YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

AUGUST 2, 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 Stottlemyer. Chairman Griego presided.

CONSENT AGENDA

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

A. Agricultural Commissioner: Approved addendum to Joint Powers Agreement between Nevada, Sutter and Yuba Counties for purchase and installation of crane and authorized the Chair to execute same.

B. Board of Supervisors: Adopted Resolution No. 2005-107, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION APPROVING ASSOCIATE MEMBERSHIP IN CALIFORNIA RURAL HOME MORTGAGE FINANCE AUTHORITY (CRHMFA) HOMEBUYERS FUND, A JOINT POWERS AUTHORITY."

C. Clerk of the Board of Supervisors

1) Approved the minutes of the regular meetings of July 12 and 19, 2005 as written.

2) Reappointed Claudia Hollis to the In-Home Support Services Advisory Commission as a representative for a term to expire August 5, 2007.
D. District Attorney: Adopted Resolution No. 2005-108, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY OF YUBA COUNTY, AS THE DESIGNATED PROJECT DIRECTOR, TO MAKE APPLICATION FOR FUNDS TO THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES ON BEHALF OF THE COUNTY OF YUBA, PURSUANT TO THE CALIFORNIA CHILD ABUSER VERTICAL PROSECUTION PROGRAM."

E. Health and Human Services

1) Approved an agreement between In-Home Supportive Services Public Authority and County of Yuba for administration of program and budget, and authorized the Chair to execute same.

2) Approved Declaration of Intent Not to Contract for Fiscal Year 2004/2005 Emergency Medical Services Appropriation and authorized the Chair to execute same.

F. Probation

1) Approved an agreement with Marysville Joint Unified School District for the continuation of the Truancy Program and authorized the Chair to execute same.

2) Approved Temporary Aid to Needy Families Probation Expenditure Plan for Fiscal Year 2005/2006 and authorized the Chair to execute same.

G. Public Works

1) Adopted Resolution No. 2005-109, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION APPROVING FINAL MAP OF TRACT MAP NO. 2003-11, LA TIERRA BONITA RANCH."

2) Adopted Resolution No. 2005-110, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION CONFIRMING THE DIAGRAM AND ASSESSMENTS WITHIN GLEDDHILL LANDSCAPING AND LIGHTING DISTRICT."

3) Adopted Resolution No. 2005-111, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION INITIATING PROCEEDINGS TO ANNEX TERRITORY TO COUNTY SERVICE AREA CSA - 66 (PLUMAS LAKE)."
4) Approved an agreement with KB Home North Bay Inc. and authorized the Chair to execute same.

H. Risk Management/Personnel

1) Approved a Memorandum of Understanding with the Deputy Sheriff's Association effective August 1, 2005 and authorized the Chair to execute same.

2) Adopted Resolution No. 2005-112, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULE NO. 2005-105," as it relates to Sheriff-Coroner.

3) Adopted Resolution No. 2005-113, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION ADOPTING THE RULES GOVERNING COVERAGE AND COMPENSATION, BENEFITS AND WORKING CONDITIONS OF EMPLOYEES OF THE COUNTY OF YUBA RESOLUTION NO. 2005-21."

CONSENT DISCUSSION

County Counsel/Placer County Agreement/Patterson Sand and Gravel: County Counsel Daniel Montgomery recapped the proposed agreement which provides lead agency oversight of the reclamation plan and financial assurances for Patterson Sand and Gravel advising there would be no effect to County enforcement of the resource depletion fee and responded to Board inquiries.

Mr. Jim Wilson, Spruce Street, expressed concern regarding various issues of the agreement and urged the Board to postpone a decision.

Mr. Pat Mitchell, Patterson Sand and Gravel Counsel, recapped responses to the draft environmental impact report advising all comments would be addressed in the final report, recapped the agreement advising Patterson Sand and Gravel has executed the agreement as requested.

Following Board discussion, Madam Chair Griego referred the matter to the Land Use and Public Works Committee.

REFER TO COMMITTEE

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PUBLIC COMMUNICATIONS

Mr. Rick Page, President of Postal Area Local Union 211, advised of a possible closure of the Marysville distribution facility and urged the Board to issue a letter of support to State and Federal agencies.

Following Board consensus, Madam Chair Griego directed preparation of said correspondence.

Mr. Bill Cahill, Peoria Ridge Estates, recapped the lack of progress and staff errors in establishing assessments for County Service Area 63 and requested Board oversight.

Madam Chair Griego referred the matter to the County Administrator.

Ms. Jean Pittman, Smartsville, expressed concern regarding recent actions taken by the Smartsville Fire Protection District, provided a cassette of a recent board meeting, and felt the board should be disbanded with the Board of Supervisors taking over district functions until the next general election.

In response to an inquiry by Madam Chair Griego, County Counsel Daniel Montgomery advised further investigation would be required to determine Board of Supervisor jurisdiction.

Ms. Carla Wilcoxen, Plumas Lake, expressed concern regarding the low number of street lights and speed limit signs within the Sweetwater Ranch subdivision within Plumas Lake and requested Board assistance.

Madam Chair Griego referred the matter to Public Works.

BOARD OF SUPERVISORS

Advisory Measure G/Indian Gaming: County Counsel Daniel Montgomery recapped the proposed advisory measure asking voters "Should a destination resort/hotel and American Indian gaming casino be located within the sports/entertainment zone on Forty Mile Road in the County of Yuba?" Mr. Montgomery responded to Board inquiries.

Mr. Jim Gholson, Krosens Road, spoke in support of the advisory measure being placed on the ballot.
Following query of the audience by Madam Chair Griego which indicated overwhelming support, upon motion of Schrader, seconded by Supervisor Stocker, and unanimously carried, the Board adopted Resolution No. 2005-114, which is on file in Yuba County Resolution Book No. 36, which is entitled: "RESOLUTION CALLING A SPECIAL ADVISORY ELECTION TO BE HELD TUESDAY, NOVEMBER 8, 2005."

Ms. Marlys Eatmon, Olivehurst suggested the measure be worded to include "off-reservation casino."

CORRESPONDENCE

A. Letter from residents of Dan Avenue c/o Christopher Seale regarding subdivision by Beazer Development located between Rose Avenue and Dan Avenue.

Referred to Community Development


C. Letter from San Joaquin Valley Rail regarding Amtrak service and resolution of support. No action.

D. Letter from Pete (Marvin) Hanson, regarding Peoria Ridge Estates subdivision and establishment of County Service Area.

Referred to County Administrator, Public Works, Community Development

E. Agenda from Central Valley Regional Water Quality Control Board for meeting on August 2, 2005. No action.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Stocker:
- Memorial adjournments in memory of Mrs. Vera G. Brunell, Mrs. Helen B. Frank, and Mr. Loren Schultz
- Yuba Sutter Economic Development Corporation meeting of August 2, 2005 and proposed inclusion of Colusa County
Supervisor Schrader:
- Memorial adjournment in memory of Mr. Dan Carpenter
- Meeting with Butte County regarding Highways 70 and 99
- Yuba County Water District

Supervisor Nicoletti:
- Memorial adjournment in memory of Mr. Bob Hardy
- Veterans Stand Down August 5, 2005

Supervisor Logue:
- Expanding Bi-County Transportation Committee to include Butte County
- North Beale Road zoning for commercial development

Supervisor Griego:
- Memorial adjournment in memory of Mrs. Linda Caballero

County Administrator Kent McClain:
- Veterans Service Officer out of state through August 10, 2005

County Counsel Daniel Montgomery:
- Planning Commission proposal to initiate specific plan and zoning amendments for the purpose of identifying sites for public facilities or incompatible development

Madam Chair Griego formed an advisory committee appointing herself and Supervisor Logue as representatives to address amendments and recommendations with a duration of four months.

**CLOSED SESSION**

Madam Chair Griego advised closed session discussion was not needed regarding labor negotiations and real property negotiations.

**ADJOURNMENT**

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 7:19 p.m. in memory of Mrs. Vera G. Brunell, Mrs. Helen B. Frank, Mrs. Linda Caballero, Mr. Loren Schultz, Mr. Dan Carpenter, and Mr. Bob Hardy by Madam Chair Griego.

08/02/05
ATTEST: DONNA STOTTMAN
CLERK OF THE BOARD OF SUPERVISORS

Approved: August 16, 2005