

**YOLO COUNTY BOARD OF SUPERVISORS
&
NO MAN'S LAND FIRE PROTECTION DISTRICT
MINUTES & SUPPORTING MATERIALS**

Pursuant to County Code Section 2-1.103

SEPTEMBER 12, 2023



**COUNTY BOARD OF SUPERVISORS
CHAIR, OSCAR VILLEGAS, DISTRICT 1
VICE-CHAIR, LUCAS FRERICHS, DISTRICT 2
GARY SANDY, DISTRICT 3
JIM PROVENZA, DISTRICT 4
ANGEL BARAJAS, DISTRICT 5**

**BOARD OF SUPERVISORS CHAMBERS
625 COURT STREET, ROOM 206
WOODLAND, CA 95695**

**GERARDO PINEDO
COUNTY ADMINISTRATOR**

**PHILIP J. POGLEDICH
COUNTY COUNSEL**

Roll Call:
Frerichs
Sandy - In Memoriam
Provenza
Barajas
Villegas

Gerardo Pinedo, County Administrator
Philip J. Pogledich, County Counsel

9:00 A.M. CALL TO ORDER

Open Meeting

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call.
4. Consider Approval of Agenda.

Minute Order No. 23-80: Approved agenda as submitted.

MOVED BY: Frerichs / SECONDED BY: Provenza
AYES: Frerichs, Provenza, Barajas, Villegas.
NOES: None.
ABSTAIN: None.
ABSENT: None.

5. **Public Comment:** To be afforded a brief period of time to speak before the Board of Supervisors, please refer to further instructions at the end of the agenda on how to electronically participate and submit your public comments. Note: per the Ralph M. Brown Act, Board members may briefly respond to statements made or questions posed during the public comment period on items that are not on the agenda, but may not take action on such items. You may also share your thoughts with the Board of Supervisors by submitting a written statement via email to clerkoftheboard@yolocounty.org.

Leona Waite Blickle addressed the Board of Supervisors during public comment.

CONSENT AGENDA

Minute Order No. 23-81: Approved Consent Agenda Item Nos. 6-29 with Supervisor Barajas recusing himself from Agenda Item No. 15. Additionally, comments on Agenda Item No. 15 were made stating one of the agreements with the Yocha Dehe Wintun Nation, relating to County funding, was being removed from the agenda and will be considered at a future meeting.

MOVED BY: Frerichs / SECONDED BY: Provenza
AYES: Frerichs, Provenza, Barajas, Villegas.
NOES: None.
ABSTAIN: None.
ABSENT: None.

General Government

Board of Supervisors

6. Approve revised 2023 Board Assignments. (No general fund impact) (Board of Supervisors)

Approved recommended action on Consent.

Clerk of the Board

7. Approve the minutes of the August 29, 2023 Board of Supervisors meeting.

Approved the minutes of the August 29, 2023 Board of Supervisors meeting on Consent.

8. Ratify the following:

- A. Resolution No. 23-128 recognizing Michael Martinez for his Service to Yolo County.
- B. Resolution No. 23-129 proclaiming the week of September 18-24, 2023 as National Diaper Awareness Week in Yolo County.
- C. Resolution No. 23-130 declaring September 2023 as Suicide Prevention Month.
- D. Resolution No. 23-131 declaring Saturday, September 16, 2023 as the Annual Coast and Creek Cleanup Day in Yolo County.
- E. Resolution No. 23-132 proclaiming September 11-15, 2023, as Disability Voting Rights Week.
- F. Resolution No. 23-133 honoring the Agency on Aging \ Area 4 on their 50th Anniversary.

Ratified Resolution Nos. 23-128 thru 23-133 on Consent.

9. Accept resignations, consider appointments and reappointments.

Approved recommended action on Consent.

10. Correspondence.

Approved Correspondence on Consent.

11. Conferences, meetings and events the Board of Supervisors attended.

Approved recommended action on Consent.

County Administrator

12. Approve responses to 2022-2023 Yolo County Grand Jury reports. (No general fund impact) (Pinedo/Bryan)

Approved recommended action on Consent.

13. Approve revised calendar of meetings of the Board of Supervisors for 2023. (No general fund impact) (Pinedo)

Approved recommended action on Consent.

14. Approve one-year revenue agreement for animal control services with the City of Winters from July 1, 2023 through June 30, 2024 totaling \$86,068. (No general fund impact) (Pinedo/Tengolics)

Approved Agreement No. 23-224 on Consent.

County Counsel

15. Authorize execution of two agreements with the Yocha Dehe Wintun Nation providing state and County funding to support the Capay Valley Health and Community Center project. (No general fund impact) (Pogledich)

Approved Agreement No. 23-225 on Consent. The agreement with the Yocha Dehe Wintun Nation providing County funding to support the Capay Valley Health and Community Center project was removed to a future meeting. Motion passed 3:1 with Supervisor Barajas recusing himself on this item.

General Services

- 16. Approve twelve (12) agreements for as needed consulting services for special inspections, asbestos/hazardous testing, environmental engineering and planning, and permitting and plan check services, through June 30, 2026. (No general fund impact) (Pistochini)

Approved Agreement Nos. 23-227 thru 23-238 on Consent.

- 17. Receive and file the General Services Annual Report of the Safety Fund Expenditures. (No general fund impact) (Pistochini)

Approved recommended action on Consent.

Human Resources

- 18. Adopt Authorized Position and Salary Resolution to implement changes in the Health and Human Services Agency and the Sheriff's Office; and approve an accelerated merit step increase for an Accountant III in the Department of Financial Services. (No general fund impact) (Lara)

Approved Resolution No. 23-135 on Consent.

Health & Human Services

Adult & Aging

- 19. Approve seventh amendment to Agreement No. 20-04 with BHC Heritage Oaks Hospital, to add funding in the amount of \$201,000 for fiscal year 2022-23, for a new contract maximum of \$3,433,812 for the period of July 1, 2019 through June 30, 2024, to provide psychiatric health facility services. (No general fund impact) (Sullivan)

Approved Agreement No. 23-239 on Consent.

- 20. Approve and authorize the Chair to sign State Agreement No. 23-79032-000 with California Department of State Hospitals in the amount of \$500,000 for the period of July 1, 2023 through June 30, 2028 for the provision of Felony Incompetent to Stand Trial workgroup. (No general fund impact) (Sullivan)

Approved Agreement No. 23-240 on Consent.

- 21. Approve agreement with CommuniCare Health Centers in the amount of \$2,797,389 for the period of July 1, 2023 through March 1, 2026 for the provision of proposition 47 case management services. (No general fund impact) (Sullivan)

Approved Agreement No. 23-241 on Consent.

Child, Youth & Family

- 22. Approve agreement with Yolo County Children's Alliance in the amount of \$286,569 from September 12, 2023 through June 30, 2024 for the provision of alternative response services for the Family Check-Up Program. (No general fund impact) (Sullivan)

Approved Agreement No. 23-242 on Consent.

- 23. Approve the Child Health Disability and Prevention - Health Care Program for Children in Foster Care (CHDP-HCPCFC) Plan for 2023-2024. (No general fund impact) (Sullivan)

Approved recommended action on Consent.

Public Health

- 24. Approve and authorize the Chair to sign State Agreement No. 23-10360 with California Department of Public Health in the amount of \$1,182,688 for the period of October 1, 2023 through September 30, 2026 for the provision of CalFresh Healthy Living funding. (No general fund impact) (Sullivan)

Approved Agreement No. 23-243 on Consent.

- 25. Approve and authorize the Chair to sign State Agreement No. 22-11348 with California Department of Public Health in the amount of \$465,166.50 for the period of July 1, 2022 through June 30, 2026 for the provision of Workforce Career Ladder Education and Development Program. (No general fund impact) (Sullivan)

Approved Agreement No. 23-244 on Consent.

Service Centers

- 26. Approve first amendment to memorandum of understanding with Mercy New Hope, L.P. dba Mercy Housing Management Group to update the unit set-asides and the homeless and disability requirements which oversee the delivery and coordination of the housing project known as West Beamer Place in Woodland, with a zero-dollar amount for the period beginning October 23, 2018. The initial term of this MOU began October 23, 2018 and will automatically renew for additional twelve (12) month terms unless either party provides thirty (30) days' prior written notice of non-renewal. (No general fund impact) (Sullivan)

Approved Agreement No. 23-245 on Consent.

Law & Justice Services

District Attorney

- 27. Approve second amendment to Agreement No. 22-30 with CommuniCare Health Services to increase agreements maximum budget by \$296,023, not to exceed \$845,290, and extend agreement to June 30, 2024, to provide services/treatment for the Mental Health Diversion Program. (No general fund impact) (Reisig)

Approved Agreement No. 23-246 on Consent.

Sheriff-Coroner/Public Administrator

- 28. Adopt budget resolution using Sheriff's Small and Rural Local Law Enforcement Fund Balance to adjust the 2023/24 Recommended Budget in the amount of \$237,774 for the purchase of body worn cameras, and approve the Master Customer Agreement (MCA) with Motorola for equipment purchase and software licensing. (No general fund impact) (Lopez/Davis)

Approved Budget Resolution No. 23-99.07 and Agreement No. 23-247 on Consent.

County Affiliated Agencies

No Man's Land Fire Department District

- 29. Approve the 2023-24 Budget for the No Man's Land Fire Protection District (NMLFPD), adopt resolution requesting collection of charges on the fiscal year 2023-24 tax roll, and authorize the Chief Financial Officer or designee to approve 2023-24 payment requests for NMLFPD. (No general fund impact) (Tenney/Haynes)

Approved Resolution No. 23-136 on Consent.

INTRODUCTIONS & HONORARY RESOLUTIONS

Introductions & Honorary Resolutions

30. Introductions.

- A. Jamie Johnson, the new Executive Director of the Yolo Healthy Aging Alliance. (Supervisor Provenza)

Introduction was made.

31. Acknowledge Honorary Resolutions.

- A. Resolution proclaiming the week of September 18-24, 2023 as National Diaper Awareness Week in Yolo County. (Supervisor Provenza)
- B. Resolution declaring September 2023 as Suicide Prevention Month. (Supervisor Villegas)
- C. Resolution declaring Saturday, September 16, 2023 as the Annual Coast and Creek Cleanup Day in Yolo County. (Supervisor Villegas)
- D. Resolution proclaiming September 11-15, 2023, as Disability Voting Rights Week. (Supervisor Frerichs)
- E. Resolution recognizing Michael Martinez for his services to Yolo County. (Supervisor Villegas)
- F. Resolution honoring the Agency on Aging \ Area 4 on their 50th Anniversary. (Supervisor Provenza)

Resolutions were presented.

TIME SET AGENDA

9:00 a.m. Agency on Aging Area 4

- 32. Receive presentation from Agency on Aging \ Area 4. (No general fund impact) (Miller) (Est. Time: 10 min)

Received presentation from Agency on Aging \ Area 4.

9:00 a.m. Community Services

- 33. Hold a public hearing to consider a request for authorization to further study a General Plan Amendment, Rezone, and Tentative Map proposed by Clark Pacific Structural LLC for future expansion of Clark Pacific's industrial operations onto the adjacent property. (No general fund impact) (Lindbo/Cormier) (Est. Time: 5 min. Staff/10 min. Applicant)

Minute Order No. 23-82: Held a public hearing and approved recommend action.

MOVED BY: Barajas / SECONDED BY: Provenza
AYES: Frerichs, Provenza, Barajas, Villegas.
NOES: None.
ABSTAIN: None.
ABSENT: None.

REGULAR AGENDA
(NOTE: Items below may be heard at any time during the meeting)

Community Services

Community Development

- 34. Conduct interviews and consider appointment of an At-Large Planning Commissioner for a term ending January 31, 2027. (No general fund impact) (Lindbo/Cormier) (Est. Time: 5 min)

Minute Order No. 23-83: Considered appointment of Philip Ogilvie as an At-Large Planning Commissioner for a term ending January 31, 2027. Motion failed to carry for lack of a majority vote.

MOVED BY: Frerichs / SECONDED BY: Villegas
AYES: Frerichs, Villegas.
NOES: None.
ABSTAIN: Provenza, Barajas.
ABSENT: None.

Minute Order No. 23-84: Approved delaying interviews and consideration to appoint an At-Large Planning Commissioner for a term ending January 31, 2027, until the vacant District 3 Supervisor seat has been filled, and with the understanding that the current three members would remain in the pool and the process would not be open to other applicants.

MOVED BY: Barajas / SECONDED BY: Provenza
AYES: Frerichs, Provenza, Barajas, Villegas.
NOES: None.
ABSTAIN: None.
ABSENT: None.

It should be noted that no formal action was taken on Recommended Action B, which was to solidify a future process for appointing At-Large Planning Commissioners.

Natural Resources

35. Receive update and consider actions related to the protection of groundwater resources. (No general fund impact) (Lindbo/Sabatini) (Est. Time: 15 min.)

Jackie Lundy, Ann Main, Debby Walter, Terry Zimmer, Lee Smith, Garrett Driver, Marian Flanders, Michael Jarred, David Long, Denise Sagara, Tom Barth and John Faucett addressed the Board of Supervisors on this item. Additionally, written comments from Jackie Lundy, Ann Main, Alessa Johns, Derek Blankenship, Heather Caswell, Lynne Nittler, Scott Steward, The Yolo County Farm Bureau, Grant G. Davis, Garrett W. Driver, Alan Miller and Shane Tucker were placed into the record.

Minute Order No. 23-85: Approved Option C - Temporary Ordinance: Moratorium on New Ag Well Permits.

- Excludes replacement ag wells, domestic wells, and de minimis users
- Excludes Clarksburg, South Yolo, and Capay Valley Management Areas
- Temporary until Yolo Subbasin Groundwater Agency process updated -- November 7, 2023
- Return on September 26, 2023 with proposed ordinance

MOVED BY: Frerichs / SECONDED BY: Provenza
 AYES: Frerichs, Provenza, Barajas, Villegas.
 NOES: None.
 ABSTAIN: None.
 ABSENT: None.

REGULAR AGENDA - INFORMATIONAL ITEMS
 (NOTE: Items below may be heard at any time during the meeting)

General Government

Board of Supervisors

36. Action items and reports from members of the Board of Supervisors, including announcements, questions to be referred to staff and reports on various 2x2s and meetings with other agencies. (Board of Supervisors)

- A. Budget Ad Hoc Subcommittee update. (Villegas & Frerichs)
- B. Cannabis Regulation Ad Hoc Subcommittee update. (Barajas & Provenza)
- C. Committee on Capital Investments Subcommittee update. (Barajas & Frerichs)
- D. Fire Sustainability Ad Hoc Subcommittee update. (Barajas)
- E. South Davis Library Ad Hoc Subcommittee update. (Frerichs & Provenza)

Received Board reports.

37. Long Range Planning Calendar - recurring opportunity for Board members to discuss and as needed, direct staff regarding future Board agenda items. (Board of Supervisors)

County Administrator

38. Action items and reports from the County Administrator. (Pinedo)

Received report from the County Administrator.

39. Receive update on West Nile Virus disease activity in Yolo County. (No general fund impact) (Pinedo/Dr. Sisson) (Est. Time: 10 min)

Received update on West Nile Virus disease activity in Yolo County.

CLOSED SESSION

Closed Session

40. Conference with Legal Counsel -- Anticipated Litigation
Pursuant to Government Code Section 54956.9(d)(2)
Significant exposure to litigation: 1 case (9/6/2023 Letter from Alliance Defending Freedom regarding Library Meeting Room Policies)

41. Conference with Labor Negotiator; Gerardo Pinedo, County Administrator; Alberto Lara, Human Resources Director; Alexander Tengolics, Chief Negotiator
Pursuant to Government Code Section 54957.6
Bargaining Units: A2

- Bargaining Units
- G General
- U Supervisors
- M Management
- A Attorneys
- A2 Supervising Attorneys
- O Correctional Officer
- S Deputy Sheriff
- P Sheriff Management
- PR Probation
- C Confidential
- H Department Heads
- H2 Assistant Department Heads
- E Elected
- X Miscellaneous

42. Public Report of action taken in Closed Session.

ADJOURNMENT

In memory of:

Next meetings scheduled for:

- Board Governance Session, September 19, 2023
- Board of Supervisors, September 26, 2023