YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

MAY 27, 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 Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Logue presided.

CONSENT AGENDA

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

A. **Administrative Services**: Authorized a Budget Transfer in the amount of $2,800 from Account No. 101-0900-417-23-00 (Professional Services) to various line items for estimated expenditures through Fiscal Year 2007-2008 for 4-H Camp.

B. **Child Support Services**: Authorized a Budget Transfer in the amount of $8,000 from Account No. 107-2600-421-28-00 (Special Department Expense) to Salaries for vacation and overtime expenses.

C. **Clerk of the Board of Supervisors**: Approved the minutes of the workshop of April 24 and 29, and regular meeting of May 13, 2008, as written.

D. **Community Development and Services**

1) Approved a contract with Applied Engineering and Geology Inc., for environmental consulting services and authorized the Chairman to execute same.

2) Approved the Hammon Grove Caretaker Agreement with Wesley Dale Everett for the term of six months from the time of appointment and authorized the Chairman to execute same.

3) Authorized Willow Glen Road Pavement Rehabilitation Project for advertisement of bids pending approval from California Department of Transportation.

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4) Adopted Resolution No. 2008-61, which is on file in the Yuba County Resolution Book No. 39, which is entitled: “RESOLUTION AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN THE MASTER AGREEMENT AND PROGRAM SUPPLEMENTS FOR STATE FUNDED TRANSIT PROJECTS NO. 64A0214.”

5) Adopted Resolution No. 2008-62, which is on file in the Yuba County Resolution Book No. 39, which is entitled: “A RESOLUTION ACCEPTING THE CALIFORNIA FIRE SAFE COUNCIL GRANT 08BLM0055 FOR FUEL REDUCTION ON COUNTY ROADS AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN THE GRANT AGREEMENT.”

E. Health and Human Services: Adopted Resolution No. 2008-63, which is on file in the Yuba County Resolution Book No. 39, which is entitled: “AUTHORIZE THE DIRECTOR OF THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO EXECUTE AGREEMENTS WITH AGENCIES APPROVED TO RECEIVE CHILD ABUSE PREVENTION, INTERVENTION AND TREATMENT AND COMMUNITY-BASED CHILD ABUSE PREVENTION PROGRAM FUNDS FOR THE PERIOD OF JULY 1, 2005 – JUNE 30, 2009 AND TO EXECUTE ANY DOCUMENTS RELATED TO THOSE AGREEMENTS.”

SPECIAL PRESENTATION

Oregon Peak Volunteer Program: Chairman Logue and Supervisor Stocker presented a proclamation for the program and Certificates of Recognition to the following volunteers: PRESENT PROC.

Frank Allen          Greg Crompton          Judy Knolle          Dave Soares
Alice Appleby       Shirley Crompton      Ed Litton           Steve Souza
Lloyd Appleby        Jacob Davis          Beverly Lucas       Jeff Swindle
Arlyce Baker         Dick Dahms           Steve Mattos        Carolyn Taylor
Tony Baker           Mike Dousman          Earl Menzel         Mike Taylor
Lisa Baker           Pat Dousman           Charles Montaudon   Dave Wilson
Ted Beevers          Ron Grabowski        Dan Montgomery      Sidney Weisheimer
Douglas Binderup     Pete Hammonette       Dale Mozley         
Richard Boyd         Mike Hatherly         John Norris         
John Boyle           Allen Hetrick         Bret Pruett         
Curtis Canfield      Will Jagger           Robert Roberts     
Tom Carr             Hank Juska             Boots Smith        
Pam Cook             Kevin Kaundart        Jim Snode          

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No one came forward.

COMMUNITY DEVELOPMENT AND SERVICES

1) Arboga Road Improvements from McGowan Parkway to Ella Avenue: At the request of Public Works Director Mike Lee, the matter was continued to June 10, 2008.

2) Change in Minimum Parcel Size/Greg Foster: Following a brief recap from Community Development and Services Director Kevin Mallen and Board inquires, upon motion of Supervisor Grego, seconded by Supervisor Schrader, and unanimously carried, the Board adopted Resolution No. 2008-64, which is on file in the Yuba County Resolution Book No. 39, which is entitled: “RESOLUTION EXPRESSING BOARD OF SUPERVISORS INTENT TO CONSIDER CHANGE IN MINIMUM PARCEL SIZES FOR CERTAIN REAL PROPERTY IN CONNECTION WITH THE YUBA COUNTY GENERAL PLAN UPDATE.”

ORDINANCE AND PUBLIC HEARINGS

Chairman Logue read the disclaimer.

1) Ordinance/Repealing and Re-enacting Chapter 10.20 of Title X/Emplacement of Travel Trailers and Motor Homes as Temporary Residences (Second reading): Chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Schrader, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed, the reading was waived, and the Board adopted Ordinance No. 1455 which is on file in Yuba County Ordinance Book No. 20, which is entitled: “ORDINANCE AMENDING THE YUBA COUNTY ORDINANCE CODE BY REPEALING AND REENACTING CHAPTER 10.20 OF TITLE X RELATING TO REGULATING THE EMLACEMENT OF TRAVEL TRAILERS AND MOTOR HOMES AS TEMPORARY RESIDENCES.”

2) Ordinance/Amending Section 2.50.030 of Title II relating to the Yuba County Purchasing and Contracts Policy Manual: Assistant Administrative Services Director Tara Repka-Flores briefly recapped changes and responded to Board inquires. Chairman Logue opened the public hearing. No one came forward.
Upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the public hearing was closed, the reading was waived, and the Board introduced an ordinance amending Section 2.50.030 of Title II of the Yuba County Ordinance Code relating to the Yuba County Purchasing and Contracts Policy Manual.

3) **Public Hearing/Resolution Confirming the Diagram and Assessments within Gledhill Landscaping and Lighting District for Fiscal Year 2008-2009**: Following a brief recap from Public Works Director Mike Lee and Board inquiries, Chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Nicoletti, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed, and the Board adopted Resolution No. 2008-65 which is on file in the Yuba County Resolution Book No. 39, which is entitled: “RESOLUTION CONFIRMING THE DIAGRAM AND ASSESSMENTS WITHIN GLEDHILL LANDSCAPING AND LIGHTING DISTRICT.”

4) **Public Hearing/Resolution Determining and Imposing Assessments within the Linda Street Lighting Maintenance District for Fiscal Year 2008-2009**: Following a brief recap from Public Works Director Mike Lee, Chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Nicoletti, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed, and the Board adopted Resolution No. 2008-66 which is on file in Yuba County Resolution Book No. 39, which is entitled: “RESOLUTION DETERMINING AND IMPOSING ASSESSMENTS WITHIN LINDA STREET LIGHTING MAINTENANCE DISTRICT.”

**ITEM OF PUBLIC INTEREST**

Gospel Christian Center/Fee waiver/$1,624.34/Permit No. 08-269: Chief Building Inspector Martin Griffin provided a recap of the fees applicable and responded to Board inquiries.

Pastor Ruth Catlin, Gospel Christian Center, urged Board support to waive the fees.

Following Board discussion, with no motion forthcoming the matter died.

Following further Board discussion, the following direction was provided to staff:

- Explore the possibility of a payment plan
- Identify findings to support a payment plan

MOTION DIED
CORRESPONDENCE

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

A. Letter from National Association of Counties regarding election of second vice-president at the annual conference to be held July 11 - 15, 2008 in Jackson County, Missouri.

B. Letter from Nina L Doner regarding the condition of Oregon Hill Road and resurfacing.

Referred to Public Works

C. Letter from State of California Governor’s Office of Emergency Services advising authorization of emergency loans for Severe Physical Losses Only as a result of the strong storm winds and rain that occurred January 4, 2008.


BOARD AND STAFF MEMBERS’ REPORTS

Supervisor Stocker:

- Article from the Sacramento Bee regarding Global Warming
- River Highlands Community Service District regarding Mr. Al Huntley
- Placement of Wind Turbine and permit application

Supervisor Schrader:

- Reclamation District 10 assessment elections on Thursday, May 29, 2008

Supervisor Griego:

- Groundbreaking on Anderson Avenue for set-back levee

Supervisor Nicoletti

- United States Veterans honored Sunday, May 25, 2008 at Calvary Temple
- Beale Air Force Base activities
- Punjabi-American Heritage Festival
CLOSED SESSION

The Board retired into closed session at 10:17 a.m. to discuss the following:

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

B. Pending litigation pursuant to Government Code §54956.9(a) – County of San Diego vs. Bowman

C. Threatened Litigation pursuant to Government Code §54956.9(b) – Three Cases

The Board returned from closed session at 11:09 a.m. with all Board and staff members present as indicated above. There were no announcements.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:10 a.m. by Chairman Logue.

[Signature]
Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
By: Rachel Ferris, Deputy Clerk

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Approved: June 10, 2008