YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

APRIL 17, 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, John Nicoletti, Mary Jane Griego, Donald Schrader, and Hal Stocker. Also present were County Administrator Robert Bendorff, County Counsel Daniel Montgomery, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Stocker presided.

CONSENT AGENDA

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

A. Board of Supervisors: Appointed Ms. Sally Lix to the Community Services Commission as the District Five representative for a term to expire December 31, 2010.

B. Clerk of the Board of Supervisors: Approved the minutes of the regular meeting of April 3, 2007, as written.

C. County Administrator: Approved an agreement with Kennedy/Jenks Consultants for services provided regarding River Highlands Community Services District wastewater treatment facility and authorized the Chairman to execute same.

D. District Attorney

1) Adopted Resolution No. 2007-47, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY OF YUBA COUNTY, AS THE DESIGNATED PROJECT DIRECTOR, TO MAKE APPLICATION FOR FUNDS TO THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES ON BEHALF OF THE COUNTY OF YUBA, PURSUANT TO THE CALIFORNIA CHILD ABUSER VERTICAL PROSECUTION PROGRAM."

2) Adopted Resolution No. 2007-48, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY OF YUBA COUNTY, AS THE DESIGNATED PROJECT DIRECTOR, TO MAKE APPLICATION FOR FUNDS TO THE OFFICE OF THE ATTORNEY
GENERAL, ON BEHALF OF THE COUNTY OF YUBA, PURSUANT TO THE CALIFORNIA SPOUSAL ABUSER PROSECUTION PROGRAM GRANT OF 1994.*

E. **Probation:** Approved a Memorandum of Understanding with Yuba County Superior Court to implement a collection program and authorized the Chairman to execute same.

F. **Public Works**

1) Approved an agreement with United States Fish and Wildlife Service and Center for Natural Lands Management to provide vernal pool conservation fee for State Route 70-Algodon Road (Plumas Lake Boulevard) Interchange project and authorized the Chairman to execute same.

2) Approved an agreement with TRC to provide design services for the La Porte Road at New York Creek bridge project and authorized the Chairman to execute same.

G. **Risk Management**

1) Authorized abolishing an Administrative Services Officer position and establishing a new classification of Financial Manager; adopted Resolution No. 2007-49, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AMENDING THE DEPARTMENT POSITION ALLOCATION SCHEDULE NO. 2007-07"; and adopted Resolution No. 2007-50, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM – BASIC SALARY SCHEDULE NO. 2006-107."

2) Authorized a Finance and Administration Manager position in Community Development and Services Agency and adopted Resolution No. 2007-51, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2007-07"; and adopted Resolution No. 2007-52, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM – BASIC SALARY SCHEDULE NO. 2006-124."

H. **Sheriff-Coroner**

1) Adopted Resolution No. 2007-53, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING THE YUBA COUNTY SHERIFF TO EXECUTE OPERATING AGREEMENT WITH YUBA COUNTY WATER AGENCY."

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2) Approved an agreement between United States Department of Justice, Drug Enforcement Administration and County of Yuba to provide law enforcement services relating to eradication and suppression of illicit marijuana and authorized the Chairman to execute same.

3) Approved two reimbursement agreements with United States Forest Service to provide law enforcement services to fight controlled substances and provide campground patrols and authorized the Chairman to execute same.

CONSENT DISCUSSION

County Administrator/General Fund Contingency Transfer/$85,000: County Administrator Robert Bendorf recapped use of funds and responded to Board inquiries.

The Board recessed at 9:33 a.m. and reconvened at 9:36 a.m. with all Board and staff members present as indicated above.

Upon motion of Supervisor Griego, seconded by Supervisor Logue, and unanimously carried, the Board authorized a Budget Transfer in the amount of $85,000 from Account No. 101-6900-410-71-01 (Contingency Account) to Account No. 101-1700-411-23-00 (Professional Services) to cover professional services for Fiscal Year 2006/2007.

PUBLIC COMMUNICATIONS

No one came forward.

ADMINISTRATIVE SERVICES

Hampec, LLC/Lease Agreement Second Amendment: Administrative Services Director Steve Androvich recapped the proposed lease and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the Board approved a second amendment to the agreement with Hampec, LLC for lease of building for Health and Human Services and authorized the Chairman to execute same.
BOARD OF SUPERVISORS

Ahwahnee Principles for Resource-Efficient Communities: Following Board discussion, with Supervisors Logue, Nicoletti, and Schrader expressing opposition and Supervisors Griego and Stocker expressing support, the matter died for lack of a motion.

COMMUNITY DEVELOPMENT

1) Fire Protection Planner Contract: Chief Building Inspector Martin Griffin recapped agreement and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and unanimously carried, the Board approved an amendment to the agreement with California Department of Forestry and Fire Protection for a Fire Protection Planner Contract - Community Development and authorized the Chairman to execute same.

2) EIP Associates/Agreement: Assistant Planning Manager Ed Palmeri recapped services to be provided and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Griego, and unanimously carried, the Board approved an agreement with EIP Associates for professional services for the County Club Estates project and authorized the Chairman to execute same.

LIBRARY

Budget Transfer/$13,311: Library Director Loren MccRory recapped fund use and responded to Board inquiries.

Upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, the Board authorized an appropriation of funds in the amount of $13,311 from Account No. 101-0000-361-62-21 (Public Library Fund) to Account No. 101-6000-462-28-00 (Special Department Expense) to allocate unanticipated revenues for 2006-2007 budget.

CORRESPONDENCE

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

A. Letter from Ms. Joanne Mead Armstrong urging support for mobile home rent control.

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B. Letter from United States Department of Agriculture/Plumas National Forest advising of Off Highway Vehicle Route Building future workshops.


D. Letter from Mr. Michael Hatherly, Director Dobbins/Oregon House Fire Protection District urging support for Yuba County Fire Planner position.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Schrader:
- Memorial adjournment in memory of those killed at Virginia Tech
- Attending Cap-to-Cap Conference April 21 - 25, 2007 in Washington D.C.

Supervisors Griego and Stocker:
- Goldfields Advisory Committee meeting with BLM District Manager Bill Haight

Supervisor Logue left meeting at 10:33 a.m.

Supervisor Nicoletti:
- Health Inspection reports for criminal justice facilities within County
- Requested information on any state regulations or proposals regarding mobile home parks and rents
- Marysville City/County Liaison meeting of April 12, 2007
- Hazardous Waste Center for Yuba and Sutter Counties

County Counsel Daniel Montgomery:
- Out of the country April 18 through May 7, 2007

County Administrator Robert Bendorf:
- Meetings with Wheatland regarding waste water treatment plants
- Flags would fly at half-staff from April 17 to April 22, 2007 at County buildings in memory of those lost at Virginia Tech by order of the President

Supervisor Stocker:
- Recent Sacramento Bee articles regarding proposed legislation establishing a surcharge tax on the sale of property in lieu of excessive impact fees
CLOSED SESSION

The Board retired into closed session at 10:50 a.m. to discuss the following:

A. Threatened litigation pursuant to Government Code §54956.9(b) - One Case

B. Labor negotiation pursuant to Government Code §54957.6(a) - DSA/MSA and County of Yuba/Martha Wilson

The Board returned from closed session at 3:46 p.m. with all Board and staff members, except County Counsel Daniel Montgomery, including Supervisor Logue and Chief Deputy Counsel Angil Morris-Jones.

There was no announcement from closed session.

GENERAL PLAN STUDY SESSION

Following introductions from Interim Planning Director Wendy Hartman, EDAW Consultant Jeff Goldman provided a Power Point presentation recapping the following with Board members providing comments and observations:

- General Plan Work Program - Elements and Schedule
- Community Outreach and General Plan Update Advisory Committee
- County’s Place in the Region
- Growth Resulting in Fiscal/Economic Balance
- Opportunities and Constraints
- Comprehensive Planning and Implementation
- Upcoming Workshop on May 22, 2007
- Stakeholder Outreach and General Plan Focus Group

Superintendent of Schools Richard Teagarden urged inclusion of cultural arts, regional parks, and educational facilities within the update and offered assistance with the advisory committee.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 5:03 p.m. by Chairman Stocker in memory of lives lost at Virginia Tech.
ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: 5-1-07