YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
DECEMBER 4, 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, County Counsel Daniel Montgomery, and Clerk of the Board of Supervisors Donna Stottlemyer. Chairman Stocker presided.

CLOSED SESSION
The Board retired into closed session at 6:01 p.m. to discuss the following:
A. Potential litigation pursuant to Government Code §54956.9(b) - One Case
B. Threatened litigation pursuant to Government Code §54956.9(b) - One Case
The Board returned from closed session at 6:25 p.m. with all Board and staff members present as indicated above.

There was no announcement from closed session.

CONSENT AGENDA

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

A. Agricultural Commissioner: Approved a letter of support for the Local Groundwater Assistance Program grant application for the Yuba County Water Agency and authorized the Chairman to execute same.

B. Board of Supervisors

1) Appointed to the Ramirez Water District Board of Directors Mr. James Hill for a term to expire November 2009 and Mr. David Honeyman and Mr. Richard Markstein for terms to expire November 2011 pursuant to Elections Code Section 10515.
C. Clerk of the Board of Supervisors

1) Approved the minutes of the regular meetings of October 23, 2007 and November 6, 2007, as written.

2) Reappointed Mr. Morris Moody to the Keystone Cemetery District with a term to expire December 4, 2011.

D. Community Development and Services

1) Approved the plans and specifications and authorized the advertisement of bids for the Lindhurst Avenue Bike Lane and Drainage Project with a bid opening date of January 3, 2008.

2) Adopted Resolution No. 2007-152, which is on file in Yuba County Resolution Book No. 38, which is entitled: "AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO APPLY TO SACRAMENTO AREA COUNCIL OF GOVERNMENTS FOR A GRANT THROUGH THE BICYCLE AND PEDESTRIAN GRANT PROGRAM, AUTHORIZE THE PUBLIC WORKS DIRECTOR TO EXECUTE DOCUMENTS AS REQUIRED BY THE APPLICATION AND ANY PERTINENT DOCUMENTS RELATED TO ADMINISTRATION OF THE GRANT."

E. County Counsel: Adopted Resolution No. 2007-153, which is on file in Yuba County Resolution Book No. 38, which is entitled: "A RESOLUTION AUTHORIZING THE IMPLEMENTATION AND AUTHORIZATION OF A MEDICAL MARIJUANA IDENTIFICATION PROGRAM."

F. Health and Human Services: Adopted Resolution No. 2007-154, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION ADOPTING RULES, REGULATIONS, AND POLICIES AND ESTABLISHING STANDARDS OF AID AND CARE FOR INDIGENT AND DEPENDENT POOR WHO ARE RESIDENTS OF THE COUNTY OF YUBA."
G. Sutter-Yuba Mental Health

1) Approved an agreement with North Valley Behavioral Health Facility for involuntary hold authority and authorized the Chairman to execute same.

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2) Approved an agreement with Sequoia Psychiatric Center for involuntary hold authority and authorized the Chairman to execute same.

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SPECIAL PRESENTATIONS

A. Camptonville Community Partnership/Community Health Action Plan: The following individuals recapped the Community Health Action Plan and provided a DVD presentation which included the rural environment, growth and economy, a community center, and travel:
   - Ms. Cathy LeBlanc
   - Mr. Scott Spackman
   - Ms. Molly Spackman
   - Ms. Yana Slade
   - Ms. Wendy Tinnet
   - Ms. Shirley Dicard

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B. Yuba Sutter Healthcare Council Basic Principles: Dr. Larry Ozeran recapped the Basic Principles of the Yuba-Sutter Healthcare Council.

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C. California State Fair Exhibit Awards: Marysville High School Future Farmers of America Alexis LeBrun and Salvador Martinez presented the Board with the California State Fair Exhibit Silver Awards for 2006 and 2007.

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PUBLIC COMMUNICATIONS

Mr. Barry Branaman, County employee, urged Board support for the Social Worker III classification and being grandfathered into that classification when established.

Following Board discussion, County Administrator Robert Bendorf advised a full report would be forthcoming to the Board at a future meeting.

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BOARD OF SUPERVISORS

Wheatland Cemetery District: Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board appointed Mr. David Creps to the Wheatland Cemetery District with a term to expire December 4, 2011.

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MINUTE BOOK 64 PAGE
Bokomaten Unit/Memorandum of Understanding: Following a presentation from Library Director Loren McCrory and Board inquiries, upon motion of Supervisor Griego, seconded by Supervisor Schrader, and unanimously carried, the Board adopted Resolution No. 2007-155, which is on file in Yuba County Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE YUBA COUNTY LIBRARY AND THE CITY OF WHEATLAND FOR THE PLACEMENT OF A BOKOMATEN UNIT AT THE WHEATLAND COMMUNITY CENTER FOR THE BENEFIT OF WHEATLAND AND THE SURROUNDING COMMUNITIES" and authorizing the Library Director to execute same, and authorized a Budget Transfer in the amount of $132,929 from Account No. 101-6000-361-62-23 (Literacy) to Account No. 101-6000-462-23-03 (Grants) to allocate grant funds.

ORDINANCES AND PUBLIC HEARINGS

Chairman Stocker read the disclaimer.

A. Public Hearing - Approve Proposed Expenditures/California Option for Public Safety Program (COPS) Funds for Fiscal Year 2007-2008: County Administrator Robert Bendorf recapped the proposed expenditures and responded to Board inquiries. Chairman Stocker opened the public hearing. No one came forward.

Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed and the Board approved the following expenditures for the California Option for Public Safety Program Funds for Fiscal Year 2007-2008:

- Supplemental funds to retain Sheriff Deputies $104,835
- Supplemental funds to retain a Jail Deputy 23,023
- Supplemental funds to retain a District Attorney Investigator 23,023

B. Ordinance - Adopt Ordinance adding Chapter 6.36/Junk Dealers and Scrap Metal Recyclers and Ordinance Repealing and Reenacting Chapter 6.35/Secondhand Dealers and Pawnbrokers to the Yuba County Ordinance Code (Second Reading) (Continued from October 23 and November 6, 2007): Following Board discussion, Chairman Stocker opened the public hearing.

Ms. Pat Pace, business owner, strongly opposed implementation of the ordinance relating to the conduct of the scrap metal business.

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Following Board discussion, 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. 1423, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "AN ORDINANCE REPEALING AND REENACTING CHAPTER 6.35 OF THE YUBA COUNTY ORDINANCE CODE AS AMENDED RELATING TO SECONDHAND DEALERS AND PAWNBROKERS"; and adopted Ordinance No. 1424, which is on file in Yuba County Ordinance Book No. 19, which is entitled: "ORDINANCE ADDING CHAPTER 6.36 TO THE YUBA COUNTY ORDINANCE CODE RELATING TO JUNK DEALERS AND SCRAP METAL RECYCLERS."

C. Ordinance - Introduce Ordinance Repealing and Reenacting Chapter 10.05 of the Yuba County Ordinance Code relating to Standards of Building Construction. (First Reading): Chief Building Martin Griffin recapped the proposed ordinance to update County standards to the current state requirements and responded to Board inquiries. Chairman Stocker opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, the reading was waived, and the Board introduced an ordinance repealing and reenacting Chapter 10.05 of the Yuba County Ordinance Code relating to Standards of Building Construction.

CORRESPONDENCE

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

A. Two letters from the State of California Fish and Game Commission regarding proposed regulatory action relating to Sausal Creek sport fishing and methods for taking big game and nongame birds and mammals.

Referred to Fish and Game Advisory Commission

B. Letter from the Yuba County Trails Commission regarding recommendations for establishing hiking and equestrian and bicycling trails within regional parks.

C. Notice of Availability from the Sacramento Area Council of Governments regarding the Draft Program Environmental Impact Report for the Metropolitan Transportation Plan for 2055.
D. Quarterly Publication from the Northern California Water Association regarding various reports on water and flood control in the Northern State.

E. Letter from the Office of Chancellor-Yuba Community College District regarding presentation on programs, activities, and services provided by the college.


Referred to Health and Human Services


H. Flyer from the Special District and Local Government Institute announcing seminar on governance to be held February 7 and 8, 2008 in Palm Springs, California.

I. Two News Releases from United States Forest Service regarding Plumas National Forest Lake Davis closure area and Forest Checkpoints.


K. Letter from Department of Conservation/Division of Recycling regarding payment to Yuba-Sutter Disposal as the operator of the curbside program for Yuba County.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Griego:
- Memorial adjournment in memory of Mrs. Bobbie Newnam

Supervisor Nicoletti:
- Memorial adjournment in memory of Mr. Keith F. Kolar and Ms. Johnice Candice Canady

Supervisor Logue:
- Memorial adjournment in memory of Mr. Richard Barcellus
- Lindhurst High School Championship football game held in Sacramento

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Supervisor Schrader:
  • Veterans Town Hall meeting held December 1, 2007 and Veteran of the Year Obie Wickersham

Supervisor Stocker:
  • Memorial adjournment in memory of Mrs. Lurene Williams and Mrs. Goldie West

Chairman Stocker formed an advisory committee to evaluate how the County might assist housing issues related to Beale Air Force Base appointing himself and Supervisor Griego as representatives for a duration through December 31, 2007.

County Counsel Daniel Montgomery:
  • In-Home Supportive Services Public Authority implementation of self-insured health insurance

Following Board discussion, the Board unanimously authorized and directed the County Auditor-Controller and Treasurer-Tax Collector to assist the Yuba County In-Home Supportive Services Public Authority to establish and fund necessary accounts as required in connection with the provision of self-insured health insurance previously contracted by the Public Authority.

County Administrator Robert Bendorf:
  • Received consensus for Chairman to execute correspondence to Corps of Engineers Assistant Secretary Woodley regarding Corps approval and funding regarding the Marysville Ring Levee and Feather River setback construction
  • Appointment of Tara Flores as Interim Administrative Director
  • Legislative platform and presentation at December 18, 2007 Board meeting
  • General Plan Update Study Session on Thursday at 1:00 p.m. in the Board Chambers
  • Draft early implementation agreement received for review and comment
  • LAFCO conducting municipal service review for the County

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 8:00 p.m. in memory of Mrs. Johnice Canady, Mrs. Bobbie Newnam, Mrs. Goldie West, Mrs. Lurene Williams, Mr. Richard Barcellus, and Mr. Keith Kolar.