YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
APRIL 26, 2005

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 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, Chief Deputy County Counsel Kathleen Burgess, and Clerk of the Board of Supervisors Donna Stottlemyer. Chairman Griego presided.

CONSENT AGENDA

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

A. Administrative Services

1) Approved the renewal of Off-Airport Operator Agreement and Use Permit with Knueger Aviation and authorized the Chair to execute same.

2) Approved grant application submittal to Office of Economic Adjustment; adopted Resolution No. 2005-53, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING THE AIRPORT MANAGER TO EXECUTE GRANT DOCUMENTS FOR AN APPLICATION UNDER THE DEPARTMENT OF DEFENSE, COMMUNITY ECONOMIC ADJUSTMENT GRANT PROGRAM;" and authorized the Chair to execute a sub-recipient agreement with Yuba Sutter Economic Development Corporation.

3) Adopted Resolution No. 2005-54, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO FILE AN APPLICATION WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR A STATE MATCHING GRANT FOR FAA AIRPORT IMPROVEMENT PROGRAM IDENTIFIED AS AIP 3-06-0149-012."

04/26/05
B. Child Support Services

1) Authorized out-of-state travel for staff to attend the National Child Support Enforcement Association Conference July 31 through August 4, 2005.

2) Authorized a Budget Transfer in the total amount of $190,250 from Salaries and Benefits to various line items for anticipated shortfalls.

C. Community Development: Authorized appropriation in the amount of $10,000 allocating 2004 Community Development Block Grant Planning and Technical Assistance funds for anticipated payments and program administration costs through June 30, 2005.

D. Health and Human Services

1) Approved the First Amendment to the agreement with Refined Technologies, Inc. for software registry for In Home Supportive Services and authorized the Chair to execute same.


E. Public Works

1) Accepted gift of asphalt concrete in the amount of $14,135 from Merriam Road property owners to be used to pave Merriam Road.

2) Adopted Resolution No. 2005-55, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION TERMINATING OFFER OF DEDICATION OF A PORTION OF RIVER OAKS BOULEVARD (#2697) AND WOODSIDE DRIVE (#2698) AND APPROVING FINAL MAP OF TRACT MAP NO. 2003-040 WOODSIDE VILLAGE UNIT 2B; and also adopted Resolution No. 2005-56 entitled: "RESOLUTION ACCEPTING OFFER OF DEDICATION FOR PUBLIC ROAD PORTION OF RIVER OAKS BOULEVARD."

F. Sheriff-Coroner

1) Approved contract with Department of Boating and Waterways for purpose of performing boating and safety activities for Fiscal Year 2005/06; authorized the Chair to execute same; and adopted Resolution No. 2005-57, which is on file in Yuba County Resolution Book No. 36, which is entitled:
"RESOLUTION AUTHORIZING THE PROJECT DIRECTOR TO EXECUTE STATE APPLICATION FOR FINANCIAL AID FOR THE BOATING PROGRAM, FISCAL YEAR 2005-2006."

ADOP\T RESOLUTION NO. 2005-57

CONSENT DISCUSSION

Risk Management-Personnel/Emergency Services Coordinator Manager Classification: County Administrator Kent McClain recapped the reclassification of duties for the Emergency Services functions, the pre-hazard mitigation grant program, and responded to Board inquiries. Following Board discussion, Chairman Griego directed the matter be returned to the Protective Inspection Committee for further clarification of duties and functions, including the pre-hazard mitigation grant program, and suggested inviting the first responders and Sheriff Black to the meeting.

PUBLIC COMMUNICATIONS

Mr. Mike Mahler, Marysville, expressed concern regarding potential liability to the County and its citizens in the case of a catastrophic event by Board approval of the Implementation Agreement on April 19, 2005 and urged the Board to reconsider their decision.

Supervisor Schrader recapped events leading up to the approval advising the decision was not made lightly.

Mr. Brent Hastey, Plumas-Arboga Road, stated his respect for the Board's decision and thanked the Board for their position and work to be done on the levees.

Supervisor Griego stated it would be irresponsible for the Board not to have taken action to repair the levees with the information and reports provided by various state and federal agencies.

Supervisor Stocker concurred.

Supervisor Nicoletti felt the building of Bullards Bar Dam was a similar situation for the County.

Mr. Mahler clarified his comments and reiterated his request.
BOARD OF SUPERVISORS

Children and Families/First 5 Yuba Commission: Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board appointed Mr. Matthew “John” Flo to the Children and Families/First 5 Yuba Commission for a term to expire April 30, 2007.

COMMUNITY DEVELOPMENT

Yuba-Sutter NCCP/Habitat Conservation Plan: Community Development Director Tim Snellings gave a Power Point presentation regarding current activities and status regarding the Plan development and responded to Board inquiries.

COUNTY ADMINISTRATOR

Third Quarter Financial Report/Fiscal Year 2004/05: Assistant County Administrator Randy Margo recapped financial conditions advising revenues were slightly higher than expected with expenditures at 65 percent and responded to Board inquiries.

SHERIFF-CORONER

Child Abuse Investigator: Upon motion of Supervisor Schrader, seconded by Supervisor Logue and unanimously carried, the Board delegated authority to Sheriff Black to accept donations made to the Sheriff’s Department to help fund a Child Abuse Investigator position for Fiscal Year 2005/06.

ORDINANCES AND PUBLIC HEARINGS

The Clerk read the disclaimer.

Ordinance – Extending Urgency Ordinance No. 1340: Chief Deputy County Counsel Kathleen Burgess recapped the proposed ordinance extending Urgency Ordinance No. 1340 and responded to Board inquiries. Madam Chair Grego opened the public hearing. No one came forward.

Upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, the reading was waived, and the Board adopted Ordinance No. 1346, which is on file in Yuba County Ordinance Book No. 18, which is entitled: "AN ORDINANCE EXTENDING ORDINANCE NO. 1340, AS AMENDED," for a period of ten months and fifteen days, as it relates to controlling issuance of building permits in the Plumas Lake Specific Plan Area and North Arboga Study Area and directing
conditioning of all new tentative maps in the Plumas Lake Specific Plan Area and North Arboga Study Area.

CORRESPONDENCE


B. Agenda from Central Valley Regional Water Quality Control Board for meeting of April 28 and 29, 2005. No action.

BOARD AND STAFF MEMBERS REPORTS

Reports were received on the following:

Supervisor Stocker:
- Sacramento Bee editorial on Beale Air Force Base
- Appeal Democrat Quick Poll on mid-valley population

Madam Chair Griego directed a presentation on commercial and economic development including timing factors for development be brought forward at a future meeting.

Supervisor Schrader:
- Vietnam Moving Wall Memorial display May 28 – June 2, 2005 at Calvary Temple in Yuba City located on Highway 20

Supervisor Nicoletti:
- Earth Day Cleanup held April 22, 2005
- Process for incorporation of Olivehurst

Supervisor Stocker left the meeting at 10:43 a.m. and returned at 10:48 a.m.

Supervisor Logue:
- Meeting on June 8, 2005 with Yuba Community College and Chico State University regarding a satellite university component at Yuba Community College
- Out-of-state week of May 2, 2005

Supervisor Griego:
- Olivehurst Community Cleanup on April 30, 2005 at the Yuba County Airport
Madam Chair Griego directed County Administrator to bring forward a recommendation regarding a summer meeting schedule and cancellation of the December 27, 2005 Board of Supervisors meeting.

CLOSED SESSION

The Board recessed at 10:54 a.m. and reconvened in closed session at 11:30 a.m. to discuss the following:

A. Labor negotiations pursuant to Government Code §54957.6(a) – Management Sheriff's Association/Deputy Sheriff's Association and County of Yuba/Beverly Capac

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

Supervisor Stocker left closed session at 11:58 a.m. and did not return.

The Board returned from closed session at 12:05 p.m. with all Board and staff members present as indicated above except Supervisor Stocker. There was no announcement.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 12:05 p.m. by Madam Chair Griego.

Chair

ATTEST: DONNA STOTTLEMeyer
CLERK OF THE BOARD OF SUPERVISORS

Approved: May 17, 2005