685 E Street
Fresno, CA 93706
Telephone: (559) 445-5116
Fax: (559) 445-5910

Assistant Executive Officer:

Clay Rodgers

Supervisors:

Dale Harvey
Doug Patteson
Lonnie Wass

Seniors:

Dale Essary	Russell Walls
Daniel Carlson	Scott Hatton
David Sholes	Shelton Gray
Matt Scroggins	Warren Gross
Ron Holcomb	

REDDING OFFICE

364 Knollcrest Drive, Suite 205
Redding, CA 96002
Telephone: (530) 224-4845
Fax: (530) 224-4857

Assistant Executive Officer:

Clint Snyder

Supervisors:

Bryan Smith
Angela Wilson

Seniors:

Ben Letton
George Day
George Low
Jeremy Pagan
Kate Burger



Clerk/Board of Supervisors

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to Section 5847(a) through (d) of the Welfare and Institutions Code and other applicable laws, the Behavioral Health Advisory Board of Sutter-Yuba Mental Health Services will hold a public hearing to receive comments regarding the Mental Health Service Act (MHSA) Fiscal Year 2016-2017 Annual Update. The public hearing will commence on:

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

Thursday, May 12, 2016 at 6:00 p.m.
Sutter-Yuba Mental Health Services
Valley Oak Conference Room
1965 Live Oak Boulevard
Yuba City, CA 95991

Beginning on Monday, April 11, 2016, until the time fixed for the hearing, any interested person may request a copy of the MHSA 2016-17 Annual Update. The Behavioral Health Advisory Board will consider written comments prior to the meeting and both oral and written comments at the time and place fixed for the hearing. *Requests for assistive listening devices or other accommodations, such as interpretive services should be made at least 72 hours prior to the public hearing. Later requests will be accommodated to the extent feasible.*

Additional information regarding this hearing may be obtained by contacting Sutter-Yuba Mental Health Services at (530) 822-7200, or by writing:

Sutter-Yuba Mental Health Services
Attn: Megan Ginilo
1965 Live Oak (P.O. Box 1520)
Yuba City, CA 95991
MGinilo@co.sutter.ca.us

A copy of the MHSA FY 2016-2017 Annual Update is available to view at the main libraries in Sutter and Yuba Counties, Sutter County Administrator's Office or it may be accessed online at www.suttercounty.org/symhs.org or it may be obtained from Megan Ginilo at Sutter-Yuba Mental Health Services, 1965 Live Oak Blvd., Yuba City. All comments are welcome. Para asistencia en Español llame a Emerita Banuelos-Rodriguez al (530) 674-1885.

COMMUNITY INFORMATION SESSIONS:

Interpretation services will be provided as requested. Please pre-register 5 days prior to the meeting date. Please pre-register for the meeting by contacting Megan Ginilo, Staff Analyst-MHSA/ 530-822-7200
MGinilo@co.sutter.ca.us

Tuesday, April 12, 2016	5:15pm-6:15pm	Yuba County Government Center Wheatland Room 915 Eighth Street Marysville, CA
Wednesday, April 13, 2016	12:00pm-1:00pm	Sutter-Yuba Mental Health Services Valley Oak Conference Room 1965 Live Oak Blvd, Suite A Yuba City, CA
Thursday, April 14, 2016	5:15pm-6:15pm	Sutter-Yuba Mental Health Services Valley Oak Conference Room 1965 Live Oak Blvd, Suite A Yuba City, CA