YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
JANUARY 8, 2008

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 Bendorf, County Counsel Daniel Montgomery, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Logue presided.

A moment of silence was held in honor of the memory of Public Works employee Milton Smith.

CHAIRMAN OF THE BOARD STATEMENT

Chairman Stocker thanked the Board for their cooperation and administration, department heads, and employees for their efforts for a successful year. Chairman Stocker commented on the government organizational system from the local to federal level and the freedoms and legacy individuals have been given.

ELECTION OF OFFICERS

Chairman of the Board: Following nomination of Supervisor Logue by Supervisor Nicoletti and the Clerk calling three times for further nominations, with no further nominations for the office of Chairman, the nominations were declared closed.

Upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, a unanimous ballot for Supervisor Logue as Chairman of the Board of Supervisors for 2008 was approved.

Vice-chairman of the Board: Following nomination of Supervisor Nicoletti by Supervisor Schrader and the Clerk calling three times for further nominations, with no further nominations for the office of Vice-chairman, the nominations were declared closed.

Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, a unanimous ballot for Supervisor Nicoletti as Vice-chairman of the Board of Supervisors for 2008 was approved.
CONSENT AGENDA

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

A. Administration Services: Approved the Yuba County Airport Minimum Standards for Commercial Aeronautical Activity.

B. Child Care Planning Council: Approved the Certification Statement regarding the composition of the Local Planning Council and authorized the Chairman to execute same.

C. Clerk of the Board of Supervisors

1) Appointed Mr. David Bedford to the In-Home Supportive Services Advisory Committee for a term to expire January 8, 2010.

2) Reappointed Mr. Donald Rae as a resident representative to the Plumas Lake Specific Plan Design Review Committee for a term to expire January 8, 2009.

3) Approved minutes of the regular meetings of December 11 and 18, 2007, as written.

D. County Counsel: Adopted Resolution No. 2008-01, which is on file in Yuba County Resolution Book No. 39, which is entitled: "RESOLUTION ADOPTING REVISED RULES OF PROCEDURE FOR ASSESSMENT APPEALS BOARD."

E. Sheriff-Coroner: Approved Memorandum and Letter of Understandings with BGE Yuba (Live Nation, Inc.) to provide supplemental law enforcement services at Sleep Train Amphitheatre and authorized the Chairman to execute same.

PUBLIC COMMUNICATIONS

Ms. Nancy Berkowitz, expressed concerns regarding County requirements to pave approach easement and receiving an occupancy permit.

Public Works Director recapped requirements for paving of approach easement and deferring portion of costs.

Following Board discussion, Chairman Logue referred the matter to Counsel for review.
Ms. Freda Calvert, Hammonton Road, expressed concerns regarding lack of electricity and phone service and urged consideration of GPS system to locate outages and improve communications.

Chief Rich Webb, Linda Fire Protection District, commented on planning for recent storm, commended County efforts, and felt comments in the local paper were erroneous.

Supervisor Griego commented on first responders and lack of availability of sand bags.

Supervisor Schrader and Logue commended Linda Fire and the county for their efforts during the storm.

County Administrator Robert Bendorf and Deputy County Administrator Aaron Ward provided a storm incident report and current conditions.

At the request of County Counsel Daniel Montgomery, and upon motion of Supervisor Schrader, seconded by Supervisor Stocker, and unanimously carried, the Board added to the agenda two resolutions regarding ratification of the proclamation of a local emergency and requesting state concurrence.

Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board adopted Resolution No. 2008-02, which is on file in Yuba County Resolution Book No. 39, which is entitled: "RESOLUTION CONFIRMING EXISTENCE OF LOCAL EMERGENCY BY BOARD OF SUPERVISORS"; and adopted Resolution No. 2008-03, which is on file in Yuba County Resolution Book No. 39, which is entitled: "RESOLUTION REQUESTING STATE DIRECTOR OF OFFICE OF EMERGENCY SERVICES' CONCURRENCE IN LOCAL EMERGENCY."

COMMUNITY DEVELOPMENT AND SERVICES

Planned Unit Developments Applications/General Plan Update: Planning Director Wendy Hartman recapped the impact of the proposed resolution limiting applications during the process of updating the general plan and responded to Board inquires.

Upon motion of Supervisor Schrader, seconded by supervisor Nicoletti, and unanimously carried, the Board adopted Resolution No. 2008-04, which is on file in Yuba County Resolution Book No. 39, which is entitled: "A RESOLUTION AMENDING RESOLUTION NO. 2006-155 BY ADDING PLANNED UNIT DEVELOPMENTS TO THE RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA DETERMINING THAT THE COUNTY WILL NOT ACCEPT OR PROCESS APPLICATIONS FOR GENERAL PLAN AMENDMENTS OR SPECIFIC AREA
PLANS (INCLUDING AMENDMENTS) WITH LIMITED EXCEPTIONS, UNTIL SUCH TIME AS THE GENERAL PLAN HAS BEEN UPDATED AS MORE PARTICULARLY DESCRIBED HEREIN."

Mr. Ken Hill, Foster Enterprises, urged application conformance to the present General Plan and the updates.

EMERGENCY SERVICES

Pre-Disaster Mitigation Grant Application: Following a brief recap from Emergency Services Director Aaron Ward, upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, the Board adopted Resolution No. 2008-05, which is on file in Yuba County Resolution Book No. 39, which is entitled: "SIGNATURE RESOLUTION AUTHORIZING THE COUNTY DIRECTOR OF EMERGENCY SERVICES, OR ITS DESIGNEE, TO SUBMIT A GRANT APPLICATION FOR THE FISCAL YEAR 2008 PRE-DISASTER MITIGATION GRANT AND FOLLOW THROUGH THEREON."

ORDINANCES AND PUBLIC HEARINGS

Chairman Logue read the disclaimer.

1) Ordinance/Amending Chapter 11.40 of the Yuba County Ordinance Code by adding sections 11.40.140 and 11.40.141 relating to requirements for supplemental improvements beyond necessary for project and reimbursement agreements: Following a brief recap from Public Works Director Mike Lee, Chairman Logue 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 first reading was waived, and the Board introduced an ordinance amending Chapter 11.40 of the Yuba County Ordinance Code by adding sections 11.40.140 and 11.40.141 relating to requirements for supplemental improvements beyond necessary for project and reimbursement agreements.

2) Ordinance/Amending Chapter 9.10 of the Yuba County Ordinance Code relating to establishment of through highways by expanding traffic engineering investigation: Following a brief recap from Public Works Director Mike Lee, Chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, the first reading was waived, and the Board
introduced an ordinance amending Chapter 9.10 of the Yuba County Ordinance Code relating to establishment of through highways by expanding traffic engineering investigation.

3) Public Hearing/Draft Environmental Impact Report for the designation of the Yuba Sutter Enterprise Zone: Airport Manager Mary Hansen recapped the purpose of the designation and report and responded to Board inquiries. Chairman Logue 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.

CORRESPONDENCE

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

A. Letter from Area 4 Agency on Aging regarding Calendar Year 2008 appointment to Area 4 Agency on Aging Governing Board.

B. Letter from Local Government Commission regarding Climate Change Discussion for the Sacramento Region’s Elected Officials, County Executives and City Managers to be held on January 31, 2008 in Sacramento, California.

C. Two letters from United States Senator Barbara Boxer regarding real estate mortgage foreclosures and impact to County of Yuba and roundtable discussion scheduled January 11, 2008.

D. Publication from National Association of Counties regarding 2008 Achievement Award Program.

E. Letter from United States Department of Agriculture/Forest Service regarding comments received on the Sugarberry Draft Environmental Impact Statement.

F. Letter from State of California Fish and Game Commission regarding proposed changes in regulations related to crop damage and nuisance Canada geese.

Referred to Community Development and Services/Fish and Game Advisory Commission

G. Newsletter from Del Norte Clinics, Inc. regarding programs in and around Yuba County.
H. Resolution from Reclamation District 784 regarding approval of the Basin B Master Drainage Plan for the Reclamation District.

Referred to Public Works

I. Memorandum from California Air Resources Board regarding vehicles subject to the fleet rule for public agencies and utilities.

Referred to Administrative Services

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Schrader:
- Memorial adjournment in memory of Mrs. Lucille Anna Dankman
- Requested update on agricultural losses from recent storm at upcoming meeting
- Interaction between County and Water Agency regarding water diversion during storms

Supervisor Griego:
- Memorial adjournment in memory of Mrs. Bessie June Johnson
- Requested update on CalWorks social worker reclassification

Supervisor Nicoletti:
- Economic Development Corporation meeting on Friday, January 11, 2008
- Storm incidents at Beale Air Force Base
- Progress on Cyber command location at Beale Air Force Base
- Congratulated Probation regarding Juvenile Hall

Supervisor Stocker:
- Memorial adjournment in memory of Mr. Milton Smith and Mrs. Dorothy Sparks
- Commended administration regarding local emergency response

Supervisor Logue:
- Commended Sheriff Department regarding response during the winter storm

County Counsel Daniel Montgomery advised closed session discussion regarding one case of threatened litigation was not needed.
County Administrator Robert Bendorf:
- Planning Commission meeting regarding development agreements on Wednesday, January 9, 2008

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:13 a.m. in memory of Mrs. Lucille Dankman, Mrs. Bessie Johnson, Mrs. Dorothy Sparks, and Mr. Milton Smith by Chairman Logue.

[Signature]
Chairman

ATTEST: DONNA STOTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]  Approved. 2-12-08