YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
OCTOBER 11, 2005

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:32 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. Clerk of the Board of Supervisors: Approved minutes of the regular meeting of September 20, 2005 as written.

B. Community Development: Authorized fund expenditures in an amount not to exceed $3,500 from the Fish and Game Trust Fund for the Junior/Women Pheasant Hunt.

C. Public Works

1) Adopted Resolution No. 2005-255, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION APPROVING FINAL MAP OF TRACT MAP NO. 2003-038, MONTROSE AT EDGEWATER UNIT NO. 1 AND ASSOCIATED SUBDIVISION IMPROVEMENT AGREEMENTS."

2) Authorized Chair to execute correspondence to Citizens Bank of Nevada County to release County interest in Time Certificate of Deposit No. 03301550.

3) Adopted Resolution No. 2005-256, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS AT THE INTERSECTION OF EDGEWATER CIRCLE AND SHALLOW CREEK DRIVE."

10/11/05
4) Adopted Resolution No. 2005-257, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION ESTABLISHING AN ALL-WAY STOP INTERSECTION AT LARSON STREET AND LEVER AVENUE."

PUBLIC COMMUNICATIONS

No one came forward.

COMMUNITY DEVELOPMENT

1) Swainson Hawk Study: Community Development Director Tim Snellings and Ken Whitney, Foothill Associates presented a power point presentation recapping the Swainson Hawk Study and responded to Board inquiries.

Mr. Darin Gale, Building Industry Association, urged the Board to postpone receiving until further study can be conducted pertaining to potential lawsuits.

Following Board consensus, Madam Chair Griego directed Community Development to bring forward information regarding Beale Air Force Base Contours and lawsuits imposed on other counties.

Supervisor Logue left the meeting at 9:54 a.m. and returned at 10:26 a.m.

2) Activities/Work load Status: Community Development Director Tim Snellings presented a power point presentation recapping the accomplishments and goals within the department and responded to Board inquires.

COUNTY ADMINISTRATOR

Declaration of Local Emergency and Request for Public Assistance for Hurricanes Katrina and Rita: Upon motion of Supervisor Stocker, seconded by Supervisor Logue and unanimously carried, the Board adopted Resolution No. 2005-258, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA, STATE OF CALIFORNIA, DECLARING STATE OF EMERGENCY, relating to Hurricane Katrina;" and adopted Resolution No. 2005-259, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA, STATE OF CALIFORNIA, DECLARING STATE OF EMERGENCY, relating to Hurricane Rita."
ORDINANCES AND PUBLIC HEARINGS

The Clerk read the disclaimer.

Public Hearing/East Linda Specific Plan Road and Park Fee Nexus Study and Imposition of fee: Public Works Director Kevin Mallen recapped the study and responded to Board inquires.

Madam Chair Griego opened the public hearing.

Mr. Chuck Carver, East Park Avenue, commented on the area of the specific plan.

Mr. Darin Gale, Building Industry Association, urged the Board to waive updated fees to new homeowners.

Upon motion of Supervisor Stocker, seconded by Supervisor Schrader and unanimously carried, the public hearing was closed and the Board adopted Resolution No. 2005-260, which is on file in Resolution Book No. 36, which is entitled: "RESOLUTION ADOPTING EAST LINDA SPECIFIC PLAN ROAD AND PARK FEE UPDATE AND ESTABLISHING REVISED IMPACT FEES."

CORRESPONDENCE

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

A. Letter from Del Oro Caregiver Resource Center regarding free workshop entitled "Alcohol, Medications, and Other Drugs: Abuse and Misuse Among Older Adults" on October 17, 2005 at 9: a.m. at the Fremont-Rideout Conference Center in Yuba City. No Action.


C. Letter from National Association of Counties regarding County membership. No Action.

D. Letter from Dobbs/Oregon House Action Committee regarding the Spring Valley Specific Plan and the Spring Valley Project Development Agreement. REFER TO STAFF

Referred to Community Development
BOARD AND STAFF MEMBERS REPORTS

Reports were received on the following:

Supervisor Stocker:
  • Building a friendlier community

Supervisor Schrader:
  • Article in National Paper from Army Corps of Engineers and rebuilding in New Orleans

Supervisor Nicoletti:
  • Invitation to Yuba Sutter Transit to discuss transportation to Peach Tree Clinic

County Administrator Kent McClain:
  • Out-of-state travel October 12-14, 2005

Assistant County Administrator Randy Margo:
  • Bond Issuance for Edgewater Project

CLOSED SESSION

At the request of County Counsel, upon motion of Supervisor Schrader, seconded by Supervisor Stocker, and unanimously carried, the Board added to closed session two cases of threatened litigation as the need to take action arose subsequent to the agenda being posted.

The Board retired into closed session at 11:42 a.m. to discuss three cases of threatened litigation pursuant to Government Code §54956.9(b).

Supervisor Logue joined closed session at 11:47 a.m.

The Board returned into open session at 12:07 p.m. with all Board and staff members present as indicated above. There was no announcement from closed session.
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 12:08 p.m. by Madam Chair Griego.

\[_signature\]
Chairman

ATTEST: DONNA STOTTLMEYER
CLERK OF THE BOARD OF SUPERVISORS

\[signature\]
By: Ellen DeLemos, Deputy Clerk

Approved: Oct 26, 2005