YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

FEBRUARY 7, 2006

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, Deputy Counsel Martha Wilson, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Schrader presided.

CONSENT AGENDA

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

A. **Board of Supervisors:** Adopted Resolution No. 2006-14, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION ACKNOWLEDGING JANUARY AS "NATIONAL GLAUCOMA AWARENESS MONTH."

B. **Clerk of the Board of Supervisors:** Approved the minutes of the regular meetings of January 17 and 24, 2006, as written.

C. **Community Development**

1) Approved Agreement No. 2CA55110 with California Department of Forestry and Fire Protection for a term of March 1, 2006 through June 30, 2008 for a Fire Protection Planner and authorized the Chairman to execute same.


D. **Public Works:** Approved a contract with Wildlands Inc. to purchase Swainson’s Hawk foraging habitat credits for the Plumas Lake Boulevard (Algodon Road) interchange project and authorized the Chairman to execute same.
E. Risk Management/Personnel: Authorized catastrophic leave request for Health and Human Services employee.

F. Sheriff-Coroner: Approved an agreement between City of Wheatland and County of Yuba for law enforcement dispatch services and authorized the Chairman to execute same.

G. Treasurer-Tax Collector: Approved an agreement with Goodwin Consulting Group for consulting services and authorized the Chairman to execute same.

SPECIAL PRESENTATION

A. Tuscano, Ginny: Chairman Schrader read and presented a proclamation to Adult Services Program Manager Ginny Tuscano honoring 38 years of dedicated service to the citizens of Yuba County on her retirement from County service.

B. Yuba Sutter Microenterprise Training Program/11th Graduation Class: Enterprise Zone Manager Mary Hansen and Instructor and Small Business Development Corporation Director Ken Freeman presented the 11th graduating class consisting of the following individuals:

- Marvin Bottum
- Robert Dipardo
- Holly Fernandez
- Randy Granados
- Bill Kendel
- Dee Kennedy-Rupert
- Zak King
- Katia Kreher
- Agnes Laurent
- Jean Pierre Raffali
- Suzanne Smith
- Joseph Stottman
- Joyce Stricker
- Robin Timoszyk
- Kristian Van Doorn

C. 2005 Study Mission/Sacramento Metropolitan Chamber of Commerce: No one from the Chamber was present.

PUBLIC COMMUNICATIONS

Ms. Bonnie Metcalf, Olivehurst, provided a copy of Oaksterdam News to each Board member, advised of various problems with the City of Marysville Police Department and Sutter County Sheriff's Department, and questioned time limits for public communications.

Chairman Schrader advised each individual is limited to five minutes and issues regarding the City of Marysville and Sutter County should be addressed to those entities.

02/07/06
PUBLIC WORKS

Proposition 12 Per Capita Park Funds/$38,541 Appropriation: Public Works Director Kevin Mallen recapped funds use for park improvements and requested Board direction regarding allocating funds to either Olivehurst Public Utility District (OPUD) for pool improvements or Yuba Sutter Youth Soccer League for restroom facilities at Riverfront Park. Mr. Mallen responded to Board inquiries.

OPUD Director Jim Carpenter and Executive Director Tim Shaw recapped the pool facility rehabilitation project costs and urged Board support.

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Griego and unanimously carried, the Board authorized $38,541 to the Yuba Sutter Soccer League for restroom facilities and directed funding from Proposition 40 include OPUD pool improvements in the amount of $46,500.

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer.

A. Ordinance – Correcting Chapter 13 Section 13.00.062 relating to Fees: Following presentation by Deputy Counsel Martha Wilson of proposed ordinance to reinstate fees which were erroneously deleted, Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, the reading was waived, and the Board introduced an ordinance correcting Chapter 13 Section 13.00.062 of the Yuba County Ordinance Code relating to fees.

B. Public Hearing – Conflict of Interest Code for Wheatland Fire Authority: Following a brief recap from Wheatland Fire Authority Darryl Stineman, Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed and the Board approved the Conflict of Interest Code for Wheatland Fire Authority.

C. Public Hearing – Federal Reserve Project HR2389/Title III Final Spending Plan: Following a brief recap by Agricultural Commissioner Dennis Pooler on projects to be funded, Chairman Schrader opened the public hearing. No one came forward.
Upon motion of Supervisor Stocker, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, and the Board approved the final spending plan for Federal Reserve Project HR2389 – Title III.

CORRESPONDENCE

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

A. Letter from Area 4 Agency on Aging requesting continued contribution for Fiscal Year 2006/2007.
   Referred to Clerk of the Board for Budget inclusion.


D. Letter from Californians Against Higher Insurance Rates requesting letter to Insurance Commissioner opposing new proposal for auto insurance regulations. No action.

E. Booklet from Central Valley Homeless Veterans Assistance Program regarding 5th Annual Veterans Stand Down. No action.

F. Letter from Governor’s Office of Emergency Services advising of disaster designation for contiguous counties due to agriculture losses caused by cold weather from February 14, 2005 through February 26, 2005 which includes Yuba County. No action.

ADDITIONAL CORRESPONDENCE

   Referred to County Counsel
BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Logue:
  - Out of country February 13 - 26, 2006

Supervisor Nicoletti:
  - Marysville City/County Liaison meeting of March 2, 2006

Supervisor Stocker:
  - Memorial adjournment in memory of Mr. Ed Boudinot

Supervisor Griego:
  - Memorial adjournment in memory of Mr. Armando I. Miramontes and Mr. Paul R. Pettet

Supervisor Schrader:
  - Memorial adjournment in memory of Mr. Donald E. Lehman

CLOSED SESSION

The Board retired into closed session at 7:04 p.m. to discuss the following:

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

B. Personnel pursuant to Government Code §54957 -- Public Employment/County Administrator (Continued from January 17 and 24, 2006)

C. Pending litigation pursuant to Government Code §54956.9(a) – Olivehurst Public Utility District vs. County of Yuba

The Board returned from closed session at 7:15 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 7:15 p.m. in memory of Mr. Ed Boudinot, Mr. Donald E. Lehman, Mr. Armando I. Miramontes, and Mr. Paul R. Pettet by Chairman Schrader.

Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: February 24, 2006