YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

MARCH 11, 2008

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:38 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, Assistant County Administrator Randy Margo, County Counsel Daniel Montgomery, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Logue presided.

CONSENT AGENDA

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

A. Agricultural Commissioner: Approved funding levels for HR 2389, Federal Forest Reserve – Title III Projects as follows:

<table>
<thead>
<tr>
<th>Priority No.</th>
<th>Project</th>
<th>Maximum Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Fire Safe Council Education</td>
<td>$48,000</td>
</tr>
<tr>
<td></td>
<td>Out-reach – Coordinator</td>
<td>$48,000</td>
</tr>
<tr>
<td>2.</td>
<td>Fire Protection Planner</td>
<td>$19,000</td>
</tr>
<tr>
<td>3.</td>
<td>Roadside Clearing</td>
<td>$19,000</td>
</tr>
</tbody>
</table>

B. Clerk of the Board of Supervisors: Approved minutes of the regular meeting of February 19, 2008, as written.

C. Health and Human Services: Adopted Resolution No. 2008-28, which is on file in Yuba County Resolution Book No. 39, which is entitled: “A RESOLUTION AUTHORIZING THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER INTO AGREEMENT WITH FIRST 5 YUBA FOR GRANT FUNDS FOR THE PERIOD OF JANUARY 24, 2008 – DECEMBER 31, 2010, AND AUTHORIZE THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE GRANT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM, AND, FURTHER, TO AUTHORIZE THE ACCEPTANCE OF FUNDS.”

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D. **Probation:** Authorized a Budget Transfer in the amount of $58,500 to various line items to appropriate Youthful Offender Block Grant Budget Appropriation.

E. **Sheriff-Coroner:** Authorized a Budget Transfer in the amount of $14,300 from Account No. 101-000-361-62-04 (Boat Safety) to Account No. 101-2701422-62-00 (Fixed Assets) appropriating funding for the purchase of a boat motor and dive equipment.

**PUBLIC COMMUNICATIONS**

No one came forward.

**COMMUNITY DEVELOPMENT AND SERVICES**

1) **Public Works Corporation Yard:** Public Works Director Mike Lee recapped the necessity for relocating the Public Works Corporation Yard and responded to Board inquiries.

Upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and unanimously carried, the Board approved completing the Request For Information (RFI) and requested the RFI be referred to the Land Use and Public Works Committee.

2) **FEMA Flood Insurance Mapping Efforts Update:** Community Development and Services Director Kevin Mallen recapped the FEMA Flood insurance mapping efforts and responded to Board inquiries.

Following Board discussion, the Board directed information to be available to the public through town hall meetings, mailers, and web site, including a link to Three Rivers Levee Improvement Authority website.

**YUBA COUNTY CHILDREN’S COUNCIL**

**Yuba County Children’s Report Card – 2007:** Health and Human Services Deputy Director and Council Chairman Rob Shotwell recapped report findings and responded to Board inquiries.

Upon motion of Supervisor Nicoletti, seconded by Supervisor Stocker, and unanimously carried, the Board accepted the Yuba County Children’s Report Card – 2007.

**ORDINANCE AND PUBLIC HEARINGS**

Chairman Logue read the disclaimer.

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1) **Public Hearing/Adopt Ordinance amending Title X Chapter 10.05 of the Yuba County Ordinance Code Definition of Structures as it relates to Standards of Building construction (Second Reading):** Following Chief Building Inspector Martin Griffin recapping building construction standards, Chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Griego, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, the reading was waived, and the Board adopted Ordinance No. 1440, which is on file in Yuba County Ordinance Book No. 20, which is entitled: **"AN ORDINANCE AMENDING TITLE X OF THE YUBA COUNTY ORDINANCE CODE RELATING TO STANDARDS OF BUILDING CONSTRUCTION."**

2) **Public Hearing/Adopt resolution adopting a mitigated negative declaration and monitoring plan approved Planned Unit Development (PUD 2006-0001) and Tentative Subdivision Tract Map (TSTM 2006-0010) with conditions of approval; waive reading, and adopt Ordinance rezoning property from “A/RR-5 to A/RR-PUD” identified as APN 005-620-003.** Following Assistant Planning Director Ed Palmeri providing a staff report requesting the matter be returned to staff, Chairman Logue tabled the item.

**RECESS**

The Board recessed at 10:38 a.m. and reconvened at 10:40 a.m. with all Board and staff members present as indicated above.

**CORRESPONDENCE**

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

A. **Letter from Carl R. Lindmark, Counsel for Reclamation District 784** advising Robert Shinn was appointed to the Board of Trustees.

B. **Letter from State of California Fish and Game Commission** advising notice of proposed regulatory action in various sections of Title 14 of the California Code of Regulations relating to tag quota change and Central Valley Chinook salmon sport fishing.

C. **Letter from Marilyn Wulff** regarding retaining commercial zoning of property located at the southeast intersection of Forty Mile Road, Rancho Road and Highway 65.

Referred to Community Development and Services/Planning Department

**ITEM TABLED**

**ADOPT ORDINANCE NO. 1440**

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BOARD AND STAFF MEMBERS’ REPORTS

Supervisor Nicoletti:
- Completed three town hall meetings regarding prevention of underage drinking
- Yuba County Water Agency advisory committee regarding Daguerre Point Dam consisting of Directors Schrader and Stocker

Supervisor Schrader:
- California Transportation Commission meeting on March 12, 2008

Supervisor Logue:
- Memorial adjournment in memory of Mr. Bill Back

County Administrator Robert Bendorf
- California Transportation Commission recommendation to return 90 percent of funding to County project
- Received Board Consensus to submit correspondence concerning Assembly Bill 1491 regarding extending the deadline for transfer of responsibility for court facilities from the counties to the state from June 20, 2007 to December 31, 2009

Assistant County Administrator Randy Margo
- March 13, 2008 meeting regarding FEMA Floodplain map changes

County Counsel Dan Montgomery advised closed session should be corrected to read pending litigation regarding Dunmore Inc. Debtor.

CLOSE SESSION

The Board retired into closed session at 10:49 a.m. to discuss the following:

A. Pending litigation pursuant to Government Code §54956.9(a) – In Re: Dunmore Inc. Debtor

The Board returned from closed session at 11:00 a.m. with all Board and staff members present as indicated above.

There was no announcement from closed session.

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ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:00 a.m. in memory of Mr. Bill Back by Chairman Logue.

[Signature]

Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature] Approved: April 1, 2008