YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

AUGUST 5, 2008

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 Stottlemeyer. Chairman Logue presided.

CONSENT AGENDA

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

A. Clerk of the Board of Supervisors

1) Reappointed Ms. Diana Culver to the Yuba County Trails Commission as the Equestrian Representative for a term to expire August 5, 2010.

2) Reappointed Mr. Dave Jones to the Law Library Board of Trustees for a term to expire January 27, 2009.

3) Approved the minutes of the regular meeting of July 15, 2008, as written.

B. Community Development and Services: Adopted Resolution No. 2008-96, which is on file in Yuba County Resolution Book No. 39, which is entitled: "RESOLUTION AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN THE MASTER AGREEMENT NO. 00143S AND PROGRAM SUPPLEMENTS FOR STATE FUNDED PROJECTS," as it relates to the Willow Glen Rehabilitation Project.

PUBLIC COMMUNICATIONS

Assistant Planning Director Ed Palmeri advised Sacramento Area Council of Governments requested comments on Senate Bill 375 regarding sustainable communities, transportation, and greenhouse gas emission targets.
Legislative Coordinator Russ Brown advised the Board has issued letters to the legislature opposing the proposed legislation.

**ADMINISTRATIVE SERVICES**

SBC Global Services Inc./CalNet II Services: Following a brief recap from Administrative Services Director Doug McCoy, upon motion of Supervisor Nicoletti, seconded by Supervisor Schrader, and unanimously carried, the Board approved and Authorization to Order Services under State Contract with SBC Global Services Inc., dba AT&T Global Services for California Integrated Information Network Services and authorized the Chairman to execute same.

**COUNTY ADMINISTRATOR**

Senior Meals Program/Yuba and Sutter Counties: County Administrator Robert Bendorf recapped interim core services needed for seniors age 60 and older and funding requirements. Mr. Bendorf responded to Board inquiries.

Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and unanimously carried, the Board approved a funding agreement between Yuba County, Sutter County, Yuba City, and Area 4 Agency on Aging for senior meals program, authorized the County Administrator to execute same, and authorized use of one-time funds in an amount not to exceed $13,000 from Trust Fund 326 (County Special Project Revolving Loan Fund).

**TREASURER-TAX COLLECTOR**

Marysville Joint Unified School District General Obligation Bonds: Upon motion of Supervisor Schrader, seconded by Supervisor Stocker, and unanimously carried, the Board adopted Resolution No. 2008-97, which is on file in Yuba County Resolution Book No. 39, which is entitled: "RESOLUTION AND ORDER AUTHORIZING THE ISSUANCE AND SALE OF THE MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT, YUBA COUNTY, CALIFORNIA, GENERAL OBLIGATION BONDS, ELECTION OF 2006, SERIES 2008; PRESCRIBING THE TERMS OF THE BONDS AND THEIR SALE; APPROVING FORMS OF THE FIRST SUPPLEMENTAL AND INDENTURE AND BOND PURCHASE AGREEMENT; APPOINTING PAYING AGENT; AND AUTHORIZING EXECUTION OF NECESSARY CERTIFICATES."

**ORDINANCES AND PUBLIC HEARINGS**

Chairman Logue read the disclaimer.

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Public Hearing/Resolution approving Proceedings to Finance Portion of Feather River Phase IV Levee Improvements/Issuance and Sale of Revenue Bonds by Yuba Levee Financing Authority: Assistant County Administrator Randy Margo recapped the history and funding requirements for funding levee construction projects and responded to Board inquiries.

Mr. Seth Werzel, financial consultant, responded to specific Board inquiries regarding the cash flow and financial status of Three Rivers Levee Improvement Authority and recapped the levee impact fee program related to improvements. Mr. Werzel responded to Board inquiries.

Treasurer-Tax Collector James Kennedy recapped actions taken by the Yuba Levee Financing Authority and expressed concern regarding the associated risks and obligations of the County’s general fund; however, supported actions taken.

Mr. Jeff Small, County Financial Advisor, recapped bond borrowing structure, repayment schedule, and advised the County's credit rating had been upgraded from A- to A and responded to Board inquiries.

Mr. Brian Quint, Bond Counsel, recapped provisions contained within the resolution regarding the issuance and sale of an aggregate principal amount not to exceed $85,980,000 and responded to Board inquiries.

Chairman Logue opened the public hearing. The following individuals expressed concern regarding the funding obligations and bond sale:

The following individuals expressed concern:
- Ms. Frances Hofman, Forty Mile Road
- Mr. Tom Reyes, Hofman Ranch

Supervisor Griego left the meeting at 7:17 p.m. and returned at 7:18 p.m.

The following individuals felt the citizens should vote on the matter:
- Mr. Elden Fowler, Brownsville
- Ms. Beth Reyes, Brownsville

Following Board discussion, upon motion of Supervisor Griego, seconded by Supervisor Stocker, and unanimously carried, the Board closed the public hearing.

CLOSE
PB. HRG.
Upon motion of Supervisor Nicoletti, seconded by Supervisor Griego, and carried following a roll call vote with Supervisors Logue, Nicoletti, Griego, and Stocker voting in support and Supervisor Schrader abstaining, the Board adopted Resolution No. 2008-98, which is on file in Yuba County Resolution Book No. 39, which is entitled: "RESOLUTION APPROVING PROCEEDINGS TO FINANCE CERTAIN LEVEE IMPROVEMENTS, APPROVING THE ISSUANCE AND SALE OF REVENUE BONDS BY THE YUBA LEVEE FINANCING AUTHORITY FOR SUCH PURPOSES AND APPROVING RELATED DOCUMENTS AND OFFICIAL ACTIONS."

CORRESPONDENCE

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

A. Letter from California State Fair regarding parade entries.

B. Letter from United States Department of Forestry enclosing schedule of proposed action for Plumas National Forest for the period of July 1, 2008 to September 30, 2008.

C. Letter from California Department of Justice regarding proposed State Crime Laboratory Fees for Services program.

Referred to County Administrator and District Attorney

D. Letter from Sacramento Area Council of Governments regarding the Comprehensive Land Use Plan for the Peach Tree Mall (Feather River Center).

Referred to County Administrator and Community Development and Services

E. Letter from State of California Department of Housing and Community Development advising receipt of Community Development Block Grant in the amount of $500,000.

F. Change of Address card from Child Care Planning Council of Yuba and Sutter Counties advising of their new location at 1104 E Street, Marysville effective July 28, 2008.

I. Letter from California Corrections Standards Authority regarding revisions to the Minimum Standards for Local Detention Facilities.
J. Letter from Wonderful World Wide Inc., declaring their intent to submit an application to open a recycling center on Melody Road. REFER TO STAFF

Referred to Community Development, Environmental Health and Building Inspection

K. Letter from Dobbins/Oregon House Action Committee (DOACT) regarding abandoned property in Dobbins, formerly Robbins Mini-Mart. REFER TO STAFF

Referred to Community Development, Building Department and Code Enforcement

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Stocker:
- Permit for wind turbines and reduction of fees

Supervisors Schrader and Nicoletti:
- Memorial adjournment in memory of Mrs. Rosemary Smith

Supervisor Griego:
- Memorial adjournment in memory of Mr. Arthur Ray Evans and Mr. Ryan Bright

Supervisor Nicoletti:
- Levee financing program

Supervisor Logue:
- Commended Supervisor Nicoletti for his efforts regarding Beale Air Force Base

CLOSED SESSION

The Board retired into closed session at 8:05 p.m. to discuss the following:

A. Threatened litigation pursuant to Government Code §54956.9(b) - Three Cases

B. Pending litigation pursuant to Government Code §54956.9(a) - Cunningham vs. County of Yuba

Supervisor Griego left closed session at 8:17 p.m. and returned to closed session at 8:22 p.m.
The Board returned from closed session at 8:24 p.m. with all Board and staff members present as indicated above.

There was no announcement from closed session.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 8:24 p.m. in memory of Mrs. Rosemary Smith, Mr. Arthur Ray Evans, and Mr. Ryan Bright by Chairman Logue.

[Signature]
Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature] Approved: August 19, 2008

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