YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

SEPTEMBER 13, 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, County Counsel Daniel Montgomery, and Deputy Clerk of the Board of Supervisors Ellen DeLemos. Madam Chair 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 lease between County of Yuba and United States Government Lease No. DTFAWP-05-L-00084 and Adopted Resolution 2005-238, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE LEASE AGREEMENT BETWEEN THE COUNTY OF YUBA AND THE UNITED STATES GOVERNMENT IDENTIFIED AS DTFAWP-05-L-00084."

B. Clerk-Recorder/Elections

1) Accepted Certification of the Canvass of Election returns for the Special Election of August 30, 2005 for Loma Rica/Browns Valley Community Services District and Yuba County Water District - Division 2.

C. County Administrator

1) Approved an agreement with TranSystems Corporation to analyze costs and issues associated with retaining a portion of the Cleveland Rail Spur and authorized the Chair to execute same.
2) Approved an agreement with Fieldman, Rolapp and Associates to provide financial advisory services for establishing Mello Roos Community Facilities Districts within Orchard-Montrose Development located within East Linda Specific Plan and authorized the Chair to execute same.

3) Approved an agreement with Goodwin and Associates to provide special tax consultant services for establishing Mello Roos Community Facilities Districts within Orchard-Montrose Development located in East Linda Specific Plan and authorized the Chair to execute same.

D. Health and Human Services

1) Approved an agreement between County of Yuba and Children's Home Society for Stage I Child Care Services and authorized the Chair to execute same.

2) Approved Subvention and Medi-Cal Certificate of Compliance for Fiscal Year 2005/2006 California Department of Veteran Affairs and authorized the Chair to execute same.

3) Approved an agreement with Yuba County Office of Education for work experience and employment training for CalWORKs.

4) Approved lease agreement between County of Yuba on behalf of Health and Human Services Department and County of Yuba Office of Education for office space located at One Stop Center and authorized the Chair to execute same.

E. Public Works

1) Awarded contract to Western States Surfacing the apparent low bidder for Johnson Park Subdivision and Peoria Road chip seal project with bid opening September 9, 2005 and authorized the Chair to execute upon submittal and review and approval of County Counsel.

2) Awarded contract to Baldwin Contracting Company, Inc. the apparent low bidder for Spenceville Road Rehabilitation project with bid opening September 8, 2005 and authorized the Chair to execute upon submittal and review and approval of County Counsel.

3) Approved plans and specifications for the East Linda storm drain extension.
PUBLIC COMMUNICATIONS

Mr. Dale Quinn, Yuba County Probation, representing Chief Probation Officer Steve Roper requested the board to adjourn the meeting in memory of former Chief Probation Officer Maxine Singer.

Mr. Rick Page, Area Postal Workers Union 211 President, expressed concerns of a possible closure of the Marysville distribution facility and urged the Board to issue a letter of support.

County Administrator Kent McClain advised the Board that the closure of the Marysville Facility would also affect the Agricultural Department and suggested inclusions of effects.

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

COMMUNITY DEVELOPMENT

General Plan Amendment and Change of Zone No. 2005-0004 (Valley Development): Community Development Director Tim Snelling and Senior Planner Stacey Joliffe gave a power point presentation recapping proposed commercial development project on southwest corner of McGowan and Arboga, responded to Board inquiries and recommended quick disapproval.

Airport Manager Mary Hansen expressed concerns of property development on the approach and departure zone for the Yuba County Airport and effect on future projects.

Mr. Dennis Nelson, Valley Development, opposed quick disapproval and urged Board support.

Supervisor Schrader moved to approve quick disapproval of proposed project. Motion failed for lack of a second.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, with Supervisor Schrader voting in opposition, the Board referred the project to the Planning Commission.

COUNTY ADMINISTRATOR

Yuba Sutter Disposal, Inc/ Franchise Agreement: County Administrator Kent McClain recapped agreement reporting increase is due to higher fuel costs and responded to Board inquiries.

09/13/05
Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Nicoletti and unanimously carried, the Board Adopted Resolution No. 2005-239, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION ADOPTING AN AMENDMENT TO THE YSDI FRANCHISE AGREEMENT AND APPROVING A RATE STRUCTURE TO PROVIDE A 9.10% REVENUE INCREASE."

At the request of County Administrator Kent McClain and upon motion of Supervisor Logue, seconded by Supervisor Nicoletti and unanimously carried, the Board moved to add the matter of Hurricane Katrina assistance as the need to take action arose subsequent to the agenda being posted.

Following presentation by Mr. McClain and Board inquiries, upon motion of Supervisor Logue, seconded by Supervisor Nicoletti and unanimously carried, the Board authorized staff to volunteer for relief work in New Orleans and maintain salary and benefits for an estimated time of two weeks per approval of the Department Head with the County to seek reimbursement from Federal Emergency Management Agency for costs incurred.

CORRESPONDENCE

A. Flyer from Sierra Nevada Conservancy regarding Public Forum on September 15, 2005 in El Dorado Hills. No action.

B. Letter from United States Department of the Interior/Bureau of Land Management regarding a public meeting on environmental assessment as it pertains to the Yuba Goldfields on October 13, 2005 in Yuba County Government Center. No action.

C. Letter from Governor's Office of Emergency Services enclosing a report from United States Department of Agriculture granting a Secretarial disaster designation for Yuba County. No action.

D. Agenda from Central Valley Regional Water Quality Control Board for meetings on September 15 and 16, 2005 in Rancho Cordova, CA. No action.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Stocker:
- Sacramento Bee article on low income and population in the Valley
- Advised of possible out-of-state travel to New Orleans to assist with Hurricane Katrina
- Sierra Nevada Conservancy Forum on September 15, 2005
- Appeal Democrat article interviewing County Administrator Kent McClain on flood control

Supervisor Schrader:
- Memorial adjournment in memory of Mrs. Maxine Singer and Mr. Will Essary
- Expressed concerns regarding the levee system and the State Officials failing the community
- County Service Area 21 (Penny Lane) update

Supervisor Nicoletti:
- Proclamation for Assistant Assessor Mr. Ken Klebe on his retirement
- Yuba Sutter Disposal, Inc. fund raisers for families who don't receive special funding

Supervisor Logue:
- Congratulations letter to Julia Scroggin for appointment as Yuba County Superior Court Judge
- Local Agency Formation Commission meeting September 7-9, 2005

Supervisor Griego:
- Directed correspondence to Congress in support of levee repair

CLOSED SESSION

The Board retired into closed session at 10:59 a.m. to discuss the following:

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

The Board returned from closed session at 11:08 a.m. with all Board and staff members present as indicated above.

There was no announcement.
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:09 a.m. in memory of Mrs. Maxine Singer and Mr. Will Essary.

[Signature]
Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
By: Ellen DeLemos, Deputy Clerk

Approved: Sept. 27, 2005