YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

MARCH 28, 2006

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 Robert Bendorf, Chief Deputy Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Ellen DeLemos. Chairman Schrader presided.

CONSENT AGENDA

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

A. Auditor-Controller: Authorized a Budget Transfer from Trust Fund 216 in the amount of $25,000 to establish appropriation for miscellaneous expenditures due to the high water storm of 2005/2006.

B. Board of Supervisors: Approved request from Olivehurst Public Utility District for a refund of Planning Commission appeal fees in the amount of $700.

C. Clerk of the Board of Supervisors: Approved the minutes from the workshop and regular meetings of March 7 and March 14, 2006.

D. Health and Human Services: Adopted Resolution No. 2006-38, which is on file in Yuba County Resolution Book No. 37, which is entitled: "AUTHORIZE PROCLAIMING THE MONTH OF MARCH TO BE YUBA COUNTY SOCIAL WORKER MONTH."

SPECIAL PRESENTATION

Land Conservation Plan: Stewardship Council Communications Manager Lisa Whitman recapped the Land Conservation Plan and purpose to connect the lives of young Californians to the outdoors and responded to Board inquiries.

Supervisor Stocker left the meeting at 9:40 a.m. returned at 9:43 a.m.

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Supervisor Logue left the meeting at 9:44 a.m. returned at 9:45 a.m.

Yuba Sutter Farm Bureau: Chairman Cameron Black recapped the Land Use and Taxation Committee purpose to promote economic viability to the farming community and agricultural businesses, and utilizing California resources in the most profitable manner possible, and responded to Board inquiries.

PUBLIC COMMUNICATIONS

Ms. Bonnie Metcalf, Olivehurst, expressed concerns regarding dumped garbage in the location of the levees.

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A. Out of Country Travel/Supervisor Nicoletti: Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the Board authorized out-of-country travel for Supervisor Nicoletti as part of the Sister City/County Delegation to Taiwan.

B. Forest Service Slapjack Project: Upon motion of Supervisor Stocker, seconded by Supervisor Nicoletti, and unanimously carried, the Board authorized a letter of support for the Forest Service Slapjack Project.

C. Joint Land Use Advisory and Technical Committee Appointment/Beale Air Force Base: Following Board discussion Chairman Schrader referred the matter to the County Administrator to develop a workshop to include City of Marysville and City of Wheatland.

COMMUNITY DEVELOPMENT

Budget Transfer/$28,000: Upon motion of Supervisor Griego, seconded by Supervisor Logue, and unanimously carried, the Board authorized a Budget Transfer in the amount of $28,000 for recruitment costs for Community Development Director.

ORDINANCES AND PUBLIC HEARINGS

The Chairman read the disclaimer.

A. Ordinance amending Title 11, Chapter 11.05.110 and Title 13, Chapter 13.20.300 as it relates to Planning Commissioners stipend (Second Reading): 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, the second reading was waived, and the Board adopted Ordinance No. 1366, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "ORDINANCE AMENDING TITLES 11 AND 13, REGARDING PLANNING COMMISSIONER STIPEND."

B. Ordinance amending Title 12, Chapter 12,120,600 and 12,120,800 as it relates to childcare facilities fees (Second Reading): Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed, the second reading was waived, and the Board adopted Ordinance No. 1367, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "ORDINANCE AMENDING TITLE 12 OF THE YUBA COUNTY ORDINANCE CODE REGARDING FEES."

C. Public Hearing/Tobacco Settlement Revenues: Assistant County Administrator Randy Margo and Treasurer-Tax Collector Jim Kennedy recapped the Securitizing Tobacco Settlement funds which would provide an estimated 3.0 million that can be utilized on capital projects and responded to Board inquiries.

Chairman Schrader opened the public hearing. No one came forward.

Supervisor Stocker left the meeting at 10:48 a.m.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and carried with Supervisor Stocker absent, the public hearing was closed, the second reading was waived, and the Board adopted Resolution No. 2006-39, which is on file in Yuba County Resolution Book No. 37, which is entitled: "A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT, A TRUST AGREEMENT, AN ESCROW AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE COUNTY'S BENEFICIAL INTEREST IN THE TSR MULTI-COUNTY SPECIAL PURPOSE TRUST; AND DIRECTING AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THERewith."

Supervisor Stocker returned at 10:52 a.m.

D. Public Hearing/Linda Fire Prevention District: Linda Fire Department Chief Richard Webb and Capitol Public Finance Group Director of Client Relations Cathleen Dominico provided the Board with a study and recapped the need to raise fees for Linda Fire Prevention District.
Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Griego, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed, and the Board adopted Resolution No. 2006-40, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION ADOPTING INCREASE IN FIRE MITIGATION FEES FOR THE LINDA FIRE PROTECTION DISTRICT," as amended excluding commercial and industrial moderate and heavy load structures.

CORRESPONDENCE

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


B. Financial Statements from Area 4 Agency on Aging and Supplementary Information dated June 30, 2005. No action.


D. Letter from Safety Belt Safe, U.S.A. urging Board support for Safety Seat Checkup Week, April 23-29, 2006. Referred to Health and Human Services

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Stocker
- Memorial adjournments in memory of Ms. Vivian Thombrugh and Mr. Dennis Thomas

Supervisor Nicoletti
- Memorial adjournment in memory of Ms. Cynthia Lee
- Attending National Hydro Conference April 2-6, 2006
- Expressed concerns over article written in Appeal Democrat regarding the Senior Center

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Following Board discussion, Chairman Schrader formed an Advisory committee appointing Supervisors Logue and Nicoletti as representatives, to address senior services and lease agreement with Quest for a duration of nine months.

Supervisor Schrader
• Memorial adjournment in memory of Mr. Tom Crowhurst

CLOSED SESSION

The Board retired into closed session at 11:16 a.m. to discuss pending litigation pursuant to Government Code §54956.9(a) - Colusa County vs. California Farm Bureau

The Board returned from closed session at 11:25 a.m. with all Board and staff members present as indicated above.

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

“The Board by unanimous vote gave direction to support Colusa County in their appeal against the State of California.”

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:25 a.m. in memory of Ms. Vivian Thombrugh, Mr. Dennis Thomas, Ms. Cynthia Lee, and Mr. Tom Crowhurst by Chairman Schrader.

[Signature]
Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature] By: Ellen DeLemos, Deputy Clerk

Approved: April 11, 2006

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