YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

MARCH 6, 2007

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 6:00 p.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, Deputy County Counsel Pat Garamone, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Stocker presided.

CONSENT AGENDA

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

A. Administrative Services: Approved a Airport restaurant lease agreement with Beverley and Scott Silva and authorized the Chairman to execute same.

B. Board of Supervisors: Appointed Mr. Michael Paine to the Yuba County Library Advisory Commission as the District Two representative for a term to expire December 31, 2008.

C. Clerk of the Board of Supervisors

1) Reappointed Mr. Ron Russell and Mr. Gabriel Moore and appointed Mr. James Fouch to the In-Home Supportive Services Advisory Committee for terms to expire March of 2009.

2) Approved the minutes of the regular meeting of February 20, 2007, as written.

D. County Administrator/Community Development: Authorized temporary transfer of Ms. Wendy Hartman from Assistant Planning Director to Planning Director for an additional six month period effective March 1, 2007.

SPECIAL PRESENTATION

A. House, Irene: Supervisor Griego presented a special recognition award to Mrs. Irene House in celebration of her 90th Birthday.
B. **Solar Power Energy:** Solar Sales Specialist Kevin Logue, Premier Power, gave a Power Point presentation on solar energy and responded to Board inquiries.

Mr. Matt Brost, Power Light, discussed solar power opportunities and consideration of associated building permit fees.

Mr. Daryn Gayle, Building Industries Association, advised solar options on new homes constructed within the county are offered and urged Board consideration.

**PUBLIC COMMUNICATIONS**

Mr. Virgil Atkinson, Yuba Sutter Builders Association, presented Associate Planner Colleen Cotter an outstanding service award.

**COMMUNITY DEVELOPMENT**

**Surface Mining Permit/Baldwin Hallwood Mine:** Assistant Planning Director Wendy Hartman recapped the process for permitting and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and unanimously carried, the Board adopted Resolution No. 2007-27, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION APPROVING A SURFACE MINING PERMIT (SMP2003-0001) FOR THE BALDWIN HALLWOOD MINE."

**COUNTY ADMINISTRATOR**

**Small Community Wastewater Grant Application/River Highlands Community Service District/$1 million:** Following a brief recap from Deputy County Administrator Aaron Ward regarding the grant process and fund use and Board inquiries, upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, the Board adopted Resolution No. 2007-28, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING OFFICE OF EMERGENCY SERVICES TO SUBMIT A SMALL COMMUNITY WASTEWATER GRANT APPLICATION," and authorizing the Chairman to execute necessary documents.

**ORDINANCES AND PUBLIC HEARINGS**

Chairman Stocker read the disclaimer.
A. Ordinance - Ordinance Amending Section 13.20.020 and Adding Section 13.20.021 relating to Reduced Levee Fees for Developments of Single Family Homes (Second Reading): Chairman Stocker opened the public hearing. No one came forward.

Upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, the reading was waived, and the Board adopted Ordinance No. 1401, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "ORDINANCE AMENDING CHAPTER 13.20 OF TITLE XIII OF THE YUBA COUNTY ORDINANCE CODE BY AMENDING SECTION 13.20.020 AND ADDING SECTION 13.20.021 WHICH ESTABLISHES A REDUCED LEVEE FEE FOR DEVELOPMENTS OF TWO OR LESS LOTS AS SINGLE FAMILY HOMES."

B. Public Hearing- Revised Reuse Plan for the Expenditure of Community Development Block Grant Program Income: Community Services Director Debbie Phillips read the public notice. Chairman Stocker opened the public hearing.

Ms. Claudia Hollis, FREED Director, recapped access and safety considerations for the Yuba County Senior Center and accessibility to Motor Park to meet disability and possible use of funds.

Following Board discussion, upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed and the Board adopted a Revised Reuse Plan for the expenditure of Community Development Block Grant Program Income.

CORRESPONDENCE

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

A. Letter from Mr. Steven Hatala regarding E Street Motocross insurance.
   Referred to Administrative Services.

B. Letter from United States Department of Commerce/Census Bureau advising of workshop on Local Update of Census Addresses (LUCA) Program on April 10th, 2007 at Whistler Hall in Yuba City, California.
   Referred to County Administrator and Community Development.
C. Letter from California/Corrections Standards Authority advising of public hearing on April 17, 2007 in Sacramento, California regarding care of pregnant inmates.

D. Letter from California Department of Transportation regarding Yuba Highlands Area Plan.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Schrader:
- Interchange at Algodon Road and funding pursuant to agreement from the Motorplex property owners

Supervisor Griego:
- Memorial adjournment in memory Mr. Antonio Andrade Rodriguez

Supervisor Nicoletti:
- AQUA Conference and Mr. Lester Snow’s comments on water storage
- BLMC trip to Washington, DC
- June 14th, 2007 Air Force Week and celebration at Beale Air Force Base

At the request of Supervisor Nicoletti, Chairman Stocker formed an advisory committee to address senior program needs and the Yuba County Senior Center, through year end, appointing Supervisors Logue and Nicoletti as representative.

Supervisor Logue:
- Urged private ownership of lots within mobile home parks incorporated within the County policies and ordinances

Supervisor Stocker:
- Memorial adjournment in memory of Mr. Lawrence L. Childers and Ms. Doris F. Janzen

At the request of Deputy Counsel Pat Garamone and upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board added to closed session two cases of threatened litigation as the need to take action arose subsequent to the agenda being posted.

Assistant County Administrator Randy Margo:
- Workshop on Senate Bill 5 (Wolk) regarding central valley flood control protection

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County Administrator Robert Bendorf:
- Participation with census update process

CLOSED SESSION

The Board retired into closed session at 7:18 p.m. to discuss the following:

A. Conference with Real Property Negotiator pursuant to Government Code §54956.8
   - Property: APN 016-040-090 and 016-040-091
   - Negotiating Parties: Rio Del Oro Farms No. 4, LLC and County of Yuba Caltrans
   - Negotiation: Price and Terms of Payment

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

The Board returned from closed session at 7:57 p.m. with all Board and staff members present. There was no announcement.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 7:58 p.m. by Chairman Stocker in memory Ms. Doris F. Janzen, Mr. Lawrence L. Childers, and Mr. Antonio Andrade Rodriguez.

[Signature]
Chairman

ATTEST: DONNA STOTTLMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature] Approved: March 20, 2007