YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

FEBRUARY 13, 2007

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

CONSENT AGENDA

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and carried with Supervisor Nicoletti being absent, the Board took the following actions:

A. Clerk-Recorder/Elections: Adopted Resolution No. 2007-15, which is on file in Yuba County Resolution Book No. 38, which is entitled: “AUTHORIZE COUNTY CLERK TO EXECUTE AGREEMENT WITH BMI IMAGING SYTEMS.”

B. Community Development: Authorized a Budget Transfer in the amount of $266,575 from Planning Division Trust Fund 255 to General Fund for recognition of revenue earned for the period of October through December 2006.

C. County Administrator: Adopted Resolution No. 2007-16, which is on file in Yuba County Resolution Book No. 38, which is entitled: “RESOLUTION PERTAINING TO TAX REVENUE EXCHANGE – LAFCO FILE NUMBER 2006-0002 (LENNAR RENAISSANCE),” adopted Resolution No. 2007-17, which is on file in Yuba County Resolution Book No. 38, which is entitled: “RESOLUTION PERTAINING TO TAX REVENUE EXCHANGE – LAFCO FILE NUMBER 2006-0008 (WESTMARK PARTNERS),” adopted Resolution No. 2007-18, which is on file in Yuba County Resolution Book No. 38, which is entitled: “RESOLUTION PERTAINING TO TAX REVENUE EXCHANGE – LAFCO FILE NUMBER 2006-0010 (VALLEY DEVELOPMENT INC.),” and adopted Resolution No. 2007-19, which is on file in Yuba County Resolution Book No. 38, which is entitled: “RESOLUTION PERTAINING TO TAX REVENUE EXCHANGE – LAFCO FILE NUMBER 2006-0011 (VALLEY DEVELOPMENT INC.).”

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D. Emergency Services: Adopted Resolution No. 2007-20, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION ADOPTING NATIONAL INCIDENT MANAGEMENT SYSTEMS (NIMS) AS PREFERRED METHOD OF INCIDENT MANAGEMENT."

E. Health and Human Services: Received Temporary Assistance for Needy Families Reauthorization and California Work Opportunity and Responsibility to Kids Welfare-to-Work County Plan addendum.

F. Risk Management/Personnel: Authorized catastrophic leave request for Sheriff's Department employee.

SPECIAL PRESENTATION

Marriage Week Proclamation: Supervisor Logue read and presented Mr. Bill Jens, Director Yuba Sutter Healthy Marriage Coalition, a proclamation proclaiming February 11 through 17, 2007 as Marriage Week.

CLOSED SESSION

The Board retired into closed session at 9:35 a.m. to discuss one case of threatened litigation pursuant to Government Code §54956.9(b).

The Board returned from closed session at 10:33 a.m. with all Board and staff member’s present as indicated above.

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

"To the Chair, legal staff was given direction to do certain acts."

PUBLIC COMMUNICATIONS

Ms. Karen Marotta, Silverwood, urged support for higher wages and benefits for home care providers.

COUNTY ADMINISTRATOR

Levee Fees for Single Family Residence: Assistant County Administrator Randy Margo recapped proposed options for an impact fee program to provide funding for levee improvements and responded to Board inquiries.
Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and carried with Supervisor Nicoletti being absent, the Board approved the following:

- Single family lots that do not require subdivision approval (four units or less) based on a method where the Gross Development Acreage is calculated by multiplying the square footage of a home times a typical subdivision lot size of 3.0 times.
- Discount full levee fee would be allowed only for a maximum of two lots from the original lot split every five years.
- Further lots developed for single family homes within a five year period would be subject to the full Gross Development Acreage fee.

ORDINANCES AND PUBLIC HEARINGS

The Clerk read the disclaimer.

A) Public Hearing/Hold Public Hearing/Adopt Findings of Fact/Conclusions of Law and Orders/Recording of Lien/18170 Old Knox Road, Challenge: Code Enforcement Officer Kimberly Horsfall recapped findings of fact, assessment of administrative costs and abatement costs, penalties and recording of lien and responded to Board inquiries. Chairman Stocker opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and carried with Supervisor Nicoletti being absent, the public hearing was closed, and the Board adopted the findings of fact, conclusions of law and orders authorizing the assessment of administrative costs, and the recording of a lien located at 18170 Old Knox Road, Challenge (Thomas).

Supervisor Logue left the meeting at 10:49 a.m. and returned at 10:50 a.m.

B) Public Hearing/Hold Public Hearing/Adopt Findings of Fact/Conclusions of Law and Order/Recording of Lien/4643 Arboga Road, Olivehurst: Code Enforcement Officer Kimberly Horsfall recapped findings of fact, assessment of administrative costs and abatement costs, penalties and recording of lien and responded to Board inquiries. Chairman Stocker opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and carried with Supervisor Nicoletti being absent, the public hearing was closed, and the Board adopted the findings of fact, conclusions of law and orders authorizing the assessment of administrative costs, and the recording of a lien located at 4643 Arboga Road, Olivehurst.
C) Public Hearing/Hold Public Hearing/Adopt Findings of Fact/Conclusions of Law and Order/Recording of Lien/5795/5797 Riverside Drive, Marysville: Code Enforcement Officer Kimberly Horrfall recapped findings of fact, assessment of administrative costs and abatement costs, penalties and recording of lien. Chairman Stocker opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and carried with Supervisor Nicoletti being absent, the public hearing was closed, and the Board adopted the findings of fact, conclusions of law and orders authorizing the assessment of administrative cost, and the recording of a lien located at 5795/5797 Riverside Drive, Marysville (Harris).

ADOPT FINDINGS

CORRESPONDENCE

Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board accepted the following correspondence:

A. Letter from State of California Department of Corrections and Rehabilitation advising of a change in policy regarding mental health services for parolees.

B. Letter from Yuba-Sutter Legal Center for Seniors regarding 30 years of service to the community.

C. Letter from Reclamation District No. 784 advising of appointment of Mr. Jon Myers to fill the vacancy caused by the resignation of Mr. Al Ludwick.

D. Notice from State Water Resources Control Board advising California Environmental Quality Act Scoping meetings have been rescheduled from February 7, 2007 to February 20, 2007 in Sacramento, California.

E. Invitation from American Red Cross/Three Rivers Chapter to attend Real Heroes Breakfast to be held March 22, 2007 in Yuba City, California.

Supervisor Grieo urged all Board members to attend. County Administrator Robert Bendorf urged Board members to submit nominations for local heroes.

F. Notice from The Northern California Fall Prevention Coalition advising of Community Forum to be held March 22, 2007 in Sacramento, California to address fall prevention in older adults.
BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Griego:
- Attended Smart Growth Conference February 7 through 10, 2007 in Los Angeles

Supervisor Logue:
- Memorial adjournment in memory of Mr. Gerald Fegley
- Chico State University lack of observance of George Washington's Birthday

Supervisor Schrader:
- Memorial adjournment in memory of Mr. Frank Hatamiya

Supervisor Stocker:
- Sacramento Bee article regarding crime in Elk Grove, California

CLOSED SESSION

The Board retired into Closed Session at 11:19 a.m. to discuss the following:

A) Labor negotiations pursuant to Government Code §54957.6(a) – Management Sheriff's Association/Deputy Sheriff's Association and County of Yuba/Martha Wilson

C) Personnel pursuant to Government Code §54957 – Department Head Evaluation-Clerk of the Board of Supervisors

The Board returned from closed session at 11:30 a.m. with all Board and staff members present as indicated above. There were no announcements.
ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:30 a.m. in memory of Mr. Gerald Fegley and Mr. Frank Hatamiya by Chairman Stocker.

[Signature]
Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
By: Ellen DeLemos, Deputy Clerk

Approved: 2/21/07