

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

**RESOLUTION)
RECOMMEND THE BOARD APPROVE)
THE ACTIONS NECESSARY IN SUPPORT)
OF THE CREATION OF A NEW TRI-)
COUNTY JUVENILE REHABILITATION)
FACILITY IN MARYSVILLE)**

RESOLUTION NO. _____

WHEREAS, the County of Yuba has operated the Juvenile Hall facility for over 60 years and since 1976, the Counties of Yuba and Sutter have held joint ownership and responsibility operating the facility as a bi-county facility; and

WHEREAS, currently the facility primarily serves detainees from Yuba & Sutter Counties and also serves Colusa and other Counties based on availability; and

WHEREAS, In November 2010, Colusa County received an SB81 Local Youthful Offender Rehabilitation Facilities Construction Lease revenue bond financing to develop a new juvenile facility, and through SB365 these funds have been redirected to Yuba County; and

WHEREAS, Yuba, Sutter, and Colusa Counties have mutually determined it is advantageous for the three Counties to use this funding for the construction a Tri-County Juvenile Rehabilitation Facility to replace major portions of the existing Juvenile Hall that do not comply with current and upcoming regulatory requirements; and

WHEREAS, the next step in the application process as directed by the Board of State and Community Corrections for the completion of this transfer of lease revenue bond financing monies, the Yuba County Board of Supervisors shall pass a resolution of support, authorize a new Joint Powers Agreement, and affirm their support of the project; and

NOW, THEREFORE, BE IT RESOLVED, The Yuba County Board of Supervisors hereby makes the following findings:

- The Yuba County Board of Supervisors hereby affirms its general support of the Tri-County Juvenile Hall project;
- The Board must appoint certain County employees to be holders of certain roles in the project process, and hereby appoints:
 - The current Board Chair to be the authorized county official to sign the Applicant's Agreement and submit the proposal for funding.
 - Doug McCoy, Director of Administrative Services as the Construction Administrator
 - Andrea Armstrong, Purchasing and Contracts Administrator and the Project Financial Officer
 - Doug McCoy, Director of Administrative Services as the Project Contact Person

- The County hereby assures that it will adhere to state requirements and terms of the agreements between the County, the California Department of Corrections and Rehabilitation, the Board of State and Community Corrections and the State Public Works Board in the expenditure of state funds and county match funds.
- And the County shall assure it will appropriate after conditional project award but before state/county funding agreements, the amount of match identified by the County on the funding Proposal Form submitted to the Board of State and Community Corrections; will identify the source of cash match when appropriated as the appropriate sum, and assures that state and cash matching funds do not supplant (replace) funds otherwise dedicated or appropriated for construction activities.
- Further the County assures that the County will fully and safely staff and operate the facility that is being constructed (consistent with Title 15, California Code of Regulations) within ninety (90) days after project completion.
- And the County shall provide site assurance for the county juvenile facility at the time of proposal or not later than ninety (90) days following the Corrections Standards Authority's notice of intent to Award: that the County has project site control through fee simple ownership of the site, and right of access to the project sufficient to assure undisturbed use and possession of the site, and will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site of facility subject to construction, or lease the facility for operation to other entities, without permission and instructions from the Corrections Standards Authority, for so long as State Public Works Board Lease-Revenue Bonds secured by the financed project remain outstanding. The County shall also attest it has satisfied all site acquisition land cost, for the proposed new or expanded juvenile facility.
- And that the County shall hereby approve the attached Joint Exercise of Powers Agreement (JPA) between each of the three partner counties.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____, 2014 by the following vote:

AYES:
 NOES:
 ABSENT:
 ABSTAIN:

 JOHN NICOLETTI, CHAIR
 BOARD OF SUPERVISORS

ATTEST: DONNA STOTTLEMEYER
 CLERK OF THE BOARD OF SUPERVISORS

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