The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:30 a.m., within the Courthouse, Marysville, California, with a quorum being present as follows: Supervisors Dan Logue, Bill Simmons, Mary Jane Griego, Donald Schrader, and Hal Stocker. Also present were County Administrator Kent McClain, County Counsel Daniel Montgomery, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Schrader presided.

CONSENT AGENDA

Upon motion of Supervisor Simmons, seconded by Supervisor Stocker, and unanimously carried, the Board took the following actions:

1. Clerk of the Board of Supervisors
   (a) Approved minutes of the regular meeting of February 11, 2003, as written.
   (b) Appointed Stephen McIntosh to the Fish and Game Advisory Commission as the District Four representative for a term to run concurrent with district supervisor.

2. County Counsel: Adopted Resolution No. 2003-21, which is on file in Yuba County Resolution Book No. 34, and which is entitled: “RESOLUTION IN ACCORDANCE WITH REVENUE AND TAXATION CODE SECTION 95.35,” as it relates to the State-County Property Tax Administrative Grant Program.

3. Health and Human Services
   (a) Approved ISAWS Consortium Memorandum of Understanding and Bylaws and authorized Chairman to execute same.
   (b) Approved Declaration of Intent not to contract for Yuba County Fiscal Year 2002/03 Emergency Medical Services Appropriation and authorized Chairman to execute same.
(c) Approved Agreement with Pathways for residential drug treatment services and authorized Chairman to execute same.

4. Personnel/Risk Management: Adopted Resolution No. 2003-22, which is on file in Yuba County Resolution Book No. 34, and which is entitled: “RESOLUTION AMENDING THE CLASSIFICATION SYSTEM – BASIC SALARY SCHEDULE NO. 2003-17,” as it relates to Director of Nurses.

5. Public Works/Environmental Health: Adopted Resolution No. 2003-23, which is on file in Yuba County Resolution Book No. 34, and which is entitled: “RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CALIFORNIA WASTE MANAGEMENT BOARD FOR A FARM AND RANCH CLEAN-UP AND ABATEMENT GRANT IN THE AMOUNT OF $199,954.88, AND APPOINT THE CHAIRMAN, AS AGENT, TO CONDUCT ALL NEGOTIATIONS, EXECUTE AND SUBMIT ALL DOCUMENTS WHICH MAY BE NECESSARY FOR THE COMPLETION OF THESE PROJECTS.”

6. Yuba Sutter Economic Development Corporation: Accepted Director’s report regarding “2002 Year in Review.”

PUBLIC COMMUNICATIONS

Ms. Connie Greenup, Monarch Trail, expressed frustration with the District Attorney, Sheriff, and Public Works departments regarding a road easement and subsequent neighborhood discord.

Chairman Schrader directed the issue to County Administrator for review.

Mr. Bill Gillock, Indiana School Road, requested Board assistance regarding contractor performance issues regarding the installation of his mobile home.

Chairman Schrader advised the Board had no jurisdiction regarding this matter.

CLERK OF THE BOARD OF SUPERVISORS

Fish and Game Advisory Commission/Youth Representative: Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and unanimously carried, the Board appointed Cortney Simmons to the Fish and Game Advisory Commission as the youth representative for a term to expire February 25, 2004.
Mid-year Budget Review/Fiscal Year 2002/03: Assistant County Administrative Randy Margo briefly recapped the midyear status for Fiscal Year 2002/03 which maintains a General Fund Contingency balance of approximately $215,000 and budget appropriation adjustments totaling $1,241,135. Mr. Margo advised revenue and construction permits are above projections and responded to Board inquiries.

Upon motion of Supervisor Simmons, seconded by Supervisor Stocker, and unanimously carried, the Board accepted the mid-year budget review and authorized various budget appropriation adjustments.

Ordinance – Hold public hearing, waive second reading, and adopt ordinance establishing a 22 ton weight limit on Hammonton-Smartville Road from Beale Air Force Base to Smartville Road (second reading): Chairman Schrader opened the public hearing and inquired if anyone wished to address this issue.

Mr. Bill Calvert, Hammonton Road and Mr. Rodney Ivie, Hammonton-Smartville Road, expressed concern regarding load limits and use of Hammonton Road.

Mr. Greg Crompton, Dobbins, suggested a stop sign for Hammonton Smartville Road rather than at Smartville Road.

Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed.

After Board discussion and upon motion of Supervisor Simmons, seconded by Supervisor Logue, and carried with Supervisor Griego voting in opposition, the Board adopted Ordinance No. 1310, which is on file in Yuba County Ordinance Book No. 17, and which is entitled: “AN ORDINANCE AMENDING SECTION 9.25.030 OF CHAPTER 9.25 OF THE YUBA COUNTY ORDINANCE CODE RELATING TO WEIGHT LIMITS ON DEFECTIVE COUNTY ROAD AND REPEALING SECTION 9.25.130(a),” as it relates to Hammonton-Smartville Road.
CORRESPONDENCE

A. Letter from Bureau of Land Management dated February 14, 2003, regarding the Yuba Goldfields.

Referred to County Administrator.

(End of Tape No. 1627 Side A)

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisors Stocker:
- Yuba Goldfields ad hoc committee meeting with Dean Swickard
- Memorial Adjournment in memory of Mrs. Ivadelle F. Parker
- Attending Great Valley Leadership Conference February 26 – March 2, 2003

Supervisor Griego:
- Consideration of sound barrier along Sunny Acre Farms subdivision on Arboga Road

Supervisor Simmons:
- Stated on the record: “There is talk in the community about this Hammonton Road being given away by this Board of Supervisors. I want to go on record to state that this Board member has never, ever suggested at any time to give that road to anyone other than what the court ordered it to be done. And I want to go on record publicly to denounce that rumor and whoever’s doing that – I won’t say anything more about that. But let it be known that I do not support that and I will only support the court order and what the courts tell us to do. That has always been my position since I’ve been on this Board. I’ve always said, what the courts say, I will support. And I want to reiterate that for the record. I will support what the Superior Court and the appellate courts of this great county and city say. And I hope to put this to rest at this time.”

Supervisor Schrader:
- Special meeting on March 5, 2003 at 2:00 p.m. at direction of court
CLOSED SESSION

County Administrator Kent McClain pulled from the agenda labor negotiations scheduled for closed session.

The Board retired into closed session at 10:32 a.m. to discuss the following:

A. Pending litigation pursuant to Government Code §54956.9(a) – Western Aggregates vs County of Yuba

B. Threatened litigation pursuant to Government Code §54956.9(b) – One Case

The Board returned from closed session at 10:54 a.m. with all Board and staff members present as indicated above. There was no announcement.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 10:54 a.m. in memory of Mrs. Ivadelle F. Parker by Chairman Schrader.

/s/Donald Schrader, Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

/s/Dona Stottlemeyer, Approved: March 4, 2003