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

A. Administrative Services

1) Authorized a Budget Transfer in the amount of $1,000 from Account No. 130-9500-432-15-00 (Insurance) to Account No. 130-9500-431-29-00 (Travel) for Airport Security Training Course.  

2) Authorized a Budget Transfer in the amount of $10,000 from Account No. 105-8300-432-28-00 (Special Department Expense) to Account No. 105-8300-432-62-01 (Fixed Assets) to purchase replacement laptop computer and portable rapid response airfield sweeper.

3) Approved an amendment to the contract with Calpo, Hom and Dong Architects, Inc. for courthouse renovations and authorized the Chairman to execute same.

4) Approved an amendment to Contract Services Agreement between Andrew Vodden and County of Yuba for consultant services for Pre-Disaster Multi-Hazard Mitigation Plan and authorized the Chairman to execute same.
B. **Agricultural Commissioner**

1) Approved a Letter of Support for SB1056 (Florez) to amend California Food and Agriculture Code, Seed Law, by adding Section 52251.5 and authorized the Chairman to execute same.

2) Adopted Resolution No. 2006-42, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AUTHORIZING THE AGRICULTURAL COMMISSIONER TO EXECUTE CERTAIN CONTRACTS/AGREEMENTS FOR FISCAL YEAR 2006/2007 AS LISTED BELOW."

C. **Board of Supervisors:** Approved request from Mr. Larry Ellis for a refund of Planning Commission appeal fees in the amount of $350 as it relates to TSTM-0031.

D. **Clerk of the Board of Supervisors**

1) Appointed Ms. Carolee Catterall to the Child Care Planning Council as a Discretionary representative for a term to expire September 30, 2007.

2) Appointed Mr. Donald Boom to the Wheatland Cemetery District for a term to expire April 18, 2010.

3) Appointed Ms. Diana Bostic-Jimerson to the Yuba County Trails Commission as the Equestrian representative for a term to expire April 18, 2008.

4) Reappointed Ms. Ethel Jorgensen to the Yuba County Commission on Aging as an at-large representative for a term to expire April 18, 2009.

E. **County Administrator:** Reappointed Dennis Pooler as the Agricultural Commissioner/Sealer of Weight and Measures for an additional four year term effective May 1, 2006.

F. **Library:** Approved an Interagency Agreement between Yuba Sutter Head Start and County of Yuba and authorized the Chairman to execute same.

G. **Public Works**

1) Adopted Resolution No. 2006-43, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION ESTABLISHING STOP SIGNS ON VARIOUS ROADS."
2) Adopted Resolution No. 2006-44, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION APPROVING FINAL MAP OF TRACT MAP NO. 2004-05 MESSICK ESTATES." and authorized the Chairman to execute subdivision map improvement agreement with Jon and Amy Messick.

CONSENT DISCUSSION

Library: Following Chairman Schrader advising of a clerical error regarding account numbers, upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the Board authorized $1,500 from Capital Improvements Account No. 101-1200-418-61.24 to paint the library conference room; and authorized a Budget Transfer in the amount of $1,000 from Fund 259 (Library Gift Trust) to Account No. 101-6000-462-28-00 (Special Department Expense) for Library signage and donor tree.

SPECIAL PRESENTATION


PUBLIC COMMUNICATIONS

Ms. Freda Calvert, Marysville, requested status of tax waiver. Chief Deputy Counsel Angil Morris-Jones advised the matter would be brought before the Board on April 25, 2006.

Mr. Paul Baker, Arrowhead Trail, urged Board support for paving Township Road.

Mr. Lew Hudspeth, Yuba City, requested fee reimbursement for variance.

COUNTY ADMINISTRATOR/RISK MANAGEMENT – PERSONNEL

Community Development/Planning Division Positions: County Administrator Robert Bendorf recapitulated the need for additional staffing within the Planning Division, urged Board support for reorganization, and responded to Board inquiries.
Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the Board adopted Resolution No. 2006-45, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2006-26," and adopted Resolution No. 2006-46, 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 they relate to Community Development Department.

TRANSPORTATION MASTER PLAN 2006-2010: Public Works Director Kevin Mallon gave a Power Point presentation on the Master Plan which included projects, schedule, and funding sources, and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Stocker and unanimously carried, the Board approved the projects, funding sources, and schedule identified in the Transportation Master Plan 2006-2010 subject to formal approval of projects and funding in each fiscal year budget.

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer

A. Public Hearing/Resolution approving an agreement to modify conditions of approval for Tentative Subdivision Tract Map TSTM 2004-0009 (DeValentine/Laughlin and Spence): Principal Planner Stacey Joliffe provided a Power Point presentation on conditions of approval in order to acquire land for levee improvements and responded to Board inquiries.

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

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti and unanimously carried, the Board adopted Resolution No. 2006-47, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION APPROVING OF AN AGREEMENT TO MODIFY CONDITIONS OF APPROVAL FOR TENTATIVE SUBDIVISION TRACT MAP TSTM 2004-0009 (DEVALENTINE/LAUGHLIN AND SPENCE) PER THE ATTACHED CONDITIONS OF APPROVAL.”

B. Public Hearing/Linda Fire Prevention District: Linda Fire Department Chief Richard Webb recapped the need to increase fees in regards to commercial and industrial, moderate, and heavy load properties for Linda Fire Prevention District and responded to Board inquiries.
Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and carried with Supervisor Griego abstaining, the Board adopted Resolution No. 2006-48, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION ADOPTING INCREASE IN FIRE MITIGATION FEES FOR COMMERCIAL AND INDUSTRIAL PROPERTY IN THE LINDA FIRE PROTECTION DISTRICT."

CORRESPONDENCE

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

A. Letter from William Appleby requesting clarification of zoning rules governing bicycle parking and suggested modification of Title XII Zoning 12.85.020 and 12.85.030. Referred to Community Development.

B. Letter from Bob and Lois Taylor regarding loss of property value due to Fish and Games restrictions on private property. Referred to Community Development.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Schrader:
- Memorial adjournment in memory of Mr. Leroy Gingrich
- Beale Air Force Base Joint Land Use Study meeting held April 12, 2006

Assistant County Administrator Randy Margo:
- State Reclamation Board meeting on April 21, 2006

CLOSED SESSION

The Board retired into closed session at 10:54 a.m. to discuss the following:

A. Labor negotiation pursuant to Government Code §54957.6(a) - Yuba County Employees Association and County of Yuba/Beverly Barnes
B. Pending litigation pursuant to Government Code §54956.9(a) - Western Aggregate vs. County of Yuba

C. Personnel pursuant to Government Code §54957 - Public Employment/Community Development Director

The Board returned from closed session at 11:13 a.m. with all Board and staff members present as indicated above.

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

"The matter of Western Aggregates vs. County of Yuba has been completely settled."

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:14 a.m. in memory of Mr. Leroy Gingrich by Chairman Schrader.

\[Signature\]  
Vice-Chairman

ATTEST: DONNA STOTLLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

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

Approved: [Signature]  

04/18/06