YUBA COUNTY, CALIFORNIA
BOARD OF SUPERVISORS
DECEMBER 8, 2009

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:31 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, Mary Jane Griego, and Roger Abe. Supervisors John Nicoletti and Hal Stocker were absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Griego presided.

At the request of County Counsel and upon motion of Supervisor Abe, seconded by Supervisor Vasquez, and carried with Supervisors Nicoletti and Stocker being absent, the Board added to County Departments a resolution to support Greening Main Street Pilot program as the need to take action arose subsequent to the agenda being posted.

CONSENT AGENDA

Upon motion of Supervisor Vasquez, seconded by Supervisor Abe, and carried with Supervisors Nicoletti and Stocker being absent, the Board took the following actions:

A. Clerk of the Board of Supervisors: Approved minutes of the regular meeting of November 17, 2009, as written.

B. Clerk-Recorder/Elections: Adopted Resolution No. 2009-114, which is on file in Yuba County Resolution Book No. 40, which is entitled: “RESOLUTION TO AUTHORIZE THE YUBA COUNTY CLERK-RECORDER REGISTRAR OF VOTERS TO ENTER INTO AGREEMENT WITH THE CALIFORNIA SECRETARY OF STATE FOR VOTE GRANT PROGRAM AND AUTHORIZE CLERK-RECORDER REGISTRAR OF VOTERS TO EXECUTE DOCUMENTS AS REQUIRED BY THE GRANT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM AND AUTHORIZE ACCEPTANCE OF FUNDS."

C. Community Development and Services

1) Approved lease agreement for the Gold Village wastewater treatment plant between River Highlands Community Service District, Gold Village Development, LLC and the County of Yuba, and authorized the Vice Chair to execute same.

12/8/2009

MINUTE BOOK NO. 66 PAGE 249
2) Adopted Resolution No. 2009-115, which is on file in Yuba County Resolution Book No. 40, which is entitled: “RESOLUTION ACCEPTING THE CALIFORNIA FIRE SAFE COUNCIL GRANT 10USFS-ES432 FOR FUEL REDUCTION ON COUNTY ROADS AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN THE GRANT AGREEMENT AND ANY RELATED DOCUMENTS.”

D. District Attorney: Authorized the District Attorney to destroy closed misdemeanor files older than three years and closed felony files older than five years, that fall outside of the retention mandate of Penal Code §290.8.

E. Emergency Services: Approved out of state travel for Information Technology and Sheriff’s office staff to attend Radio Technical Subscriber Academy training in Chicago, IL January 25 through 29, 2010, funded by the Public Safety Interoperability Communications Grant.

F. Health and Human Services: Adopted Resolution No. 2009-116, which is on file in Yuba County Resolution Book No. 40, which is entitled: “RESOLUTION APPROVING THE 2010-2013 COMPREHENSIVE TOBACCO USE PREVENTION EDUCATION PROGRAM AND AUTHORIZING THE CHAIRMAN TO EXECUTE THE ACCEPTANCE OF ALLOCATION AGREEMENT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM AND TO AUTHORIZE THE ACCEPTANCE OF FUNDS.”

G. Treasurer Tax Collector: Adopted Resolution No. 2009-117, which is on file in Yuba County Resolution Book No. 40, which is entitled: “RESOLUTION DELEGATING INVESTMENT AUTHORITY TO THE YUBA COUNTY TREASURER FOR THE YEAR 2010.”

PUBLIC COMMUNICATIONS

No one came forward.

BOARD OF SUPERVISORS

1) Reconsider Out-of-State Travel Reimbursement/$1,520.05/Supervisor Nicoletti; Postponed to December 15, 2009.

2) Greening Main Street Pilot Program: Following a brief recap from Supervisor Griego, Assistant County Administrator Randy Margo advised grants available through Pacific Gas and Electric were at no cost to the county, with work being performed by a non-profit agency and would focus on key business corridors.

12/8/2009 MINUTE BOOK NO. 66 PAGE 250
Upon motion of Supervisor Vasquez, seconded by Supervisor Abe, and carried with Supervisors Nicoletti and Stocker being absent, the Board adopted Resolution No. 2009-118, which is on file in Yuba County Resolution Book No. 40, which is entitled: “RESOLUTION TO SUPPORT GREENING MAIN STREET PILOT PROGRAM AND AUTHORIZE THE CHAIRMAN TO EXECUTE LETTER OF INTENT TO PACIFIC GAS AND ELECTRIC.”

ADMINISTRATIVE SERVICES

1)  **Yuba-Sutter Enterprise Zone/Geographic Expansion**: Airport Manager Mary Hansen recapped the geographic expansion and responded to Board inquiries. Upon motion of Supervisor Abe, seconded by Supervisor Vasquez, and carried with Supervisors Nicoletti and Stocker being absent, the Board adopted Resolution No. 2009-119, which is on file in Yuba County Resolution Book No.40, which is entitled: “RESOLUTION APPROVING A GEOGRAPHIC EXPANSION TO THE BOUNDARIES OF THE YUBA-SUTTER ENTERPRISE ZONE IDENTIFIED AS YSEZ EXPANSION NO. 1.”

2)  **Allyn Scott Community Center/Senior Center Lease**: Director Doug McCoy recapped the agreement and responded to Board inquiries.

The following individuals spoke:
- Ms. Amy Milton, representing the senior group
- Mr. Chuck Carver, Linda
- Ms. Irene Bloom, Linda

Following Board discussion Mr. Doug McCoy addressed concerns regarding traffic, bus stop access, and the crosswalk located on Highway 70. Other items of concern were use of shared facilities and security on site.

Following additional Board discussion upon motion of Supervisor Vasquez, seconded by Supervisor Abe, and carried with Supervisors Nicoletti and Stocker being absent, the Board adopted Resolution No. 2009-120, which is on file in Yuba County Resolution Book No. 40, which is entitled: "RESOLUTION APPROVING THE LEASING OF A PORTION OF THE ALLYN SCOTT COMMUNITY CENTER FOR THE PURPOSE OF RELOCATING THE YUBA COUNTY SENIOR CENTER AND AUTHORIZING THE CHAIRMAN TO EXECUTE A LEASE AGREEMENT, UPON REVIEW AND APPROVAL OF COUNTY COUNSEL."
TREASURER TAX COLLECTOR

Engagement Letter for Performance/Exit Audit: Following a brief recap from Treasurer Jim Kennedy, upon motion of Supervisor Vasquez, seconded by Supervisor Abe, and carried with Supervisors Nicoletti and Stocker being absent, the Board approved engagement letter for performance of exit audit of outgoing Treasurer and Tax Collector with Gallina LLP Certified Public Accountants and authorize the Chairman to execute same.

ORDINANCE AND PUBLIC HEARINGS

The Clerk read the disclaimer.

1) Public Hearing/Findings of Fact, Conclusions of Law and Orders/Assessment of Administrative and Abatement Costs/$4,082.75/Recording of Lien/7606 State Highway 70, Marysville (Heir, Pritam): Code Enforcement Officer Michael Ehele recapped violations and costs of abatement of nuisance. Vice Chair Griego opened the public hearing.

Mrs. Shindhi Tharia, speaking on behalf of Ms. Pritam Heir, urged the Board to waive administrative fees, advising Ms. Heir responded to Code Enforcement summons and actions and made necessary corrections in a timely manner, and responded to Board inquiries.

Following additional Board discussion, upon motion of Supervisor Abe, seconded by Supervisor Vasquez, and carried with Supervisors Nicoletti and Stocker being absent, the public hearing was closed, the Board waived administrative fees in the amount of $3,752.00, applied the amount paid of $472.50 to the outstanding amount of $971.25, and advised the recording fee of $12.00 would be removed as it no longer applies.

2) Public Hearing/Review Proposed Expenditures for California Option for Public Safety Program (COPS) Funds for Fiscal Year 2009/2010: County Administrator Robert Bendorf recapped the benefits of the COPS program and responded to Board inquiries. Vice Chair Griego opened the public hearing. No one came forward.

Upon motion of Supervisor Abe, seconded by Supervisor Vasquez, and carried with Supervisors Nicoletti and Stocker being absent, the Board approved the proposed expenditures for California Option for Public Safety Program (COPS) Funds for Fiscal Year 2009/2010.


12/8/2009

MINUTE BOOK NO. 66 PAGE 252
CORRESPONDENCE

Upon motion of Supervisor Abe, seconded by Supervisor Vasquez, and carried with Supervisors Nicoletti and Stocker being absent, the Board accepted the following correspondence:

A. Letter from California Rural Legal Assistance, Inc. regarding the 2009 Housing Element update for the County of Yuba.

B. Notice from State of California Department of Water Resources and Pacific Gas and Electric Company enclosing a notice of proposed expansion of spring-run Chinook salmon and steelhead habitat in the lower Yuba River and a draft habitat expansion plan.

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Abe:
- Lake County to withdraw from North Center Counties Consortium effective June 30, 2010
- Attended Peachtree Health Care Board of Directors meeting on December 2, 2009
- Feather River Air Quality Management District (FRAQMD) woodstove change out program
- Appeal Democrat article regarding an pension plans

Supervisor Vasquez:
- Yuba County Water Agency providing historical information to Mr. White, Marysville High School
- Attended Blue Star Mothers meeting on December 2, 2009
- Attended Yuba Sutter Transit meeting on December 3, 2009
- Town hall meeting regarding Marysville Mail Processing facility, December 16, 2009 at Friday Night Live
- Drive through protest at Peach Tree Mall from 1:00 to 3:00 p.m. on December 13, 2009

Supervisor Griego:
- Olivehurst Public Utilities District County Liaison meeting on December 4, 2009
- Local Agency Formation Commission meeting regarding regionalization regulations
- Yuba Sutter Transit Authority eliminated East Nicolaus stop

12/8/2009

MINUTE BOOK NO. 66 PAGE 253
• Sacramento Area Council of Governments approved five of the six funding requests for Yuba County
• Attended Marysville parade on December 5, 2009
• FRAQMD proposed replacing three busses for special needs children
• Federal Environmental Protection Agency adopted the California standards
• Childhood Obesity ad hoc committee meeting Thursday, December 10, 2009
• Olivehurst parade Saturday, December 12, 2009
• Day in the life of a County Supervisor sponsored by Local Government Commission

County Administrator Robert Bendorf advised of FRAQMD meetings with various county departments to review programs and services.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, Vice Chair Griego adjourned the meeting at 11:08 a.m.

ATTEST: DONNA STOTTHEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Perris, Deputy Clerk  Approved: Jan 5, 2010