YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

OCTOBER 24, 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, 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 Griego, and unanimously carried with Supervisor Nicoletti abstaining on Item C-2 funding recommendations for 2007 Community Service Block Grant monies, the Board took the following actions:

A. Administrative Services: Approved a Request for Reconveyance for Lot 3, Yuba County Airport Industrial Park No. 3 Schmidt Construction and authorized the Chairman to execute same.

B. Clerk of the Board of Supervisors: Approved the minutes of the regular meeting of October 10, 2006 as written.

C. Community Development

1) Authorized a Budget Transfer in the amount of $296,942 from Planning Division Trust 255 to General fund for first quarter revenue earned.

2) Approved funding recommendations of the Yuba County Community Services Commission for use of 2007 Community Service Block Grant monies.

D. Public Works

1) Approved a lease extension with James and Marsha Barnford for property located at 10065 La Porte Road in Challenge and authorized the Chairman to execute same.
2) Approved an amendment to agreement with David Evans Associates, Inc. for services related to Plumas Lake Boulevard Interchange project and authorized the Chairman to execute same.

PUBLIC COMMUNICATIONS

No one came forward.

ADMINISTRATIVE SERVICES


Upon motion of Supervisor Logue, seconded by Supervisor Griego, and unanimously carried, the Board adopted Resolution No. 2006-132, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION APPROVING THE 2006-2007 COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY REPORT AND PROGRAM PROJECTION FOR THE YUBA-SUTTER ECONOMIC DEVELOPMENT DISTRICT AS PREPARED AND RECOMMENDED BY THE COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY COMMITTEE.”

PUBLIC WORKS

1) McGanney Lane/Erection of Gate: Public Works Director Mike Lee recapped the resolution regarding installation of a gate across McGanney Lane and responded to Board inquiries.

The following individuals spoke in support of closure:

- Mr. Clay Sunrell, McGanney Lane
- Ms. Patricia Collins, McGanney Lane
- Mr. Thomas Drummond, McGanney Lane
- Mr. Robert Lawless, McGanney Lane

In response to inquiries from Assistant Chief Mark Zamora, Smartsville Fire Protection District and Ms. Leanne Beam, Smartsville Cemetery District, Public Works Director Mike Lee advised all emergency personnel and the Cemetery District would be receiving a gate key.
Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the Board adopted Resolution No. 2006-133, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION AUTHORIZING THE ERECTION OF A GATE ON MCGANNEY LANE AT SR20.”

2) Harmony Health Resource Center/Basketball Court at Fernwood Park: Public Works Director Mike Lee recapped the resolution regarding construction of a basketball court and associated encroachment permit fees at Fernwood Park and responded to Board inquiries.

The following individuals spoke in support:

- Ms. Rachel Farrell, Harmony Health Resource Center
- Ms. Gloria Figuhr, Marysville
- Ms. Ariana Medina, Marysville

Upon motion of Supervisor Logue, seconded by Supervisor Griego, and unanimously carried, the Board accepted a donation of materials for a basketball court from Harmony Health Resource Center, authorized use of volunteers for construction of basketball court at Fernwood Park, and waived associated encroachment permit fees.

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer.

A) Public Hearing/Adopt resolution imposing assessment of $81.60 per parcel per year for County Service Area (CSA) 70 - Zone of Benefit B (The Arbors Subdivision): Public Works Director Mike Lee recapped the resolution imposing an assessment and responded to Board inquiries.

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

Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed, and the Board adopted Resolution No. 2006-134, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION IMPOSING AN ASSESSMENT FOR THE ARBORS SUBDIVISION FOR CSA 70, ZONE OF BENEFIT A – EXTENDED LAW ENFORCEMENT.”
B) Public Hearing/Adopt resolution summarily vacating a portion of China Lane, Camptonville within Lot 2 and Lot 5, Block 3, Assessor Parcel No. 064-132-11. County Surveyor Gary Lippencott recapped the resolution vacating a portion of China Lane and responded to Board inquiries.

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 adopted Resolution No. 2006-135, which is on file in Yuba County Resolution Book No. 37, which is entitled: “RESOLUTION SUMMARILY VACATING A PORTION OF CHINA LANE, CAMPTONVILLE.”

CORRESPONDENCE

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


B. Newsletter from Yuba Community College District for Fall 2006 regarding district activities.

C. Bulletin from United States Department of Agriculture regarding Schedule of Proposed Actions for Plumas National Forest.

D. Letter from State of California Department of Fish and Game enclosing a Request for Proposal to improve angler access to fishing opportunities with the Bay-Delta Sport Fishing Enhancement Stamp.

E. Letter from Noble and Eleanor Plant, dated October 18, 2006 regarding payment of the road and resource depletion tax.

Referred to County Counsel and Community Development

BOARD AND STAFF MEMBERS' REPORTS

Reports were received from the following:
Supervisor Stocker:
- Illegal big rig parking on Vickie Drive in Loma Rica

Following Board discussion, the matter was referred to Community Development

REFER TO STAFF

Supervisor Griego:
- FEMA remapping Community Workshop October 17, 2006 at Rio del Oro School
- Ribbon Cutting for new child care center in Plumas Lake October 25, 2006
- Domestic Violence Walk October 29, 2006
- Tales of the Crypt, Saturday, October 28, 2006 at the Marysville Cemetery

Supervisor Nicoletti:
- Yuba-Sutter Transit Authority
- Workshop with Planning Commission October 25, 2006 regarding Yuba Highlands
- Regional Park Study to be held in November
- Bi-County Substance Abuse meeting October 24, 2006
- Proclamation for Marysville Mayor Jerry Crippen
- Cotton Rosser inducted into the “Cowboy Hall of Fame” and “Pro Rodeo Hall of Fame” and Cotton’s Cowboy Corral celebrates 50th year in business

Supervisor Schrader:
- Sacramento Valley Emergency Medical Services Regional Executive Director Leonard Inch announced his retirement and Victoria Pinette has been appointed as Regional Executive Director
- Sacramento Area Council of Governments conference regarding 2035 Transportation Plan, November 16, 2006 at Feather River Academy in Yuba City
- California State Association of Counties survey on illegal dumping which included Yuba County
- Harassment Prevention training October 31, 2006
- FEMA Remapping Advisory Committee to invite staff from the Yuba County Water Agency, Three Rivers Levee Improvement Authority, and Reclamation District 784 to future meetings

County Administrator Robert Bendorf:
- Meeting October 27, 2006 with Sutter County to discuss FEMA remapping appeal process
- County Administrators Conference held October 18 - 20, 2006
- Participation on panel for new Economic Development Director
County Counsel Daniel Montgomery:
  • Requested Board direction to prepare an ordinance establishing a curfew in County foothill parks

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the Board directed County Counsel to prepare an ordinance establishing a curfew in County foothill parks.

Deputy Clerk Ellen DeLemos:
  • In-Home Supportive Services special meeting on November 6, 2006

**CLOSED SESSION**

At the request of County Counsel Daniel Montgomery, upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the Board added to Closed Session six cases of threatened litigation pursuant to Government Code §54956.9(b) as the need to take action arose subsequent to the agenda being posted.

The Board retired into closed session at 10:39 a.m. to discuss the following:

A. Threatened litigation pursuant to Government Code §54956.9(b) – Seven Cases

The Board returned from closed session at 10:48 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 at 10:49 a.m. by Chairman Schrader.

[Signature]
Chairman

ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS

[Signature] Approved: Nov. 14, 2006
By: Ellen DeLemos, Deputy Clerk