

# *The County of Yuba*

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



OCTOBER 11, 2022

Call to order 9:00 a.m. with Supervisors Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher were present. Also present was County Administrator Kevin Mallen, County Counsel Mike Ciccozzi, and Clerk of the Board Mary Pasillas.

PLEDGE OF ALLEGIANCE – Led by Supervisor Fletcher

ROLL CALL - Supervisors Vasquez, Blaser, Fuhrer, Bradford, Fletcher - All Present

CONSENT AGENDA

MOTION: Move to approve

MOVED: Andy Vasquez SECOND: Gary Bradford

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Supervisor Fuhrer voted No on agenda item 524/2022

Approved via majority Vote

484/2022 Board of Supervisors: Reappoint Pamela Cook to Keystone Cemetery District as a Director to a term ending October 11, 2026. Approved

506/2022 Probation Department: Approve agreements with Marysville Joint Unified School District (MJUSD) for Marysville and Lindhurst High Schools Probation and Schools Success Program (PASS), and authorize Chair to execute. Approved

509/2022 Community Development and Services: Approve five-year lease agreement with Stephen Bailey for Hangar No. 15 at Yuba County Airport, and authorize Chair to execute. Approved

524/2022 Board of Supervisors: Adopt resolution proclaiming continued local emergency regarding proliferation of illegal cannabis cultivation. Adopted Resolution No. 2022-223

520/2022 Clerk of the Board: Approve and ratify appointments of Theodore Sapp and Randy Rizzo, Sr. to Camptonville Community Services District as Directors to four year terms. Approved

515/2022 County Administrator: Adopt resolution re-authorizing the legislative bodies of Yuba County the ability to meet remotely via teleconference through November 11, 2022 or such time the Board adopts a subsequent resolution. Adopted Resolution No. 2022-224

516/2022 Community Development and Services: Approve memorandum of understanding with Caltrans for the Browns Valley Rehabilitation Project, and authorize Chair to execute. Approved

526/2022 Clerk of the Board of Supervisors: Approve meeting minutes of September 27, 2022. Approved as written

527/2022 Clerk of the Board of Supervisors: Reappoint Denice Burbach and Kimberly Butcherto Child Care Planning Council of Yuba and Sutter Counties as Public Agency Representative and Discretionary Representative, respectively, with terms ending September 30, 2025. Approved

529/2022 Clerk of the Board: Appoint Joe Valentine to Smartsville Cemetery District as a Director to a term ending December 31, 2022. Approved

525/2022 Sheriff-Coroner: Approve agreement with Codex Corporation d/b/a Guardian RFID and Yuba County Sheriff's Department, and authorize Chair to execute. Approved

518/2022 Administrative Services: Approve amendment No. 1 to agreement with Pride Asset Protection for additional on-call services, and authorize Chair to execute. Approved

519/2022 Community Development and Services: Accept Draper Ranch North Phase 2 (TM 2006-0030) as complete, release performance security deposit, and authorize Public Works Director to file notice of completion. Approved

512/2022 Administrative Services: Approve release of request for proposals for Tri-County Juvenile Rehabilitation Facility furniture, fixtures, and equipment, and authorize Administrative Services to distribute. Approved

513/2022 Administrative Services: Approve release of request for proposals to procure and install a full body scanner at the Yuba County Jail, and authorize Administrative Services to distribute. Approved

514/2022 Administrative Services: Approve release of request for qualifications for architectural services for designing a ceiling at the Government Center, and authorize Administrative Services to distribute. Approved

500/2022 County Administrator: Approve budget adjustment in the total amount of \$152,000.00 to Acct. No. 101-0101-411.23-10 (Professional Services) directly related to Measure K sales tax consultant services, and authorize County Administrator to pay HdL Companies under a preapproved County contract. Approved

505/2022 Community Development and Services: Accept Airport Taxiway project, contract No. 9500-TAXI, release performance and security bonds and authorize Airport Manager to sign and record notice of completion. Approved

522/2022 Community Development and Services: Approve amendment No. 3 to the agreement with Salaber Associates, Inc. for professional construction inspection services, and authorize Chair to execute. Approved

521/2022 Community Development and Services: Approve amendment No. 2 with Gallaway Enterprises, Inc. for professional environmental services for Waldo Bridge Project, and authorize Chair to execute. Approved

530/2022 Community Development and Services: Ratify and approve letters of support for Pacific West Communities, Inc., Infill Infrastructure Grant Program Applications for Phase I and Phase II of River Oaks Family Apartments. Approved

534/2022 County Administrator: Approve amendment No. 2 to the contract with Brian J. Davis for Public Defender services, and authorize Chair to execute. Approved

#### SPECIAL PRESENTATIONS

507/2022 Present proclamation to Casa de Esperanza recognizing October 2022 as Domestic Violence Awareness Month. (No background information) (Five minute estimate) Chair Fletcher read and presented Proclamation to Casa de Esperanza Interim Director Michelle Downing.

Interim Director Michelle Downing accepted and thanked the Board for their continued support.

#### PUBLIC COMMUNICATIONS

The following individual spoke:

- Alyssa Lindman: Updates on Resource Conservation District

#### COUNTY DEPARTMENTS

502/2022 Community Development and Services: Approve Fiscal Year 2022-2023 Program for Public Information, a component of the Community Rating System and the County's Floodplain Management Efforts. (Five minute estimate) Public Works Director Dan Peterson recapped background and Federal Emergency Management Agency's rating system and responded to Board inquiries.

MOTION: Move to approve

MOVED: Andy Vasquez SECOND: Gary Bradford

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Vote

535/2022 Board of Supervisors: Appoint 2023 Representative and Alternate to serve on Rural County Representatives of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA). (Five minute estimate)

MOTION: Move to appoint Gary Bradford as Representative and Andy Vasquez as Alternate to (RCRC), (GSFA), and (GSCA)

MOVED: Andy Vasquez SECOND: Randy Fletcher

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Vote

ORDINANCES AND PUBLIC HEARINGS – The Clerk read the disclaimer

470/2022 Community Development and Services: Public Hearing - hold public hearing confirm report and authorize lien on Parcel Number 022-163-008, for sidewalk repairs. (Five minute estimate)(Roll Call Vote) Public Works Director Dan Peterson recapped background and lien requirements and responded to Board inquiries.

Chair Fletcher opened the Public Hearing.

The following individual spoke: Tom McWhorter

Chair Fletcher closed the Public Hearing.

MOTION: Move to approve

MOVED: Andy Vasquez SECOND: Gary Bradford

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

486/2022 Community Development and Services: Public Hearing - hold public hearing and adopt resolution annexing North Dantoni Ranch Subdivision into CSA 52 - Zone of Benefit C, and authorize Chair to execute. (Five minute estimate)(Roll Call Vote) Public Works Assistant Director Sam Bunton recapped current and proposed services available to subdivision, and responded to Board inquiries.

Chair Fletcher opened the Public Hearing. No one came forward

Chair Fletcher closed the Public Hearing.

MOTION: Move to approve

MOVED: Andy Vasquez SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2022-225 via unanimous Roll Call Vote

487/2022 Community Development and Services: Public Hearing - hold public hearing and adopt resolution annexing Yuba Heritage Estates Subdivision into CSA 52 - Zone of Benefit C, and authorize chair to execute. (Five minute estimate)(Roll Call Vote) Public Works Assistant Director Sam Bunton recapped current and proposed services available to subdivision, and responded to Board inquiries.

Chair Fletcher opened the Public Hearing.

The following individual spoke: Tom McWhorter

Chair Fletcher closed the Public Hearing.

MOTION: Move to approve

MOVED: Andy Vasquez SECOND: Gary Bradford

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2022-226 via unanimous Roll Call Vote

411/2022 Community Development and Services: Ordinance - Hold public hearing, waive first reading and introduce ordinance repealing and re-enacting Ordinance Code Title X, Chapter 10.30 in its entirety, to address recent updates to the National Flood Insurance Program and the Community Rating System. (Five minute estimate) (Roll Call Vote) Public Works Director Dan Peterson recapped background of floodplain management and responded to Board inquiries.

Chair Fletcher opened the Public Hearing. No one came forward

Chair Fletcher closed the Public Hearing.

MOTION: Move to waive first reading and introduce ordinance

MOVED: Gary Bradford SECOND: Andy Vasquez

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Randy Fletcher

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

CORRESPONDENCE – The Board received the following correspondence

517/2022 Receive Digital Law Library annual report for fiscal year 2021-2022

533/2022 Receive letter from citizens to establish a new Yuba County Fish and Game Advisory Commission.

#### BOARD AND STAFF MEMBERS' REPORTS

Supervisor Vasquez:

- Enjoyed the well-attended employee barbecue October 7th, 2022
- Congratulated Public Works Director Dan Peterson

Supervisor Blaser: Provided update on traffic situation between the City of Marysville and CalTrans

Supervisor Fuhrer: Commented on Olivehurst community taskforce meeting October 19th, 2022

County Administrator Kevin Mallen:

- Thanked Board for their attendance at employee appreciation barbecue October 7th, 2022
- Commented on correspondence requesting a new Fish and Game Commission addressing the need to review current commissions for viability.

Introduced Project Manager of Broadband Ian Scott who recapped the following:

- Affordable connectivity program for eligible residents
- Hosted event October 8th, 2022 and enrolled 5 residents
- Yuba County ranks 7th among California counties
- Upcoming event October 31st, 2022 at Yuba County library

Supervisor Fletcher:

- Attended FireSafe Council meeting September 27th, 2022
- Proposed ordinance from fire safety officer on how to encourage community members to maintain property
- Memorial Adjournment in honor of Didar Bains

CLOSED SESSION – The Board retired into closed session at 9:45 a.m. and returned at 9:59 a.m. with all members present as indicated above. County Counsel Mike Ciccozzi reported the following:

528/2022 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code section (54956.9)(d)(1) - E.S. v. County of Yuba et al., Sutter County Superior Court Case No. CVCS22-0001457. Authorized defense of the action and retention of outside counsel to assist in the defense by unanimous vote

ADJOURNED at 9:59 a.m. in Memory of Mr. Didar Bains

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Chair

ATTEST: MARY PASILLAS  
CLERK OF THE BOARD OF SUPERVISORS

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