YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
SEPTEMBER 26, 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, Mary Jane Griego, Donald Schrader, and Hal Stocker. Supervisor John Nicoletti was absent. Also present were Assistant County Administrator Randy Margo, County Counsel Daniel Montgomery, 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 carried with Supervisor Nicoletti being absent, the Board took the following actions:

A. Board of Supervisors

1) Adopted Resolution No. 2006-119, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION SUPPORTING PROPOSITION 1E DISASTER PREPAREDNESS AND FLOOD PREVENTION BOND ACT OF 2006.”

2) Adopted Resolution No. 2006-120, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION SUPPORTING PROPOSITION 84, THE SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION ACT OF 2006.”

B. Clerk of the Board of Supervisors: Approved the minutes of the regular meeting of September 12, 2006 as written.

C. County Administrator

1) Approved an amendment to the Environmental Impact Report and Entitlement Processing Reimbursement Agreement between County of Yuba and Reynen and Bardis Communities to include fiscal analysis for Woodbury Project and approved a contract with Economic Planning Systems in an amount not to exceed $45,000 to conduct fiscal analysis of Woodbury Project and authorized the Chairman to execute same.
2) Approved Grand Jury Response for 2005-2006 Final Report and authorized the Chairman to execute same.

D. Probation: Authorized a Budget Transfer in the total amount of $42,380 from Account No. 132-0000-361-62-00 (Standards and Training State Revenue) to Account No. 132-7700-423-29-00 (Standards and Training State Revenue) for $21,580 and from Account No. 134-0000-361-62-00 (Standards and Training State Revenue) to Account No. 154-7900-423-29-00 (Standards and Training State Revenue) for $20,800 for Probation and Juvenile Hall Standards and Training in Corrections.

E. Public Works

1) Awarded a contract to Baldwin Contracting for North Beale Road Widening Project and authorized the Chairman to execute upon submittal and review and approval of County Counsel.

2) Awarded a contract to Baldwin Contracting for Loma Rica Road Rehabilitation Project Phase 2 and authorized the Chairman to execute upon submittal and review and approval of County Counsel.

3) Awarded a contract to Teichert Construction for La Porte Road Rehabilitation Project and authorized the Chairman to execute upon submittal and review and approval of County Counsel.

F. Risk Management/Personnel: Adopted Resolution No. 2006-121, 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 Communications and Legislative Affairs Coordinator.

SPECIAL PRESENTATION

International Walk to School Week: Supervisor Griego presented Health and Human Services Health Education Specialist Mr. Larry Hearn with a proclamation proclaiming October 2 through 6, 2006 International Walk to School Week.

PUBLIC COMMUNICATIONS

Ms. Freda Calvert, Marysville, advised Western Aggregates Inc. is now under the management of Mr. Alan Strong.
PUBLIC WORKS

1) Temporary Road Closure/Simpson Lane and Hammonton-Smartville Road: Public Works Director Mike Lee recapped the Phase Four levee repair project regarding temporary road closure and responded to Board inquiries.

Upon motion of Supervisor Griego, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board authorized a temporary road closure of Simpson Lane north of Hammonton-Smartville Road for Phase Four levee repair project.

2) Automotive Service Fund Management: Community Development Director Kevin Mallen recapped automotive services management functions, urged Board support in transferring services from Public Works to Administrative Services and responded to Board inquiries.

Upon motion of Supervisor Griego, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board authorized a transfer of Automotive Services Fund Management from Public Works to Administrative Services and Fleet Services Coordinator position, approved a contract with ARI for maintenance services, and authorized the Chairman to execute upon review and approval of County Counsel.

RISK MANAGEMENT

1) Departmental Position Allocation/Administrative Services Department: Upon motion of Supervisor Griego, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board adopted Resolution No. 2006-122, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2006-26,” as it relates to Fleet Services Coordinator.

2) Classification System – Basic Salary Schedule: Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and carried with Supervisor Nicoletti being absent, the Board adopted Resolution No. 2006-123, 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 Fleet Services Coordinator.

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer.
1) Public Hearing/Adopt Resolution/2007 Home Investment Partnerships Program: Community Development Director Kevin Mallen recapped Community Development Block Grant program for a new construction rental project entitled Ross Ranch. Mercy Housing Development Director Mr. Steven Dauers recapped the funding application and responded to Board inquiries.

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

Upon motion of Supervisor Logue, seconded by Griego, and carried with Supervisor Nicoletti being absent, the public hearing was closed, and the matter was continued to October 3, 2006 to allow the Affordable Housing Task Force to review specific funding mechanisms.

2) Ordinance/Public Hearing/Amending Title 12: Assistant Planning Director Wendy Hartman recapped amendments to the zoning ordinance relating to second residential units, combining zone districts, density bonuses, and miscellaneous minor changes and responded to Board inquiries.

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

Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and carried with Supervisor Nicoletti being absent, the public hearing was closed, the reading was waived, and the Board adopted Ordinance No. 1385, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE YUBA COUNTY ZONING ORDINANCE CODE," as amended to exclude second residential units.

3) Ordinance/Public Hearing/Amending Chapter 2.150: Chairman Schrader opened the public hearing. No one came forward. Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the public hearing was closed, the reading was waived, and the Board introduced an Ordinance amending Sections 2.150.020, 2.150.030 and 2.150.070 of Chapter 2.150 of the Yuba County Ordinance Code relating to transferring responsibility of Automotive Services Fund from Public Works to Administrative Services.

CORRESPONDENCE

Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board accepted the following correspondence:
A. Letter from United States Department of Justice advising of District Gang Prevention Summit to be held November 28 through 29, 2006 in Fresno, California.

B. Letter from Saint Joseph Parish and Notre Dame Catholic School advising of their 57th Annual Fall Festival to be held October 7 through 8, 2006 in Marysville, California.

C. Two letters from Governor’s Office of Emergency Services advising disaster designation for contiguous counties due to agriculture losses caused by a record-setting heat wave that occurred July 1 through 31, 2006 which included Yuba County.

D. Letter from California Mental Health Planning Council advising of California Mental Health Planning Council public meeting to be held October 18 through 20, 2006 in Sacramento, California.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received from the following:

Supervisor Stocker:
- Memorial adjournment in memory of Mr. Leo Wirth

Supervisor Griego:
- Healthy Kids Program September 28, 2006 in Sacramento
- Complaints received in regards to CalTrans repaving job on Highway 20

Supervisor Logue:
- Urged support for Ordinance concerning condominiums
- Bear River ribbon cutting and possibility of the Governor attending

Supervisor Schrader:
- Urged Board to visit levee project
- GANN Initiative in regards to spending caps on State and Local government tax limits
- Requested the meeting of December 5, 2006 be cancelled in order for Board members to attend Northern California Water Association Conference December 5 through 8 in Anaheim, California.

Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and carried with Supervisor Nicoletti being absent, the Board approved cancellation of December 5, 2006 Board meeting.

09/26/06
Assistant County Administrator Randy Margo:
- Provided update on regional park study and requested Chairman to appoint a Board member to participate on Advisory Committee to address policies. Following Board discussion Chairman Schrader appointed himself
- FEMA remapping Community Workshops rescheduled for October 5, October 10 and October 17, 2006

Dan Montgomery:
- Advised Closed Session regarding pending litigation in the matter of Culvert versus County of Yuba was not needed for discussion

Deputy Clerk Ellen DeLemos:
- Advised Supervisor Nicoletti was out of State September 25 through 29, 2006

CLOSED SESSION

The Board retired into closed session at 11:02 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. Labor negotiation pursuant to Government Code §54957.6(a) – Deputy District Attorneys Association and County of Yuba/Beverly Barnes

The Board returned from closed session at 11:45 a.m. with all Board and staff members present as indicated above. There was no announcement.
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned in memory of Mr. Leo Wirth at 11:45 a.m. by Chairman Schrader.

[Signature]
Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
By: Ellen DeLemos, Deputy Clerk

Approved: 10-10-06