YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

MARCH 1, 2005

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, John Nicoletti, 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. Madam Chair Griego presided.

CONSENT AGENDA

Madam Chair Griego advised the Final Map of Tract Map No. 2003-040 (Woodside Village Unit 2B) was pulled from consideration.

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

A. Administrative Services: Adopted Resolution No. 2005-28, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING THE AIRPORT MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF YUBA AIRPORT, OLIVEHURST PUBLIC UTILITY DISTRICT, AND PETE DIGIORDANO."

B. Clerk of the Board of Supervisors: Approved minutes of the special meetings of February 15 and 17, 2005 and the regular meeting of February 15, 2005 as written.


D. Public Works

1) Adopted Resolution No. 2005-29, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION APPROVING FINAL MAP OF TRACT MAP NO. 99-585 PLUMAS RANCH VILLAGE 5," and authorizing subdivision improvement agreement.
2) Adopted Resolution No. 2005-30, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION APPROVING FINAL MAP OF TRACT MAP NO. 2003-039 (WOODSIDE VILLAGE UNIT 2a)," and authorizing subdivision improvement agreement.

E. Risk Management/Personnel: Adopted Resolution No. 2005-31, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2004-98," as it relates to the Clerk-Recorder limited term Office Specialist.

PUBLIC COMMUNICATIONS

Mr. John Apedale, Vine Avenue, expressed concern regarding the condition of neighboring properties and felt stronger actions needed to be taken to clean up the area.

ORDINANCES AND PUBLIC HEARINGS

The Clerk read the disclaimer.

A. Ordinance/Chapter 13/Treasurer-Tax Collector Fees (Second reading) (Continued from February 22, 2005): Madam Chair Griego opened the public hearing and inquired if anyone wished to address this issue. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and unanimously carried, the public hearing was closed, the second reading was waived, and the Board adopted Ordinance No. 1341, which is on file in Yuba County Ordinance Book No. 18, which is entitled: "ORDINANCE REPEALING AND RE-ENACTING SECTION 13.06 OF THE YUBA COUNTY ORDINANCE CODE RELATING TO TREASURER/TAX COLLECTOR FEES."

B. Ordinance/Public Hearing/Adopt resolution adopting a mitigated negative declaration, amending Specific Plan Amendment 2004-0002, and approving Tentative Subdivision Tract Map 2004-0002 (Maan/MHM Incorporated), subject to conditions of approval; waive ordinance reading; and adopt ordinance rezoning certain property located at 6142 Alberta Avenue: Senior Planner Stacey Jolliffe recapped the proposed project, advised a four-fifths vote is required to override the comprehensive land use plan for Beale Air Force Base as it relates to increased density and noise contour in the over flight zone, and responded to Board inquiries.

Madam Chair Griego opened the public hearing and inquired if anyone wished to address this issue. No one came forward.
Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, and the Board adopted Resolution No. 2005-32, which is on file in Resolution Book No. 36, which is entitled: “RESOLUTION ADOPTING A MITIGATED NEGATIVE DECLARATION, AMENDING SPECIFIC PLAN AMENDMENT 2004-002 AND APPROVING TENTATIVE SUBDIVISION TRACT MAP 2004-002 (MAAN/MIM INCORPORATED), SUBJECT TO CONDITIONS OF APPROVAL,” waived reading and adopted Ordinance No. 1342, which is on file in Ordinance Book No. 18, which is entitled: “AN ORDINANCE REZONING CERTAIN PROPERTY IN THE COUNTY OF YUBA,” as it relates to 6142 Alberta Avenue.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Stocker:
- Memorial adjournment in memory of Mr. Warren C. Stone
- Received consensus for Sacramento Area Council of Governments to comment on transportation component of Yuba Highlands Environmental Impact Report
- Sacramento Bee article on general plan policy for Yolo County

Supervisor Schrader:
- Suggested ordinance to address enforcement and fines relating to dumping of garbage

Supervisor Nicoletti:
- Inclusion of educational sites with tourism advertisement
- Received consensus to travel to Washington DC to meet with Department of Defense on Beale Air Force Base retention

Supervisor Logue:
- Transportation committee reactivation and status

Supervisor Griego:
- Memorial adjournments in memory of Mrs. Norma “Jackie” Brown, Mr. Dean Drumright, Mr. Billy Gates, and Mr. Rodney Montgomery
- Trip to southern California to observe sample of high density housing on Friday, February 25, 2005
- Received Board support to issue correspondence supporting Yuba County Water Agency request for Fiscal Year 2006 Energy and Water Development Appropriation of $1.2 million for the Yuba River Basin Project
CLOSED SESSION

County Counsel Daniel Montgomery advised pending litigation regarding Dixon vs. County of Yuba is not needed for discussion as the opinion has been published and requested pending litigation regarding Scott vs. County of Yuba be continued to March 8, 2005.

The Board retired into closed session at 6:48 p.m. to discuss labor negotiations pursuant to Government Code §54957.6(a) Yuba County Employees Association/Management Sheriffs Association/Deputy Sheriffs Association and County of Yuba/Beverly Capaci.

Supervisor Schrader left closed session at 7:10 p.m. and rejoined closed session at 7:20 p.m.

The Board reconvened into open session at 7:50 p.m. with all Board and staff members present as indicated above.

County Counsel Dan Montgomery made the following announcement:

"Madam Chair, the record should reflect that Supervisor Schrader excluded himself from participation of any discussion that dealt with the Probation Department, if there was any such discussion. No further announcement."

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 7:50 p.m. in memory of Mrs. Norma "Jackie" Brown, Mr. Dean Drumright, Mr. Billy Gates, Mr. Rodney Montgomery, and Mr. Warren C. Stone by Madam Chair Griego.

Chair

ATTEST: DONNA STOTTLEMYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: March 15, 2005