

BOARD OF SUPERVISORS

AMENDED AGENDA



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.

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

TUESDAY, FEBRUARY 28, 2017
9:30 A.M.

AMENDED AGENDA – Added to County Departments Item 46/2017 Emergency Services

Welcome to the Yuba County Board of Supervisors meeting. As a courtesy to others, please turn off cell phones 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.

PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

ROLL CALL - Supervisors Vasquez, Leahy, Lofton, Bradford, Fletcher

CONSENT AGENDA

All matters listed under Consent Agenda are considered to be routine and can be enacted in one motion.

32/2017 Community Development and Services: Approve plans, specifications and estimate and authorization for advertisement of bids for Alleghany Road over Oregon Creek Bridge Rehabilitation project, and authorize Chair to execute.

38/2017 Sheriff's Department: Approve Client Agreement and Addendum with LocumTenens.com, LLC to provide Tele-Psychiatry to Immigration and Customs Enforcement detainees and authorize Chair to execute.

SPECIAL PRESENTATIONS

17/2017 Present Proclamation to Casa De Esperanza for Teen Dating Violence Awareness and Prevention Month, February 2017. (Five minute estimate)

33/2017 Present Proclamation for Grand Jury Awareness Month, February 2017. (Five minute estimate)

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. Note: No Board action can be taken on comments made under this heading.

**BOARD OF SUPERVISORS
REGULAR MEETING**

COUNTY DEPARTMENTS

- 27/2017** Administrative Services: Adopt resolution declaring certain real property located in Camptonville is surplus, and that by unanimous judgement of the Board, the real property is of such minimal value that the Board hereby authorizes it to be sold at a private sale without advertising pursuant to Government Code 25363. (Ten minute estimate)
- 31/2017** County Administrator: Adopt resolution granting consent to the City of Yuba City to establish the Yuba-Sutter Tourism Improvement District pursuant to Streets and Highways Code § 36620.5. (Fifteen minute estimate)
- 36/2017** County Administrator: Receive 2nd Quarter Financial Report; and
- a) Authorize midyear budget transfers in the total amount of \$1,486,506 which includes Capital Outlay Funds in the amount of \$85,000 and General Contingency Funds in the amount of \$82,118; and
- b) Approve Personal requests related to Health and Human Services, and Veterans Services. (30 minute estimate)
- 46/2017** Office of Emergency Services: Requesting the Board of Supervisors adopt resolution to ratify the existence of an ongoing local emergency in the County of Yuba. (Ten minute estimate)

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 hearing described in this notice, you may be limited to raising only those issues you or someone else raised at such hearing, or in written correspondence delivered to the Yuba County Board of Supervisors at, or prior to, such hearing. Public comments will be limited to three minutes per individual or group.

- 37/2017** Public Hearing - Hold public hearing and adopt Yuba County Water Agency amended Conflict of Interest Code. (Five minute estimate) (Roll call vote) (Five minute estimate)
- 24/2017** Ordinance - Hold public hearing, waive second reading, and adopt ordinance repealing and reenacting as amended Chapter 8.80 of the Yuba County Ordinance Code relating to Shooting Restrictions in the unincorporated area of the County of Yuba. (Community Development and Services)(Ten minute estimate)(Roll call vote)
- 35/2017** Ordinance - Hold public hearing, waive reading and adopt ordinance amending the number and time of regular board meetings. (County Counsel)(Five minute estimate)(Roll call vote)

CORRESPONDENCE

**BOARD OF SUPERVISORS
REGULAR MEETING**

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

39/2017 Letter from Sutter-Yuba Mosquito & Vector Control District regarding pesticide application notification.

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.

CLOSED SESSION

23/2017 Pending litigation pursuant to Government Code Section 54956.9 (d)(1) - Hedrick vs. Grant.

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 at (530) 749-7510.



The County of Yuba

Community Development and Services Agency

TO: Board of Supervisors

FROM: Community Development and Services Agency, Tim Young

SUBJECT: Approval of plans, specifications and estimate and authorization for advertisement of bids for Alleghany Road over Oregon Creek Bridge Rehabilitation project

DATE: February 28, 2017

NUMBER: 32/2017

RECOMMENDATION:

Approval of Plans, Specifications and Estimate and authorize the subject project for advertisement of bids, pending Caltrans and County Counsel approval, with a tentative bid opening date of March 28, 2017. The Specifications are available for review at Public Works.

BACKGROUND:

On August 31, 2007, the County received a Record of Immediate Action Required/Taken (Form DS-M-0007) from the Caltrans Office of Structures Maintenance and Investigations requiring the County to close the covered bridge on Alleghany Road at Oregon Creek. This closure was due to structural deficiencies that could cause catastrophic collapse. The bridge was immediately closed, and remains closed, to all pedestrian and vehicular traffic. The existing bridge is a historic covered timber pony truss structure. The structure's lower timber chords have sustained 80% or more loss of section and no longer provide a reliable connection to the compression chord.

DISCUSSION:

This project consists of rehabilitating the historic wooden covered truss bridge. The engineer's estimate for construction and construction engineering costs are projected to be approximately \$2,200,000. The project is expected to be completed by November 2017.

COMMITTEE ACTION:

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

FISCAL IMPACT:

The construction of this project is being fully funded with Federal-aid money through the Highway Bridge Program (HBP) with no local match required.

Attachments

32/2017 Approval of PS&E and Authorization to Bid Alleghany Road over Oregon Creek Bridge Rehabilitation Project

COUNTY OF YUBA DEPARTMENT OF PUBLIC WORKS
PROJECT PLANS FOR CONSTRUCTION ON
ALLEGHANY ROAD OVER OREGON CREEK
BRIDGE REHABILITATION

INDEX OF PLANS

SHEET No.	DESCRIPTION
1	TITLE SHEET
2	TYPICAL CROSS SECTIONS
3	LAYOUT
4	PROFILE AND SUPERELEVATION DIAGRAM
5	CONSTRUCTION DETAILS
6	CONTOUR GRADING AND ROCK SLOPE PROTECTION
7	DRAINAGE PROFILE
8-9	DRAINAGE DETAILS
10	DRAINAGE QUANTITIES
11	CONSTRUCTION AREA SIGNS
12	SIGN PLAN
13	SIGN QUANTITIES
14	EROSION CONTROL PLAN
15	EROSION CONTROL QUANTITIES
16	SUMMARY OF QUANTITIES

FEDERAL HIGHWAY BRIDGE PROGRAM PROJECT
FEDERAL AID PROJECT BLRO-5916(074)
BRIDGE NO. 16C-0017
CONTRACT NO. 2017-6010

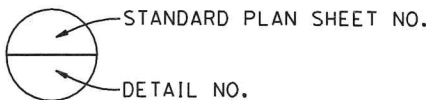
TO BE SUPPLEMENTED BY STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
STANDARD PLANS AND STANDARD SPECIFICATIONS DATED 2015
AND YUBA COUNTY STANDARD PLANS DATED AUGUST 8, 2006

STRUCTURE PLANS

17	GENERAL PLAN
18	NOMENCLATURE
19	GENERAL NOTES NO.1
20	GENERAL NOTES NO.2
21	GENERAL NOTES NO.3
22	FOUNDATION PLAN
23	ABUTMENT 1 LAYOUT NO.1
24	ABUTMENT 1 LAYOUT NO.2
25	ABUTMENT 2 LAYOUT NO.1
26	ABUTMENT 2 LAYOUT NO.2
27	ABUTMENT DETAILS NO.1
28	ABUTMENT DETAILS NO.2
29	ABUTMENT DETAILS NO.3
30	TRUSS REHABILITATION PLAN
31	TRUSS DETAILS NO.1
32	TRUSS DETAILS NO.2
33	TRUSS DETAILS NO.3
34	FLOOR BEAM/CROSS BRACING DETAILS NO.1
35	FLOOR BEAM/CROSS BRACING DETAILS NO.2
36	ROOF TRUSS REHABILITATION
37	ROOF REHABILITATION
38	SIDING/SHED REHABILITATION DETAILS
39	BARRIER AESTHETIC TEXTURE DETAILS
40	ABUTMENT AESTHETIC TEXTURE DETAILS
41	RETAINING WALL LAYOUT NO.1
42	RETAINING WALL LAYOUT NO.2
43	CANTILEVER SOLDIER PILE WALL DETAILS
44	SOLDIER PILE WALL LAGGING DETAILS
45	LOG OF TEST BORINGS NO.1
46	LOG OF TEST BORINGS NO.2
47	USBR ENGINEERING GEOLOGY FIELD DESCRIPTORS

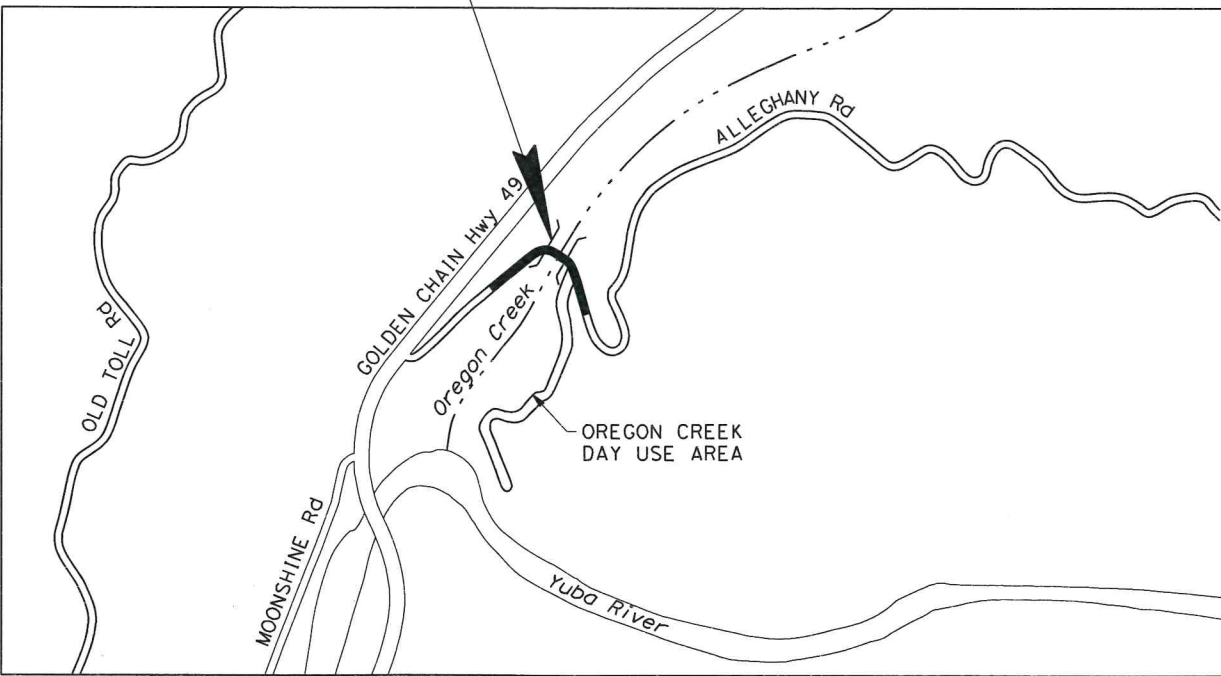
THE STANDARD PLANS LIST APPLICABLE TO THIS
CONTRACT IS INCLUDED IN THE NOTICE TO BIDDERS
AND SPECIAL PROVISIONS BOOK.

CALTRANS STANDARD PLANS DATED 2015

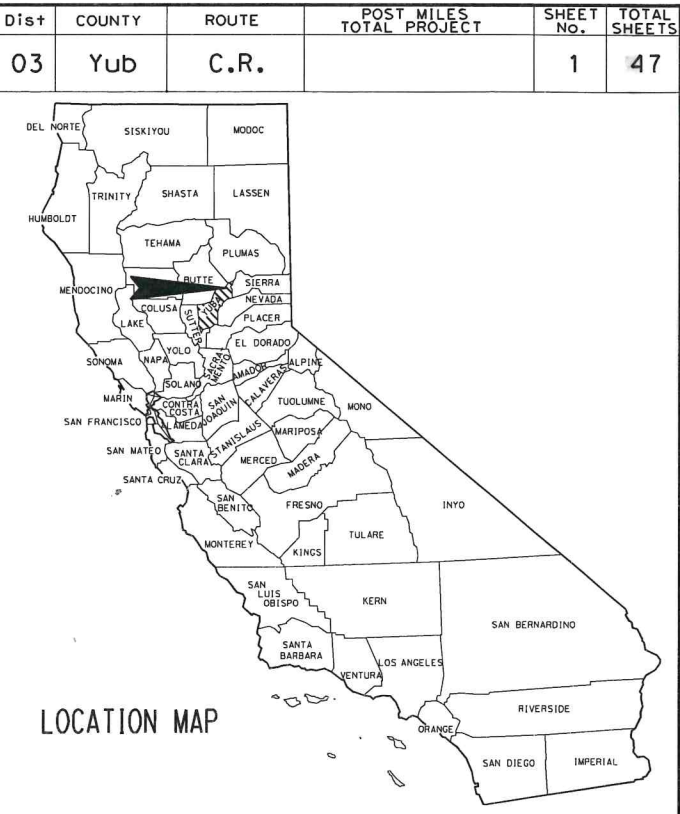


THE CONTRACTOR SHALL POSSESS THE CLASS (OR CLASSES)
OF LICENSE AS SPECIFIED IN THE "NOTICE TO BIDDERS,"
ON PAGE 1 OF THE SPECIAL PROVISIONS

LOCATION OF CONSTRUCTION
ALLEGHANY ROAD BRIDGE
BR. NO. 16C-0017



VICINITY MAP
NTS



County of Yuba Department of Public Works
915 Eighth Street Suite 125
Marysville, CA 95901

QUINCY ENGINEERING
11017 COBBLEROCK DRIVE,
SUITE 100
RANCHO CORDOVA, CA 95670

BENCHMARK

AS DETERMINED BY NGS
THROUGH OPUS SOLUTIONS
UTILIZING INDEPENDENT GPS
OBSERVATIONS

DATUM INFORMATION

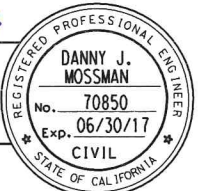
HORIZONTAL DATUM: CALIFORNIA STATE PLANE
COORDINATE SYSTEM, ZONE 2
VERTICAL DATUM: NAVD88

Approved:

DATE
YUBA COUNTY BOARD OF SUPERVISORS, CHAIRMAN

DATE
MICHAEL LEE, P.E.
YUBA COUNTY DIRECTOR OF PUBLIC WORKS
RCE 55795 EXP 12/31/16

DATE
PROJECT ENGINEER
REGISTERED CIVIL ENGINEER



PLANS APPROVAL DATE
THE COUNTY OF YUBA OR ITS
OFFICERS OR AGENTS SHALL NOT BE
RESPONSIBLE FOR THE ACCURACY OR
COMPLETENESS OF SCANNED COPIES OF THIS PLAN SHEET.

County Project No. 6010

T-1

The County of Yuba

Sheriff / Coroner



TO: Board of Supervisors

FROM: Steven L. Durfor, Sheriff / Coroner

SUBJECT: Approve Client Agreement and Addendum with LocumTenens.com, LLC to provide tele-psychiatry to Immigration and Customs Enforcement detainees and authorize Chairman to execute agreement

DATE: February 28, 2017

NUMBER: 38/2017

Recommendation:

Approve the Client Agreement and Addendum with LocumTenens.com, LLC to provide tele-psychiatry to the Immigration and Customs Enforcement (ICE) detainees housed at the Yuba County Jail and authorize the Chairman to execute the agreement.

Background:

The National Commission on Correctional Health Care clearly stipulates that mental health care in the correctional setting ought to be comparable to what is provided within the community. The Yuba County Jail has developed a system of care to provide services that resemble what is provided in the community, and can thereby mitigate the likelihood of future litigation through the provision of ongoing mental health treatment.

Discussion:

Due to the large number of ICE detainees, the psychiatrist provided by the department's agreement with Sutter-Yuba Mental Health cannot keep up with the need for treatment. Therefore, it is the department's intent to provide tele-psychiatry care to the ICE detainees through the agreement with LocumTenens.com. The term of this agreement is one year, with the provision to terminate with thirty (30) days written notice.

Committee Action:

Due to time constraints, this item was placed directly on the Board of Supervisor's agenda.

Fiscal Impact:

No fiscal impact to the General Fund. The program is funded as part of the County's AB 109 Plan.

Attachments:

38/2017 Client Agreement and Addendum for LocumTenens.com, LLC

Client Agreement and Addendum

ADDENDUM FOR THE PURPOSES OF SPECIALTY: PSYCHIATRY
ADDENDUM NO. 375665
TO CLIENT AGREEMENT WITH:
Yuba County Jail 79199

DESCRIPTION OF CONTRACTORS AND FEE STRUCTURE

This Addendum No. 375665 serves as an amendment and supplement to the Client Agreement dated December 2016 between Yuba County Jail ("Client" or "you") and LOCUMTENENS.COM, LLC ("LocumTenens.com," "we" or "us"). This Addendum is a "Contractor Addendum" as described in the Client Agreement.

The parties agree that the following types of Contractors may be provided by LocumTenens.com under the Client Agreement. The fees applicable to such Contractors are described below.

Specialty:	Psychiatry
Regular Rate Per Hour: (Minimum eight (8) hours per day, 40 hours per week, Monday through Friday.)	\$205
Weekday Night On-Call: (5:00PM to 8:00AM in conjunction with an eight hour day.)	\$375
Weekday Night On-Call: (5:00PM to 8:00AM)	\$600
Overtime Rate: (Hourly; applies when workday exceeds eight (8) hours, time worked while on beeper call, or any work performed on a weekend.)	Hourly x 1.5
Weekend Day (24-Hours) / Holiday On-Call: (All hours worked are considered overtime.)	\$1,200
Malpractice Hourly Rate:	Waived
Per Diem (Onsite) /Technology Fee (Tele-psych) Per Booked Day:	Waived

Additional Provisions, if any:

The provisions hereof shall control over any inconsistent provisions contained in the Client Agreement (to the extent of the inconsistency). The effective date of this Addendum No. 375665 is December 2016.

CLIENT: Yuba County Jail

LOCUMTENENS.COM, LLC

Name: _____
 Sign: _____
 Title: _____
 Date: _____

Name: Jeremy Alexander
 Sign: [Signature]
 Title: Managing Director
 Date: 11/5/16

INSURANCE PROVISIONS APPROVED:

[Signature]
Jill Abel,
Human Resources Director and Risk Manager

APPROVED AS TO FORM

ANGIL P. MORRIS-JONES

COUNTY COUNSEL

BY: Courtney C. [Signature]

This Client Agreement (Agreement #49959) is between Yuba County Jail ("Client" or "you") and LOCUMTENENS.COM, LLC ("LocumTenens.com," "we" or "us").

1.0 Overview

This Client Agreement provides the terms and conditions regarding the provision to you of locum tenens Contractors (each, a "Contractor"). The types of Contractors we will make available to you will be described in one or more Addenda to this Client Agreement entered into from time to time (each, a "Contractor Addendum"). The Contractor Addenda shall also describe the fee structure applicable for such Contractors in addition to other terms regarding such Contractors and shall be a part of this Client Agreement.

2.0 LocumTenens.com Duties

To assist you in obtaining qualified Contractors, LocumTenens.com will:

- 2.1 Source, screen and present potential Contractors as appropriate;
- 2.2 Use our best efforts to present Contractors acceptable to you;
- 2.3 Reimburse the Contractor(s) for his/her fee(s);
- 2.4 Provide malpractice insurance coverage, where required, through our insurance carrier for any and all Contractor(s) provided by us to you;
- 2.5 Verify or assist in obtaining Contractor licensure, as necessary; and
- 2.6 Allow you to retain patient revenue generated by any locum tenens Contractor(s) placed by us.

3.0 Client Duties

To enable us to attract qualified Contractors to your facility, you or your assigned facility will:

- 3.1 Use independent judgment as to a Contractor's qualifications, credentials and background. You acknowledge that the ultimate decision as to a Contractor's qualifications belongs to Client;
- 3.2 Inform LocumTenens.com in writing within forty-eight (48) hours if any Contractor presented by LocumTenens.com is already known to Client. Otherwise, the Contractor will be conclusively presumed to have been introduced by LocumTenens.com. Client agrees to submit proof of a prior relationship or introduction upon request by LocumTenens.com;
- 3.3 Supply the Contractor, according to the required specialty, reasonably maintained usual and customary equipment, usual and customary supplies, a suitable practice environment complying with accepted clinical and procedural standards and, as necessary, appropriately trained support staff to enable the Contractor(s) to perform his/her services;
- 3.4 Use your best efforts to promptly obtain hospital privileges for Contractors, when applicable. You will be solely responsible for any and all costs and expenses associated with or required for credentialing and/or privileging all Contractors, including but not limited to, costs for medical tests, drug screens, CSR screening, DEA certification, DEA address change and compliance with OSHA requirements. LocumTenens.com shall not be responsible for any such costs associated with, required for or relating to the credentialing or privileging of any Contractor;
- 3.5 Pay all fees associated with any patient compensation fund as applicable by state;
- 3.6 Verify identity of Contractor at Client's facility;
- 3.7 Pay or reimburse LocumTenens.com for state/county sales, use, franchise or receipts taxes (as applicable by state) charged against payments to us under this Client Agreement; Client further agrees to pay any expenses related to the state's assessment of any imputed taxes/expenses related to the treatment of Contractors as independent contractors;
- 3.8 Comply and require the assigned facility to comply with AMA, JCAHO, federal, state and local standards relating to patient care and related activities;
- 3.9 Participate in LocumTenens.com customer service/risk management activities by reporting, in writing, immediately to us any incident which may lead to a malpractice claim or disciplinary action taken against any Contractor.

4.0 Fees

4.1 You agree to pay the specific fees for each Contractor as required on the applicable Contractor Addendum. Such fees are due and payable regardless of the number of cases or modalities performed by the Contractor. Additionally, you agree that: (a) it is your responsibility to ensure all patient charts are completed by the Contractor prior to the Contractor's completion of service, and (b) failure of verification of patient chart completion does not constitute in any way a reduction or elimination of your responsibility to pay all fees to us as required.

4.2 Immediately upon your acceptance of a Contractor, you agree to pay LocumTenens.com a deposit in the amount of \$15,000.00. Upon our receipt of your written request, you may apply the remaining balance of a deposit paid for a particular Contractor against payment of the last two invoices for your

account relating to that Contractor. In addition, provided that all amounts owed to us are paid in full, upon your written request made within one year of placing the deposit, we will refund the remaining balance of the deposit relating to that Contractor to you.

4.3 A premium of one weekend day on-call rate will be charged for Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Day, New Year's Day and any other holidays recognized by your facility, regardless of whether services are actually provided on these days (except with prior approval of LocumTenens.com and the Contractor). In addition to the premium, should the Contractor render services/work on the holiday, all hours worked will be charged at the overtime rate. In addition to the premium, should the Contractor have call duties on the holiday, the Weekend/Holiday on-call rate will be charged and any call-back hours will be charged at the overtime rate.

4.4 You are responsible for verifying and signing Contractor's time sheets on a weekly basis or assuring an authorized representative of the assigned facility does so. A signed time sheet indicates your agreement that Contractor has properly provided Services for the stated hours and that you will remit payment pursuant to the applicable Contractor Addendum and other applicable provisions of this Client Agreement. If you have a question concerning the Contractor's time sheet, you shall notify LocumTenens.com within three (3) business days of your receipt of the time sheet in question from the Contractor. After three (3) business days, any and all time sheet(s) will be deemed accurate and valid, and LocumTenens.com will be entitled to payment of service fees for the time reflected on that time sheet in accordance with the terms hereof.

4.5 Payment for each time card period is due immediately upon receipt of an invoice. All payments more than thirty (30) days past due will accrue interest at the rate of one and one-half percent (1-1/2%) per month from the date of invoice or the date due, whichever is later.

5.0 Cancellation of Coverage

LocumTenens.com expends significant time and effort locating Contractors, arranging for coverage, arranging for transportation, and otherwise arranging to meet your staffing needs. The Contractor we place must arrange his/her schedule as far in advance as possible, which may involve foregoing other opportunities. As a result, the following provisions apply with respect to your cancellation of services:

5.1 You may request that a Contractor be removed or a placement cancelled (a) at any time if the request is based on your reasonable dissatisfaction with the clinical performance or professional conduct of such Contractor or (b) at any time and for any reason, provided that we receive from you at least 30 days prior written notice. If you request that a Contractor be removed or a placement cancelled under (a) above, written documentation detailing the specific reasons for the request for removal must be received by LocumTenens.com prior to the Contractor's removal and such documentation must be reasonably satisfactory to us. In the event of a removal or cancellation under (a) or (b) above, you agree to pay us (i) all amounts owed hereunder for locum tenens coverage provided by such Contractor through the effective date of the cancellation, plus, but not being limited to, (ii) full roundtrip transportation, local housing, local transportation, any and all fees and penalties incurred by us or Contractor as a result of having to cancel lease agreements for this assignment, plus, but not being limited to, (iii) all other amounts due directly from you to the Contractor.

5.2 In the event that you request that a Contractor that has been scheduled to provide services to or for you (whether or not actually placed in your facility) be removed or his or her placement cancelled and such removal or cancellation does not satisfy the conditions of the preceding paragraph, you agree to pay us (i) all amounts owed hereunder for locum tenens coverage provided through the effective date of the cancellation plus (ii) the full amount of fees and costs which would have been payable for any uncompleted portion of the locum tenens period up to a maximum of thirty calendar days. You also agree to reimburse LocumTenens.com for any fees and/or charges incurred by us that result from the cancellation including, but not limited to: airline penalties for cancellation and rescheduling, non-refundable housing deposits, plus all other non-cancellable amounts which you would have been required to pay or reimburse us for through the remaining term of the locum tenens period requested by you (such as non-cancellable rental or lease costs).

5.3 LocumTenens.com will not, in any event, remove a Contractor from or cancel an assignment for illegal or discriminatory reasons.

6.0 Subsequent Placement, Recruitment or Other Usage of a Candidate

Our locum tenens trial practice option allows you to work with a Contractor prior to entering into a permanent commitment with him/her. Upon payment of the amount set forth below, you or the assigned facility may enter into a direct relationship with a Contractor who has worked with you or has been introduced or presented through LocumTenens.com, following completion of 60 days locum tenens coverage by that Contractor. The recruitment fee for a physician is \$45,000.00; the recruitment fee for a CRNA is \$28,000.00; the recruitment fee for a Nurse Practitioner is \$28,000.00; and the recruitment fee for a Physician Assistant is \$28,000.00. These recruitment fee amounts apply without regard to the specialty of the Contractor. The recruitment fee is payable for any Contractor introduced to you by LocumTenens.com who:

6.1 Accepts a position with you or with the facility where the Contractor was assigned or any facility, organization or group owned or operated by, or affiliated with you or with the assigned facility, whether or not in your or its actual community, within two years of the date the Contractor was introduced or presented, or if the Contractor worked, two years from the last day the Contractor last provided services to or for you; or

6.2 Accepts a position within a 15 mile radius of the facility where the Contractor provided services within two years of the date the Contractor was introduced or presented, or if the Contractor worked, two years from the last day the Contractor last provided services to or for you, if you or the assigned facility personnel assist in obtaining the position or if the Contractor has privileges at any facility, organization or group owned or operated by or affiliated with you or with the assigned facility; or

6.3 Engages in locum tenens coverage or provides services for you or any of your affiliates or with the assigned facility, except through LocumTenens.com, within two years of the date the Contractor was introduced or presented, or if the Contractor worked, two years from the last day the Contractor last provided services to or for you.

6.4 The recruitment fee is due on the first day the Contractor performs any of the services listed above. Pending our receipt of the recruitment fee, paid in full, all locum tenens fees based on the current rates structure will remain in full effect and due through the date on which the recruitment fee is paid in full. The locum tenens fees will NOT be credited against the separate recruitment fee. These obligations will remain in full effect regardless of the date of termination or cancellation of coverage or cancellation of this Client Agreement and whether or not either of us is in breach of any term of this Client Agreement. In addition, should you elect to interview a candidate introduced to you by LocumTenens.com for a permanent position, you agree to pay expenses related to that interview.

7.0 Status of Contractors

Contractors are independent contractors of LocumTenens.com and/or any one of its affiliates (including LT Medical, LLC). Contractors are not employees, agents or subcontractors of LocumTenens.com. Because Contractors are independent contractors, neither LocumTenens.com, nor you, will be responsible for tax withholding or incurring employee social security payments, workers' compensation insurance, unemployment insurance or health insurance. All medical, healthcare, or clinical decisions or actions shall be solely those of the Contractor.

8.0 Standards of Service

LocumTenens.com is committed to customer satisfaction. Our risk management will periodically review the performance of Contractors while on assignment. You agree to assist LocumTenens.com in this process by providing us with meaningful feedback by (1) including locum tenens Contractors placed through us in the ongoing quality assurance/risk management programs of your facility, (2) providing necessary materials and reports on the performance of Contractors to LocumTenens.com's customer service/risk management team, medical director and legal counsel, and (3) advising us within 48 hours of your notification of any incident or claim involving a Contractor placed through LocumTenens.com so that we may assist in its resolution.

9.0 Term

9.1 The term of this Client Agreement is for a period of one (1) year and will automatically renew for successive one year terms unless otherwise terminated as provided herein.

9.2 Client may terminate this Client Agreement for any reason by giving at least thirty (30) days advance written notice of cancellation. Said thirty (30) day period shall commence upon the date of receipt of such notice by LocumTenens.com. Upon termination of this Client Agreement under this paragraph, you agree to pay us (i) all amounts owed hereunder for locum tenens coverage provided through the effective date of the termination plus (ii) the full amount payable and due for any uncompleted portion of the then existing locum tenens periods up to a maximum of thirty calendar days for each such period. You also agree to reimburse LocumTenens.com for any fees and/or charges incurred by us that result from the termination (such as airline penalties for cancellation and rescheduling, non-refundable housing deposits and the like) plus all other non-cancellable amounts which you would have been required to pay or reimburse us for through the remaining term of the then existing locum tenens periods (such as non-cancellable rental or lease costs).

9.3 LocumTenens.com may terminate this Client Agreement for any reason upon thirty (30) days prior written notice effective upon receipt by Client.

10.0 Mutual Indemnification

10.1 LocumTenens.com shall defend, indemnify, and hold harmless Client, its affiliates, officers, directors, employees, counsel, agents, and assigns from and against any and all losses, liabilities, damages, costs (including, without limitation, court costs and costs of appeal), and expenses (including, without limitation, reasonable attorneys' fees and expenses) (collectively, "Damages") caused or alleged to have been caused, directly or indirectly, by or as a result of any breach by us, or any failure, negligence, or willful misconduct by us in connection with our performance, of this Client Agreement.

10.2 Client shall defend, indemnify, and hold LocumTenens.com, its affiliates, officers, directors, employees, counsel, agents, and assigns, harmless from and against any and all Damages caused or alleged to have been caused, directly or indirectly, by or as a result of any breach by Client, or any negligence or willful misconduct by Client in connection with its performance, of this Client Agreement or the provision of medical or health care services by Client or the assigned facility.

11.0 General

11.1 The terms or conditions hereof (including the fees payable hereunder), the identity and/or qualifications of the Contractors, and any other information of LocumTenens.com which we deem to be proprietary, are confidential and are provided for your internal use only in connection with your performance of this Client Agreement. You agree to not disclose, or discuss, any such information with any third party (including any Contractor) without our express written consent.

11.2 Any controversy or claim arising out of or relating to the interpretation, enforcement or breach of this Client Agreement or the relationship between

Client Agreement and Addendum

the parties hereto shall be resolved by binding arbitration in accordance with the Commercial Arbitration Rules for the American Arbitration Association at any arbitration hearing to be held in Atlanta, Georgia. If LocumTenens.com prevails, Client agrees to pay for reasonable expenses, including attorneys' fees. This paragraph shall be specifically enforceable. The award rendered by the arbitrator(s) may be entered and enforced in any court of competent jurisdiction.

11.3 Neither party shall be liable for any damages incurred by reason of any delay in fulfilling its respective obligations under this Client Agreement, if such delays are caused by conditions beyond the control of such party, including, but not limited to, governmental restrictions, natural disasters, work stoppages, labor disputes, war or insurrection, or acts of God.

11.4 The failure of either party to exercise any of its rights under this Client Agreement shall not be deemed to be a waiver of such rights.

11.5 This Client Agreement (which includes all attachments hereto, all coverage requests and addenda signed by the parties) is our entire agreement and supersedes all prior agreements between us. It binds us and each of our successors and assigns. This Client Agreement may not be assigned by you without our prior written consent. Any changes must be in writing and signed by both parties. If any provisions of this Client Agreement are found to be invalid, the other provisions will remain in full force and effect.

11.6 This Client Agreement does not create any rights in any party, other than LocumTenens.com and Client.

11.7 LocumTenens.com will retain its records and provide government authorities access to them consistent with Title 42 of the United States Code Annotated, Section 1395x(v)(1).

11.8 All notices, requests, instructions or other documents shall be in writing and shall be effective upon receipt, if given (i) in person or by courier or a courier service, (ii) by facsimile or other wire transmission, (iii) by electronic mail where receipt is confirmed, or (iv) by U.S. mail, certified or registered mail, postage prepaid, or overnight delivery service; addressed as set forth on the signature page.

11.9 This Client Agreement shall be governed by the laws of the State of Georgia.

The effective date of this Client Agreement is November 2016.

CLIENT: Yuba County Jail

LOCUMTENENS.COM, LLC

Name: _____

Sign: _____

Title: _____

Date: _____

Federal Employer ID: _____

Notice Address: _____

Attn: _____

Fax: _____

Name: Jeremy Alexander

Sign: [Signature]

Title: Managing Director

Date: 11/5/16

Notice Address:

2655 Northwinds Parkway
Alpharetta, GA 30009

Attn: Grayson Burnhart

Fax: _____

INSURANCE PROVISIONS APPROVED:

[Signature]

Jill Abel,
Human Resources Director and Risk Manager

THE COUNTY OF YUBA
BOARD OF SUPERVISORS



— P R O C L A M A T I O N —

YUBA COUNTY GRAND JURY AWARENESS MONTH
FEBRUARY 2017

WHEREAS, Grand Juries are a fundamental institution for public accountability and a vital part of California's justice system; and

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

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

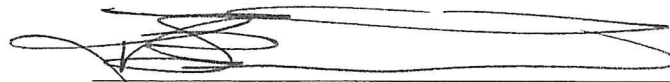
WHEREAS, the primary duties of the Grand Jury are to investigate and report on local government operations to ensure responsibilities are being fulfilled efficiently, honestly and in the best interest of the public; and

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

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

NOW, THEREFORE, BE IT PROCLAIMED that the Yuba County Board of Supervisors hereby proclaims the month of February, 2017 as Yuba County Grand Jury Awareness Month.




CHAIRMAN


CLERK OF THE BOARD OF SUPERVISORS



Casa de Esperanza

- ◆ Domestic Violence Services
- ◆ Rape Crisis Services
- ◆ Community Education, Prevention and Intervention
- ◆ Children/Teen Programs

Yuba County Board of Supervisors
 915 8th Street Suite 109
 Marysville, CA 95901
 February 2, 2016

Dear Honorable Board Members:

February is *National Teen Dating Violence Awareness and Prevention Month*. This month provides an excellent opportunity for Sutter County to demonstrate its commitment to ending teen dating violence and support the numerous victims and survivors who are among us. One in three teens in the US is a victim of physical, emotional or sexual abuse from a dating partner. These violent relationships have serious consequences for victims – putting them at higher risk for substance abuse, eating disorders, risky sexual behavior, suicide and adult re-victimization. Now is the time to educate our communities about the seriousness of teen dating violence and the prevalence of this epidemic in our lives.

As you may recall, during Teen Dating Violence Awareness Month of 2015, the AVID youth of Wheatland High School ran a successful campaign on their campus, drawing attention of the Appeal-Democrat. The article highlighted the difficult conversations that youth have with regards to warning signs of abuse behavior and gender-based violence. The article also highlighted the administrative and campus wide support that this group is receiving as they become leaders against teen dating violence.

Casa de Esperanza would be honored if you would sponsor an official proclamation to recognize February as Yuba County's *Teen Dating Violence Awareness and Prevention Month*. Your proclamation would lend official recognition to the important work of raising awareness about teen dating violence as well as emphasize your personal commitment to ending this crime. We have enclosed a sample to guide your office in composing a proclamation for our county.

If you or your staff have any questions about this request, the sample proclamation or *National Teen Dating Violence Awareness and Prevention Month*, please call us at (530) 674-5400 or contact Break the Cycle at (202) 824-0707 or teendvmonth@breakthecycle.org. I will follow up with your office in the next few days. We appreciate your support and thank you for your consideration of this vital issue.

Sincerely,

Ariana Lozano
 Casa de Esperanza
 Enclosure

COUNTY OF YUBA BOARD OF SUPERVISORS



— PROCLAMATION —

TEEN DATING VIOLENCE AWARENESS AND PREVENTION MONTH FEBRUARY 2017

WHEREAS, females between the ages 16-24 are more vulnerable to intimate partner violence, experiencing abuse at a rate almost triple the national average; and

WHEREAS, one in three adolescent girls in the United States is a victim of physical, emotional or verbal abuse from a dating partner, a figure that far exceeds victimization rates for other types of violence affecting youth and are more likely to use drugs and alcohol, are at greater risk of suicide and are much more likely to carry patterns of abuse into future relationships; and

WHEREAS, nearly half of teens who experience dating violence report that incidents of abuse took place in a school building or on school grounds, only 33% of teens who are in an abusive relationship ever tell anyone about the abuse, 81% of parents surveyed either believe teen dating violence is not an issue or admit they do not know if it is one; and

WHEREAS, by providing young people with education about healthy relationships and relationship skills and by changing attitudes that support violence, we recognize that dating violence can be prevented; and

WHEREAS, it is essential to raise community awareness and to provide training for teachers, counselors and school staff so that they may recognize when youth are exhibiting signs of dating violence; and

WHEREAS, the establishment of Teen Dating Violence Awareness and Prevention Month will benefit young people, their families, schools and communities regardless of socioeconomic status, gender, sexual orientation or ethnicity. Everyone has the right to a safe and healthy relationship and to be free from abuse.

NOW, THEREFORE BE IT PROCLAIMED, the month of February, 2017 as Teen Dating Violence Awareness and Prevention Month throughout the County of Yuba. We urge all citizens, agencies and businesses to work toward ending teen dating violence by empowering young people to develop healthier relationships and assisting victims in accessing the information and supportive services they need.


CHAIRMAN




CLERK OF THE BOARD



The County of Yuba

Administrative Services

TO: Board of Supervisors

FROM: Administrative Services, Doug McCoy

SUBJECT: The Board of Supervisors hereby declaring that certain real property located in Camptonville is surplus, and that by unanimous judgement of the Board, the real property is of such minimal value that the Board hereby authorizes it to be sold at a private sale without advertising pursuant to Government Code 25363; (Ten minute estimate)

DATE: February 28, 2017

NUMBER: 27/2017

Recommendation

The Board of Supervisors hereby declaring that certain real property located in Camptonville is surplus, and that by unanimous judgement of the Board, the real property is of such minimal value that the Board hereby authorizes it to be sold at a private sale without advertising pursuant to Government Code 25363

Background

The County owns a small property in the town of Camptonville that was once privately owned and used to house a County snowplow. Around 1950, as part of a townsite survey initiative, the property was transferred to Yuba County. No record exists as to why this was done. The County has not used this property for storage of anything for over 20 years.

Discussion

The building is in poor condition. It has asbestos in the shingles and would cost more to remove than the property is worth. Current estimate to demo the facility was \$15,000. Estimated land value of the property is \$1200. Thus it is recommended the property is of negative value pursuant to Government Code 25363 which allows the property to be sold as a private sale.

Fiscal Impact

Under this Code section, the County is permitted to sell this property to the adjacent landowner for \$1.

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA

A RESOLUTION OF THE BOARD OF) RESOLUTION NO. _____
SUPERVISORS HEREBY DECLARING)
THAT CERTAIN REAL PROPERTY)
LOCATED IN CAMPTONVILLE IS)
SURPLUS AND THAT BY THE UNANIMOUS)
JUDGEMENT OF THE BOARD, THE REAL)
PROPERTY IS OF SUCH MINIMAL VALUE)
THAT THE BOARD HEREBY AUTHORIZES)
IT TO BE SOLD AT A PRIVATE SALE)
WITHOUT ADVERTISING PURSUANT)
TO <u>GOVERNMENT CODE SECTION 25363</u>)

The Board Of Supervisors Hereby Finds as Follows:

The County of Yuba currently owns the real property commonly known as 15397 Cleveland Avenue in Camptonville (APN 064-144-003-000); and

The property has an old maintenance shed building (“shed”) on it that was originally used to store a snow plow, which was operated by a County employee for local snow removal; the real property itself is only slightly larger than the shed; and

The County has not used this property for vehicle storage for at least 20 years; and

The shed on this property is generally in poor condition; and

Due to asbestos in the shingle-style siding of the shed the estimated cost to demolish the shed is over \$15,000; The land value is estimated to be approximately \$1200; As such, the property actually has negative value; and

The property was originally privately owned by Fred Hanson and was part of the adjacent property; and

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In 1949-50 the residents of the townsite of Camptonville participated with the Yuba County Title Guarantee Company in the interest of public convenience to have all properties surveyed and a parcel map created of the area as no map previously existed; and

Properties were deeded to the Title Company, properties surveyed, then deeded back to the owners, and

During this process a portion of the real property upon which the maintenance shed was on, was separated from the adjacent parcel and ownership of it was deeded to Yuba County, and

There are no known records that exist that explain why this action was undertaken, and

The County of Yuba no longer has any public use for the real property and it is therefore unneeded surplus property.

NOW, THEREFORE, BE IT RESOLVED, that the Yuba County Board of Supervisors hereby declare the real property commonly known as 15397 Cleveland Avenue in Camptonville (APN 064-144-003-000), has no public use and is therefore surplus property.

BE IT FURTHER RESOLVED that the Yuba County Board of Supervisors does hereby:

1. Find that in the unanimous judgment of the Board that the real property declared hereinabove is surplus; the property does not exceed in value the sum of five hundred dollars (\$500); and that the Board authorizes it to be sold at a private sale without advertising as prescribed by Government Code §25363, and

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2. Authorize the sale of the surplus real property to the adjacent property owners, Mark and Charlotte Jokehrst, for the sum of Ten Dollars (\$10.00).

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of

Yuba, State of California on the _____ day of _____, 2017 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:

By:



The County of Yuba

County Administrator



TO: Board of Supervisors

FROM: Robert Bendorf, County Administrator

SUBJECT: Adoption of a resolution granting consent to the City of Yuba City to establish the Yuba-Sutter Tourism Improvement District (YSTID) and include the County of Yuba in the YSTID

DATE: February 28, 2017

NUMBER: 31/2017

RECOMMENDATION

Adopt the attached resolution granting consent to the City of Yuba City to form the Yuba-Sutter Tourism Improvement District (YSTID) and include the County of Yuba in the YSTID.

BACKGROUND/DISCUSSION

State law provides municipalities with the ability to form special benefit assessment districts for the purpose of business improvement, subject to the support of a majority of affected businesses.

The City of Yuba City is working with the Yuba-Sutter Lodging Association and local lodging businesses to form the YSTID. The City of Yuba City has requested by resolution (attached) the inclusion of the County of Yuba in the YSTID.

The YSTID management district plan sets forth the assessment rate. The annual assessment rate is two percent (2%) of gross short-term room rental revenue. Based on the benefit received, assessments will not be collected on stays of more than thirty (30) consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; stays by any federal, state, county or city officer or employee when on official business; stays by any person occupying a room pursuant to an emergency shelter grant from the Red Cross or similar organization as a result of a natural disaster such as a fire or flood; and stays pursuant to contract executed prior to April 1, 2017.

In order to form the district, a majority of the businesses paying the assessment must petition the City for district formation (by amount paid).

The recommended action, adoption of the resolution consenting to the inclusion of the County of Yuba in the proposed YSTID, will enable the City Council for Yuba City and the Yuba-Sutter Lodging Association to move forward with the YSTID formation process. Upon successful formation, the YSTID will be governed by Yuba City and the Yuba-Sutter Lodging Association. The County of Yuba will not have a management role.

Attached to the resolution is a map that defines the proposed boundary of the YSTID.

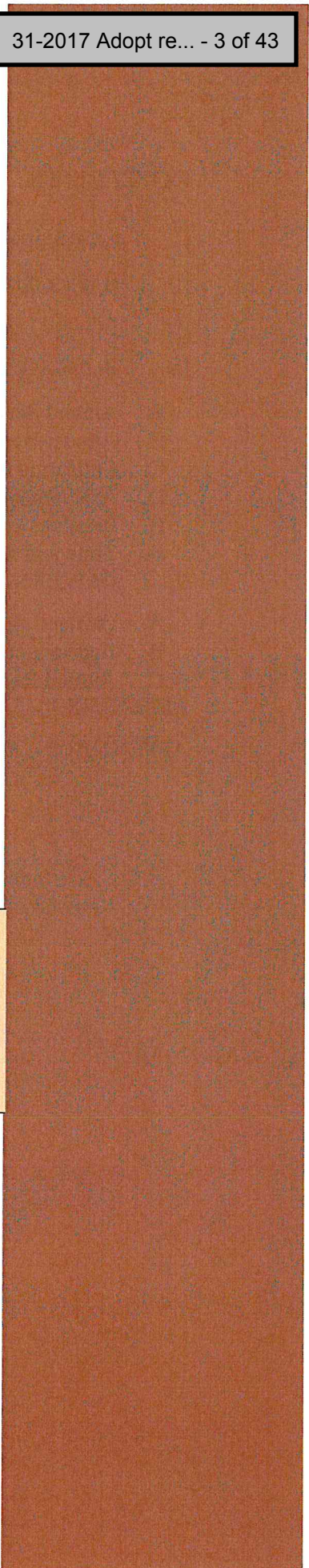
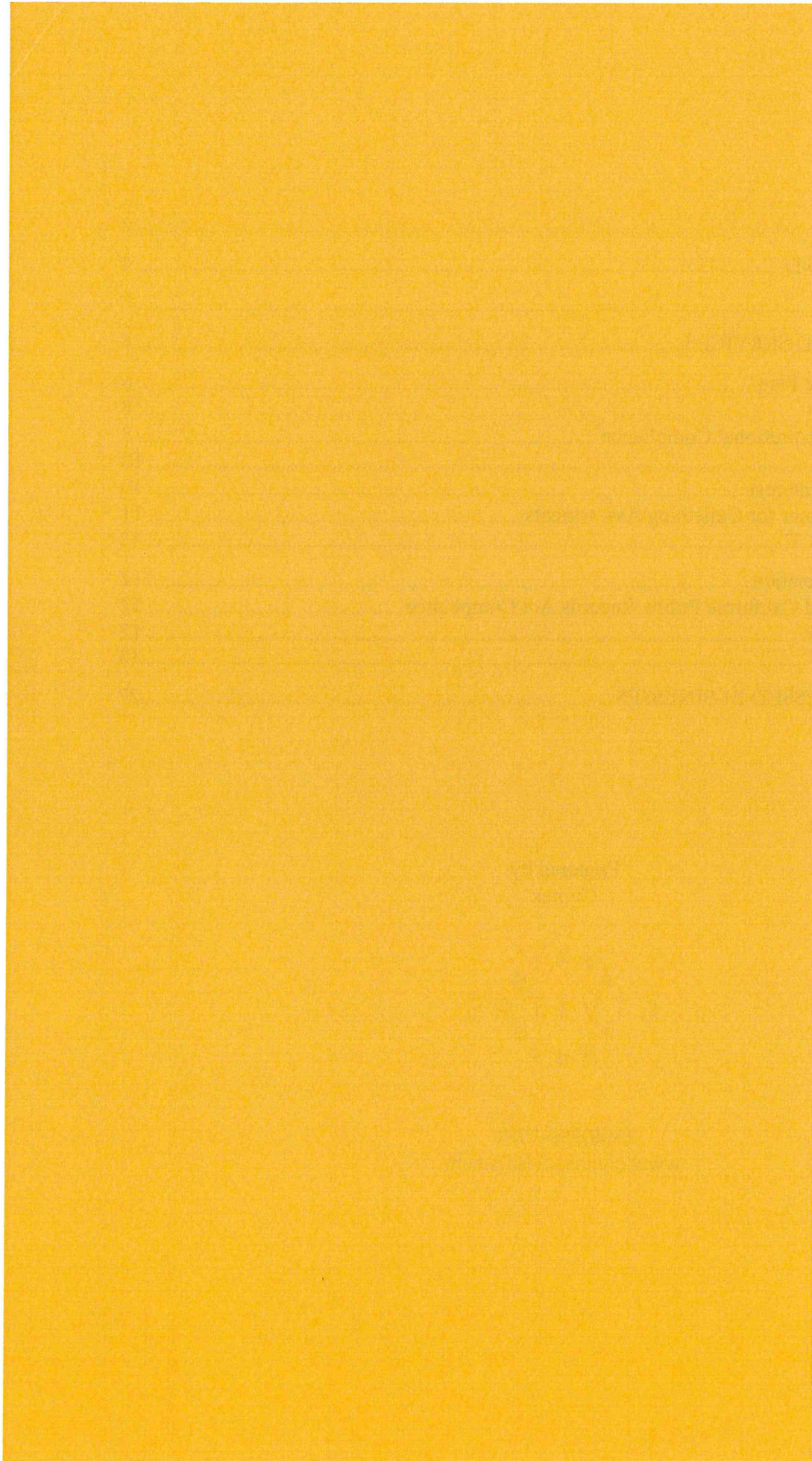
Additionally, the proposed Yuba-Sutter Lodging Association with support from Visit Yuba Sutter would like to open communications with County of Yuba to discuss the opportunities for a 10% match of TOT funds in future years.

In order to support Yuba-Sutter lodging businesses and the tourism economy of Yuba and Sutter counties, including the cities of Yuba City, Marysville, Live Oak, and Wheatland, your Board's support for enabling the City of Yuba City to proceed with formation of the YSTID is respectfully requested.

Included with this staff report are informational attachments provided by Briana Struckmeyer, Director of Visitor Services for the Yuba-Sutter Chamber of Commerce.

FISCAL IMPACT

There is no fiscal impact to the General Fund. Costs incurred by the County are reimbursed through the assessment.



CONTENTS

I.	OVERVIEW.....	2
II.	BACKGROUND	4
III.	BOUNDARY	5
IV.	BUDGET AND SERVICES.....	6
A.	Annual Service Plan.....	6
B.	Annual Budget	8
C.	California Constitutional Compliance	8
D.	Assessment.....	10
E.	Penalties and Interest	10
F.	Time and Manner for Collecting Assessments	11
V.	GOVERNANCE.....	12
A.	Owners' Association.....	12
B.	Brown Act and California Public Records Act Compliance	12
C.	Annual Report.....	12
	APPENDIX 1 – LAW.....	13
	APPENDIX 2 – ASSESSED BUSINESSES	27

Prepared by
Civitas



(800)999-7781
www.civitasadvisors.com

I. OVERVIEW

Developed by Yuba-Sutter Lodging Association (YSLA), the Yuba-Sutter Tourism Improvement District (YSTID) is an assessment district proposed to provide specific benefits to payors, by funding marketing and sales promotion efforts for assessed businesses. This approach has been used successfully in other destination areas throughout the country to provide the benefit of additional room night sales directly to payors. Pursuant to Streets and Highways Code §36620.5, Yuba City is acting as the lead jurisdiction for forming the proposed YSTID, subject to the consent of all other jurisdictions. Yuba City will receive YSTID annual reports.

Location: The proposed YSTID includes all lodging businesses located within the boundaries of the cities of Yuba City, Marysville, Live Oak, and Wheatland; and the unincorporated areas of Yuba and Sutter counties, as shown on the map in Section III.

Services: The YSTID is designed to provide specific benefits directly to payors by increasing room night sales. Marketing and sales, sports and outdoor recreation, and transportation and visitor services programs and promotions will increase overnight tourism and market payors as tourist, meeting and event destinations, thereby increasing room night sales.

Budget: The total YSTID annual budget for the initial year of its five (5) year operation is anticipated to be approximately \$250,000. This budget is expected to fluctuate as room sales do, but is not expected to significantly change over the YSTID's term.

Cost: The annual assessment rate is two percent (2%) of gross short-term room rental revenue. Based on the benefit received, assessments will not be collected on: stays of more than thirty (30) consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; stays by any federal, state, county, or city officer or employee when on official business; stays by any person occupying a room pursuant to an emergency shelter grant from the Red Cross or similar organization as a result of a natural disaster such as a fire or flood; and stays pursuant to contracts executed prior to February 1, 2017.

Collection: The cities and counties will be responsible for collecting the assessment on a quarterly basis (including any delinquencies, penalties and interest) from each lodging business located in the boundaries of the YSTID. The cities and counties shall take all reasonable efforts to collect the assessments from each lodging business.

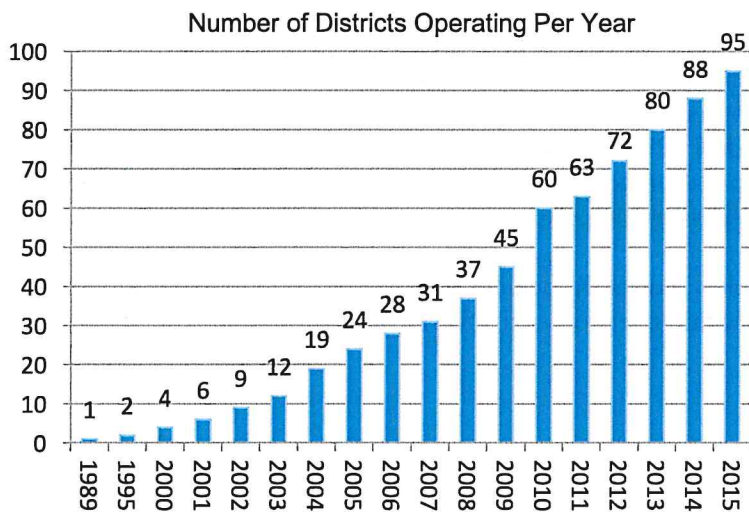
Duration: The proposed YSTID will have a five (5) year life, beginning February 1, 2017 through January 31, 2022. Once per year, beginning on the anniversary of district formation, there is a 30-day period in which owners paying more than fifty percent (50%) of the assessment may protest and initiate a Yuba City City Council hearing on district termination.

Management: The Yuba-Sutter Lodging Association will serve as the YSTID's Owners' Association. The Owners' Association is charged with managing funds and implementing programs

in accordance with this Plan, and must provide annual reports to the Yuba City City Council.

II. BACKGROUND

TIDs are an evolution of the traditional Business Improvement District. The first TID was formed in West Hollywood, California in 1989. Since then, over ninety California destinations have followed suit. In recent years, other states have begun adopting the California model – Montana, South Dakota, Washington, Colorado, Texas and Louisiana have adopted TID laws. Several other states are in the process of adopting their own legislation. The cities of Wichita, Kansas and Newark, New Jersey used an existing business improvement district law to form a TBID. And, some cities, like Portland, Oregon and Memphis, Tennessee have utilized their home rule powers to create TIDs without a state law.



California's TIDs collectively raise over \$225 million for local destination marketing. With competitors raising their budgets, and increasing rivalry for visitor dollars, it is important that Yuba-Sutter lodging businesses invest in stable, lodging-specific marketing programs.

TIDs utilize the efficiencies of private sector operation in the market-based promotion of tourism districts. TIDs allow lodging business owners to organize their efforts to increase

room night sales. Lodging business owners within the TID pay an assessment and those funds are used to provide services that increase room night sales.

In California, TIDs are formed pursuant to the Property and Business Improvement District Law of 1994. This law allows for the creation of a benefit assessment district to raise funds within a specific geographic area. *The key difference between TIDs and other benefit assessment districts is that funds raised are returned to the private non-profit corporation governing the district.*

There are many benefits to TIDs:

- Funds must be spent on services and improvements that provide a specific benefit only to those who pay;
- Funds cannot be diverted to general government programs;
- They are customized to fit the needs of payors in each destination;
- They allow for a wide range of services;
- They are ***designed, created and governed by those who will pay*** the assessment; and
- They provide a stable, long-term funding source for tourism promotion.

III. BOUNDARY

The YSTID will include all lodging businesses, existing and in the future, available for public occupancy within the boundaries of the cities of Yuba City, Marysville, Live Oak, and Wheatland; and the unincorporated areas of Yuba and Sutter counties.

Lodging business means: any structure, or any portion of any structure, which is occupied or intended or designed for occupancy on a temporary basis for lodging or sleeping purposes. Such term includes any hotel, inn, tourist home or house, motel, studio hotel, bachelor hotel, lodginghouse, roominghouse, apartment house, dormitory, public or private club, mobile home or house trailer at a fixed location, or other similar structure or portion thereof. Lodging business does not include the following: an organized camp, as that term is defined by Health and Safety Code § 18897; the right of an owner of a timeshare estate in a room or rooms in a timeshare project, or the owner of a membership camping contract in a camping site at a campground, or the guest of the owner, to occupy the room, rooms, or camping site, or other real property in which the owner retains that interest, as provided in Revenue and Taxation Code § 7280; any facilities operated by a local government entity; any campsite excluded from taxation pursuant to Revenue and Taxation Code § 7282; or sites in a privately owned campground or recreational vehicle park.

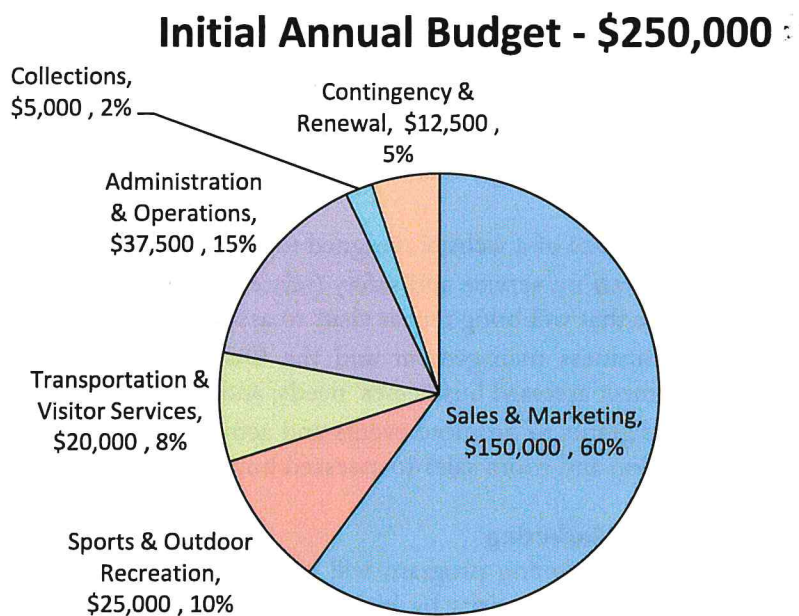
The boundary, as shown in the map below, currently includes twenty-one (21) lodging businesses. A complete listing of lodging businesses within the proposed YSTID can be found in Appendix 2.

IV. BUDGET AND SERVICES

A. Annual Service Plan

Assessment funds will be spent to provide specific benefits conferred or privileges granted directly to the payors that are not provided to those not charged, and which do not exceed the reasonable cost to Yuba City of conferring the benefits or granting the privileges. The privileges and services provided with the YSTID funds are sales and marketing, sports and outdoor recreation, and transportation and operations programs available only to assessed businesses.

A service plan budget has been developed to deliver services that benefit the assessed businesses. A detailed annual budget will be developed and approved by YSLA. The table below illustrates the initial annual budget allocations. The total initial budget is \$250,000.



Although actual revenues will fluctuate due to market conditions, the proportional allocations of the budget shall remain the same. However, Yuba City and the YSLA board shall have the authority to adjust budget allocations between the categories by no more than fifteen percent (15%) of the total budget per year. A description of the proposed improvements and activities for the initial year of operation is below. The same activities are proposed for subsequent years. In the event of a legal challenge against the YSTID, any and all assessment funds may be used for the costs of defending the YSTID. In the first year of operation, the costs of creating the YSTID may be repaid by deducting repayment funds proportionally from budget categories. Repayment costs shall not exceed \$55,000.

Each budget category includes all costs related to providing that service, in accordance with Generally Accepted Accounting Procedures (GAAP). For example, the sales and marketing budget includes the cost of staff time dedicated to overseeing and implementing the sales and marketing program. Staff time dedicated purely to administrative tasks is allocated to the administrative portion of the budget. The costs of an individual staff member may be allocated to multiple budget categories, as appropriate in accordance with GAAP. The staffing levels necessary to provide the services below will be determined by the YSLA on an as-needed basis.

Sales and Marketing

A sales and marketing program will promote assessed businesses as tourist, meeting, and event destinations. The sales and marketing program will have a central theme of promoting Yuba-Sutter as a desirable place for overnight visits. The program will have the goal of increasing overnight visitation and room night sales at assessed businesses, and may include the following activities:

- Internet marketing efforts to increase awareness and optimize internet presence to drive overnight visitation and room sales to assessed businesses;
- Print ads in magazines and newspapers, television ads, and radio ads targeted at potential visitors to drive overnight visitation and room sales to assessed businesses;
- Attendance of trade shows to promote assessed businesses;
- Sales blitzes for assessed businesses;
- Familiarization tours of assessed businesses;
- Preparation and production of collateral promotional materials such as brochures, flyers and maps featuring assessed businesses;
- Attendance of professional industry conferences and affiliation events to promote assessed businesses;
- Lead generation activities designed to attract tourists and group events to assessed businesses;
- Director of Sales and General Manager meetings to plan and coordinate tourism promotion efforts for assessed businesses;
- Development and maintenance of a website designed to promote assessed businesses;
- Education of hospitality staff on service and safety (related to alcohol and food) designed to create a visitor experience that will bring repeat visits to assessed businesses;
- Education of lodging business management and the Owners' Association on marketing strategies best suited to meet assessed businesses' needs; and
- Community organization grants to promote events and activities that target potential visitors to drive overnight visitation and room sales to assessed businesses.

Sports and Outdoor Recreation Marketing

A sports and outdoor recreation marketing program will have a central theme of promoting the District as a desirable place for overnight visits by highlighting the sports and outdoor recreation opportunities in Yuba-Sutter.

Transportation and Visitor Services Enhancements

The transportation and visitor services program will fund transportation and visitor services improvements designed to increase room night sales at assessed lodging businesses. Improvements may include:

- Welcome center and visitor kiosk program including a long term ambassador program and new technology-driven visitor information enhancements to drive overnight visitation and room sales to assessed businesses;
- Brand-centric visitor services training programs for both public and private sector staff designed to create a visitor experience that will bring repeat visits to assessed businesses;
- Comprehensive and integrated wayfinding signed systems including signage to parking lots and decks designed to create a visitor experience that will bring repeat visits to assessed businesses;
- Transportation programs connecting hotels and local music venues, sports venues, and other attractions, to increase overnight visitation and room sales to assessed businesses;
- Art and cultural projects, to attract overnight visitors; and

- Improvements to existing parks and sports facilities utilized by overnight visitors designed to create a visitor experience that will bring repeat visits to assessed businesses.

Administration and Operations

The administration and operations portion of the budget shall be utilized for administrative staffing costs, office costs, advocacy, and other general administrative costs such as insurance, legal, and accounting fees.

Collection Administration Fee

The cities and counties shall retain a fee equal to two percent (2%) of the amount of assessment collected, within their respective jurisdictions, to cover their costs of collection and administration.

Contingency/Reserve

The budget includes a contingency line item to account for uncollected assessments, if any. If there are contingency funds collected, they may be held in a reserve fund or utilized for other program, administration or renewal costs at the discretion of the Owners' Association. Policies relating to contributions to the reserve fund, the target amount of the reserve fund, and expenditure of monies from the reserve fund shall be set by the Board of Directors of the Owners' Association. Contingency/reserve funds may be spent on District programs or administrative and renewal costs in such proportions as determined by the Owners' Association. The reserve fund may be used for the costs of renewing the District.

B. Annual Budget

The total five (5) year improvement and service plan budget is projected at approximately \$250,000 annually, or \$1,250,000 through 2022. This amount may fluctuate as sales and revenue increase at assessed businesses, but is not expected to change significantly over the term.

C. California Constitutional Compliance

The YSTID assessment is not a property-based assessment subject to the requirements of Proposition 218. The Court has found, "Proposition 218 limited the term 'assessments' to levies on real property."¹ Rather, the YSTID assessment is a business-based assessment, and is subject to Proposition 26. Pursuant to Proposition 26 all levies are a tax unless they fit one of seven exceptions. Two of these exceptions apply to the YSTID, a "specific benefit" and a "specific government service." Both require that the costs of benefits or services do not exceed the reasonable costs to the City of conferring the benefits or providing the services.

1. Specific Benefit

Proposition 26 requires that assessment funds be expended on, "a specific benefit conferred or privilege granted directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the local government of conferring the benefit or granting the privilege."² The services in this Plan are designed to provide targeted benefits directly to assessed lodging businesses, and are intended only to provide benefits and services directly to those businesses paying the assessment. These services are tailored not to serve the general public, businesses in general, or parcels of land, but rather to serve the specific lodging businesses within the District. The activities described in this Plan are specifically targeted to increase room night sales for assessed lodging businesses within the boundaries of the District, and are narrowly tailored. YSTID funds will

¹ *Jarvis v. the City of San Diego* 72 Cal App. 4th 230

² Cal. Const. art XIII C § 1(e)(1)

be used exclusively to provide the specific benefit of increased room night sales directly to the assessees. Assessment funds shall not be used to feature non-assessed lodging businesses in YSTID programs, or to directly generate sales for non-assessed businesses. The activities paid for from assessment revenues are business services constituting and providing specific benefits to the assessed businesses.

The assessment imposed by this District is for a specific benefit conferred directly to the payors that is not provided to those not charged. The specific benefit conferred directly to the payors is an increase in room night sales. The specific benefit of an increase in room night sales for assessed lodging businesses will be provided only to lodging businesses paying the district assessment, with marketing and sales programs promoting lodging businesses paying the district assessment. The marketing and sales programs will be designed to increase room night sales at each assessed lodging businesses. Because they are necessary to provide the marketing and sales programs that specifically benefit the assessed lodging businesses, the administration and contingency services also provide the specific benefit of increased room night sales to the assessed lodging businesses.

Although the District, in providing specific benefits to payors, may produce incidental benefits to non-paying businesses, the incidental benefit does not preclude the services from being considered a specific benefit. The legislature has found that, "A specific benefit is not excluded from classification as a 'specific benefit' merely because an indirect benefit to a nonpayor occurs incidentally and without cost to the payor as a consequence of providing the specific benefit to the payor."³

2. Specific Government Service

The assessment may also be utilized to provide, "a specific government service or product provided directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the local government of providing the service or product."⁴ The legislature has recognized that marketing and promotions services like those to be provided by the YSTID are government services within the meaning of Proposition 26⁵. Further, the legislature has determined that "a specific government service is not excluded from classification as a 'specific government service' merely because an indirect benefit to a nonpayor occurs incidentally and without cost to the payor as a consequence of providing the specific government service to the payor."⁶

3. Reasonable Cost

District services will be implemented carefully to ensure they do not exceed the reasonable cost of such services. The full amount assessed will be used to provide the services described herein. Funds will be managed by the YSLA, and reports submitted on an annual basis to the Yuba City City Council. Only assessed lodging businesses will be featured in marketing materials, receive sales leads generated from district-funded activities, be featured in advertising campaigns, and benefit from other district-funded services. Non-assessed lodging businesses will not receive these, nor any other, district-funded services and benefits.

The District-funded programs are all targeted directly at and feature only assessed businesses. It is, however, possible that there will be a spill over benefit to non-assessed businesses. If non-assessed lodging businesses receive incremental room nights, that portion of the promotion or program generating those room nights shall be paid with non-District funds. YSTID funds shall only be spent

³ Government Code § 53758(a)

⁴ Cal. Const. art XIII C § 1(e)(2)

⁵ Government Code § 53758(b)

⁶ Government Code § 53758(b)

to benefit the assessed businesses, and shall not be spent on that portion of any program which directly generates incidental room nights for non-assessed businesses.

D. Assessment

The annual assessment rate is two percent (2%) of gross short term room rental revenue. Based on the benefit received, assessments will not be collected on: stays of more than thirty (30) consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; stays by any federal, state, county, or city officer or employee when on official business; stays by any person occupying a room pursuant to an emergency shelter grant from the Red Cross or similar organization as a result of a natural disaster such as a fire or flood; and stays pursuant to contracts executed prior to February 1, 2017.

The term “gross room rental revenue” as used herein means: the consideration charged, whether or not received, for the occupancy of space in a hotel valued in money, whether to be received in money, goods, labor or otherwise, including all receipts, cash, credits and property and services of any kind or nature, without any deduction therefrom whatsoever. Gross room rental revenue shall not include any federal, state or local taxes collected, including but not limited to transient occupancy taxes.

The assessment is levied upon and a direct obligation of the assessed lodging business. However, the assessed lodging business may, at its discretion, pass the assessment on to transients. The amount of assessment, if passed on to each transient, shall be disclosed in advance and separately stated from the amount of rent charged and any other applicable taxes, and each transient shall receive a receipt for payment from the business. The assessment shall be disclosed as the “YSTID Assessment.” The assessment is imposed solely upon, and is the sole obligation of the assessed lodging business even if it is passed on to transients. The assessment shall not be considered revenue for any purposes, including calculation of transient occupancy taxes.

Bonds shall not be issued.

E. Penalties and Interest

The YSTID shall reimburse the cities and counties for any costs associated with collecting unpaid assessments. If sums in excess of the delinquent YSTID assessment are sought to be recovered in the same collection action by the cities or counties, the YSTID shall bear its pro rata share of such collection costs. Assessed businesses which are delinquent in paying the assessment shall be responsible for paying:

1. *Original Delinquency:* Any lodging business which fails to remit any assessment imposed within the time required shall pay a penalty of ten percent (10%) of the amount of the assessment in addition to the amount of the assessment.
2. *Continued Delinquency:* Any lodging business which fails to remit any delinquent remittance on or before a period of thirty (30) days following the date on which the remittance first became delinquent shall pay a second delinquency penalty of ten percent (10%) of the amount of the assessment in addition to the amount of the assessment and the ten percent (10%) penalty first imposed.
3. *Fraud:* If the city or county determines that the nonpayment of any remittance due is due to fraud, a penalty of twenty-five percent (25%) of the amount of the assessment shall be added thereto in addition to the penalties stated in subsections (1) and (2) of this section.
4. *Interest:* In addition to the penalties imposed, any lodging business which fails to remit any assessment imposed shall pay interest at the rate of one percent (1%) per month or fraction

thereof on the amount of the assessment, exclusive of penalties, from the date on which the remittance first became delinquent until paid.

5. *Penalties Merged with Assessment:* Every penalty imposed and such interest as accrues shall become part of the assessment required to be paid.

F. Time and Manner for Collecting Assessments

The YSTID assessment will be implemented beginning February 1, 2017 and will continue for five (5) years through January 31, 2022. The cities and counties will be responsible for collecting the assessment on a quarterly basis (including any delinquencies, penalties and interest) from each lodging business located in their respective jurisdictions. The cities and counties shall take all reasonable efforts to collect the assessments from each lodging business. The cities and counties shall forward the assessments collected to the Owners' Association.

V. GOVERNANCE

A. Owners' Association

The Yuba City City Council, through adoption of this Management District Plan, has the right, pursuant to Streets and Highways Code §36651, to identify the body that shall implement the proposed program, which shall be the Owners' Association of the YSTID as defined in Streets and Highways Code §36612. The Yuba City City Council has determined that Yuba-Sutter Lodging Association (YSLA) will serve as the Owners' Association for the YSTID. The YSLA Board of Directors shall include:

- A minimum of four (4) assessed business owners or their representatives;
- The Director of Visitors Services for Visit Yuba-Sutter;
- One (1) government representative from Yuba County; and
- One (1) government representative from Sutter County.

B. Brown Act and California Public Records Act Compliance

An Owners' Association is a private entity and may not be considered a public entity for any purpose, nor may its board members or staff be considered to be public officials for any purpose. The Owners' Association is, however, subject to government regulations relating to transparency, namely the Ralph M. Brown Act and the California Public Records Act. These regulations are designed to promote public accountability. The Owners' Association acts as a legislative body under the Ralph M. Brown Act (Government Code §54950 et seq.). Thus, meetings of the YSLA board and certain committees must be held in compliance with the public notice and other requirements of the Brown Act. The Owners' Association is also subject to the record keeping and disclosure requirements of the California Public Records Act. Accordingly, the Owners' Association shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

C. Annual Report

The YSLA shall present an annual report at the end of each year of operation to the Yuba City City Council pursuant to Streets and Highways Code §36650 (see Appendix 1). The annual report shall include:

- Any proposed changes in the boundaries of the improvement district or in any benefit zones or classification of businesses within the district.
- The improvements and activities to be provided for that fiscal year.
- An estimate of the cost of providing the improvements and the activities for that fiscal year.
- The method and basis of levying the assessment in sufficient detail to allow each business owner to estimate the amount of the assessment to be levied against his or her business for that fiscal year.
- The estimated amount of any surplus or deficit revenues to be carried over from a previous fiscal year.
- The estimated amount of any contributions to be made from sources other than assessments levied pursuant to this part.

APPENDIX 1 – LAW

*** This document is current through the 2016 Supplement ***
(All 2015 legislation)

STREETS AND HIGHWAYS CODE
Division 18. Parking
Part 7. Property and Business Improvement District Law of 1994

Cal Sts & Hy Code Div. 18, Pt. 7 (2016)

CHAPTER 1. General Provisions [36600 - 36617]

ARTICLE 1. Declarations [36600 - 36604]

36600. Citation of part

This part shall be known and may be cited as the “Property and Business Improvement District Law of 1994.”

36601. Legislative findings and declarations; Legislative guidance

The Legislature finds and declares all of the following:

(a) Businesses located and operating within business districts in some of this state’s communities are economically disadvantaged, are underutilized, and are unable to attract customers due to inadequate facilities, services, and activities in the business districts.

(b) It is in the public interest to promote the economic revitalization and physical maintenance of business districts in order to create jobs, attract new businesses, and prevent the erosion of the business districts.

(c) It is of particular local benefit to allow business districts to fund business related improvements, maintenance, and activities through the levy of assessments upon the businesses or real property that receive benefits from those improvements.

(d) Assessments levied for the purpose of conferring special benefit upon the real property or businesses in a business district are not taxes for the general benefit of a city, even if property or persons not assessed receive incidental or collateral effects that benefit them.

(e) Property and business improvement districts formed throughout this state have conferred special benefits upon properties and businesses within their districts and have made those properties and businesses more useful by providing the following benefits:

(1) Crime reduction. A study by the Rand Corporation has confirmed a 12-percent reduction in the incidence of robbery and an 8-percent reduction in the total incidence of violent crimes within the 30 districts studied.

(2) Job creation.

(3) Business attraction.

(4) Business retention.

(5) Economic growth.

(6) New investments.

(f) With the dissolution of redevelopment agencies throughout the state, property and business improvement districts have become even more important tools with which communities can combat blight, promote economic opportunities, and create a clean and safe environment.

(g) Since the enactment of this act, the people of California have adopted Proposition 218, which added Article XIII D to the Constitution in order to place certain requirements and restrictions on the formation of, and activities, expenditures, and assessments by property-based districts. Article XIII D of the Constitution provides that property-based districts may only levy assessments for special benefits.

(h) The act amending this section is intended to provide the Legislature's guidance with regard to this act, its interaction with the provisions of Article XIII D of the Constitution, and the determination of special benefits in property-based districts.

(1) The lack of legislative guidance has resulted in uncertainty and inconsistent application of this act, which discourages the use of assessments to fund needed improvements, maintenance, and activities in property-based districts, contributing to blight and other underutilization of property.

(2) Activities undertaken for the purpose of conferring special benefits upon property to be assessed inherently produce incidental or collateral effects that benefit property or persons not assessed. Therefore, for special benefits to exist as a separate and distinct category from general benefits, the incidental or collateral effects of those special benefits are inherently part of those special benefits. The mere fact that special benefits produce incidental or collateral effects that benefit property or persons not assessed does not convert any portion of those special benefits or their incidental or collateral effects into general benefits.

(3) It is of the utmost importance that property-based districts created under this act have clarity regarding restrictions on assessments they may levy and the proper determination of special benefits. Legislative clarity with regard to this act will provide districts with clear instructions and courts with legislative intent regarding restrictions on property-based assessments, and the manner in which special benefits should be determined.

36602. Purpose of part

The purpose of this part is to supplement previously enacted provisions of law that authorize cities to levy assessments within property and business improvement districts, to ensure that those assessments conform to all constitutional requirements and are determined and assessed in accordance with the guidance set forth in this act. This part does not affect or limit any other provisions of law authorizing or providing for the furnishing of improvements or activities or the raising of revenue for these purposes.

36603. Preemption of authority or charter city to adopt ordinances levying assessments

Nothing in this part is intended to preempt the authority of a charter city to adopt ordinances providing for a different method of levying assessments for similar or additional purposes from those set forth in this part. A property and business improvement district created pursuant to this part is expressly exempt from the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (Division 4 (commencing with Section 2800)).

36603.5. Part prevails over conflicting provisions

Any provision of this part that conflicts with any other provision of law shall prevail over the other provision of law, as to districts created under this part.

36604. Severability

This part is intended to be construed liberally and, if any provision is held invalid, the remaining provisions shall remain in full force and effect. Assessments levied under this part are not special taxes.

ARTICLE 2. Definitions [36606 - 36616]

36606. “Activities”

“Activities” means, but is not limited to, all of the following that benefit businesses or real property in the district:

- (a) Promotion of public events.
- (b) Furnishing of music in any public place.
- (c) Promotion of tourism within the district.
- (d) Marketing and economic development, including retail retention and recruitment.
- (e) Providing security, sanitation, graffiti removal, street and sidewalk cleaning, and other municipal services supplemental to those normally provided by the municipality.
- (f) Other services provided for the purpose of conferring special benefit upon assessed businesses and real property located in the district.

36606.5. “Assessment”

“Assessment” means a levy for the purpose of acquiring, constructing, installing, or maintaining improvements and providing activities that will provide certain benefits to properties or businesses located within a property and business improvement district.

36607. “Business”

“Business” means all types of businesses and includes financial institutions and professions.

36608. “City”

“City” means a city, county, city and county, or an agency or entity created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1 of the Government Code, the public member agencies of which includes only cities, counties, or a city and county, or the State of California.

36609. “City council”

“City council” means the city council of a city or the board of supervisors of a county, or the agency, commission, or board created pursuant to a joint powers agreement and which is a city within the meaning of this part.

36609.4. “Clerk”

“Clerk” means the clerk of the legislative body.

36609.5. “General benefit”

“General benefit” means, for purposes of a property-based district, any benefit that is not a “special benefit” as defined in Section 36615.5.

36610. “Improvement”

“Improvement” means the acquisition, construction, installation, or maintenance of any tangible property with an estimated useful life of five years or more including, but not limited to, the following:

- (a) Parking facilities.
- (b) Benches, booths, kiosks, display cases, pedestrian shelters and signs.
- (c) Trash receptacles and public restrooms.

- (d) Lighting and heating facilities.
- (e) Decorations.
- (f) Parks.
- (g) Fountains.
- (h) Planting areas.
- (i) Closing, opening, widening, or narrowing of existing streets.
- (j) Facilities or equipment, or both, to enhance security of persons and property within the area.
- (k) Ramps, sidewalks, plazas, and pedestrian malls.
- (l) Rehabilitation or removal of existing structures.

36611. “Management district plan”; “Plan”

“Management district plan” or “plan” means a proposal as defined in Section 36622.

36612. “Owners’ association”

“Owners’ association” means a private nonprofit entity that is under contract with a city to administer or implement improvements, maintenance, and activities specified in the management district plan. An owners’ association may be an existing nonprofit entity or a newly formed nonprofit entity. An owners’ association is a private entity and may not be considered a public entity for any purpose, nor may its board members or staff be considered to be public officials for any purpose. Notwithstanding this section, an owners’ association shall comply with the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code), at all times when matters within the subject matter of the district are heard, discussed, or deliberated, and with the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code), for all records relating to activities of the district.

36614. “Property”

“Property” means real property situated within a district.

36614.5. “Property and business improvement district”; “District”

“Property and business improvement district,” or “district,” means a property and business improvement district established pursuant to this part.

36614.6. “Property-based assessment”

“Property-based assessment” means any assessment made pursuant to this part upon real property.

36614.7. “Property-based district”

“Property-based district” means any district in which a city levies a property-based assessment.

36615. “Property owner”; “Business owner”; “Owner”

“Property owner” means any person shown as the owner of land on the last equalized assessment roll or otherwise known to be the owner of land by the city council. “Business owner” means any person recognized by the city as the owner of the business. “Owner” means either a business owner or a property owner. The city council has no obligation to obtain other information as to the ownership of land or businesses, and its determination of ownership shall be final and conclusive for the purposes of this part. Wherever this part requires the signature of the property owner, the signature of the authorized agent of the property owner shall be sufficient. Wherever this part requires the signature of the business owner, the signature of the authorized agent of the business owner shall be sufficient.

36615.5. “Special benefit”

“Special benefit” means, for purposes of a property-based district, a particular and distinct benefit over and above general benefits conferred on real property located in a district or to the public at large. Special benefit includes incidental or collateral effects that arise from the improvements, maintenance, or activities of property-based districts even if those incidental or collateral effects benefit property or persons not assessed. Special benefit excludes general enhancement of property value.

36616. “Tenant”

“Tenant” means an occupant pursuant to a lease of commercial space or a dwelling unit, other than an owner.

ARTICLE 3. Prior Law [36617- 36617.]**36617. Alternate method of financing certain improvements and activities; Effect on other provision**

This part provides an alternative method of financing certain improvements and activities. The provisions of this part shall not affect or limit any other provisions of law authorizing or providing for the furnishing of improvements or activities or the raising of revenue for these purposes. Every improvement area established pursuant to the Parking and Business Improvement Area Law of 1989 (Part 6 (commencing with Section 36500) of this division) is valid and effective and is unaffected by this part.

CHAPTER 2. Establishment [36620 - 36630]**36620. Establishment of property and business improvement district**

A property and business improvement district may be established as provided in this chapter.

36620.5. Requirement of consent of city council

A county may not form a district within the territorial jurisdiction of a city without the consent of the city council of that city. A city may not form a district within the unincorporated territory of a county without the consent of the board of supervisors of that county. A city may not form a district within the territorial jurisdiction of another city without the consent of the city council of the other city.

36621. Initiation of proceeding; Petition of property or business owners in proposed district

(a) Upon the submission of a written petition, signed by the property or business owners in the proposed district who will pay more than 50 percent of the assessments proposed to be levied, the city council may initiate proceedings to form a district by the adoption of a resolution expressing its intention to form a district. The amount of assessment attributable to property or a business owned by the same property or business owner that is in excess of 40 percent of the amount of all assessments proposed to be levied, shall not be included in determining whether the petition is signed by property or business owners who will pay more than 50 percent of the total amount of assessments proposed to be levied.

(b) The petition of property or business owners required under subdivision (a) shall include a summary of the management district plan. That summary shall include all of the following:

- (1) A map showing the boundaries of the district.
- (2) Information specifying where the complete management district plan can be obtained.
- (3) Information specifying that the complete management district plan shall be furnished upon request.

(c) The resolution of intention described in subdivision (a) shall contain all of the following:

(1) A brief description of the proposed improvements, maintenance, and activities, the amount of the proposed assessment, a statement as to whether the assessment will be levied on property or businesses within the district, a statement as to whether bonds will be issued, and a description of the exterior boundaries of the proposed district, which may be made by reference to any plan or map that is on file with the clerk. The descriptions and statements do not need to be detailed and shall be sufficient if they enable an owner to generally identify the nature and extent of the improvements, maintenance, and activities, and the location and extent of the proposed district.

(2) A time and place for a public hearing on the establishment of the property and business improvement district and the levy of assessments, which shall be consistent with the requirements of Section 36623.

36622. Contents of management district plan

The management district plan shall include, but is not limited to, all of the following:

(a) If the assessment will be levied on property, a map of the district in sufficient detail to locate each parcel of property and, if businesses are to be assessed, each business within the district. If the assessment will be levied on businesses, a map that identifies the district boundaries in sufficient detail to allow a business owner to reasonably determine whether a business is located within the district boundaries. If the assessment will be levied on property and businesses, a map of the district in sufficient detail to locate each parcel of property and to allow a business owner to reasonably determine whether a business is located within the district boundaries.

(b) The name of the proposed district.

(c) A description of the boundaries of the district, including the boundaries of benefit zones, proposed for establishment or extension in a manner sufficient to identify the affected property and businesses included, which may be made by reference to any plan or map that is on file with the clerk. The boundaries of a proposed property assessment district shall not overlap with the boundaries of another existing property assessment district created pursuant to this part. This part does not prohibit the boundaries of a district created pursuant to this part to overlap with other assessment districts established pursuant to other provisions of law, including, but not limited to, the Parking and Business Improvement Area Law of 1989 (Part 6 (commencing with Section 36500)). This part does not prohibit the boundaries of a business assessment district created pursuant to this part to overlap with another business assessment district created pursuant to this part. This part does not prohibit the boundaries of a business assessment district created pursuant to this part to overlap with a property assessment district created pursuant to this part.

(d) The improvements, maintenance, and activities proposed for each year of operation of the district and the maximum cost thereof. If the improvements, maintenance, and activities proposed for each year of operation are the same, a description of the first year's proposed improvements, maintenance, and activities and a statement that the same improvements, maintenance, and activities are proposed for subsequent years shall satisfy the requirements of this subdivision.

(e) The total annual amount proposed to be expended for improvements, maintenance, or activities, and debt service in each year of operation of the district. If the assessment is levied on businesses, this amount may be estimated based upon the assessment rate. If the total annual amount proposed to be expended in each year of operation of the district is not significantly different, the amount proposed to be expended in the initial year and a statement that a similar amount applies to subsequent years shall satisfy the requirements of this subdivision.

(f) The proposed source or sources of financing, including the proposed method and basis of levying the assessment in sufficient detail to allow each property or business owner to calculate the amount of the assessment to be levied against his or her property or business. The plan also shall state whether bonds will be issued to finance improvements.

(g) The time and manner of collecting the assessments.

(h) The specific number of years in which assessments will be levied. In a new district, the maximum number of years shall be five. Upon renewal, a district shall have a term not to exceed 10 years. Notwithstanding these limitations, a district created pursuant to this part to finance capital improvements with bonds may levy assessments until the maximum maturity of the bonds. The management district plan may set forth specific increases in assessments for each year of operation of the district.

(i) The proposed time for implementation and completion of the management district plan.

(j) Any proposed rules and regulations to be applicable to the district.

(k) (1) A list of the properties or businesses to be assessed, including the assessor's parcel numbers for properties to be assessed, and a statement of the method or methods by which the expenses of a district will be imposed upon benefited real property or businesses, in proportion to the benefit received by the property or business, to defray the cost thereof.

(2) In a property-based district, the proportionate special benefit derived by each identified parcel shall be determined exclusively in relationship to the entirety of the capital cost of a public improvement, the maintenance and operation expenses of a public improvement, or the cost of the activities. An assessment shall not be imposed on any parcel that exceeds the reasonable cost of the proportional special benefit conferred on that parcel. Only special benefits are assessable, and a property-based district shall separate the general benefits, if any, from the special benefits conferred on a parcel. Parcels within a property-based district that are owned or used by any city, public agency, the State of California, or the United States shall not be exempt from assessment unless the governmental entity can demonstrate by clear and convincing evidence that those publicly owned parcels in fact receive no special benefit. The value of any incidental, secondary, or collateral effects that arise from the improvements, maintenance, or activities of a property-based district and that benefit property or persons not assessed shall not be deducted from the entirety of the cost of any special benefit or affect the proportionate special benefit derived by each identified parcel.

(l) In a property-based district, the total amount of all special benefits to be conferred upon the properties located within the property-based district.

(m) In a property-based district, the total amount of general benefits, if any.

(n) In a property-based district, a detailed engineer's report prepared by a registered professional engineer certified by the State of California supporting all assessments contemplated by the management district plan.

(o) Any other item or matter required to be incorporated therein by the city council.

36623. Procedure to levy assessment

(a) If a city council proposes to levy a new or increased property assessment, the notice and protest and hearing procedure shall comply with Section 53753 of the Government Code.

(b) If a city council proposes to levy a new or increased business assessment, the notice and protest and hearing procedure shall comply with Section 54954.6 of the Government Code, except that notice shall be mailed to the owners of the businesses proposed to be assessed. A protest may be made orally or in writing by any interested

person. Every written protest shall be filed with the clerk at or before the time fixed for the public hearing. The city council may waive any irregularity in the form or content of any written protest. A written protest may be withdrawn in writing at any time before the conclusion of the public hearing. Each written protest shall contain a description of the business in which the person subscribing the protest is interested sufficient to identify the business and, if a person subscribing is not shown on the official records of the city as the owner of the business, the protest shall contain or be accompanied by written evidence that the person subscribing is the owner of the business or the authorized representative. A written protest that does not comply with this section shall not be counted in determining a majority protest. If written protests are received from the owners or authorized representatives of businesses in the proposed district that will pay 50 percent or more of the assessments proposed to be levied and protests are not withdrawn so as to reduce the protests to less than 50 percent, no further proceedings to levy the proposed assessment against such businesses, as contained in the resolution of intention, shall be taken for a period of one year from the date of the finding of a majority protest by the city council.

(c) If a city council proposes to conduct a single proceeding to levy both a new or increased property assessment and a new or increased business assessment, the notice and protest and hearing procedure for the property assessment shall comply with subdivision (a), and the notice and protest and hearing procedure for the business assessment shall comply with subdivision (b). If a majority protest is received from either the property or business owners, that respective portion of the assessment shall not be levied. The remaining portion of the assessment may be levied unless the improvement or other special benefit was proposed to be funded by assessing both property and business owners.

36624. Changes to proposed assessments

At the conclusion of the public hearing to establish the district, the city council may adopt, revise, change, reduce, or modify the proposed assessment or the type or types of improvements, maintenance, and activities to be funded with the revenues from the assessments. Proposed assessments may only be revised by reducing any or all of them. At the public hearing, the city council may only make changes in, to, or from the boundaries of the proposed property and business improvement district that will exclude territory that will not benefit from the proposed improvements, maintenance, and activities. Any modifications, revisions, reductions, or changes to the proposed assessment district shall be reflected in the notice and map recorded pursuant to Section 36627.

36625. Resolution of formation

(a) If the city council, following the public hearing, decides to establish a proposed property and business improvement district, the city council shall adopt a resolution of formation that shall include, but is not limited to, all of the following:

- (1) A brief description of the proposed improvements, maintenance, and activities, the amount of the proposed assessment, a statement as to whether the assessment will be levied on property, businesses, or both within the district, a statement on whether bonds will be issued, and a description of the exterior boundaries of the proposed district, which may be made by reference to any plan or map that is on file with the clerk. The descriptions and statements need not be detailed and shall be sufficient if they enable an owner to generally identify the nature and extent of the improvements, maintenance, and activities and the location and extent of the proposed district.
- (2) The number, date of adoption, and title of the resolution of intention.
- (3) The time and place where the public hearing was held concerning the establishment of the district.

(4) A determination regarding any protests received. The city shall not establish the district or levy assessments if a majority protest was received.

(5) A statement that the properties, businesses, or properties and businesses in the district established by the resolution shall be subject to any amendments to this part.

(6) A statement that the improvements, maintenance, and activities to be conferred on businesses and properties in the district will be funded by the levy of the assessments. The revenue from the levy of assessments within a district shall not be used to provide improvements, maintenance, or activities outside the district or for any purpose other than the purposes specified in the resolution of intention, as modified by the city council at the hearing concerning establishment of the district.

(7) A finding that the property or businesses within the area of the property and business improvement district will be benefited by the improvements, maintenance, and activities funded by the proposed assessments, and, for a property-based district, that property within the district will receive a special benefit.

(8) In a property-based district, the total amount of all special benefits to be conferred on the properties within the property-based district.

(b) The adoption of the resolution of formation and, if required, recordation of the notice and map pursuant to Section 36627 shall constitute the levy of an assessment in each of the fiscal years referred to in the management district plan.

36626. Resolution establishing district

If the city council, following the public hearing, desires to establish the proposed property and business improvement district, and the city council has not made changes pursuant to Section 36624, or has made changes that do not substantially change the proposed assessment, the city council shall adopt a resolution establishing the district. The resolution shall contain all of the information specified in Section 36625.

36627. Notice and assessment diagram

Following adoption of the resolution establishing district assessments on properties pursuant to Section 36625 or Section 36626, the clerk shall record a notice and an assessment diagram pursuant to Section 3114. No other provision of Division 4.5 (commencing with Section 3100) applies to an assessment district created pursuant to this part.

36628. Establishment of separate benefit zones within district; Categories of businesses

The city council may establish one or more separate benefit zones within the district based upon the degree of benefit derived from the improvements or activities to be provided within the benefit zone and may impose a different assessment within each benefit zone. If the assessment is to be levied on businesses, the city council may also define categories of businesses based upon the degree of benefit that each will derive from the improvements or activities to be provided within the district and may impose a different assessment or rate of assessment on each category of business, or on each category of business within each zone.

36628.5. Assessments on businesses or property owners

The city council may levy assessments on businesses or on property owners, or a combination of the two, pursuant to this part. The city council shall structure the assessments in whatever manner it determines corresponds with the

distribution of benefits from the proposed improvements, maintenance, and activities, provided that any property-based assessment conforms with the requirements set forth in paragraph (2) of subdivision (k) of Section 36622.

36629. Provisions and procedures applicable to benefit zones and business categories

All provisions of this part applicable to the establishment, modification, or disestablishment of a property and business improvement district apply to the establishment, modification, or disestablishment of benefit zones or categories of business. The city council shall, to establish, modify, or disestablish a benefit zone or category of business, follow the procedure to establish, modify, or disestablish a property and business improvement district.

36630. Expiration of district; Creation of new district

If a property and business improvement district expires due to the time limit set pursuant to subdivision (h) of Section 36622, a new management district plan may be created and the district may be renewed pursuant to this part.

CHAPTER 3. Assessments [36631 - 36637]

36631. Time and manner of collection of assessment; Delinquent payments

The collection of the assessments levied pursuant to this part shall be made at the time and in the manner set forth by the city council in the resolution levying the assessment. Assessments levied on real property may be collected at the same time and in the same manner as for the ad valorem property tax, and may provide for the same lien priority and penalties for delinquent payment. All delinquent payments for assessments levied pursuant to this part may be charged interest and penalties.

36632. Assessments to be based on estimated benefit; Classification of real property and businesses; Exclusion of residential and agricultural property

(a) The assessments levied on real property pursuant to this part shall be levied on the basis of the estimated benefit to the real property within the property and business improvement district. The city council may classify properties for purposes of determining the benefit to property of the improvements and activities provided pursuant to this part.

(b) Assessments levied on businesses pursuant to this part shall be levied on the basis of the estimated benefit to the businesses within the property and business improvement district. The city council may classify businesses for purposes of determining the benefit to the businesses of the improvements and activities provided pursuant to this part.

(c) Properties zoned solely for residential use, or that are zoned for agricultural use, are conclusively presumed not to benefit from the improvements and service funded through these assessments, and shall not be subject to any assessment pursuant to this part.

36633. Time for contesting validity of assessment

The validity of an assessment levied under this part shall not be contested in any action or proceeding unless the action or proceeding is commenced within 30 days after the resolution levying the assessment is adopted pursuant to Section 36626. Any appeal from a final judgment in an action or proceeding shall be perfected within 30 days after the entry of judgment.

36634. Service contracts authorized to establish levels of city services

The city council may execute baseline service contracts that would establish levels of city services that would continue after a property and business improvement district has been formed.

36635. Request to modify management district plan

The owners' association may, at any time, request that the city council modify the management district plan. Any modification of the management district plan shall be made pursuant to this chapter.

36636. Modification of plan by resolution after public hearing; Adopting of resolution of intention

(a) Upon the written request of the owners' association, the city council may modify the management district plan after conducting one public hearing on the proposed modifications. The city council may modify the improvements and activities to be funded with the revenue derived from the levy of the assessments by adopting a resolution determining to make the modifications after holding a public hearing on the proposed modifications. If the modification includes the levy of a new or increased assessment, the city council shall comply with Section 36623. Notice of all other public hearings pursuant to this section shall comply with both of the following:

(1) The resolution of intention shall be published in a newspaper of general circulation in the city once at least seven days before the public hearing.

(2) A complete copy of the resolution of intention shall be mailed by first class mail, at least 10 days before the public hearing, to each business owner or property owner affected by the proposed modification.

(b) The city council shall adopt a resolution of intention which states the proposed modification prior to the public hearing required by this section. The public hearing shall be held not more than 90 days after the adoption of the resolution of intention.

36637. Reflection of modification in notices recorded and maps

Any subsequent modification of the resolution shall be reflected in subsequent notices and maps recorded pursuant to Division 4.5 (commencing with Section 3100), in a manner consistent with the provisions of Section 36627.

CHAPTER 3.5. Financing [36640- 36640.]

36640. Bonds authorized; Procedure; Restriction on reduction or termination of assessments

(a) The city council may, by resolution, determine and declare that bonds shall be issued to finance the estimated cost of some or all of the proposed improvements described in the resolution of formation adopted pursuant to Section 36625, if the resolution of formation adopted pursuant to that section provides for the issuance of bonds, under the Improvement Bond Act of 1915 (Division 10 (commencing with Section 8500)) or in conjunction with Marks-Roos Local Bond Pooling Act of 1985 (Article 4 (commencing with Section 6584) of Chapter 5 of Division 7 of Title 1 of the Government Code). Either act, as the case may be, shall govern the proceedings relating to the issuance of bonds, although proceedings under the Bond Act of 1915 may be modified by the city council as necessary to accommodate assessments levied upon business pursuant to this part.

(b) The resolution adopted pursuant to subdivision (a) shall generally describe the proposed improvements specified in the resolution of formation adopted pursuant to Section 36625, set forth the estimated cost of those improvements, specify the number of annual installments and the fiscal years during which they are to be collected. The amount of debt service to retire the bonds shall not exceed the amount of revenue estimated to be raised from assessments over 30 years.

(c) Notwithstanding any other provision of this part, assessments levied to pay the principal and interest on any bond issued pursuant to this section shall not be reduced or terminated if doing so would interfere with the timely retirement of the debt.

CHAPTER 4. Governance [36650 - 36651]**36650. Report by owners' association; Approval or modification by city council**

(a) The owners' association shall cause to be prepared a report for each fiscal year, except the first year, for which assessments are to be levied and collected to pay the costs of the improvements, maintenance, and activities described in the report. The owners' association's first report shall be due after the first year of operation of the district. The report may propose changes, including, but not limited to, the boundaries of the property and business improvement district or any benefit zones within the district, the basis and method of levying the assessments, and any changes in the classification of property, including any categories of business, if a classification is used.

(b) The report shall be filed with the clerk and shall refer to the property and business improvement district by name, specify the fiscal year to which the report applies, and, with respect to that fiscal year, shall contain all of the following information:

- (1) Any proposed changes in the boundaries of the property and business improvement district or in any benefit zones or classification of property or businesses within the district.
- (2) The improvements, maintenance, and activities to be provided for that fiscal year.
- (3) An estimate of the cost of providing the improvements, maintenance, and activities for that fiscal year.
- (4) The method and basis of levying the assessment in sufficient detail to allow each real property or business owner, as appropriate, to estimate the amount of the assessment to be levied against his or her property or business for that fiscal year.
- (5) The estimated amount of any surplus or deficit revenues to be carried over from a previous fiscal year.
- (6) The estimated amount of any contributions to be made from sources other than assessments levied pursuant to this part.

(c) The city council may approve the report as filed by the owners' association or may modify any particular contained in the report and approve it as modified. Any modification shall be made pursuant to Sections 36635 and 36636.

The city council shall not approve a change in the basis and method of levying assessments that would impair an authorized or executed contract to be paid from the revenues derived from the levy of assessments, including any commitment to pay principal and interest on any bonds issued on behalf of the district.

36651. Designation of owners' association to provide improvements, maintenance, and activities

The management district plan may, but is not required to, state that an owners' association will provide the improvements, maintenance, and activities described in the management district plan. If the management district plan designates an owners' association, the city shall contract with the designated nonprofit corporation to provide services.

CHAPTER 5. Renewal [36660- 36660.]**36660. Renewal of district; Transfer or refund of remaining revenues; District term limit**

(a) Any district previously established whose term has expired, or will expire, may be renewed by following the procedures for establishment as provided in this chapter.

(b) Upon renewal, any remaining revenues derived from the levy of assessments, or any revenues derived from the sale of assets acquired with the revenues, shall be transferred to the renewed district. If the renewed district includes

additional parcels or businesses not included in the prior district, the remaining revenues shall be spent to benefit only the parcels or businesses in the prior district. If the renewed district does not include parcels or businesses included in the prior district, the remaining revenues attributable to these parcels shall be refunded to the owners of these parcels or businesses.

(c) Upon renewal, a district shall have a term not to exceed 10 years, or, if the district is authorized to issue bonds, until the maximum maturity of those bonds. There is no requirement that the boundaries, assessments, improvements, or activities of a renewed district be the same as the original or prior district.

CHAPTER 6. Disestablishment [36670 - 36671]

36670. Circumstances permitting disestablishment of district; Procedure

(a) Any district established or extended pursuant to the provisions of this part, where there is no indebtedness, outstanding and unpaid, incurred to accomplish any of the purposes of the district, may be disestablished by resolution by the city council in either of the following circumstances:

(1) If the city council finds there has been misappropriation of funds, malfeasance, or a violation of law in connection with the management of the district, it shall notice a hearing on disestablishment.

(2) During the operation of the district, there shall be a 30-day period each year in which assesses may request disestablishment of the district. The first such period shall begin one year after the date of establishment of the district and shall continue for 30 days. The next such 30-day period shall begin two years after the date of the establishment of the district. Each successive year of operation of the district shall have such a 30-day period. Upon the written petition of the owners or authorized representatives of real property or the owners or authorized representatives of businesses in the area who pay 50 percent or more of the assessments levied, the city council shall pass a resolution of intention to disestablish the district. The city council shall notice a hearing on disestablishment.

(b) The city council shall adopt a resolution of intention to disestablish the district prior to the public hearing required by this section. The resolution shall state the reason for the disestablishment, shall state the time and place of the public hearing, and shall contain a proposal to dispose of any assets acquired with the revenues of the assessments levied within the property and business improvement district. The notice of the hearing on disestablishment required by this section shall be given by mail to the property owner of each parcel or to the owner of each business subject to assessment in the district, as appropriate. The city shall conduct the public hearing not less than 30 days after mailing the notice to the property or business owners. The public hearing shall be held not more than 60 days after the adoption of the resolution of intention.

36671. Refund of remaining revenues upon disestablishment or expiration without renewal of district; Calculation of refund; Use of outstanding revenue collected after disestablishment of district

(a) Upon the disestablishment or expiration without renewal of a district, any remaining revenues, after all outstanding debts are paid, derived from the levy of assessments, or derived from the sale of assets acquired with the revenues, or from bond reserve or construction funds, shall be refunded to the owners of the property or businesses then located and operating within the district in which assessments were levied by applying the same method and basis that was used to calculate the assessments levied in the fiscal year in which the district is disestablished or expires. All outstanding assessment revenue collected after disestablishment shall be spent on improvements and activities specified in the management district plan.

(b) If the disestablishment occurs before an assessment is levied for the fiscal year, the method and basis that was used to calculate the assessments levied in the immediate prior fiscal year shall be used to calculate the amount of any refund.

APPENDIX 2 – ASSESSED BUSINESSES

AMERICAS BEST VALUE INN	721 10TH ST	MARYSVILLE, CA 95901
BEST WESTERN YUBA CITY INN	894 W. ONSTOTT ROAD	YUBA CITY, CA 95991
BONANZA INN	1001 CLARK AVENUE	YUBA CITY, CA 95991
BROWNSVILLE MOTEL	8592 LA PORTE ROAD	BROWNSVILLE CA 95919
BUDGET INN	230 E STREET	MARYSVILLE, CA 95901
BUTTE STAR RANCH	8787 S BUTTE RD	SUTTER CA 95982
CALIFORNIA INN	2129 LIVE OAK BLVD.	YUBA CITY, CA 95991
COLLINS LAKE	PO BOX 300	OREGON HOSUE, CA 95962
COMFORT SUITES	1034 NORTH BEALE ROAD	MARYSVILLE, CA 95901
DAYS INN YUBA CITY	700 N PALORA AVENUE	YUBA CITY, CA 95991
ECONO LODGE INN & SUITES	730 N. PALORA AVENUE	YUBA CITY, CA 95991
HAMPTON INN & SUITES	1375 SUNSWEET BLVD.	YUBA CITY, CA 95991
HARKEY HOUSE BED & BREAKFAST	212 C STREET	YUBA CITY, CA 95991
LAKE FRANCIS	13919 LAKE FRANCIS ROAD	DOBBINS, CA 95935
LAKE OF THE SPRINGS	14152 FRENCH TOWN ROAD	OREGON HOUSE, CA 95962
LEXINGTON INN & SUITES	4228 S HIGHWAY 99	YUBA CITY CA 95991
MOTEL 6	803 E STREET	MARYSVILLE, CA 95901
NICE INN	545 COLUSA AVENUE	YUBA CITY, CA 95991
NORCAL HOSPITALITY	803 E STREET	MARYSVILLE, CA 95901
RIO INN & SUITES	899 NORTH BEALE RD	MARYSVILLE, CA 95901
SUPER 8	1078 NORTH BEALE ROAD	MARYSVILLE, CA 95901
TOWN HOUSE MOTEL	322 9TH STREET	MARYSVILLE, CA 95901
TRAVEL LODGE	965 GRAY AVENUE	YUBA CITY, CA 95991
WILLOW CREEK	17548 STATE HIGHWAY 49	CAMPTONVILLE, CA 95922

**PETITION TO THE CITY OF YUBA CITY
TO FORM THE YUBA-SUTTER TOURISM IMPROVEMENT DISTRICT**

We petition you to initiate proceedings to form the Yuba-Sutter Tourism Improvement District (YSTID) in accordance with the Property and Business Improvement District Law of 1994, Streets and Highways Code section 36600 et seq., for the purpose of providing services as described in the summary of the Management District Plan attached hereto as Exhibit A.

Lodging Establishment

Business Owner

_____	_____
_____	_____
_____	_____
_____	_____

Owner/Owner Representative Name (printed)

Title

Owner/Owner Representative Signature

Date

A complete copy of the Management District Plan will be furnished upon request. Requests for a complete copy of the Management District Plan should be made to:

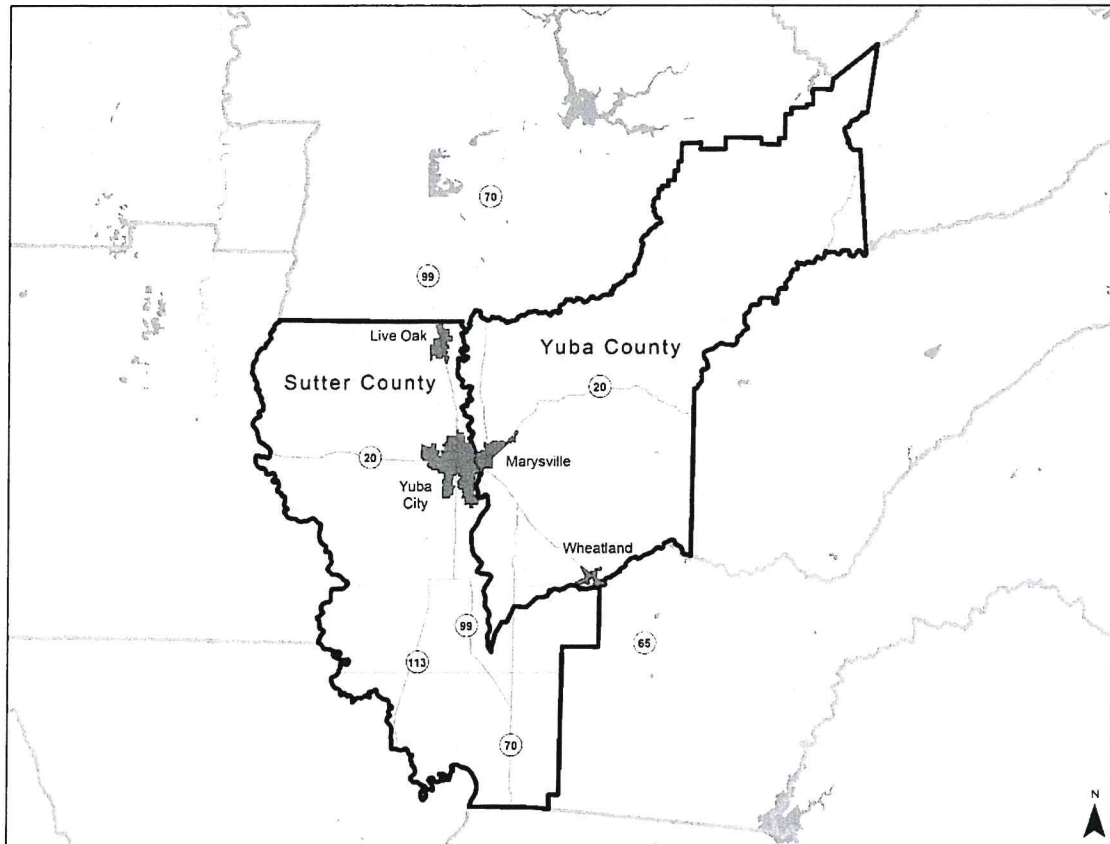
Briana Struckmeyer, Director of Visitor Services
Yuba-Sutter Chamber of Commerce
1300 Franklin Road
Yuba City, CA 95993
(530) 743-6501

EXHIBIT A
MANAGEMENT DISTRICT PLAN SUMMARY

- Location:*** The proposed YSTID includes all lodging businesses located within the boundaries of the cities of Yuba City, Marysville, Live Oak, and Wheatland; and the unincorporated areas of Yuba and Sutter counties, as shown on the map in Section III.
- Services:*** The YSTID is designed to provide specific benefits directly to payors by increasing room night sales. Marketing and sales, sports and outdoor recreation, and transportation and visitor services programs and promotions will increase overnight tourism and market payors as tourist, meeting and event destinations, thereby increasing room night sales.
- Budget:*** The total YSTID annual budget for the initial year of its five (5) year operation is anticipated to be approximately \$250,000. This budget is expected to fluctuate as room sales do, but is not expected to significantly change over the YSTID's term.
- Cost:*** The annual assessment rate is two percent (2%) of gross short-term room rental revenue. Based on the benefit received, assessments will not be collected on: stays of more than thirty (30) consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; stays by any federal, state, county, or city officer or employee when on official business; stays by any person occupying a room pursuant to an emergency shelter grant from the Red Cross or similar organization as a result of a natural disaster such as a fire or flood; and stays pursuant to contracts executed prior to February 1, 2017.
- Collection:*** The cities and counties will be responsible for collecting the assessment on a quarterly basis (including any delinquencies, penalties and interest) from each lodging business located in the boundaries of the YSTID. The cities and counties shall take all reasonable efforts to collect the assessments from each lodging business.
- Duration:*** The proposed YSTID will have a five (5) year life, beginning February 1, 2017 through January 31, 2022. Once per year, beginning on the anniversary of district formation, there is a 30-day period in which owners paying more than fifty percent (50%) of the assessment may protest and initiate a Yuba City City Council hearing on district termination.
- Management:*** The Yuba-Sutter Lodging Association will serve as the YSTID's Owners' Association. The Owners' Association is charged with managing funds and implementing programs in accordance with this Plan, and must provide annual reports to the Yuba City City Council.

EXHIBIT A
MANAGEMENT DISTRICT PLAN SUMMARY

Boundary Map:



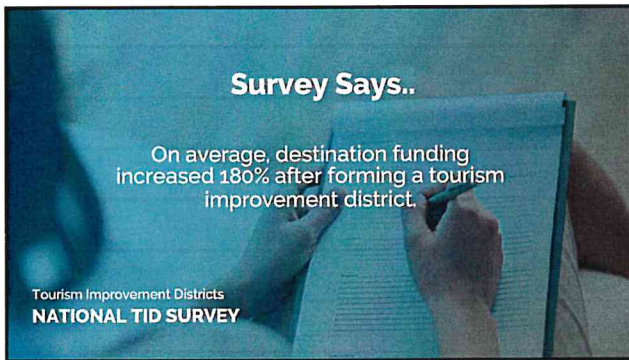


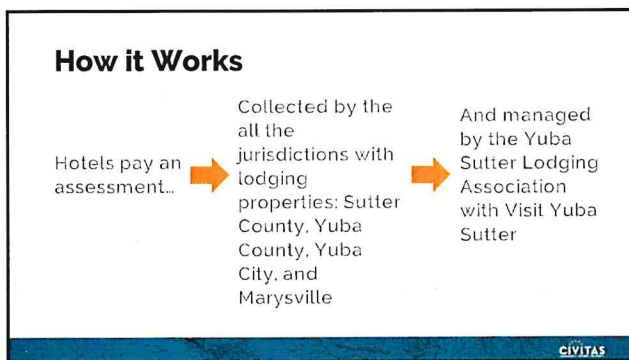


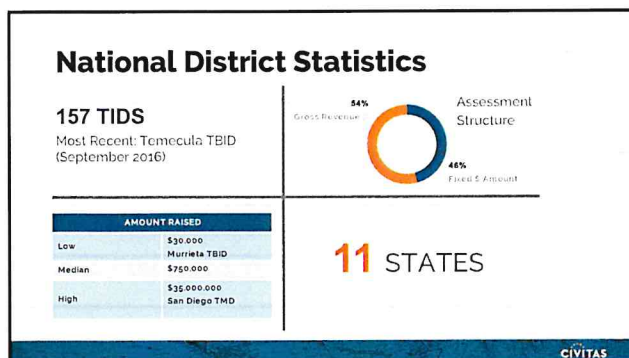
Tourism Improvement Districts

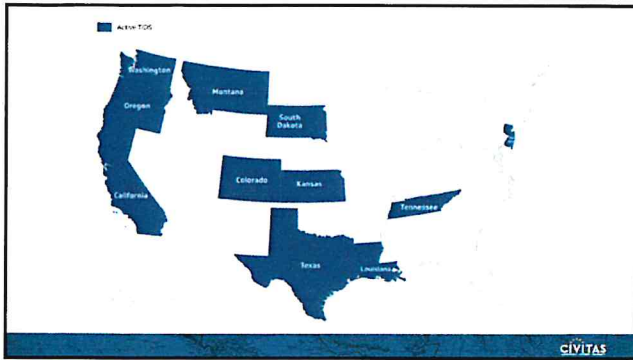
Are a stable source of funding for destination marketing and sales efforts designed to increase occupancy and room rates for lodging businesses.

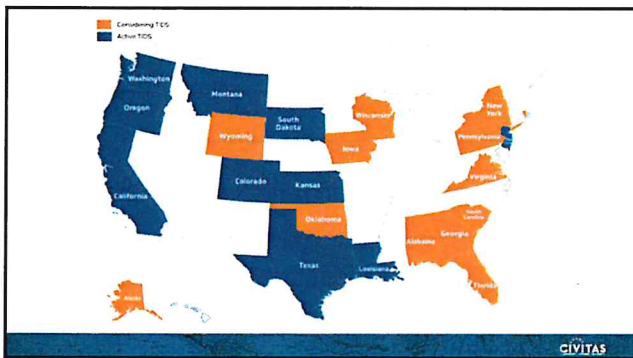












Destination promotion can drive broader economic development by:



1. Raising a destination's profile
2. Increasing tourism and kicking off a virtuous cycle of economic development.
3. Generating local tax revenue
4. Enabling public investment to improve the quality of life for residents, businesses and visitors.



Streets and Highway Code 36600

Property and Business Improvement District Law of 1994
Assessments levied for the purpose of conferring special benefit upon the businesses in the district and are not taxes for the general benefit of a jurisdiction

Proposed Services and Budget

Services	%	\$
Sales & Marketing	60%	\$150,000
Sports & Outdoor Recreation	10%	\$25,000
Transportation & Visitor Services	8%	\$20,000
Administration & Operations	15%	\$37,500
Collections	2%	\$5,000
Contingency & Renewal	5%	\$12,500
TOTAL	100%	\$250,000

Hotel Oversight of TID Funds

- Creation of new Yuba-Sutter Lodging Association
- Board of directors
 - 4 lodging partners
 - Director of Visitor Services for Visit Yuba-Sutter
 - 2 Government representatives from jurisdictions within the TID
 - Could be a city or county representative
- Brown Act and Public Records Act Requirements

CIVITAS

Jurisdictional Oversight of TID Funds

- Formation Approval
- Annual Report
- Brown Act and Public Records Act
- Termination of district

CIVITAS

Steps to TID Formation

- Stakeholder outreach
- Developed a management district plan
- Petition drive - 50% +1 support the district
- Resolution of intention to establish the TID and resolution requesting consent of all jurisdiction to operate within their boundaries
 - Yuba City is acting as the lead jurisdiction

CIVITAS

Steps to TID Formation cont.

- Jurisdictions grant consent
- Public Meeting
- Public Hearing and adopt resolution of formation
- Hotels begin collecting assessment

Timeline

Yuba City City Council – Initial Hearing <ul style="list-style-type: none">• Resolution of Intention• Resolutions Requesting Consent	December 2016
Yuba City Mail <ul style="list-style-type: none">• Notice of Public Meeting/Hearing - Must be mailed 1 day (next day) after ROI is adopted.	December 2016

Consent Hearings

City Council/Board of Supervisors – Resolution Granting Consent <ul style="list-style-type: none">• Yuba County:• Marysville:• Sutter County:• Live Oak	January – February 2017
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Timeline cont.

Yuba City City Council – Public Meeting	February 2017
• No action required – Must be held at least 10 days after Notice of Public Meeting/Hearing is mailed and at least 7 days before Public Hearing is held.	
Yuba City City Council – Public Hearing	March 2017
• Adopt Resolution of Formation – Must be held at least 45 days after Notice is mailed.	
New District begins collecting assessment	April 1, 2017

CIVITAS

Collection Process

- Hotel adds to folio
- Hotel remits assessment to jurisdiction with TOT
- Jurisdiction remits to Yuba-Sutter Lodging Association

CIVITAS

To Learn More about Funding Your Future

Online



Contact Us

Nichole Farley
nfarley@civitasadvisors.com
 (800)999-7781

CIVITAS

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

**RESOLUTION GRANTING CONSENT)
TO CITY OF YUBA CITY TO)
ESTABLISH THE YUBA-SUTTER)
TOURISM IMPROVEMENT DISTRICT))
PURSUANT TO STREETS AND)
HIGHWAYS CODE § 36620.5)**

RESOLUTION NO. _____

WHEREAS, the City of Yuba City is beginning the process to establish the Yuba-Sutter Tourism Improvement District (YSTID) pursuant to the Property and Business Improvement District Law of 1994, Streets and Highways Code section 36600 et seq., to promote tourism and the lodging businesses in Yuba and Sutter counties, including the unincorporated areas of the counties and all incorporated cities: Yuba City, Marysville, Live Oak, and Wheatland; and

WHEREAS, pursuant to Streets and Highways Code section 36620.5, a city may not form a district within the unincorporated territory of a county without the consent of the board of supervisors of that county.

WHEREAS, the City Council of the City of Yuba City has requested consent to establish the YSTID in the County of Yuba with adoption of Yuba City City Council Resolution No. 17-008, dated January 17, 2017;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Yuba, that:

Section 1: The Board of Supervisors finds that the above recitals are true and correct.

Section 2: The Board of Supervisors consents to the City of Yuba City establishing the YSTID, which District shall include the County of Yuba.

Section 3: The Clerk of the Board is hereby directed to transmit a certified copy of this Resolution to the Yuba City City Clerk.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California, held on this 28^h day of February, 2017 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairman

ATTEST: _____
Clerk of the Board

APPROVE AS TO FORM:
COUNTY COUNSEL

Courtney C. Hu

The County of Yuba

County Administrator



TO: Board of Supervisors

FROM: County Administrator, Grace Mull

SUBJECT: Mid-Year Budget Review for Fiscal Year 2016-17. (30 minute estimate)

DATE: February 28, 2017

NUMBER: 36/2017

RECOMMENDATION

1. Receive 2nd Quarter Financial Report.
2. Approve Proposed Mid-Year Budget Transfers in the amount of \$1,486,506.
3. Approve Proposed Mid-Year Personnel Requests.
4. Approve Proposed Mid-Year Capital Asset Requests.
5. Approve Proposed Mid-Year Contingency Requests in the amount of \$82,118.

BACKGROUND

Annually, the County Administrator's Office prepares a mid-year status report on the current year's budget for the Board of Supervisors along with recommendations regarding appropriation changes requested by departments. Typically, these changes are routine in nature to either to correct or adjust budget estimates provided at the beginning of the fiscal year.

DISCUSSION

The attached documents identify requested changes in the County's budget for the second half of the fiscal year. The following is a summary of the requested changes.

Budget Transfer Requests – A total of \$1,486,506 in budget transfers are being requested.

The bulk of the transfers are from Public Works. The department routinely uses the mid-year budget process to true-up estimates provided at the beginning of the year with final project costs

and current revenue estimates. This year Public Works is requesting transfers in the amount of \$1,214,299.

General Fund Contingency Requests in the amount of \$82,118 are being recommended for the following departments:

- The Board of Supervisors Office is requesting \$5,501 for costs associated with recent changes to the Board of Supervisors. These costs are primarily related to training and travel.
- The Assessor's Office is requesting \$18,517 for extra help and overtime costs associated with the annual assessment process as well as costs related to a staffing allocation change previously approved by the Board.
- The Public Guardian's Office is requesting \$32,001 for Board approved costs associated with the transition of Public Guardian.
- The Veterans Services Office is requesting \$14,750 for the County's share of costs associated with a new Veterans Services Representative position.
- Animal Care Services is requesting \$11,349 for increase in travel costs related to a new Sheriffs Auto Service Fund rate structure for FY 16/17.

County Capital Outlay Fund Requests in the amount of \$85,000 is being recommended to cover one-time, non-recurring costs for the Auditor's Office.

- \$85,000 - KRONOS Payroll System - The KRONOS payroll system project and related costs were previously approved by the Board on September 27, 2016.

Personnel Change Requests – Health & Human Services has requested changes to their current position allocations. There is one (1) net position addition as a result of the requests.

- Human Services Division - Abolish Vacant Administrative and Accounting Supervisor, Establish Administrative Analyst
- Veterans Services Division - New Veterans Services Representative (1)

Capital Asset Requests – The Health division of the Health and Services Department and the Probation Department's Family Resource program requested capital asset purchases. There are no additional General Fund appropriations related to these requests. The departments are utilizing grant and federal and state funds to cover the costs.

- Health Services Division
 - \$10,000 Sound Masking Emitter – Equipment will ensure privacy for therapist offices that adjoin training rooms.

- \$40,000 Large Conference Room Projectors – Equipment will be utilized to support staff by providing information during emergencies as well as staff trainings and presentations.
- Probation – Family Resource Program
 - \$8,294 Recording Equipment – Will be utilized for MDIC interviews.

COMMITTEE

This item is traditionally presented to the full Board for consideration.

FISCAL IMPACT

The County's General Fund Contingency balance at December 31, 2016 was \$943,954. On January 24, 2017, your Board approved an emergency expenditure of \$370,000 to cover costs associated with emergency road repairs that were necessary due to January storms. This leaves a current balance of \$573,954. Recommended actions will decrease the County's General Fund Contingency balance to \$491,836.

Recommended actions from the County Capital Outlay Fund will reduce the balance from \$3,187,984 to \$3,102,984.

Attachments

36/2017 2nd Quarter Financial Report
36/2017 Mid-Year Budget Transfers
36/2017 Mid-Year Personnel Requests
36/2017 Mid-Year Capital Asset Requests
36/2017 Mid-Year Contingency Requests

FY 2016/2017 Proposed Mid Year Budget Adjustments

1

Board of Supervisors

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-0100-372-99-02	County Contribution	\$5,501.00
Total Adjustments		\$5,501.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-0100-411-01-01	Salaries	\$3,480.00
101-0100-411-02-02	Co Share PERS	(\$11,212.00)
101-0100-411-02-04	Health Insurance	\$4,326.00
101-0100-411-02-05	Medicare	\$7.00
101-0100-411-22-00	Office Expense	\$900.00
101-0100-411-29-00	Travel	\$8,000.00
101-6900-410-71-01	Contingencies-Gen	(\$5,501.00)
101-0101-372-99-08	County Contribution Out	\$5,501.00
Total Adjustments		\$5,501.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

BOS-Special

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Clerk of the Board

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-1701-411-23-00	Professional Services	\$1,640.00
101-1701-411-25-00	Rents/Leases Equip	\$150.00
101-1701-411-28-00	Special Dept Expense	\$450.00
101-1701-411-29-00	Travel	(\$1,844.00)
101-1701-411-90-00	Reimbursements	(\$396.00)
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Clerk-Recorder

2

Revenue Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0200-372-99-01	Operating Trans In	\$34,577.00

Total Adjustments **\$34,577.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount
382	Recorders Micro Fiche	\$2,128.00
383	Truncation Program	\$1,260.00
384	Recorders Spec Fee	\$31,189.00

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0200-411-01-01	Salaries	(\$12,602.00)
101-0200-411-01-04	Overtime	\$475.00
101-0200-411-01-07	Vacation Pay	\$857.00
101-0200-411-02-04	Health Insurance	\$8,725.00
101-0200-411-02-05	Medicare	\$1,645.00
101-0200-411-02-08	Unemployment	\$250.00
101-0200-411-02-09	Retiree Health Ins	\$650.00
101-0200-411-22-82	Recorders Micro Fiche	\$2,128.00
101-0200-411-22-83	Truncation Program	\$1,260.00
101-0200-411-22-84	Recorders Modernization	\$31,189.00

Total Adjustments **\$34,577.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount
101	General	\$34,577.00

Elections**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-0800-371-88-01	Election Services	\$24,950.00

Total Adjustments **\$24,950.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0800-415-01-01	Salaries	\$1,200.00
101-0800-415-01-03	Extra Help	\$4,000.00
101-0800-415-02-03	COPST	\$150.00
101-0800-415-02-05	Medicare	\$100.00
101-0800-415-02-08	Unemployment	\$100.00
101-0800-415-23-00	Professional Services	\$250.00
101-0800-415-24-00	Publications	\$150.00
101-0800-415-26-00	Rents & Leases Struct	\$1,500.00
101-0800-415-28-00	Special Dept Expense	\$17,500.00

Total Adjustments **\$24,950.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Human Resources**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount

Total Adjustments **\$0.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0300-414-01-03	Extra Help	(\$6,218.00)
101-0300-414-01-04	Overtime	(\$500.00)
101-0300-414-02-02	Co Share PERS	(\$5,850.00)
101-0300-414-02-03	COPST	\$845.00
101-0300-414-02-04	Health Insurance	\$18,289.00
101-0300-414-12-00	Communications	(\$25.00)
101-0300-414-22-00	Office Expense	\$571.00
101-0300-414-23-00	Professional Services	(\$7,000.00)
101-0300-414-24-00	Publications	\$1,000.00
101-0300-414-25-00	Rents/Leases Equip	(\$415.00)
101-0300-414-28-00	Special Dept Expense	(\$500.00)
101-0300-414-28-03	Oral Boards	\$1,500.00
101-0300-414-29-00	Travel	(\$1,697.00)

Total Adjustments **\$0.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Auditor-Controller

3

Revenue Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0000-372-99-01	Operating Trans In	\$85,000.00

Total Adjustments **\$85,000.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount
200	Co Capital Outlay	\$85,000.00

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0400-412-23-00	Professional Services	\$85,000.00

Total Adjustments **\$85,000.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount
101	General Fund	\$85,000.00

Treas-Tax Collector**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-0500-371-79-01	Prop Tax Admin Fees	(\$19,949.00)
101-0500-371-79-02	Suppl Tax Admin Fees	(\$4,800.00)
101-0500-371-80-04	Treasurer's Fees	(\$25,000.00)

Total Adjustments **(\$49,749.00)**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0500-412-01-01	Salaries	(\$37,000.00)
101-0500-412-01-03	Extra Help	\$7,000.00
101-0500-412-01-07	Vacation Pay	\$593.00
101-0500-412-02-02	Co Share PERS	(\$5,000.00)
101-0500-412-02-03	COPST	\$210.00
101-0500-412-02-04	Health Insurance	(\$16,095.00)
101-0500-412-02-09	Retiree Health Ins	\$543.00

Total Adjustments **(\$49,749.00)**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Assessor**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-0600-372-99-02	County Contribution	\$18,517.00

Total Adjustments **\$18,517.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-0600-412-01-03	Extra Help	\$5,000.00
101-0600-412-01-04	Overtime	\$7,000.00
101-0600-412-01-01	Salaries	\$6,517.00
101-6900-410-71-01	Contingencies-Gen	(\$18,517.00)
101-0101-372-99-08	County Contribution Out	\$18,517.00

Total Adjustments **\$18,517.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Economic Development

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Emergency Services

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Admin Services

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-1800-410-01-03	Extra Help	\$13,037.00
101-1800-410-02-03	COPST	\$853.00
101-1800-410-02-04	Health Insurance	(\$14,465.00)
101-1800-410-02-05	Medicare	\$438.00
101-1800-410-02-08	Unemployment Ins	\$137.00
101-1800-410-12-00	Communications	(\$666.00)
101-1800-410-17-00	Maintenance Equip	\$666.00
101-1800-410-22-00	Office Expense	(\$2,034.00)
101-1800-410-25-00	Rents/Leases Equip	\$2,034.00
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Buildings & Grounds

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-0900-371-93-04	Fees for Services	\$45,900.00
Total Adjustments		\$45,900.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-0900-417-01-01	Salaries	(\$1,350.00)
101-0900-417-01-03	Extra Help	\$3,750.00
101-0900-417-01-04	Overtime	(\$472.00)
101-0900-417-01-06	Standby	\$1,822.00
101-0900-417-02-02	Co Share PERS	(\$325.00)
101-0900-417-02-03	COPST	\$113.00
101-0900-417-02-07	Life Insurance	\$325.00
101-0900-417-02-08	Unemployment Ins	\$69.00
101-0900-417-90-02	Reimbursement Salaries	\$41,968.00
Total Adjustments		\$45,900.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Buildings & Grounds

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-0900-417-17-03	Maint Equip Courthouse	(\$11,168.00)
101-0900-417-17-06	Maint Equip Gov Center	(\$17,038.00)
101-0900-417-17-11	Maint Equip Gov Center	\$17,264.00
101-0900-417-17-13	Maint Equip Yuba St	(\$2,500.00)
101-0900-417-17-14	Maint Equip Scott Bldg	\$2,500.00
101-0900-417-18-03	Maint Fac Courthouse	\$11,168.00
101-0900-417-18-04	Maint Fac Library	\$3,335.00
101-0900-417-18-06	Maint Fac Packard	\$286.00
101-0900-417-18-08	Maint Fac Animal Care	\$1,723.00
101-0900-417-18-09	Maint Fac Misc Dept	(\$6,570.00)
101-0900-417-18-14	Maint Fac Scott Bldg	\$1,000.00
101-0900-417-23-00	Professional Servs	\$101.00
101-0900-417-27-00	Small Tools	(\$101.00)
101-0900-417-28-00	Special Dept Expense	\$11,986.00
101-0900-417-90-00	Reimbursement	(\$11,986.00)
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Custodial[illegible]

<i>Appropriation Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
101-0950-417-01-01	Salaries	(\$19,098.00)
101-0950-417-01-03	Extra Help	\$16,917.00
101-0950-417-02-03	COPST	\$508.00
101-0950-417-02-09	Retiree Health Ins	\$1,673.00
Total Adjustments		\$0.00
<i>Funds To Be Increased (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

Energy

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-0901-417-30-10	Dan Ave Building	(\$12,000.00)
101-0901-417-30-14	Scott Building	\$12,000.00
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

<i>Appropriation Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
<i>Funds To Be Increased (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

Airport

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
This section intentionally left blank		
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Info Technology

[illegible]

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-1900-410-01-01	Salaries	(\$147,013.00)
101-1900-410-01-04	Overtime	\$30,000.00
101-1900-410-01-06	Standby	\$1,825.00
101-1900-410-02-02	Co Share PERS	(\$24,898.00)
101-1900-410-02-04	Health Insurance	(\$39,781.00)
101-1900-410-02-07	Life Insurance	(\$154.00)
101-1900-410-02-08	Unemployment Ins	(\$437.00)
101-1900-410-12-00	Communications	(\$50.00)
101-1900-410-17-00	Maint Equipment	\$180,458.00
101-1900-410-17-30	Maint Equip - Financial	\$5,625.00
101-1900-410-21-10	Late Fees	\$50.00
101-1900-410-22-00	Office Expense	(\$575.00)
101-1900-410-25-00	Rents/Leases Equip	\$575.00
101-1900-410-28-50	Special Dept Expense	(\$5,625.00)
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Surveyor

<i>Revenue Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
Total Adjustments		\$0.00
<i>Funds To Be Reduced (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

<i>Appropriation Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
101-1500-410-01-01	Salaries	(\$1,802.00)
101-1500-410-01-07	Vacation Pay	\$1,111.00
101-1500-410-17-00	Maintenance Equip	\$691.00
Total Adjustments		\$0.00
<i>Funds To Be Increased (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

CDSA Admin

[illegible]

<i>Appropriation Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
101-1600-410-01-01	Salaries	(\$5,000.00)
101-1600-410-01-03	Extra Help	\$25,000.00
101-1600-410-01-07	Vacation Pay	\$14,900.00
101-1600-410-01-08	Sick Leave	\$425.00
101-1600-410-02-03	COPST	\$425.00
101-1600-410-02-04	Health Insurance	(\$42,097.00)
101-1600-410-28-00	Special Dept Exp	\$6,347.00
Total Adjustments		\$0.00
<i>Funds To Be Increased (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

Animal Care Services**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-4400-371-96-01	Contrib & Donations	\$1,006.00
101-4400-381-92-00	Overage/Shortage	\$5.00
101-4400-372-99-02	County Contribution	\$11,349.00

Total Adjustments **\$12,360.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-4400-427-01-03	Extra Help	\$2,400.00
101-4400-427-01-04	Overtime	\$5,000.00
101-4400-427-01-06	Standby	\$1,600.00
101-4400-427-02-02	Co Share PERS	(\$500.00)
101-4400-427-02-04	Health Insurance	(\$8,700.00)
101-4400-427-02-07	Life Insurance	\$10.00
101-4400-427-02-08	Unemployment Ins	\$50.00
101-4400-427-22-00	Office Expense	(\$1,000.00)
101-4400-427-25-00	Rents & Leases Equip	\$500.00
101-4400-427-28-00	Special Dept Expense	\$3,000.00
101-4400-427-29-00	Travel	\$10,000.00

101-6900-410-71-01 Contingencies-Gen (\$11,349.00)

101-0101-372-99-08 County Contribution Out \$11,349.00

Total Adjustments **\$12,360.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Sheriff-Jail**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
108-2900-361-64-01	AB 109 Public Safety	\$15,000.00
108-2900-371-98-99	Miscellaneous Revenue	\$70,000.00
108-2900-372-99-01	Operating Transfers In	(\$35,000.00)
108-2900-372-99-05	Other Transfers In	\$35,000.00

Total Adjustments **\$85,000.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
108-2900-423-01-01	Salaries	(\$49,400.00)
108-2900-423-01-03	Extra Help	\$40,000.00
108-2900-423-01-04	Overtime	\$55,000.00
108-2900-423-01-07	Vacation Pay	\$14,345.00
108-2900-423-01-08	Sick Leave	\$55.00
108-2900-423-11-11	Jail Reserves	(\$5,000.00)
108-2900-423-02-03	COPST	\$1,050.00
108-2900-423-02-04	Health Insurance	(\$25,000.00)
108-2900-423-02-08	Unemployment Ins	\$2,000.00
108-2900-423-13-00	Food	(\$9,300.00)
108-2900-423-14-00	Household Expense	(\$5,500.00)
108-2900-423-19-00	Med/Dental/Lab Supplies	\$15,000.00
108-2900-423-22-00	Office Expense	\$4,000.00
108-2900-423-23-00	Professional Services	\$15,000.00
108-2900-423-25-00	Rents & Leases Equip	\$1,500.00
108-2900-423-29-04	Transport of Prisoners	\$10,000.00
108-2900-423-90-00	Reimbursements	\$21,250.00

Total Adjustments **\$85,000.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Sheriff Bailiffs**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
108-7400-361-62-05	Sheriff - Court Security	\$12,350.00

Total Adjustments **\$12,350.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
108-7400-421-01-01	Salaries	\$2,000.00
108-7400-421-01-03	Extra Help	\$2,500.00
108-7400-421-01-04	Overtime	\$2,000.00
108-7400-421-02-05	PERS	\$500.00
108-7400-421-02-04	Health Insurance	\$5,300.00
108-7400-421-02-08	Unemployment Ins	\$50.00

Total Adjustments **\$12,350.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Sheriff Boat Grant

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-2701-361-62-04	Sheriff Boat Safety	\$31,405.00
Total Adjustments		\$31,405.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-2701-422-01-01	Salaries	\$18,000.00
101-2701-422-01-05	Holiday Pay	\$1,000.00
101-2701-422-02-02	Co Share PERS	\$5,000.00
101-2701-422-02-05	Medicare	\$300.00
101-2701-422-02-07	Life Insurance	\$5.00
101-2701-422-02-08	Unemployment Ins	\$100.00
101-2701-422-29-00	Travel	\$7,000.00
Total Adjustments		\$31,405.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Human Services

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
100-5200-361-45-00	Social Services Admin	(\$914,844.00)
100-5300-361-45-01	Social Services Asst	\$1,354,356.00
100-5200-361-46-12	Realignment Admin	\$19,713.00
100-5200-361-64-20	Local Rev 2011-Admin	\$17,433.00
100-5300-361-64-21	Local Rev 2011-Asst	\$567,182.00
100-5200-371-98-99	Miscellaneous Revenue	\$57,660.00
100-5300-361-46-13	Realignment Asst	(\$1,101,500.00)
Total Adjustments		\$0.00
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
100-5200-451-01-07	Vacation Pay	\$50,000.00
100-5200-451-01-08	Sick Leave	\$25,000.00
100-5200-451-02-09	Retiree Health Ins	\$65,191.00
100-5200-451-02-04	Health Insurance	(\$140,191.00)
100-5200-451-17-00	Maintenance Equip	(\$19,082.00)
100-5200-451-18-00	Maintenance Structure	\$13,241.00
100-5200-451-22-00	Office Supplies	\$31,585.00
100-5200-451-23-00	Professional Servs	\$41,600.00
100-5200-451-23-01	Supportive Services	\$311,272.00
100-5200-451-23-02	Contract Services	\$42,219.00
100-5200-451-25-00	Rents/Leases Equip	\$2,500.00
100-5200-451-26-00	Rents/Leases Structure	(\$146,822.00)
100-5200-451-28-00	Special Dept Expense	\$6,000.00
100-5200-451-28-04	Special Dept Exp-MSSP	\$19,557.00
100-5200-451-29-00	Travel	\$36,000.00
100-5200-451-29-04	Travel-Fraud	\$6,500.00
100-5200-451-30-00	Utilities	\$16,500.00
100-5200-451-63-40	Equipment/IT Software	(\$100,000.00)
100-5300-452-40-01	AFDC-U/CalWORKS	(\$561,070.00)
100-5300-452-40-07	AAC/AAP Adoption	\$300,000.00
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Health Services

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
106-4700-372-99-06	Operating Trans Out	(\$160,000.00)
Total Adjustments		(\$160,000.00)
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
106-4700-441-01-03	Extra help	\$20,000.00
106-4700-441-02-02	Co Share PERS	(\$10,700.00)
106-4700-441-02-04	Health Insurance	(\$10,000.00)
106-4700-441-02-09	Retiree Health Ins	\$700.00
106-4700-441-12-00	Communications	\$1,195.00
106-4700-441-28-00	Special Dept Expense	(\$211,195.00)
106-4700-441-63-00	Equipment	\$10,000.00
106-4700-441-63-30	IT Hardware	\$40,000.00
Total Adjustments		(\$160,000.00)
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

HELP Program**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
233-5410-361-62-00	State/Other	\$95,000.00
233-5410-363-74-33	Outside Agencies CSBG	\$7,539.00

Total Adjustments **\$102,539.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount
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Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
233-5410-453-12-00	Communications	\$645.00
233-5410-453-23-00	Professional Services	\$14,500.00
233-5410-453-28-00	Special Dept Expense	\$3,039.00
233-5410-453-29-00	Travel	\$10,000.00
233-5410-453-40-00	Support & Care	\$921.00
233-5410-453-53-02	Agency Admin	\$73,434.00

Total Adjustments **\$102,539.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount
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Veterans Services**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-5800-363-74-07	Outside Agencies-Sutter	\$14,750.00
101-5800-372-99-02	County Contribution	\$14,750.00

Total Adjustments **\$29,500.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount
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Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-5800-455-01-01	Salaries	\$11,042.00
101-5800-455-02-02	Co Share PERS	\$1,893.00
101-5800-455-02-04	Health Insurance	\$5,812.00
101-5800-455-02-05	Medicare	\$160.00
101-5800-455-02-07	Life Insurance	\$23.00
101-5800-455-02-08	Unemployment Ins	\$35.00
101-5800-455-12-00	Communications	\$580.00
101-5800-455-14-00	Household Expense	\$150.00
101-5800-455-17-00	Maintenance Equip	\$700.00
101-5800-455-18-00	Maintenance Structure	\$200.00
101-5800-455-23-00	Professional Services	\$100.00
101-5800-455-25-00	Rents/Leases Equip	\$75.00
101-5800-455-26-00	Rents/Leases Structure	\$2,000.00
101-5800-455-29-00	Travel	\$6,000.00
101-5800-455-30-00	Utilities	\$730.00
101-6900-410-71-01	Contingencies-Gen	(\$14,750.00)
101-0101-372-99-08	Co Contribution Out	\$14,750.00

Total Adjustments **\$29,500.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount
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Probation**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
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Total Adjustments **\$0.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount
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Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-3100-423-23-00	Professional Services	\$1,930.00
101-3100-423-01-03	Extra Help	(\$15,511.00)
101-3100-423-01-04	Overtime	\$1,498.00
101-3100-423-01-07	Vacation Pay	\$14,013.00
101-3100-423-90-00	Reimbursement	(\$1,930.00)

Total Adjustments **\$0.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount
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Victim Witness**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-3105-361-56-01	Aid for Corrections	\$44,016.00

Total Adjustments **\$44,016.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-3105-423-01-01	Salaries	\$27,888.00
101-3105-423-02-02	Co Share PERS	\$4,784.00
101-3105-423-02-04	Health Insurance	\$10,465.00
101-3105-423-02-05	Medicare	(\$116.00)
101-3105-423-02-06	Workers Comp	\$213.00
101-3105-423-02-07	Life Insurance	\$35.00
101-3105-423-02-08	Unemployment Ins	\$90.00
101-3105-423-12-00	Communications	\$482.00
101-3105-423-17-00	Maintenance Equip	\$375.00
101-3105-423-22-00	Office Expense	(\$200.00)

Total Adjustments **\$44,016.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

VW Crime Response**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
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Total Adjustments **\$0.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-3107-423-01-01	Salaries	(\$8,265.00)
101-3107-423-01-03	Extra Help	\$15,250.00
101-3107-423-02-02	Co Share PERS	(\$1,000.00)
101-3107-423-02-03	COPST	\$458.00
101-3107-423-02-04	Health Insurance	(\$6,600.00)
101-3107-423-02-05	Medicare	\$130.00
101-3107-423-02-08	Unemployment Ins	\$27.00

Total Adjustments **\$0.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

VW Prev & Ed JAG**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-3115-423-56-17	Aid for Corrections	\$46,195.00

Total Adjustments **\$46,195.00**

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-3115-423-01-03	Extra Help	\$3,278.00
101-3115-423-02-03	COPST	\$99.00
101-3115-423-02-05	Medicare	\$48.00
101-3115-423-02-08	Unemployment Ins	\$10.00
101-3115-423-12-00	Communications	(\$3,000.00)
101-3115-423-22-00	Office Expense	\$3,000.00
101-3115-423-23-00	Professional Services	\$22,562.00
101-3115-423-28-00	Special Dept Expense	\$11,612.00
101-3115-423-29-00	Travel	\$7,586.00
101-3115-423-29-02	Travel - Personal	\$1,000.00

Total Adjustments **\$46,195.00**

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

Family Resource

<i>Revenue Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
Total Adjustments		\$0.00
<i>Funds To Be Reduced (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
101-3150-423-02-04	Health Insurance	(\$9,000.00)
101-3150-423-12-00	Communications	(\$1,000.00)
101-3150-423-22-00	Office Expense	(\$629.00)
101-3150-423-28-00	Special Dept Expense	\$835.00
101-3150-423-29-00	Travel	\$1,500.00
101-3150-423-62-00	Fixed Assets	\$8,294.00
Total Adjustments		\$0.00
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Juvenile Hall

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
108-3000-361-62-29	Camp Funding-Juv Hall	\$100,000.00
108-3000-351-32-02	Juvenile Hall Bed Space	(\$195,000.00)
108-3000-361-62-10	Juv Hall Food Program	(\$15,000.00)
108-3000-363-74-02	Juv Hall Op Other Co	\$5,600.00
Total Adjustments		(\$104,400.00)
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
108-3000-423-01-03	Extra Help	(\$47,225.00)
108-3000-423-01-04	Overtime	\$30,000.00
108-3000-423-01-07	Vacation Pay	\$17,225.00
108-3000-423-01-01	Salaries	(\$46,700.00)
108-3000-423-01-05	Holiday Pay	(\$8,380.00)
108-3000-423-02-02	Co Share PERS	(\$5,500.00)
108-3000-423-02-04	Health Insurance	(\$53,820.00)
108-3000-423-62-00	Fixed Assets	\$10,000.00
Total Adjustments		(\$104,400.00)
Funds To Be Increased (journal request to be performed separately)		
Fund No.	Fund Name	Amount

STC Probation

Revenue Increase/Decrease		
Acct. No.	Acct. Name	Amount
132-3100-361-62-00	Standards & Training	(\$3,398.00)
Total Adjustments		(\$3,398.00)
Funds To Be Reduced (journal request to be performed separately)		
Fund No.	Fund Name	Amount

<i>Appropriation Increase/Decrease</i>		
Acct. No.	Acct. Name	Amount
132-7700-423-29-00	Travel	(\$3,398.00)
Total Adjustments		(\$3,398.00)
<i>Funds To Be Increased (journal request to be performed separately)</i>		
Fund No.	Fund Name	Amount

Public Guardian**Revenue Increase/Decrease**

Acct. No.	Acct. Name	Amount
101-4100-371-98-29	PG Reimbursement	\$8,098.00
101-4100-372-99-02	County Contribution	\$32,001.00

Total Adjustments \$40,099.00

Funds To Be Reduced (journal request to be performed separately)

Fund No.	Fund Name	Amount

Appropriation Increase/Decrease

Acct. No.	Acct. Name	Amount
101-4100-427-01-01	Salaries	\$6,334.00
101-4100-427-01-03	Extra Help	\$9,140.00
101-4100-427-01-07	Vacation Pay	\$21,417.00
101-4100-427-01-08	Sick Leave	\$3,365.00
101-4100-427-02-02	Co Share PERS	\$2,705.00
101-4100-427-02-03	COPST	\$274.00
101-4100-427-02-04	Health Insurance	(\$687.00)
101-4100-427-02-05	Medicare	\$620.00
101-4100-427-02-07	Life Insurance	\$9.00
101-4100-427-02-08	Unemployment Ins	\$172.00
101-4100-427-12-00	Communications	(\$250.00)
101-4100-427-17-00	Maintenance Equip	(\$350.00)
101-4100-427-20-00	Memberships	(\$1,100.00)
101-4100-427-23-00	Prof Services	(\$800.00)
101-4100-427-28-00	Spec Dept Expense	(\$250.00)
101-4100-427-29-00	Travel	(\$500.00)
101-6900-410-71-01	Contingencies-Gen	(\$32,001.00)
101-0101-372-99-08	Co Contribution Out	\$32,001.00

Total Adjustments \$40,099.00

Funds To Be Increased (journal request to be performed separately)

Fund No.	Fund Name	Amount

GRAND TOTAL \$1,486,506.00

GRAND TOTAL \$1,486,506.00

Contingencies - Included in Adjustment Requests Above		
Appropriation Increase/Decrease		
Acct. No.	Acct. Name	Amount
Contingencies-General		
101-6900-410-71-01	Contingencies-Gen	(\$82,118.00)
Board of Supervisors		
101		\$5,501.00
Assessor		
101		\$18,517.00
Public Guardian		
101		\$32,001.00
Veterans Services		
101		\$14,750.00
Animal Care Services		
101		\$11,349.00
Total Adjustments		\$0.00
Funds To Be Increased		



General Fund Discretionary Revenue

General fund discretionary revenue is general fund revenue that is not a direct reimbursement revenue source for a department. The funds are thus “discretionary” and approved by the Board of Supervisors for the general fund needs of the County. The major discretionary general fund revenue sources that make up this revenue include property and sales taxes, franchise fees, general fines, interest, VLF Swap and tipping fees. The total discretionary general fund revenue budgeted for FY 16/17 is \$27,756,503.

Major Discretionary General Fund Revenue Source	Amount Budgeted FY 16/17	Received YTD FY 16/17	Percent of Budget FY 16/17	Received 2 nd Qtr FY 16/17	Received 2 nd Qtr FY 15/16	Increase/Decrease +/-	Notes
Secured Property Taxes	\$10,667,758	\$5,455,597	51.14%	\$5,455,597	\$5,187,383	\$268,214	Property Taxes are received 2 nd & 4 th quarters. 5.17% increase from the same period last year.
Sales Taxes	\$3,052,944	\$1,322,297	43.31%	\$1,011,433	\$719,976	\$291,457	40.48% increase from same period last year. The increase is attributed to multiple retroactive payments.
Franchise Fees	\$1,350,000	\$245,365	18.18%	\$245,365	\$219,885	\$25,480	11.59% increase from same period last year.
General Fines	\$350,000	\$16,877	4.82%	\$9,100	\$83,769	(\$74,669)	-89.14% decrease from same period last year. Decrease is attributed to late reporting and reconciliation issues Superior Court is having with the new statewide court software system.
Interest Earned	\$350,000	\$99,266	28.36%	\$99,266	\$61,302	\$37,964	Interest apportionment is in arrears. The amount received this quarter represents 1 st quarter activity. 61.93% increase from same period last year.
VLF Swap	\$8,025,000	\$4,132,474	51.50%	\$4,132,474	\$3,955,610	\$176,864	Triple Flip payments are received 2 nd & 4 th quarters. 4.47% increase from same period last year.
Tipping Fees	\$900,000	\$198,602	22.07%	\$198,602	\$188,295	\$10,307	5.47% increase from same period last year.

General Fund Expenditures

Total percent expended through the end of December was 43.73%. Last year at this time, total expended through this period was \$47.39%

Departmental Revenue and Expenditure

There were no unexpected issues related to revenues and expenditures compared to individual department budgets in this period. Historical patterns have been established with timeliness of grant and program reimbursements as the main factors contributing to cash flow issues within certain department budgets.

General Fund Reserves/Contingencies

General Fund Reserves

Adopted Budget: \$2,100,000

Balance 12/31/16: \$2,100,000

General Fund Contingencies

Adopted Budget: \$943,954

Balance 12/31/16: \$943,954

New Hires

23 vacant positions were filled in the second quarter. The positions, departments and associated funding sources are as follows:

Department	Position	Quantity	Funding Source
Health & Human Services	Administrative Technician	1	Federal/State
Health & Human Services	Social Worker I	1	Federal/State
Health & Human Services	Eligibility Technician I	4	Federal/State
Health & Human Services	Accounting Specialist	1	Federal/State
Health & Human Services	PHN Intern	1	Federal/State
Health & Human Services	Program Aide	1	Federal/State
Health & Human Services	Office Specialist	2	Federal/State
Probation	Juvenile Corrections Officer I	2	General Fund/Sutter/Colusa
Probation	Substance Abuse Counselor	1	Grant
Probation	Clinical Social Worker	1	Grant
Probation	Intervention Counselor	1	Grant
County Counsel	Deputy County Counsel	1	General Fund/Fees
Child Support Services	Office Assistant I	1	Federal/State
CDSA/Building Inspection	Building Inspector I	1	Fees
Sheriff	Correctional Officer	2	Jail Bed Rental/General Fund
Sheriff	Deputy Sheriff	1	Public Safety/General Fund
Sheriff	Community Services Officer	1	Public Safety/General Fund

Building Permits

Total permits issued in 2nd quarter FY 16/17 were down slightly by -8.24% compared to 2nd quarter of FY 15/16.

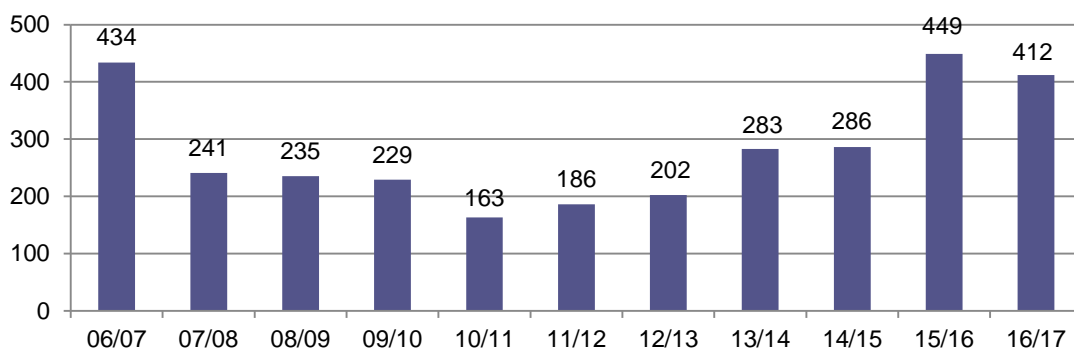
Total Building Permits Issued

2nd Qtr

Month	Total Permits 06/07	Total Permits 07/08	Total Permits 08/09	Total Permits 09/10	Total Permits 10/11	Total Permits 11/12	Total Permits 12/13	Total Permits 13/14	Total Permits 14/15	Total Permits 15/16	Total Permits 16/17
Oct	166	82	99	74	64	60	83	93	119	167	135
Nov	196	81	71	78	63	49	67	120	104	152	140
Dec	72	78	65	77	36	77	52	70	63	130	137
2nd Qtr	434	241	235	229	163	186	202	283	286	449	412

% of Change -44.47% -2.49% -2.55% -28.82% 14.11% 8.60% 40.10% 1.06% 56.99% -8.24%

Single Family Dwelling Permits (SFD) The total SFD building permits issued for the second quarter was 41 compared to 49 in the same period (Oct/Nov/Dec) last year. This represents a decrease of -16.33%.

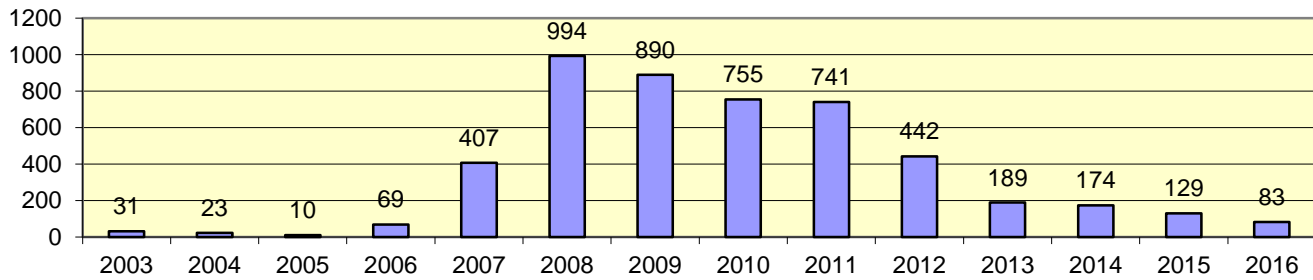


Foreclosure Activity

There were 20 foreclosed homes in the second quarter (Oct/Nov/Dec) of FY 2016-17 compared to 33 in the same period last year which represents a decrease of -39.39%. The total foreclosed homes 2016 (Jan-Dec) was 83 compared to 129 in the previous calendar year.



Foreclosure Statistics Calendar Year 2003-2016



Personnel Change Requests - Mid-Year Budget FY 2016-2017

Department	Change	Cost*	Funding	CAO Recommend
Human Services	Abolish Vacant Admin & Acct Supr Establish Admin Analyst HS	(\$41,180)	Fed/State	Yes
Veterans Services	New Veterans Servs Representative	\$24,097	Sutter County/\$12,048.50 General Fund/\$12,048.50	Yes

Total Requests (\$17,083.00)
 CAO Not Recommended \$0.00
CAO Recommended (\$17,083.00)

CAO Recommended Requests and Funding Sources

\$12,048.50 General Fund
 (\$12,048.50) Reimbursement
 \$24,097.00 Road Fund
 (\$41,180.00) Fed/State
 \$0.00 Grants

*Represents estimated cost for remainder of current fiscal year.

CAO Recommended Mid-Year Contingency Fund Requests

General Fund Contingency Balance 12/31/16	\$943,954
Board Approved Expenditure 1/24/17 (Storm Damage Emergency Road Repairs)	\$370,000
General Fund Contingency Current Balance	\$573,954
Total CAO Recommended Requests	\$82,118
General Fund Contingency Ending Balance	\$491,836

CAO Recommended		
Dept	Amount	Reason
Board of Supervisors	\$5,501	Costs associated with recent changes to the Board of Supervisors. These costs are primarily related to training and travel.
Assessor	\$18,517	Extra Help and Overtime for annual assessment process and costs related to staffing allocation change previously approved by the Board.
Public Guardian	\$32,001	Board approved costs associated with transition of Public Guardian.
Veterans Services	\$14,750	County's share of costs associated with a new Veterans Services Representative position.
Animal Care Services	\$11,349	Increase in Travel costs related to new Sheriffs Auto Service Fund rate structure.
Total	\$82,118	

The County of Yuba

County Administrator



TO: Board of Supervisors

FROM: Emergency Operations Manager, Scott Bryan

SUBJECT: Requesting the Board of Supervisors to ratify the existence of an ongoing local emergency in the County of Yuba.

DATE: 02/28/2017

NUMBER: 46/2017

Recommendation

The Board of Supervisors ratifies through resolution the existence of a Local Emergency in the County of Yuba proclaimed by the Director of Office of Emergency Services due to historic rainfall and flood waters.

Background

The County of Yuba has been affected by the existence of extreme peril to the safety of persons and property within the county caused by historic rainfall, which began on February 1, 2017, and the inundation of flood waters. The State of California has seen historic precipitation causing damage to public and private property, for which damages cannot yet be calculated and local resources in Yuba County are faced with conditions that exceed their functional capabilities.

Discussion

On February 22, 2017 the Yuba County Director of Emergency Services did proclaim the existence of a local emergency due to historic rainfall and floodwaters pursuant to county ordinance 4.20.

Fiscal Impact:

Fiscal impact is unknown at this time due to the ongoing efforts to calculate the full extent of damages

Attachments:

Proclamation

Resolution to Ratify



COUNTY OF YUBA

OFFICE OF EMERGENCY SERVICES

ROBERT BENDORF
COUNTY ADMINISTRATOR
DIRECTOR OF EMERGENCY SERVICES

SCOTT BRYAN
EMERGENCY OPERATIONS MANAGER

BRIANA SCHUETTE
EMERGENCY OPERATIONS PLANNER

PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, Chapter 4.20 of the County of Yuba ordinance code empowers the *Director of Emergency Services* to proclaim the existence or threatened existence of a local emergency when the County of Yuba is affected or likely to be affected by a public calamity and the Board of Supervisors is not in session; and,

WHEREAS, the *Director of Emergency Services* of the County of Yuba does hereby find: the conditions of extreme peril to the safety of persons residing in the County of Yuba has arisen within the County caused by continued historic rainfall which began on the 1st day of February 1, 2017; and:

That these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the County of Yuba; and:

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout the County of Yuba; and:

Based upon the extraordinary measures the County of Yuba has undertaken to preserve life, property and the environment and the losses suffered by public agencies and local businesses as a result of the historic rainfall, the Board of Supervisors is requesting a Cal OES Director's Concurrence and Gubernatorial Proclamation, providing assistance through the California Disaster Assistance Act and any funding made available through the Stafford Act via Presidential Declaration.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency the powers, functions, and duties of the emergency organization of the County of Yuba shall be those prescribed by state law, by ordinances, and resolutions of the County of Yuba and that this emergency proclamation shall expire in 7 days after issuance unless confirmed and ratified by the Board of Supervisors of the County of Yuba.

Dated: February 22, 2017

By: _____

Robert Bendorf, CAO/ Director Emergency Services

Address: 915 Eighth St. Suite # 117

Marysville, CA 95901

915 8TH STREET, SUITE 117
MARYSVILLE, CA 95901



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

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

RESOLUTION:

THE BOARD OF SUPERVISORS)	
ADOPT A RESOLUTION RATIFYING)	
A PROCLAMATION OF THE)	
EXISTENCE OF AN ONGOING LOCAL)	
EMERGENCY DUE TO HISTORIC)	
RAINFALL IN THE COUNTY OF)	RESOLUTION NO. _____
YUBA.		

WHEREAS, County Ordinance Code 4.20 empowers the Yuba County Board of Supervisors to proclaim the existence of a local emergency in the County when the County is affected by the existence or threatened conditions of emergency or extreme peril to the safety of persons and property within the County; and

WHEREAS, extreme peril to the safety and property have arisen in Yuba County, caused by historic rainfall and inundation of flood waters; and

WHEREAS, The State of California has seen historical precipitation causing damage to public and private property, for which damages cannot yet be calculated; and

WHEREAS, local resources in Yuba County are faced with conditions that exceeds their functional capabilities; and

WHEREAS, on February 22, 2017 the Yuba County Director of Emergency Services did proclaim the existence of a local emergency due to historic rainfall and flood waters pursuant to county ordinance 4.20; and

WHEREAS, the County of Yuba Board of Supervisors does hereby find that the aforesaid conditions of peril do warrant and necessitate a proclamation of the existence of an ongoing local emergency due to historic rainfall and flood waters; and

WHEREAS, this proclamation of emergency will be reviewed and renewed no less than once every thirty days. Per *Govt. Code Section 8630(d)*, this proclamation of emergency shall be terminated as soon as reasonably possible.

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NOW, THEREFORE, IT IS HEREBY PROCLAIMED, that a local emergency exists in the County of Yuba and the Board of Supervisors Proclaims through this resolution the existence of a Local Emergency in the County of Yuba.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____ 2017.

AYES:

NOES:

ABSENT:

ABSTAIN:

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

APPROVE AS TO FORM:
COUNTY COUNSEL



The County of Yuba

Clerk of the Board of Supervisors



TO: Board of Supervisors

FROM: Clerk of the Board of Supervisors, Rachel Ferris

SUBJECT: Yuba County Water Agency amended Conflict of Interest Code.

DATE: February 28, 2017

NUMBER: 37/2017

Recommendation

Hold public hearing to consider approval of the Yuba County Water Agency amended Conflict of Interest Code, and direct the Clerk of the Board to notify the Agency of the Board's approval

Background and Discussion

Every two years special districts and local agencies within the County are required to review their conflict of interest code pursuant to Government Code §87300 and update if necessary. Subject code has been received and reviewed by Counsel for legal sufficiency and is submitted for your approval.

An agency code is not valid until approval of the code reviewing body which is the Board of Supervisors for agencies with boundaries solely in Yuba County.

Committee Action:

This matter is brought directly to the Board for approval as it is routine recurring every two years as mandated by the State.

Fiscal Impact:

There is no fiscal impact.

Attachments

Amended**CONFLICT OF INTEREST CODE
FOR
THE YUBA COUNTY WATER AGENCY**

The Political Reform Act, Government Code Sections 81000, et seq., requires State and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, 2 California Code of Regulations, Section 18730, which contains the terms of a standard conflict of interest code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments to the Political Reform Act after public notice and hearings. Therefore, the terms of 2 California Regulations, Section 18730, and any amendments thereto duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officials and employees are designated and disclosure categories are set forth, are hereby incorporated by reference and constitute the Conflict of Interest Code of the Yuba County Water Agency.

Recognizing that different employees have different levels of authority and responsibility, the Conflict of Interest Code establishes four categories of disclosure to which employees are designated based on the scope of their decision making authority. Employees with no significant decision making responsibility are classified as exempt, and are not required to file reports under this Code.

The Non-exempt Agency employees and officers listed on Exhibit A, attached hereto and incorporated herein by reference, are designated as persons who are deemed to make, or participate in the making of, decisions that may have a material effect on a financial interest. The specific disclosure and reporting requirements of each category are set forth in EXHIBIT "B" attached hereto and incorporated herein by reference. Consultants are also subject to the disclosure requirements of this Conflict of Interest Code if they are in a position to make decisions, or influence decisions, that could have an effect on their financial interest.

The persons holding designated positions listed on Exhibit A shall disclose interest and investments in accordance with the corresponding disclosure categories also described in Exhibit A and defined in Exhibit B. The designated employees, officers and consultants shall file their annual statements of economic interest with the Administrative Coordinator by April 1 of each year.

To ensure that designated employees understand their duties under 2 California Code of Regulations, Section 18730, a copy of the California Code of Regulations is available for review at the Yuba County Library.

EXHIBIT "A"

**Yuba County Water Agency
LIST OF EMPLOYEE JOB TITLES**

<u>POSITION</u>	<u>DISCLOSURE CATEGORY</u>
General Manager	1/
Finance Manager	1/
Water Resources Manager	Categories I, II, III & IV
Projects Manager	Categories I, II, III & IV
Members of the Board of Directors	1/
Administrative Manager	Categories I, II, III & IV
Procurement & Contracts Administrator	Categories I, II, III & IV
Power Contracts Administrator	Categories I, II, III & IV
Power Systems Manager	Categories I, II, III & IV
Administrative Services Officer	Categories I, II, III & IV
Compliance Manager	Categories I, II, III & IV
IT Manager	Categories I, II, III & IV
Principal Engineer	Categories I, II, III & IV
Operations Manager	Categories I, II, III & IV
Maintenance Manager	Categories I, II, III & IV
General Counsel	Categories I, II, III & IV

Revised 2/14/2017

EXHIBIT "B"**DISCLOSURE CATEGORIES**

<u>Category</u>	<u>Description of Interest to be Disclosed</u>
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I.	Investment and Real Property Interests
----	--

Reporting requirements are set forth in 2 California Code of Regulations, §18730, (b), Section 7 (A) as follows:

1. A statement of the nature of the investment or interest.
2. The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged.
3. The address or other precise location of the real property.
4. A statement whether the fair market value of the investment or interest in real property exceeds \$2,000, \$10,000 or \$100,000.

For the purpose of disclosure only (not disqualification), an interest in real property does not include the principal residence of the filer.

Investments and interests in real property which have a fair market value of less than \$1,000 are not investments and interests in real property within the meaning of the Political Reform Act. However, investments or interests in real property of an individual include those held by the individual's spouse and dependent children as well as a pro rata share of any investment or interest in real property of any business entity or trust in which the individual, spouse and dependent children own, in the aggregate, a direct, indirect or beneficial interest of ten percent or greater.

II.	<u>Income, Gifts and Loans</u>
-----	--------------------------------

Reporting requirements are set forth in 2 California Code of Regulations, §18730, (b), Section 7 (B) as follows:

1. The name and address of each source of income aggregating \$500 or more in value, or \$50 dollars or more in value if the income was a gift, and a general description of the business activity, if any, of each source.

2. A statement whether the aggregate value of income from each source, or in the case of a loan, the highest amount owed to each source was \$1,000 or less, greater than \$1,000, or greater than \$10,000.
3. A description of the consideration, if any, for which the income was received.
4. In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made; a *description* of the gift; the amount or value of the gift; and the date on which the gift was received.
5. In the case of a loan, the annual interest rate and the security, if any, given for the loan.

Income includes the community property interest of the filer in the income of his or her spouse, but does not include salary or reimbursement for expenses received from a state, local or federal government agency.

III. Business Entity Income

Reporting requirements are set forth in 2 California Code of Regulations, §18730, (b), Section 7 (C) as follows:

1. The name, address, and a general description of the business activity of the business entity.
2. The name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than \$10,000.

Income of a business entity must be reported if the direct, indirect, or beneficial interest of the filer and the filer's spouse in the business entity aggregates a 10 percent or greater interest.

IV. Business Positions

Reporting requirements are set forth in 2 California Code of Regulations, §18730, (b), Section 7 (D) as follows:

1. The name and address of each business entity in which the employee is a director, officer, partner, trustee, employee, or in which he or she holds any position of management.

2. A description of the business activity in which the business entity is engaged.
3. The employee's position with the business entity.

1/ Officials Who Manage Public Investment: It has been determined that the persons in these positions manage public investments within the meaning of Government Code section 87200 and California Code of Regulations, title 2, section 18720; therefore, they are subject to state law requirements concerning disclosure and filing of statements of economic interest.

2/ Consultants: Consultants (as defined at FPPC Regulation, 2 CCR section 18700.3) shall be included in the list of designated positions and shall disclose interests and investments in accordance with the broadest disclosure category in the Agency's conflict of interest code, subject to the following limitation. The Engineer-Administrator may determine (a) whether a particular independent contractor is a consultant, as defined, and (b) that a particular consultant, although a 'designated position,' is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. The Engineer-Administrator's determination under (b) shall be in writing and include a description of the consultant's duties, and based on that description, a statement of the extent of disclosure requirements. The written determination is a public record and shall be retained for public inspection in the same manner and location as the Agency's conflict of interest code.



The County of Yuba

Community Development and Services Agency

TO: Board of Supervisors

FROM: Community Development and Services Agency, Kevin Mallen

SUBJECT: Hold public hearing, waive reading, and introduce ordinance repealing and reenacting as amended Chapter 8.80 of the Yuba County Ordinance Code relating to Shooting Restrictions in the unincorporated area of the County of Yuba. (Ten minute estimate)

DATE: February 14, 2017

NUMBER: 24/2017

Recommendation

Hold public hearing, waive reading, and introduce ordinance repealing and reenacting as amended Chapter 8.80 of the Yuba County Ordinance Code relating to Shooting Restrictions in the unincorporated area of the County of Yuba.

Background

The ordinance amending Chapter 8.80 Shooting Restrictions was introduced to the Board for a first reading at the Board's February 21, 2017 meeting. During the Board meeting, the Board requested staff to strike out some vague language in section 8.80.020 related to restricting shooting in areas that are "park like" or designated for "future parks".

On July 21, 2015, the Board of Supervisors adopted the Yuba County Development Code that overhauled and renamed zoning districts within the unincorporated area of Yuba County. With the resulting newly named zoning districts, the zoning districts referenced in Chapter 8.80 Shooting Restrictions became outdated and inaccurate.

Discussion

Staff has updated the referenced zoning in Chapter 8.80 with updated zoning districts thus making the ordinance enforceable from a law enforcement perspective. In reviewing the remainder of

the ordinance, staff recommends removing an exception allowing shooting in “designated areas” of County parks to ban shooting in any County and/or special district park, which is current practice. Staff lastly recommends removing Section 8.80.050 Hammon Grove residential area because it allows shooting in the Hammon Grove Park and inconsistently prohibits shooting in a neighboring rural residential subdivision.

Fiscal Impact:

None

Attachments

24/2017 Chapter 8.80 Shooting Ordinance Second Reading

ORDINANCE NO. _____

**AN ORDINANCE REPEALING AND REENACTING AS AMENDED CHAPTER 8.80
OF THE YUBA COUNTY ORDINANCE CODE RELATING TO SHOOTING
RESTRICTIONS IN THE UNINCORPORATED AREA OF THE COUNTY OF YUBA**

The following ordinance 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 ____th day of February, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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
ANGIL MORRIS-JONES:

By:_____

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

SECTION 1.

This ordinance shall take effect thirty (30) days after its passage, and before the expiration of fifteen (15) 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.

Chapter 8.80 of Title VIII of the Yuba County Ordinance Code is hereby repealed and reenacted as amended and set forth herein.

CHAPTER 8.80 - SHOOTING RESTRICTIONS

8.80.010 Prohibition
8.80.015 Definitions
8.80.020 Parks
8.80.030 Urban & Rural Areas
8.80.040 Reserved
8.80.050 Highways
8.80.060 Severability

8.80.010. - Prohibition.

Except in the defense of life or property and except as otherwise provided in this Chapter, it shall be unlawful for any person to discharge any firearm, compressed air or gas operated weapon, bow and arrow, crossbow, or other deadly or dangerous weapon anywhere within or over those unincorporated areas of the County of Yuba described in this Chapter.

8.80.015. - Definitions.

(a) *Designated areas* are defined to refer to those areas designated by a public entity or by a lessee of a public entity on which are allowed certain of the activities provided by this Chapter.

(b) *Rural area* includes the unincorporated area of the County of Yuba, which is not included in urban areas as herein defined.

(c) *Urban area* includes all areas or portions of Yuba County designated by RE, RS, RM, RH, GC, CMX, NMX, DC, EC, IC, IG, IL PF, SP, and PD zoning.

8.80.020. - Parks.

The restrictions of Section 8.80.010 shall apply to all County and Special District owned and/or leased parks and recreation areas under the jurisdiction and control of the County.

8.80.030. - Urban and rural areas.

(a) Except in designated areas, and except that the shooting of a bow and arrow is allowed on private property at a targeted backstop consisting of at least three bales of straw, or the equivalent thereof, with the permission of the owner or tenant and providing that the shooting of an arrow upon, over or across any adjoining property without the permission of the owner or tenant is prohibited, the restrictions of Section 8.80.010 shall apply to urban areas as defined in this chapter.

(b) In rural areas, it is unlawful for any person, other than the owner, person in possession of the premises, or a person having the express permission of the owner or person in possession of the premises, to hunt or to discharge any firearm or other deadly weapon within 150 yards of any occupied dwelling house, residence, or other building or any barn or other outbuilding used in connection therewith. The 150-yard area is a "safety zone."

8.80.040. - Reserved.

8.80.050. - Highways.

Pursuant to the authority of Government Code § 25840, the restrictions of Section 8.80.010 shall apply to the firing and discharge of firearms on or into the following described highways of this County. The term "highways" as used in this Section shall mean a way, street or road of whatever nature within the unincorporated area of the County publicly maintained and opened to the use of the public and which is included in a ten-foot wide strip measuring 50 feet from both sides of the centerline of such highway. "Highway" shall not include any such way under the jurisdiction of the Federal Government.

8.80.060. - Severability.

If any section, subsection, sentence, clause, phrase, provision or portion of this Chapter, or the application thereof to any person or circumstances, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or provisions of this Chapter or their applicability to distinguishable situations or circumstances. In enacting this Chapter, it is the desire of the Board of

Supervisors to validly regulate to the full measure of its legal authority in the public interest, and to that end, the Board of Supervisors declares that it would have adopted this Chapter and each section, subsection, sentence, clause, phrase, provision, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions thereof might be declared invalid or unconstitutional in whole or in part, as applied to any particular situation or circumstances, and to this end the provisions of this Chapter are intended to be severable.

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.

The County of Yuba

County Counsel



TO: Board of Supervisors

FROM: County Counsel, Angil Morris-Jones

SUBJECT: An ordinance amending the number and time of regular board meetings.

DATE: February 28, 2017

NUMBER: 35/2017

RECOMMENDATION:

Adopt the attached ordinance amending §2.25.010 and §2.25.030 to Title II of the Yuba County Ordinance Code relating to the Regular Meetings of the Board of Supervisors.

DISCUSSION:

Pursuant to a consensus of the Board of Supervisors, County Counsel was directed at the February 7, 2017 Board Meeting to draft an ordinance amending the Regular Meetings of the BOS to twice a month, on the Second and Fourth Tuesday at 9:00a.m.

COMMITTEE ACTION:

Proposed ordinance amendment is pursuant to Board direction.

FISCAL IMPACT:

None.

COUNTY OF YUBA**SUMMARY OF PROPOSED ORDINANCE
AMENDING SECTIONS 2.25.010 AND 2.25.030 TO TITLE II OF
THE YUBA COUNTY ORDINANCE CODE
RELATING TO THE BOARD OF SUPERVISORS MEETINGS**

The following is a summary of a proposed ordinance which would amend Sections 2.25.010 and 2.25.030 to Title II of the Yuba County Ordinance Code relating to the Board of Supervisors meetings which is proposed to be adopted by the Board of Supervisors of the County of Yuba on _____ 2017.

The proposed ordinance would amend Section 2.25.010 by reducing the number of regular meetings of the Board of Supervisors from four every calendar month to two every calendar month, set on the second and fourth Tuesday of every month at 9:00 a.m. rather than as previously set to commence at 9:30 a.m. Additionally, the proposed ordinance would amend Section 2.25.030 by limiting the number of regular meeting that may be cancelled in the same calendar month to one.

The complete text of the proposed ordinance may be reviewed in the Office of the Clerk of the Board of Supervisors of Yuba County.

DONNA STOTTLEMEYER
Clerk of the Board of Supervisors

COUNTY OF YUBA**SUMMARY OF ADOPTED ORDINANCE NO. _____****AMENDING SECTIONS 2.25.010 AND 2.25.030 TO TITLE II OF
THE YUBA COUNTY ORDINANCE CODE
RELATING TO THE BOARD OF SUPERVISORS MEETINGS**

The following is a summary of an adopted ordinance which amended Sections 2.25.010 and 2.25.030 to Title II of the Yuba County Ordinance Code relating to the Board of Supervisors meetings which is proposed to be adopted by the Board of Supervisors of the County of Yuba on _____ 2017.

The adopted ordinance amended Section 2.25.010 by reducing the number of regular meetings of the Board of Supervisors from four every calendar month to two every calendar month, set on the second and fourth Tuesday of every month at 9:00 a.m. rather than as previously set to commence at 9:30 a.m. Additionally, the adopted ordinance amended Section 2.25.030 by limiting the number of regular meeting that may be cancelled in the same month to one.

The complete text of the proposed ordinance may be reviewed in the Office of the Clerk of the Board of Supervisors of Yuba County.

AYES:

NOES:

ABSENT:

ABSTAIN:

The complete text of the ordinance may be reviewed in the Office of the Clerk of the Board of Supervisors of Yuba County.

DONNA STOTTLEMEYER
Clerk of the Board of Supervisors

ORDINANCE NO. _____

AN ORDINANCE AMENDING

**SECTIONS 2.25.010 AND 2.25.030 TO TITLE II OF
THE YUBA COUNTY ORDINANCE CODE
RELATING TO THE BOARD OF SUPERVISORS MEETINGS**

The following ordinance, 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 _____, 2017, by the following vote:

AYES:

NOES:

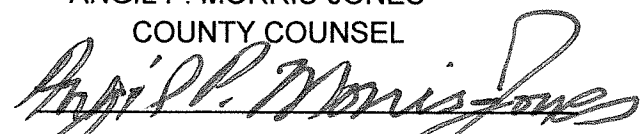
ABSENT:

ABSTAIN:

ATTEST: DONNA STOTTLEMEYER
Clerk of the Board of Supervisors

By: _____

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


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 Thirty (30) days after its passage, and before the expiration of fifteen (15) 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 2.25.010 and 2.25.030 to Title II of the Yuba County Ordinance Code is hereby amended as set forth herein below:

CHAPTER 2.25 - BOARD OF SUPERVISORS MEETINGS

2.25.010. - Regular meetings; time; continuation; holidays; cancellation by membership.

The regular meetings of the Board of Supervisors of the County of Yuba shall be held every second and fourth ~~each~~ Tuesday of every calendar month at 9:30 a.m. ~~except on the first Tuesday of each month such meetings shall commence at 6:00 p.m.~~ All such meetings where action may be taken shall be held in the chambers of the Board of Supervisors located at the Yuba County Government Center, 915 8th Street, Marysville, California, except upon a four-fifths vote of the Board of Supervisors, a regular meeting may be held at any location within the boundaries of the County of Yuba which complies with and is in accordance to State and Federal Laws. Each meeting may be continued from time to time until final adjournment. Any regular meeting of the Board of Supervisors that falls upon a holiday or election day is cancelled. There shall be no regular meeting of the Board of Supervisors in any County work week having two County holidays. By a three-fifths vote of the Board, regular meetings may be cancelled.

State law reference— Board of Supervisors to provide by ordinance for regular meetings, Government Code § 25081; publication of notice of proceedings, Government Code § 25151.

2.25.030. - Regular meetings; cancellation by Chairperson.

Notwithstanding Section 2.25.010, the Chairperson of the Board of Supervisors or a majority of the Board of Supervisors may cancel a regular meeting of the Board of Supervisors. Cancellation as provided in this Section is limited to no more than ~~two~~ one regular meeting scheduled in the same month. Cancellation shall occur at a regularly scheduled meeting of the Board or by the Chairperson of the Board of Supervisors at any time. Notice of the cancellation of a regular meeting shall be given in the same manner as notice of the holding of a regular meeting is given. Action by the Chairperson of the Board of Supervisors to cancel a regularly scheduled meeting or meetings may be overridden by a four-fifths vote of the Board of Supervisors taken at a regularly scheduled meeting of the Board of Supervisors.

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.

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

Section 1. This ordinance shall take effect Thirty (30) days after its passage, and before the expiration of fifteen (15) 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 2.25.010 and 2.25.030 to Title II of the Yuba County Ordinance Code is hereby amended as set forth herein below:

CHAPTER 2.25 - BOARD OF SUPERVISORS MEETINGS

2.25.010. - Regular meetings; time; continuation; holidays; cancellation by membership.

The regular meetings of the Board of Supervisors of the County of Yuba shall be held every second and fourth Tuesday of every calendar month at 9:00 a.m. All such meetings where action may be taken shall be held in the chambers of the Board of Supervisors located at the Yuba County Government Center, 915 8th Street, Marysville, California, except upon a four-fifths vote of the Board of Supervisors, a regular meeting may be held at any location within the boundaries of the County of Yuba which complies with and is in accordance to State and Federal Laws. Each meeting may be continued from time to time until final adjournment. Any regular meeting of the Board of Supervisors that falls upon a holiday or election day is cancelled. There shall be no regular meeting of the Board of Supervisors in any County work week having two County holidays. By a three-fifths vote of the Board, regular meetings may be cancelled.

State law reference— Board of Supervisors to provide by ordinance for regular meetings, Government Code § 25081; publication of notice of proceedings, Government Code § 25151.

2.25.030. - Regular meetings; cancellation by Chairperson.

Notwithstanding Section 2.25.010, the Chairperson of the Board of Supervisors or a majority of the Board of Supervisors may cancel a regular meeting of the Board of Supervisors. Cancellation as provided in this Section is limited to no more than one regular meeting scheduled in the same month. Cancellation shall occur at a regularly scheduled meeting of the Board or by the Chairperson of the Board of Supervisors at any time. Notice of the cancellation of a regular meeting shall be given in the same manner as notice of the holding of a regular meeting is given. Action by the Chairperson of the Board of Supervisors to cancel a regularly scheduled meeting or meetings may be overridden by a four-fifths vote of the Board of Supervisors taken at a regularly scheduled meeting of the Board of Supervisors.

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.

Sutter-Yuba
Mosquito & Vector Control District

39-2017

39-2017 Letter f... - 1 of 2

MANAGER

Michael R. Kimball

GENERAL FOREMAN

Stephen E. Abshier

ADMIN. MGR.

Cathy F. Burns

RECEIVED

FEB 17 2017

Clerk/Board of Supervisors

February 10, 2017

To: Public Agencies

Re: **Public Health Pesticide Application Notification**

Dear Agency:

The Sutter-Yuba Mosquito & Vector Control District may be making public health pesticide applications to waters of the U.S. under your jurisdiction for mosquito control to prevent mosquito-borne diseases, such as West Nile virus. The District will be using larvicides and adulticides listed in the National Pollutant Discharge Elimination System (NPDES) permit for biological and residual pesticides discharges to waters of the United States for vector control operations.

Attached is a list of active ingredients that the District could potentially use. Your agency could expect to see applications between January 1 and December 31 of this year. However, the majority of applications occur between May 1 and October 31. The District is required to notify all government agencies that may be affected by these applications under the requirements of the general NPDES permit. Please contact Michael Kimball at 530-674-5456 ext. 101 or Stephen Abshier at ext. 106 if you have additional questions.

Respectively,



Michael Kimball
District Manager

NPDES

2017 ACTIVE INGREDIENTS LIST

LARVAL MOSQUITO CONTROL:

Bacillus thuringiensis subsp. Israelensis (Bti)

Bacillus sphaericus (Bs)

Methoprene

Monomolecular Films

Petroleum Distillates

Spinosad

Temephos

ADULT MOSQUITO CONTROL:

Deltamethrin

Etofenprox

Lambda-Cyhalothrin

Malathion

Naled

N-octyl bicycloheptene dicarboximide (MGK-264)

Piperonyl butoxide (PBO)

Permethrin

Prallethrin

Pyrethrin

Resmethrin

Sumithrin