YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
MARCH 14, 2006

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:34 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 Robert Bendorf, Chief Deputy County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Ellen DeLemos. Chairman Schrader presided.

Chairman Schrader announced the public hearing regarding SR20 Kibbe Road Environmental Impact Report has been cancelled until further notice and will be re-noticed.

CANCEL HEARING

CONSENT AGENDA

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

A. Administrative Services: Approved agreement with MBK Engineers for professional services to develop flood information and mitigation strategies and authorized the Chairman to execute same.

B. Clerk of the Board of Supervisors: Approved the minutes of the regular meeting of February 28, 2006 as written.

C. Clerk-Recorder/Elections: Adopted Resolution No. 2006-29, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION ORDERING CONSOLIDATION OF ELECTIONS."

D. Community Development

1) Approved contract with Kwest Engineering for Environmental Consulting Services and authorized the Chairman to execute same.

2) Approved contract with Applied Engineering and Geology, Inc. for environmental consulting services and authorized the Chairman to execute same.

APPROVE AGREEMENT
APPROVE MINUTES
ADOPT RESOLUTION NO. 2006-29
APPROVE CONTRACT
APPROVE CONTRACT

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E. Sheriff-Coroner: Approved reclassification of one vacant Office Specialist position to Sheriff’s Records Clerk.

F. Risk Management/Personnel

1) Adopted Resolution No. 2006-30, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2005-222," as it relates to the Sheriff’s Department.

2) Adopted Resolution No. 2006-31, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULE NO. 2006-107," as it relates to the Sheriff’s Department.

SPECIAL PRESENTATION

Sacramento Metropolitan Chamber of Commerce: Senior Vice President Dave Butler provided a Power Point presentation regarding the 7th Annual Study Mission from Indianapolis, Indiana, advised this year’s focus is to enhance flood protection at the Federal, State, and Regional levels, and responded to Board inquiries.

INFO ONLY

PUBLIC COMMUNICATIONS

Mr. Greg Crompton, Dobbins, expressed concern for fire safety in the foothills and urged Board support for the Slapjack project developed by the Yuba Watershed Protection and Fire Safe Council.

COUNTY ADMINISTRATOR

1) Woodbury Specific Plan: Assistant County Administrator Randy Margo recapped the credit agreement for advance funding to implement levee improvements and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti and unanimously carried, the Board approved Advance Funding and Credit Agreement with Reynen and Bards regarding proposed Woodbury Specific Plan and authorized the Chairman to execute same.

APPROVE AGREEMENT

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CONSENT DISCUSSION) PUBLIC WORKS

1) Marysville Bypass Project/Budget Transfer: Public Works Director Kevin Mallen recapped the proposed contract to conduct a study for the Marysville Bypass project expressing the need for a local road alternative, and responded to Board inquiries.

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, with Supervisor Stocker voting in opposition, the Board approved contract with David Evans and Associates for study project on Marysville Bypass, authorized the Chairman to execute same, and authorized a Budget Transfer in the amount of $360,000 from Account No. 102-0000-371-098-99 (General Fund Miscellaneous) to Account No. 102-9100-421-23-01 (Special Project Fund).

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer.

A. Public Hearing/County Service Area 52 Zone of Benefit B/Assessment of $228 Per Year Per Parcel (Sierra Vista Subdivision): Public Works Director Kevin Mallen recapped the request for annexation of territory and assessment and responded to Board inquiries.

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 adopted Resolution No. 2006-32, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION ANNEXING TERRITORY (SIERRA VISTA SUBDIVISION) TO COUNTY SERVICE AREA 52, ZONE OF BENEFIT B.”

CORRESPONDENCE

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

A. Letter from Yuba County Office of Education Richard Teagarden regarding increase transportation options in rural areas of Yuba County. Referred to Yuba Sutter Transit Authority.

B. Letter from Plumas National Forest announcing public comments period on potential list of eligible tracts of land for sale through March 30, 2006. No action.
C. Agenda from Central Valley Regional Water Quality Control Board for meetings scheduled on March 16 and 17, 2006 in Rancho Cordova. No action.

D. Letter from University of Colorado at Boulder requesting permission to install seismometers on County property to learn more about the Sierra Nevada mountain range as well as seismicity around California. Referred to County Administrator, County Counsel, Community Development, and Yuba County Water Agency.

Supervisor Griego left the meeting at 10:42 a.m. and returned at 10:48 a.m.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Logue:
- Infrastructure proposals for industrial and manufacturing to be reviewed by Land Use and Public Works Committee
- Noise Contour Study for Beale Air Force Base due in April

Supervisor Nicoletti:
- Expressed importance of Marysville Bypass
- Urged closure on Multi Hazard Mitigation Planning
- Emphasized need for more staff in Community Development

Supervisor Schrader:
- Meeting on March 13, 2006 with Sacramento Bee reporter concerning levee repair project

Assistant County Administrator Randy Margo:
- California State Association of Counties meeting of March 15, 2006 on tobacco securitization

CLOSED SESSION

The Board retired into closed session at 11:05 a.m. to discuss the following:

A. Pending litigation pursuant to Government Code §54956.9(a) - Her vs. County of Yuba
B. Potential litigation pursuant to Government Code §54956.9(b) – One Case
The Board recessed at 11:33 a.m. and reconvened at 5:30 p.m. with all Board and staff members present as indicated above.

CLOSED SESSION

The Board retired into closed session at 5:30 p.m. to discuss potential threatened litigation pursuant to Government Code §54956.9(b) - One Case.

Supervisor Stocker left the meeting at 6:16 p.m. and did not return.

The Board returned from closed session at 6:20 p.m. with all Board and staff members present as indicated above, except Supervisor Stocker.

Deputy Chief County Counsel Angil Morris-Jones made the following announcement:

"The Board has given direction to Council in regards to potential litigation."

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 6:20 p.m. by Chairman Schrader.

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Ellen DeLemos, Deputy Clerk

Approved: 3-28-06

Chairman