YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

FEBRUARY 27, 2007

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:40 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, County Counsel Daniel Montgomery, and Deputy Clerk of the Board of Supervisors Ellen DeLemos. Chairman Stocker presided.

Chairman Stocker pulled from consideration under County Departments the matter regarding the resolution repealing entitlements in the levee study area of the southwestern region of Yuba County.

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 of the Board of Supervisors: Approved the minutes of the regular meeting of February 13, 2007 as written.

B. Health and Human Services: Adopted Resolution No. 2007-26, which is on file in Yuba County Resolution Book No. 38, which is entitled: "AUTHORIZE THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO APPLY TO SIERRA HEALTH FOUNDATION FOR THE SCHOOL-BASED ORAL HEALTH SERVICES GRANT (brightSmiles) FUNDS FOR THE PERIOD OF JULY 1, 2007 THROUGH JUNE 30, 2010, AND AUTHORIZE THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE APPLICATION, THE RESULTANT GRANT, AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM, AND TO AUTHORIZE THE ACCEPTANCE OF FUNDS."

PUBLIC COMMUNICATIONS

No one came forward.
COMMUNITY DEVELOPMENT

EDAW, Inc. Professional Services Agreement/Steering Committee/General Plan Study Session: Assistant Planning Director Wendy Hartman recapped an agreement for professional services related to preparation of a general plan update, creation of a steering committee, and a general plan study session and responded to Board inquiries. Mr. Jeffrey Goldman, EDAW, recapped services provided and responded to Board inquiries.

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Schrader, and carried with Supervisor Nicoletti being absent, the Board authorized an agreement with EDAW for professional services regarding preparation of the General Plan Update and authorized the Chairman to execute same.

Following Board discussion, upon motion of Supervisor Schrader, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board authorized staff to form a General Plan Steering Committee.

Following Board discussion, upon motion of Supervisor Schrader, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board set April 17, 2007 for a General Plan Study Session.

COUNTY ADMINISTRATOR

1) Fiscal Year 2006/2007 Mid Year Report and Budget Transfers: Assistant County Administrator Randy Margo recapped proposed budget transfers and responded to Board inquiries.

County Administrator Robert Bendoff advised the items brought forward for consideration related to the Clerk Recorders creation and deletion of certain positions would be pulled from midyear budget review and considered at a later date.

Clerk Recorder Terry Hansen responded to specific Board inquiries regarding elections and reimbursements from the State. Chairman Stocker directed correspondence to the State Legislature requesting assistance to help offset the costs of elections.

Community Development Director Kevin Mallen and the following individuals from Community Development provided a Power Point presentation on their divisions and responded to Board inquiries.

- Chief Building Inspector, Marty Griffin
- Environmental Health Manager, Tej Maan
• Assistant Planning Director, Wendy Hartman
• Public Works Director, Mike Lee

Library Director Loren McRory requested additional funding to increase hours for part time staff due to increase in patrons and programs and responded to Board inquiries.

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Schrader, and carried with Supervisor Nicoletti being absent, the Board authorized various budget transfers in the total amount of $8,587,393 including $1,475,272 from General Fund Contingency, with an amendment to authorize appropriations and transfers requested by the Clerk Recorder excluding position changes.

2) County Bridge Loan Repayment/Three Rivers Levee Improvement Authority: Following a brief recap from County Administrator Robert Bendorf, upon motion of Supervisor Logue, seconded by Supervisor Griego, and carried with Supervisor Nicoletti being absent, the Board approved amending the County Bridge Loan to extend Three Rivers Levee Improvement Authority repayment of $2.5 million balance to June 2007.

Three Rivers Levee Improvement Authority Executive Director Paul Brunner recapped Proposition 13 funding received and the State Reclamation Board subcommittee meeting held on February 26, 2007.

ORDINANCES AND PUBLIC HEARINGS

Chairman Stocker read the disclaimer.

1) Ordinance - Ordinance Amending Chapter 7.03 relating to Water Wells (Second Reading): Chairman Stocker opened the public hearing. No one came forward. Following Board discussion, upon motion of Supervisor Schrader, seconded by Supervisor Griego, and carried with Supervisor Nicoletti being absent, the public hearing was closed, second reading was waived, and the Board adopted Ordinance No. 1400, which is on file in Yuba County Ordinance Book No. 19, which is entitled: “AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 7.03 OF TITLE VII OF THE YUBA COUNTY ORDINANCE CODE AS IT RELATES TO WATER WELLS.”

2) Ordinance – Introduce Ordinance Amending Section 13.20.020 and Adding Section 13.20.021 relating to Reduced Levee Fees for Developments of Single Family Homes: Following a brief recap from Assistant County Administrator Randy Margo, 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, the first reading was waived, and the Board introduced an ordinance amending Chapter 13.20 of Title XIII of the Yuba County Ordinance Code amending Section 13.20.020 and adding Section 13.20.021 establishing a reduced levee fee for developments of two or less lots as single family homes.

CORRESPONDENCE

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


B. Letter from United States Department of Commerce/Census Bureau regarding 2010 Census Local Update Program.

Referred to Community Development and County Administrator

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Schrader:
- Memorial adjournment in memory of Mrs. Elizabeth Andrews and Mr. Willis Long

Supervisor Griego:
- Memorial adjournment in memory of Mrs. Ruby Henry
- Special recognition to Mrs. Irene House in celebration of her 90th birthday

Supervisor Logue:
- Urged support for special presentation from Premier Power on Solar Energy

Supervisor Stocker:
- Memorial adjournment in memory of Mrs. Leila Booth
- Yuba County Healthy Initiative Committee discussing ways to help individuals quit smoking
At the request of County Counsel, and upon motion of Supervisor Schrader, seconded by Supervisor Logue, and carried with Supervisor Nicoletti being absent, the Board added to closed session one case of pending litigation Jones versus County of Yuba, as the need to take action arose subsequent to the agenda being posted.

CLOSED SESSION

The Board retired into Closed Session at 11:22 a.m. to discuss the following:

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

B. Pending litigation pursuant to Government Code §54956.9(a) – Jones versus County of Yuba

The Board returned from closed session at 11:58 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 11:58 a.m. in memory of Mrs. Ruby Henry, Mrs. Leila Booth, Mrs. Elizabeth Andrews and Mr. Willis Long by Chairman Stocker.

[Signature]
Chairman

ATTEST: DONNA STOTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
By: Ellen DeLemos, Deputy Clerk

Approved: 3-13-07

2/27/07

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