The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 6:00 p.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 Griego, 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 18, 2003, as written.
   (b) Appointed Teresa Griffin to the Substance Abuse Advisory Board as the at-large representative for a term to expire September 28, 2003.
   (c) Appointed Karen Dawson to the Commission on Aging as the at-large representative for a term to expire March 4, 2006.

2. Health and Human Services: Approved Amendment to Agreement between Pathways and County of Yuba and authorized Chairman to execute same.

3. Yuba Sutter Regional Arts Council: Adopted Resolution No. 2003-24, which is on file in Yuba County Resolution Book No. 34, and which is entitled: “RESOLUTION APPROVING THE APPLICATION AND AUTHORIZING EXECUTION OF A GRANT CONTRACT WITH CALIFORNIA ARTS COUNCIL.”
CONSENT DISCUSSION

In-Home Supportive Services Public Authority/Agreement: Upon motion of Supervisor Simmons, seconded by Supervisor Schrader, and carried with Supervisor Griego voting in opposition, the Board approved an agreement between County of Yuba and In Home Supportive Services Public Authority and authorized Chairman to execute same.

APPROVE AGRMNT.

PUBLIC COMMUNICATIONS

Mr. Roger Kimble, Marysville, thanked Supervisor Griego for her efforts regarding the opening of Hammonton Road and opposed Western Aggregates proposal regarding recreational use and aggregate fees.

BOARD OF SUPERVISORS

Methadone Treatment Programs: Supervisor Griego recapped her request to reevaluate the need for an additional methadone treatment program locating in the Linda Community and the process for determination.

Ms. Roberta Klopf, Addiction Treatment Services, recapped the application process, associated costs, and current status of application for methadone treatment services. Ms. Klopf requested Board support.

Mr. Stephen J. Maulhardt, Aegis Medical Systems, Inc. Vice President, recapped Aegis services offered advising of a 300 patient capacity with 84 vacancies and no waiting list. Mr. Maulhardt felt a second clinic was not needed and urged Board opposition.

The following individuals spoke in support of additional treatment services being offered:

- Ms. Rachel Farrel, Harmony Health Clinic, North Beale Road
- Mr. Dan McAllister, Lindhurst
- Mr. Christopher Johnson, Yuba City
- Ms. Deborah Boggs, Yuba City
- Mr. Steve McDermott, Oroville
- Mr. Jerry Fegley, Fernwood,
- Ms. Sue Belshe, Farley
- Mr. Wayne DeLong, Hammonton Road
- Ms. Nikkie Smalley, Park Avenue
The following individuals spoke in opposition:

- Mr. Johnny Walker, Eleventh Avenue
- Mr. Ed Fleming, Marysville
- Mr. Walt Whitenton, Cohn Avenue
- Mr. Lee Bright, Twain Drive

Mental Health Director/Drug and Alcohol Administrator Joan Hoss recapped methodology used regarding need certification for an additional methadone treatment program and advised of no negative input received from the Health Officers, Chief Probation Officers, District Attorneys, and Sheriffs of both counties. Ms. Hoss responded to Board inquiries.

After Board discussion and upon motion of Supervisor Logue, seconded by Supervisor Simmons, with Supervisors Griego and Stocker voting in opposition, the Board authorized correspondence to the Department of Alcohol and Drug Program indicating a need for methadone treatment services in Linda.

Supervisor Bill Simmons left the meeting at 7:15 p.m. and did not return.

**COUNTY ADMINISTRATOR**

Contingency Fund Transfer/$37,494/City of Marysville: Upon motion of Supervisor Stocker, seconded by Supervisor Griego, and carried with Supervisor Simmons being absent, the Board authorized a Contingency Fund Transfer in the amount of $37,494 from Account No. 101-6900-410-7101 (Contingency) to Account No. 101-0101-411-6001 (Fixed Assets – Land) to repay the entire principal amount owed to the City of Marysville for property upon which Bi-County Juvenile Hall is sited.

(End of Tape No. 1628 Side A)

**CORRESPONDENCE**

A. Bulletin from Plumas National Forest dated February 7, 2003, regarding schedule of proposed actions being considered. No action.

B. Bulletin from California Fish and Game Commission dated February 14, 2003, enclosing notices of proposed regulatory actions regarding Title 14.

Copy to Fish and Game Advisory Commission.

D. Letter from California Attorney General enclosing brochure on California Community Relations Services. No action.

E. Notice from National Association of Counties regarding 2003 Disability Award Program. No action.

F. Notice from National Association of Counties regarding 2003 Multicultural Diversity Award Program. No action.


BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Stocker:
- Memorial adjournment in memory of Ms. Patricia Love
- Great Valley Leadership Conference held February 26 – March 2, 2003

Supervisor Schrader
- Appointed Supervisor Stocker to represent the County on the Beale Military Base Retention Committee
- On behalf of Supervisor Simmons a memorial adjournment in memory of Mr. Rudy DeValentine

CLOSED SESSION

Mr. Ted Lowe, Maryville, suggested the Board submit a referendum regarding choice of access to Hammonton Road at the Court hearing scheduled for March 5, 2003.
County Counsel Daniel Montgomery recapped previous Court rulings regarding Hammonton Road and the nature of the Court hearing and special Board meeting called for March 5, 2003.

Mr. Lewis Harrington, Finley Hill, concurred with Mr. Lowe.

The Board retired into closed session at 7:40 p.m. to discuss the following:

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

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

The Board returned from closed session at 7:52 p.m. with all Board and staff members present except Supervisor Simmons.

County Counsel Daniel Montgomery made the following announcement:

“In the matter of Joel Garcia versus the County, the Board has unanimously authorized that the matter be defended and that outside counsel, who has not yet been selected, be retained to represent the County’s interest. Supervisor Simmons was not present in closed session. The unanimity was the remaining four supervisors.”

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 7:53 p.m. in memory of Ms. Patricia Love and Mr. Rudy DeValentine by Chairman Schrader.

/s/Donald Schrader, Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

/s/Donna Stottlemeyer             Approved: March 18, 2003