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 Government Center, 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 Simmons presided.

Chairman Simmons advised the public hearing to consider an appeal of the Planning Commission denying Tentative Subdivision Tract Map 2003-0018 has been continued to May 18, 2004 at 6:00 p.m. at the request of the applicant.

### CONSENT AGENDA

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

A. **Administrative Services**

1) Declared property as surplus and authorized the Purchasing Agent to dispose of same with a tentative auction date of May 15, 2004.

2) Approved an increase in the base salary for the Airport Manager position.

B. **Child Support Services**: Authorized Budget Transfer in the amount of $46,397 from Account No. 107-0000-362-7201 (Child Support Services) to various line items to implement transition to the CASES automated recovery system.

C. **Clerk of the Board of Supervisors**

1) Approved the minutes for the regular meeting of April 20, 2004 as written.

2) Appointed Nancy Houser to the Peoria Cemetery District for a term to expire August 22, 2004.
D. Public Works: Adopted Resolution No. 2004-50, which is on file in Yuba County Resolution Book No. 35, which is entitled: “RESOLUTION REQUIRING ENGINEER’S REPORT FOR GLEDHILL LANDSCAPING AND LIGHTING DISTRICT.”

E. Risk Management/Personnel: Adopted Resolution No. 2004-51, which is on file in Yuba County Resolution Book No. 35, which is entitled: “RESOLUTION AMENDING THE CLASSIFICATION SYSTEM – BASIC SALARY SCHEDULE NO. 2004-08,” as it relates to the Airport Manager classification.

PUBLIC COMMUNICATIONS

No one came forward.

COUNTY ADMINISTRATOR

Third Quarter Report/Fiscal Year 2003/04: Assistant County Administrator Randy Margo briefly recapped the third quarter report advising general fund expenditures totaled 81.7 percent the first six months with revenues being lower than estimated. Mr. Margo responded to Board inquiries.

HEALTH AND HUMAN SERVICES

Comprehensive Tobacco Control Plan/Substance Abuse and Crime Prevention Act County Plan: Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board adopted Resolution No. 2004-52, which is on file in Yuba County Resolution Book No. 35, which is entitled: ‘RESOLUTION APPROVING THE 2004-2007 COMPREHENSIVE TOBACCO CONTROL PLAN FOR YUBA COUNTY’S TOBACCO USE PREVENTION EDUCATION PROGRAM AND AUTHORIZING THE CHAIRMAN TO EXECUTE THE ACCEPTANCE OF ALLOCATION AGREEMENT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM AND TO AUTHORIZE THE ACCEPTANCE OF FUND;’ and approved the Substance Abuse and Crime Prevention Act of 2000 County Plan for Fiscal Year 2004-05.

LOCAL AGENCY FORMATION COMMISSION

Budget Transfer/$9,000: Upon motion of Supervisor Griego, seconded by Supervisor Logue, and unanimously carried, the Board authorized a Budget Transfer in the amount of $9,000 from Account No. 101-0000-371-8203 (Yuba LAFCO Filing Fees) to Account No. 101-4500-427-2300 (Yuba LAFCO Professional Services) to cover unanticipated expenses for the remainder of the fiscal year.
ORDINANCES AND PUBLIC HEARINGS

Public Hearing – Consider appeal of Planning Commission denying Tentative Subdivision Tract Map 2003-0018 (Soto/Aldora) and take action as appropriate: At the request of the applicant, Chairman Simmons advised the hearing has been continued to May 18, 2004 at 6:00 p.m.

CONTINUE TO 5/18/04

CORRESPONDENCE

Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the following correspondence was accepted:

A. Letter from Representative Wally Herger dated April 12, 2004 regarding fiscal year 2005 funding for Yuba River Basin flood control project. Referred to Clerk of the Board.

B. Announcement from State Water Resources Control Board regarding State Revolving Fund Loan Program Priority List. No action. REFER TO STAFF

C. Bulletin from United States Department of the Interior regarding comment period and data on Proposed Designation of Critical Habitat for the Threatened California red-legged frog. Referred to Community Development REFER TO STAFF

D. Agenda from California Fish and Game Commission for May 4-6, 2004 meeting in San Diego. REFER TO STAFF

E. Two News Releases from United States Forest Service regarding upgrades at Spanish Creek Campground and Off-Highway Vehicle route mapping and designation process. No action.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:
Supervisor Stocker:
- Meeting on April 26, 2004 in Washington DC with Ronald L. Orr regarding base realignment and closure

Supervisor Griego:
- Requested correspondence to Blue Cross regarding current contract negotiations for primary care service providers

Chairman Simmons concurred and referred this issue to the County Administrator.

Supervisor Schrader:
- Requested correspondence to the California Highway Patrol (CHP) requesting more officers and commercial patrol officers for the Yuba-Sutter area
- Requested California State Association of Counties (CSAC) support AB2260 and AB1512

Chairman Simmons directed correspondence to CHP and advised CSAC has supported both bills referenced.

Supervisor Logue:
- Urged prayer in support of our Nation and troops on the National Day of Prayer, May 6, 2004

Supervisor Simmons:
- Requested County Administrator to bring forward an analysis of SB1983
- Requested County Administrator to prepare correspondence regarding the State Building Standards Commission’s inability to update building codes

Mr. Richard Marino, Roseville, expressed his desire to open a medical marijuana center in Yuba County.

Chairman Simmons advised the County has previously opposed this type of business within Yuba County due to federal grant funding and the effect it may have to those funds, however, advised Mr. Marino could make a presentation to the Board if desired.

County Administrator Kent McClain:
- Government Center Dedication Ceremony, May 6, 2004 at 10:00 a.m.

County Counsel Daniel Montgomery advised closed session discussion regarding threatened litigation was not needed at this time.
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 6:58 p.m. by Chairman Simmons.

/s/Bill Simmons, Chairman

ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS

/s/Donna Stottlemyer   Approved: May 18, 2004