YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
AUGUST 9, 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 Stoecker. Also present were County Administrator Kent McClain, County Counsel Daniel Montgomery, and Deputy Clerk of the Board of Supervisors Ellen DeLemos. Chairman Griego presided.

CONSENT AGENDA

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

A. Administrative Services

1) Approved agreements with Megabyte, Inc. for System Maintenance Services and Database Support Services and authorized the Chair to execute same.

2) Authorized a Budget Transfer in the amount of $102,700 from Program Income Trust Fund 278 for $100,000 and Account No. 130-0000-551-3200 (Rents and Concessions) for $2,700 to Account No. 130-9500-432-6135 (Master Plan) for completion of environmental planning services for Airport Master Plan.

B. Board of Supervisors

1) Adopted Resolution No. 2005-115, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION URGING THE LEGISLATURE AND THE GOVERNOR TO TAKE IMMEDIATE ACTION TO FULLY REIMBURSE YUBA COUNTY FOR THE STATE SPECIAL ELECTION."

C. Clerk of the Board of Supervisors

1) Appointed Leora Keller to Brownsville Cemetery District to fill unscheduled vacancy for a term to expire October 1, 2006.

08/09/05

MINUTE BOOK 62 PAGE 166
2) Appointed Barbara Warren to Yuba County Library Advisory Commission as the District Four Representative for a term to expire December 31, 2008.

D. Community Development

1) Approved inventory adjustment request removing fax machine and drawing board from inventory.

2) Approved adding Planning Manager Classification.

E. Health and Human Services

1) Approved agreement with Pathways for drug and alcohol treatment services and authorized the Chair to execute same.

2) Approved agreement with Skyway House for drug and alcohol treatment services and authorized the Chair to execute same.

3) Approved Notice of Intent to contract with public or private nonprofit agencies to provide prevention services under the Child Abuse Prevention, Intervention and Treatment, Community Based Child Abuse Prevention, and promoting Safe and Stable Families Programs and authorized the Chair to execute same.

F. Library

1) Authorized a Budget Transfer in the amount of $50,000 from Account No. 185-0000-101-0100 (Impact Fees) to Account No. 101-6000-462-2803 (Special Department Expense) for purchase of reference materials.

G. Probation

1) Authorized relief of liability for cash shortage of $150 which occurred in Revenue and Recovery Unit May 3, 2005.

2) Approved inventory adjustment request discarding various items from Juvenile Hall.

3) Authorized a Budget Transfer in the amount of $9,076 from Account No. 101-000-361-5601 (Victim Witness Program) to various line items.
4) Authorized a Budget Transfer in the amount of $5,711 from Account No. 101-000-371-9712 (General Fund) to Account No. 101-3150-423-28-00 (Special Department Expenses) for $2,269 and Account No. 101-3150-423-29-00 (Fixed Assets) for $3,442.

5) Authorized a Budget Transfer in the amount of $13,768 from Account No. 101-0000-361-5601 (Victim Witness Program) to Account No. 101-3105-423-22-00 (Office Expenses) for $1,419 and Account No. 101-3105-423-62-00 (Fixed Assets) for $12,349.

H. Public Works

1) Awarded contract to Teichert Construction, apparent low bidder, for signal project at SR 70 and Feather River Blvd and authorized the Chair to execute same.

2) Adopted Resolution No. 2005-116, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING SUBMISSION OF TRANSPORTATION CLAIM FOR FUNDS FROM THE TRANSPORTATION AND DEVELOPMENT ACT OF 1971 AS AMENDED."

I. Risk Management/Personnel

1) Adopted Resolution No. 2005-117, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2004-98," as it relates to Community Development Planning Manager effective August 1, 2005.

2) Adopted Resolution No. 2005-118, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULE NO. 2005-105," as it relates to Community Development Planning Manager effective August 1, 2005.

SPECIAL PRESENTATION

1) Bi-County Cooperative Extension: Director Mike Murray and U.C. Davis Farm Advisor Glenn Nader presented the Board with an annual report on the agriculture in Sutter and Yuba Counties.

Supervisor Stocker left the meeting at 9:32 a.m. and returned at 9:36 a.m.

2) Sutter Yuba Mosquito and Vector Control District: Manager Ron McBride updated the Board regarding precautions the County is taking to prevent West Nile Virus.

08/09/05
PUBLIC COMMUNICATIONS

Mr. Dominic Dominguez, Browns Valley, expressed concerns regarding delay of the Community Service Area (CSA) 21 paving project on Penny Way, provided written handout, and requested assistance to have the project moved forward.

Following Board discussions, Madam Chair Griego advised the Board consensus was to move forward with the project.

Mr. Ted Lowe, Marysville, urged Board consideration to complete an independent study on groundwater levels in the Las Quintas Subdivision.

BOARD OF SUPERVISORS

Assembly Constitution Amendment 22 (ACA) – Homeowner & Property Protection Act: Request urging for support in ACA22.

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the board authorized a letter of support for ACA22.

ORDINANCES AND PUBLIC HEARINGS

The Clerk read the disclaimer.

A. Public Hearing - Hold public hearing and adopt resolution for submission of 2005 HOME Investment Partnership Program application: Planning Division Manager Chuck Thistlewaite recapped the proposed project and responded to Board inquiries.

The board recessed at 10:35 a.m. and returned at 10:40 a.m. with all Board members as indicated above.

Mr. Caleb Roope, Developer, Pacific West Communities, Inc. gave a Power Point presentation on workforce housing projects and urged support of financing $1,000,000 of a $20,000,000 project of low income rental developments on North Beale Road in Linda.

Mr. Seth Merewitz, project Attorney, recapped Board jurisdiction and oversight of project and urged support.

Ms. Ilene Jacobs, California Rural Legal Assistance, recapped steps taken to meet housing element requirements, benefits for surrounding areas and the economy, and urged Board their support.
Mr. Walt Whitendon, W. Linda, expressed concern regarding various issues of the project and urged a survey to determine single family residents in East and West Linda.

Following Board discussion, upon motion of Supervisor Schrader and seconded by Supervisor Logue and unanimously carried, the public hearing was closed.

Following Board discussion, upon motion of Supervisor Griego and seconded by Supervisor Stocker and following a roll call vote, with Supervisors Stocker, Schrader, Griego and Nicoletti voting in the affirmative and Supervisor Logue voting in opposition, the Board Adopted Resolution No. 2005-119, which is on file in Resolution Book No. 36, which is entitled: “APPROVE AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM; AND IF SELECTED, THE EXECUTION OF A STANDARD AGREEMENT, ANY AMENDMENTS THERETO, AND OF ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM,” as amended to authorize County Administrator to execute after Board review.

CORRESPONDENCE

A. Letter from Sutter-Yuba Mental Health Services enclosing the Mental Health Board’s Annual Year-End for Fiscal Year 2004/2005. No action.

B. Letter from United States Department of the Interior/Bureau of Land Management regarding a public meeting on Resource Management Plan as it pertains to the Central Valley Assessment Area and a portion of the Yuba Assessment Area on August 18, 2005, in Galt, CA. No Action.


E. Letter from Enterprise Rancheria, dated August 1, 2005 regarding Memorandum of Understanding with Yuba County. No action.
BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Stocker:
• Appeal Democrat article on preserving agriculture land
• Sacramento Bee article on energy bills

Supervisor Schrader:
• Memorial adjournment in memory of Mr. Ricky Rivera

Supervisor Nicoletti:
• Veterans Stand Down August 5, 2005
• Yuba Sutter Fair Livestock auction raised over $500,000

Supervisor Logue:
• Memorial adjournment in memory of Lance Corporal Adam Strain

Supervisor Griego:
• Proclamation presented to Cotton Rosser for his 77th birthday at the Yuba Sutter Fair

Assistant County Administrator Randy Margo:
• Voting Systems electronic software

CLOSED SESSION

Madam Chair Griego advised discussion was not needed regarding Real Property negotiations at 1114 Yuba Street.

The Board retired into closed session at 11:56 a.m. to discuss the following:

A. Threatened litigation pursuant to Government Code §54956.9(b) - One Case

Supervisor Schrader left closed session at 12:30 p.m. and did not return.

The Board returned from closed session at 12:42 p.m. with all Board and staff members present as indicated above, except Supervisor Schrader and Supervisor Logue. There was no announcement.
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 12:43 p.m. in memory of Mr. Ricky Rivera and Lance Corporal Adam Strain.

[Signature]
Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
By: Ellen DeLemos, Deputy Clerk

Approved: 9-6-05