YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

FEBRUARY 17, 2009

TheHonorable 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 John Nicoletti, Mary Jane Griego, Roger Abe, and Hal Stocker. Also present were County Administrator Robert Bendorf, Chief Deputy County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemyer. Chairman Nicoletti presided.

CONSENT AGENDA

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

A. Board of Supervisors: Adopted Resolution No. 2009-13, which is on file in Yuba County Resolution Book No. 40, which is entitled: "RESOLUTION OPPOSING STATE WATER RESOURCES CONTROL BOARD'S DRAFT REGULATIONS CONCERNING ONSITE WASTEWATER TREATMENT SYSTEMS PER ASSEMBLY BILL 885."

B. Clerk of the Board of Supervisors

1) Appointed John Taylor to the Plumas Lake Specific Plan Design Review Committee as the technical representative for a term to expire February 17, 2010.

2) Approved minutes of the regular meeting of February 3, 2009, as written.

C. Community Development and Services: approved plans and specifications for the Marysville Road turn pocket, authorized the advertisement of bids with a tentative bid opening date of March 18, 2009, and authorized Chairman to execute same.

PUBLIC COMMUNICATIONS

No one came forward.
BOARD OF SUPERVISORS

1) Quincy Library Group Pilot Program/Fiscal Year 2008/2009 Lawsuit Legal and Collaboration Fund: Forester Frank Stewart recapped the Sugarberry and Slap Jack County projects, current lawsuits and appeals, and responded to Board inquiries.

Upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the Board approved expenditure in the amount of $1,000 for Fiscal Year 2008/2009 for the Quincy Library Group Pilot Program lawsuit legal and collaboration fund.

2) Fish and Game Advisory Commission/At-large Representative: Following comments from applicant Ms. Deborah Byrne, upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the Board appointed James Dousman, Deborah Byrne, and Gregory Soliz to the Fish and Game Advisory Commission as the at-large representatives with two terms to expire October 3, 2010 and February 17, 2013 respectively.

COUNTY ADMINISTRATOR

Midyear Review Fiscal Year 2008/2009 Continued Discussion: Assistant County Administrator Randy Margo recapped State budget proposals and deferral of payments to county for state mandated services.

County Administrator Robert Bendorf advised policy direction could be sought on continued funding deferrals and recapped proposed redirection of funding from Proposition 10 for children and families commissions and Proposition 63 for mental health services. Mr. Bendorf advised discussions with potential developers on future projects were exhausted and development would be limited due to the economy and inability to finance not moving forward and further recapped four of the eight allocations receiving layoff notices had received positions within the organization with only two being temporary through June.

CORRESPONDENCE

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

A. Resolution from Madera County Board of Supervisors opposing State Water Resources Control Board’s proposed Assembly Bill 885 regulations to onsite wastewater treatment systems unless significantly amended.
B. **Notice from California Fish and Game Commission** regarding emergency regulatory action relating to the incidental take of California tiger salamander.

C. **Letter from the Marysville Processing and Distribution Facility, United States Postal Service**, commending Steven Anderson of the Agricultural Commissioner department.

**BOARD AND STAFF MEMBERS' REPORTS**

Reports were received on the following:

**Supervisor Stocker:**
- Providing Board Resolution to Assembly and Senate on Assembly Bill 885
- Memorial adjournment in memory of Mr. Bill Chaney

**Supervisor Abe:** League of Cities conference held for new council members regarding establishing goals

**Supervisor Griego:** CaLAFCO Strategic Planning Conference held February 12 and 13, 2009 regarding policies and legislation

**Supervisor Nicoletti:**
- Draft legislation regarding land use oversight
- Letter of commendation to Steven Henderson
- Beale Air Force Base U 2 program
- Bok Kai Parade in Marysville, March 1, 2009

**County Administrator Robert Bendorf:** Congressman Herger meets with County officials on February 19, 2009

**CLOSED SESSION**

The Board retired into closed session at 10:29 to discuss the following:

A. **Personnel pursuant to Government Code §54957** - Labor Negotiations - DSA/MSA/YCEA/Unrepresented and County of Yuba

B. **Threatened litigation pursuant to Government Code §54956.9(b)** – One Claim

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C. Potential litigation pursuant to Government Code §54956.9(b) - Two Cases

D. Personnel pursuant to Government Code §54957 - County Counsel Appointment

Supervisor Abe left closed session at 11:24 a.m. during discussion of one claim of threatened litigation and returned to closed session at 11:52 a.m.

The Board returned from closed session at 1:03 p.m. with all Board and staff members present as indicated above.

**ADJOURNMENT**

There being no further business to come before the Yuba County Board of Supervisors, Chairman Nicoletti adjourned the meeting at 1:03 p.m. in memory of Mr. Bill Chaney.

**Chairman**

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: March 3, 2009