

The County of Yuba

BOARD OF SUPERVISORS

APRIL 4, 2017 – MINUTES



Call to order 5:00 p.m. with Supervisors Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, and Randy Fletcher present. Also present were County Administrator Robert Bendorf and County Counsel Angil Morris-Jones.

5:00 P.M. BOARD OF SUPERVISORS SPECIAL MEETING – Call to order 5:00 p.m.

ROLL CALL - Supervisors Vasquez, Leahy, Lofton, Bradford, Fletcher – All Present

CLOSED SESSION: The Board retired into closed session and returned at 5:53 p.m.

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

101-2017 Labor Negotiations pursuant to Government Code 54947(a) DDAA/YCEA/Negotiator Jill Abel No report.

66-2017 Pending litigation pursuant to Government Code 54956.9(d) (1) Fellowship vs. Yuba County No report.

77-2017 Personnel pursuant to Government Code 54957(b)(1) Department Head Evaluation -
Appointment/County Counsel No report.

Supervisor Fletcher left closed session at 4:50 p.m. and did not return.

ADJOURN: 5:53 p.m.

6:00 P.M. BOARD OF SUPERVISORS REGULAR MEETING – Call to order 6:03 p.m.

PLEDGE OF ALLEGIANCE - Led by Supervisor Bradford

ROLL CALL - Supervisors Vasquez, Leahy, Lofton, Bradford, Fletcher – Supervisor Fletcher absent

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

MOTION: Move to approve Consent Agenda

MOVED: Doug Lofton SECOND: Gary Bradford

AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford

NOES: None ABSENT: Randy Fletcher ABSTAIN: None

78/2017 Administrative Services: Adopt resolution authorizing full reconveyance of Lot 2, Yuba County Industrial Park Site No. 5, APN 013-560-020 to Siller Brothers Inc., and authorizing the Chair to execute Request for Full Conveyance. Adopted Resolution No. 2016-27.

90/2017 Administrative Services: Approve agreement for Professional Services with Mead & Hunt for engineering services for FAA Grant AIP 3-06-0149-017-2016 and authorize Chair to execute. Approved.

79/2017 Board of Supervisors: Reappoint Melinda Staples as a Categorical Representative on First Five Yuba Commission with a term to end April 27, 2020. Approved.

96/2017 Board of Supervisors: Appoint Russell Ensslin to Yuba County Planning Commission as a District Two Representative with a term to end January 11, 2021. Approved.

97/2017 Board of Supervisors: Reappoint Dwight Moore as Director to Brownsville Cemetery District with a term ending February 26, 2021. Approved.

102/2017 Clerk of the Board: Approve meeting minutes of March 21, 2017. Approved.

88/2017 Community Development and Services: Adopt resolution authorizing the Public Works Director to complete the purchase of the western 3.3 acres of APN 019-270-028 for the Goldfields Parkway project, including the execution of any and all necessary documents needed to complete purchase/escrow upon review and approval of County Counsel. Adopted Resolution No. 2016-28.

70/2017 Human Resources and Probation Department: Adopt resolutions amending the Classification System-Basic Salary/Hourly Schedule and the Department Allocation Schedule as it relates to the Probation Department, effective April 1, 2017. Adopted Resolution Nos. 2016-29 and 2016-30.

80/2017 Office of Emergency Services: Adopt resolution proclaiming ongoing local emergency proclamation due to Flood Waters. Adopted Resolution No. 2016-31.

81/2017 Office of Emergency Services: Adopt resolution proclaiming an ongoing local emergency due to Historic Rainfall. Adopted Resolution No. 2016-32.

83/2017 Office of Emergency Services: Adopt resolution proclaiming an ongoing local emergency due to the Oroville Dam Event. Adopted Resolution No. 2016-33.

84/2017 Office of Emergency Services: Adopt a resolution proclaiming the existence of an ongoing local emergency due to Tree Mortality. Adopted Resolution No. 2016-34.

95/2017 Office of Emergency Services: Adopt resolution designating Director of Emergency Services, Emergency Operations Manager, or Auditor authorizing agents to apply, execute applications, agreements, and assurances for Disaster Assistance from State of California Governor's Office of Emergency Services. Adopted Resolution No. 2016-35.

County Counsel Angil Morris-Jones requested Item 126/2017 Health and Human Services regarding grant acceptance from the State be added to the agenda under County Departments pursuant to Government Code §54954.2 (b)(2) as the need to take action arose subsequent to the agenda being posted.

MOTION: Move to approve add to the agenda

MOVED: Mike Leahy SECOND: Doug Lofton

AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford

NOES: None ABSENT: Randy Fletcher ABSTAIN: None

SPECIAL PRESENTATIONS

82/2017 Special Presentation: Receive semiannual progress report from Yuba County Historic Resources Commission. (Ten minute estimate) Received written report.

94/2017 Special Presentation: Present proclamation declaring April 2017 Child Abuse Prevention Month. (Ten minute estimate) Supervisor Leahy read and presented proclamation to Operations Program Manager Eric Runge

PUBLIC COMMUNICATIONS: None

COUNTY DEPARTMENTS

103/2017 County Administrator: Review legislation and approve correspondence updating support for SB 1 Transportation Funding and Reform Package; supporting AB 810 Local Alternative Transportation – Feather River Crossing; opposing SB 54 Law Enforcement Sharing Data; and authorize Chair to execute. (Fifteen minute estimate) Legislative Affairs Coordinator Russ Brown reviewed legislation.

MOTION: Move to support SB 1 and correspondence
MOVED: Mike Leahy SECOND: Gary Bradford
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSENT: Randy Fletcher ABSTAIN: None

MOTION: Move to support AB 810 and correspondence
MOVED: Gary Bradford SECOND: Mike Leahy
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSENT: Randy Fletcher ABSTAIN: None

MOTION: Move to oppose SB 54 and correspondence
MOVED: Doug Lofton SECOND: Mike Leahy
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSENT: Randy Fletcher ABSTAIN: None

87/2017 Health and Human Services: Approve agreement with Habitat for Humanity Yuba/Sutter for assistance with ADA compliant renovations at F Street property and authorize Chair to execute. (Ten minute estimate) Director Jennifer Vasquez recapped agreement and responded to inquiries.

MOTION: Move to approve
MOVED: Gary Bradford SECOND: Doug Lofton
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSENT: Randy Fletcher ABSTAIN: None

126-2017 Health and Human Services: Adopt resolution authorizing Director to apply and accept grant from California Department of Public Health and execute all necessary document to administer grant, accepting transferring and allocating grant funds for July 1, 2017 - June 30, 2020. Dr. Homer Rice recapped fund use for the Adolescent Family Life Program and responded to inquiries.

MOTION: Move to adopt
MOVED: Doug Lofton SECOND: Mike Leahy
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSENT: Randy Fletcher ABSTAIN: None

Adopted Resolution No. 2017-36.

ORDINANCES AND PUBLIC HEARINGS: The Chair read the disclaimer

35/2017 Ordinance - Hold public hearing, waive second reading, and adopt ordinance amending Section 2.25 of the Yuba County Ordinance Code changing the regular board meeting schedule to the second and fourth Tuesday of each month at 9:00 a.m. (County Counsel) (30 minute estimate) (Roll Call Vote). Following a brief recap from County Counsel Angil-Morris Jones, Vice Chair Vasquez opened the public hearing. No one came forward.

MOTION: Move to close public hearing, waive reading, and adopt ordinance
MOVED: Gary Bradford SECOND: Mike Leahy
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSENT: Randy Fletcher ABSTAIN: None

By roll call vote, adopted Ordinance No. 1562.

74/2017 Ordinance - Hold public hearing, waive second reading, and adopt ordinance amending sections of Chapter 7.40 of the Yuba County Ordinance Code relating to limited changes to align with the legal requirements of Proposition 64, as applicable to the unincorporated areas of Yuba County. (Community Development and Services Agency) (30 minute estimate) (Roll Call Vote) Code Enforcement Manager Jeremy Strang recapped and responded to Board inquiries. Vice Chair Vasquez opened the public hearing. No one came forward.

MOTION: Move to close public hearing, waive reading, and adopt ordinance
MOVED: Doug Lofton SECOND: Gary Bradford
AYES: Andy Vasquez, Doug Lofton, Gary Bradford
NOES: Mike Leahy ABSENT: Randy Fletcher ABSTAIN: None

By roll call vote, adopted Ordinance No. 1563.

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

93/2017 Independent Audit of financial records for Browns Valley Cemetery District for Fiscal Years ending June 30, 2014 and June 30, 2015. Received.

100/2017 Notice from California Fish and Game Commission regarding Use of Dogs for Pursuit/Take of Mammals. Received.

104/2017 Letter from California Governor's Office of Emergency Services regarding United States Small Business Administration Physical Disaster Declaration which includes Yuba County. Received.

105/2017 Notice from Central Valley Regional Water Quality Control Board regarding scheduled public Meeting dates and locations. Received.

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

Supervisor Leahy: Consideration of Supervisor term limits

RECESSED AT 6:46 P.M. TO APRIL 6, 2017 9:00 A.M. WORKSHOP: Call to order at 9:00 a.m. with Supervisors Vasquez, Leahy, Lofton, Bradford, and Fletcher present.

9/9/2017 Receive information regarding commercial activities associated with Medical Cannabis Regulation and Safety Act and Adult Use of Marijuana Act. (90 minute estimate) Director Kevin Mallen recapped purpose of workshop.

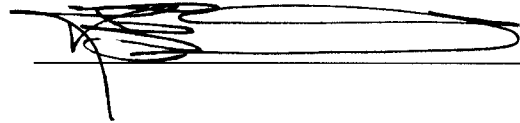
Manager Jeremy Strang and Chief Deputy Counsel Courtney Abril provided a PowerPoint presentation recapping the following and responded to inquiries:

- o Proposition 215 Compassionate Use Act
- o History of County Ordinance regarding Marijuana Cultivation
- o Medical Marijuana Program Act
- o Medical Cannabis Regulation and Safety Act
- o The Adult Use of Marijuana Act
- o Regulating and Licensing Agencies for each act
- o Types of Licensing
- o County Police Powers
- o What other Counties are doing
- o Status of State regulations
- o Monitor progress

The following individuals spoke:

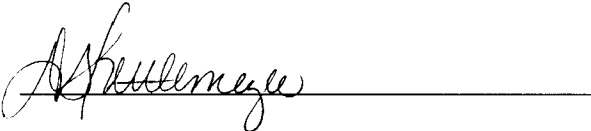
- o Ms. Dyanna Bollinger
- o Mr. Terry Comer
- o Mr. Jeff Lake
- o Mr. Buck Weckman
- o Mr. Brook Hilton
- o Mr. Kase Wikel
- o Mr. Marcia Cecil
- o Mr. Russel Ensslin

ADJOURN: 10:16 a.m.



Chair

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS



Approved: 4-18-17