

BOARD OF SUPERVISORS

Summary of Proceedings

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



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

**Tuesday, May 9, 2023
9:00 A.M.**

PLEDGE OF ALLEGIANCE – Led by Chair Vasquez

ROLL CALL - Supervisors Vasquez, Blaser, Fuhrer, Bradford, Messick – All present.

Supervisor Bradford announced he was participating via Zoom as he was at the Association of California Water Agencies conference in Monterey, CA per Assembly Bill 2449, with a just cause requirement and mentioned no one was present with him in the hotel room.

CONSENT AGENDA

MOTION: Move to approve Consent Agenda

MOVED: Jon Messick SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

- 190/2023 Health and Human Services: Approve amendment No. 1 to the privacy and security agreement with California Department of Social Services (CDSS) extending the term date to March 1, 2024, or upon execution of a successor agreement, and authorize Chair to execute. Approved.
- 198/2023 Probation: Adopt resolution ratifying the submission of the application for the Board of State and Community Corrections (BSCC) Mobile Probation Service Centers Grant Program, and authorize Chief Probation Officer to execute any and all related documents, in accordance with the grant terms and conditions. Adopted Resolution No. 2023-032
- 205/2023 Board of Supervisors: Reappoint Heather Forest to Plumas Lake Specific Plan Design Review Committee as a Technical Representative to a term ending May 11, 2025. Approved
- 208/2023 Health and Human Services: Approve sole source justification request for an agreement with Casa De Esperanza, for Domestic Violence Sheltering and Services, for the term of July 1, 2023 to June 30, 2025. Approved
- 212/2023 Community Development and Services: Approve five-year operator agreement and use permit for Eric Nelson at the Yuba County Airport, and authorize Chair to execute. Approved

- 216/2023 Community Development and Services: Appoint Community Development and Services Director and Airport Manager as real property negotiators who may negotiate the purchase of APN 013-410-104, APN 013-410-110, APN 013-410-109, and APN 013-410-098 with Jeff Iversen of Crosswind Properties, LLC pursuant to Government Code Section 54956.8. Approved
- 218/2023 Community Development and Services: Adopt resolution of support for annexation of Alexander Point Subdivision into County Service Area No. 66 (CSA 66). Adopted Resolution No. 2023-033
- 211/2023 Community Development and Services: Approve four five-year lease agreements with Jeff Gallagher Hangar No.6, Thomas Bowles Hangar No.17, Clarence Williams Hangar No.57 and Jakub Krzyminski Hangar No.60, at the Yuba County Airport, and authorize Chair to execute. Approved
- 221/2023 Clerk of the Board of Supervisors: Approve meeting minutes of April 25, 2023. Approved as written
- 222/2023 Administrative Services: Declare surplus items as fully depreciated and authorize Auditor-Controller to remove from Capital Asset Listing pursuant to Ordinance Title 2 Sections 2.50.060. Approved
- 225/2023 Administrative Services: Approve agreement with ACCO Engineered Systems, Inc., for air handler unit design-build services at the Yuba County Courthouse/Jail, and authorize Chair to execute. Approved
- 214/2023 Administrative Services: Approve agreement with Jacobs for professional electrical engineering and consulting services for the Yuba County Electric Vehicle Master Plan, with a term ending date of March 27, 2026, and authorize Chair to execute. Approved
- 219/2023 County Administrator: Adopt resolution approving continued participation in the Board of State and Community Corrections (BSCC) Public Defense Pilot Program for Year Two funding, and grant authority to County Administrator, or designee to sign subsequent grant applications; Approve amendment No. 2 to public defender contract with Brian J. Davis, and authorize Chair to execute; Approve budget adjustment request form in the amount of \$91,505.93. Adopted Resolution No. 2023-034

SPECIAL PRESENTATIONS

- 203/2023 Present proclamation to Yuba-Sutter Chamber of Commerce recognizing April 30, through May 6, 2023 as Small Business Week. (No background information)(Five minute estimate) Chair Vasquez read and presented the proclamation to Yuba-Sutter Chamber of Commerce Executive Director Kristen Perry.

Kristen Perry thanked the Board and introduced the following local business owners:

- Justine Gill with Yuba-Sutter Training Zone
- Stephanie Futch with Sew Sawdust
- Demona Kirkpatrick with Digs
- Jon Lim with Marysville Chinese Community, Inc.

189/2023 Present proclamation recognizing May 15, 2023 as Hmong-American Veterans Memorial Day. (No background information) (Five minute estimate) Chair Vasquez read and presented the proclamation to Marie Vue, President of Sacramento Hmong American Resources & Education.

Marie Vue thanked the Board, recapped the history of Hmong soldiers during the Vietnam War and thanked the Hmong-American soldiers present.

201/2023 Present proclamation to American Brotherhood Aimed Towards Education (ABATE) and Modified Motorcycle Association (MMA) recognizing May 2023 as Motorcycle Awareness Month. (No background information) (Five minute estimate) No one was present to accept the proclamation.

223/2023 Receive Quarterly Update on Health and Human Services Department. (No background information) (15 minute estimate) Health and Human Services Assistant Director John Corniel provided a PowerPoint presentation recapping the following:

- California Department of Social Services roundtable on CalFresh
- Partnership with Yuba College for Welfare to Work program
- Youth for Change home visiting program
- Laptops for Life program supplied laptops to families
- Child Abuse Prevention Month in April 2023
- Mental Health Awareness Month in May 2023
- Coordinated outreach efforts through Kathy LeBlanc at the Family Resource Center in Challenge, CA for In Home Supportive Services
- Child and Adult Protective Services referral data
- Community Health Improvement Plan entered the planning phase focusing on:
 - Healthcare Access
 - Mental Health Access
 - Built Communities
- Various social media campaigns

Health and Human Services Director Jennifer Vasquez responded to Board inquiries.

PUBLIC COMMUNICATIONS

The following individual spoke:

Toni Farley: Thanks to veterans and Yuba County staff

COUNTY DEPARTMENTS

186/2023 Community Development and Services/Yuba-Sutter Economic Development Corporation: Adopt resolution approving the 2020 Comprehensive Economic Development Strategy Annual Performance Report and updates to Appendices I, IV, and V. (5 minute estimate) Director Mike Lee presented the 5 year economic strategy for the Yuba-Sutter region and advised the Board there was a typographical error on the resolution. It had 2020 and it should be 2022. He responded to Board inquiries.

MOTION: Move to adopt the resolution as corrected

MOVED: Seth Fuhrer SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2023-035 via unanimous Roll Call Vote

199/2023 Community Development and Services: Award contract No. 2023-9210 to the apparent lowest, responsive, and responsible bidder, Lamon Construction Co., Inc, for the 2023 Overlay Project, and authorize Chair to execute upon review and approval of County Counsel and Risk Management. Public Works Assistant Director Sam Bunton recapped the award process and responded to Board inquiries.

MOTION: Move to approve

MOVED: Gary Bradford SECOND: Seth Fuhrer

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

224/2023 County Administrator: Consider support of Call to Action from Marysville Joint Unified School District, pledging the collective efforts of community partners to coordinate actions regarding mental health and wellness in schools and the community. (Five minute estimate) County Administrator Kevin Mallen provided a brief history and responded to Board inquiries.

County Administrator Kevin Mallen requested guidance from Deputy Chief County Counsel Joseph Larmour. County Counsel provided clarification that the language listed on the Call to Action, "collective action of the Board", must be voted on. If the Board approves signing the document, Chair Vasquez would sign on behalf of the Board of Supervisors.

MOTION: Approve Chair to sign Call to Action on behalf of the Board of Supervisors

MOVED: Jon Messick SECOND: Don Blaser

AYES: Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES: Andy Vasquez

ABSENT: None

ABSTAIN: None

Approved via Roll Call Vote

215/2023 Health and Human Services: Adopt resolution in support of the California Association of Counties (CSAC) Accountability, Transparency, Housing, Outreach, Mitigation and Economic Opportunity "AT HOME" Comprehensive Plan to address homelessness. (Five minute estimate) Director Jennifer Vasquez recapped the plan and responded to Board inquiries.

MOTION: Move to adopt

MOVED: Don Blaser SECOND: Jon Messick

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2023-036 via unanimous Roll Call Vote

ORDINANCES AND PUBLIC HEARINGS – the Clerk read the disclaimer

213/2023 Agriculture Commissioner: Ordinance - Hold public hearing, waive second reading, and adopt ordinance amending Chapter 7.42 of the Yuba County Ordinance Code relating to the cultivation of industrial hemp. (Roll Call Vote) (15 minute estimate) Agricultural Commissioner Steven Scheer recapped the ordinance.

Chair Vasquez opened the Public Hearing. No one came forward.

Chair Vasquez closed the Public Hearing.

MOTION: Move to waive second reading and adopt ordinance

MOVED: Jon Messick SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Ordinance No. 1617 via unanimous Roll Call Vote

196/2023 Sheriff-Coroner: Ordinance - Hold public hearing, waive first reading, and introduce ordinance renewing Chapter 2.155 adopting a Military Equipment Use Policy to Title II (Administration) of the Yuba County Ordinance Code. (Roll Call Vote) (Five minute estimate) Sheriff Wendell Anderson and Sergeant Chad Watson recapped the ordinance and responded to Board inquiries.

Chair Vasquez opened the Public Hearing. No one came forward.

Chair Vasquez closed the Public Hearing.

MOTION: Move to waive first reading and introduce ordinance

MOVED: Jon Messick SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

178/2023 Community Development and Services: Public Hearing - hold public hearing and adopt resolution authorizing application submittal to the California State Department of Housing and Community Development for funding allocation under the 2019-2020 Community Development Block Grant Mitigation Program (CDBG-MIT) not to exceed \$250,000; and authorize Director of Community Development and Services, or designee, to enter into, execute, deliver, any and all related documents, upon review and approval of County Counsel. (Roll Call Vote) (Five minute estimate) Assistant Director Kevin Perkins provided a brief recap.

Chair Vasquez opened the Public Hearing. No one came forward.

Chair Vasquez closed the Public Hearing.

MOTION: Move to adopt

MOVED: Seth Fuhrer SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2023-037 via unanimous Roll Call Vote

155/2023 Community Development and Services: Public Hearing - Hold public hearing and adopt resolution determining and imposing assessments within Linda Street Lighting Maintenance District. (Roll Call Vote) (Five minute estimate) Public Works Assistant Director Sam Bunton provided a brief recap.

Chair Vasquez opened the Public Hearing. No one came forward.

Chair Vasquez closed the Public Hearing.

MOTION: Move to adopt

MOVED: Jon Messick SECOND: Don Blaser

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2023-038 via unanimous Roll Call Vote

154/2023 Community Development and Services: Public Hearing - hold public hearing and adopt resolution confirming the diagram and assessments within the Gledhill Landscaping and Lighting District. (Roll Call Vote) (Five minute estimate) Public Works Assistant Director Sam Bunton provided a brief recap.

Chair Vasquez opened the Public Hearing. No one came forward.

Chair Vasquez closed the Public Hearing.

MOTION: Move to adopt

MOVED: Seth Fuhrer SECOND: Jon Messick

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2023-039 via unanimous Roll Call Vote

207/2023 Community Development and Services: Public Hearing - Hold public hearing and adopt resolution amending Plumas Lake Specific Plan, and find the project exempt from environmental review in accordance with the California Environmental Quality Act (CEQA) Section 15183.

Link to view Attachment D: <https://yubacounty.egnyte.com/fl/rGUnUg0P9u> (Roll Call Vote) (10 Minute Estimate) Assistant Director Kevin Perkins recapped the changes and responded to Board inquiries.

Chair Vasquez opened the Public Hearing. No one came forward.

Chair Vasquez closed the Public Hearing.

MOTION: Move to adopt

MOVED: Gary Bradford SECOND: Seth Fuhrer

AYES: Andy Vasquez, Don Blaser, Seth Fuhrer, Gary Bradford, Jon Messick

NOES/ABSENT/ABSTAIN: None

Adopted Resolution No. 2023-040 via unanimous Roll Call Vote

BOARD AND STAFF MEMBERS' REPORTS

Supervisor Blaser: Attended LEADership Yuba-Sutter dinner on May 5, 2023

Supervisor Messick:

- Attended Lunch Mob for Yuba-Sutter Chamber on April 26, 2023
- Attended First 5 Commission meeting on April 27, 2023
- Attended Business Connection meeting on April 28, 2023
- Attended Pioneer Days in Smartsville, CA on April 29, 2023
- Attended Biomass Energy and Technology meeting on May 1, 2023
- Attended Government Affairs committee on May 3, 2023
- Attended the Rideout Foundation Fairway to Health golf tournament on May 4, 2023
- Participated in the National Day of Prayer on May 4, 2023
- Attended the Teichert Equipment Rodeo on May 5, 2023
- Attended the pre-wildfire season roundtable in Camptonville, CA on May 8, 2023

Supervisor Bradford: Invited supervisors to attend and participate in the upcoming Together We're Better golf tournament sponsored by Yuba-Sutter-Colusa United Way on June 9, 2023.

CLOSED SESSION – The Board retired into closed session at 10:34 a.m., and returned at 12:12 p.m. with Chair Vasquez being absent. Chief Deputy County Counsel Joseph Larmour reported the following:

206/2023 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code §54956.9(d)(1) – Workers' Compensation Claim Nos. 20202000202 and 20212000901 - Mee Beatie. No reportable action.

209/2023 CONFERENCE WITH LEGAL COUNSEL - Existing Litigation pursuant to Government Code section 54956.9(d)(1) - Yang v. County of Yuba et al., United States District Court for the Eastern District of California Case No. 2:23-CV-00066. Direction was given to defend Lieutenant Palmer, Sergeant Candola and Yuba County and to appoint outside counsel.

Chair Vasquez left the meeting at 11:43 a.m.

114/2023 CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code §54957.6 - Agency designated representatives: Kevin Mallen, CAO and Jill Abel, Human Resources Director or designee, Unrepresented Employees: County Counsel. No reportable action.

226/2023 CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code section 54956.8 - The real property is identified as APN 013-410-104, APN 013-410-110, APN 013-410-109, and APN 013-410-098 . County Negotiators: Mike Lee, Community Development and Services Director and Jason Kopping or designees. Owner and representative: Crosswinds Property, LLC (Jeff Iverson) . The instruction will concern the price and terms of payment. No reportable action.

229/2023 CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code section 54956.8 - The real property is identified as APN 019-180-011 County Negotiators: Community Development and Services Director, Mike Lee or designee. Property owner and representative: D&R Spear Revocable Trust U/T/D 04/03/06. The instruction will concern the price and terms of payment. No reportable action.

192/2023 PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957(b)(1) - Director of Community Development and Services Agency. Nor reportable action.

191/2023 PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957(b)(1) - County Administrator. No reportable action.

ADJOURN at 12:12 p.m.