YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

MAY 5, 2009

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

CONSENT AGENDA

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

A. Board of Supervisors: Adopted Resolution No. 2009-42, which is on file in Yuba County Resolution Book No. 40, which is entitled: "RESOLUTION APPROVING THE APPLICATION AND AUTHORIZING EXECUTION OF A GRANT CONTRACT WITH THE CALIFORNIA ARTS COUNCIL."

B. Clerk of the Board of Supervisors

1) Approved minutes of the regular meeting of April 21, 2009, as written.

2) Reappointed Frhel Iorgensen to the Commission on Aging as the at-large representative for a term to end May 5, 2012.

3) Reappointed Vinicio Rosellini to the Plumas Lake Specific Plan Design Review Committee as the technical representative for a term to end May 5, 2010.

4) Reappointed Alma Amaya to the Sutter Yuba Mental Health Advisory Board as the at-large representative for a term to end May 5, 2012.

5) Reappointed Clarence "Buck" Weckman to the Fish and Game Advisory Commission as the at-large representative for a term to end May 5, 2013.
C. Health and Human Services

1) Approved a Memorandum of Understanding with Beale Air Force Base designating responsibilities in distribution of the Strategic National Stockpile and authorized the Chairman to execute same.

2) Adopted Resolution No. 2009-43, which is on file in Yuba County Resolution Book No. 40, which is entitled: "AUTHORIZED THE DIRECTOR FO THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER INTO AGREEMENT, ON BEHALF OF THE COUNTY OF YUBA, WITH BC LIFE AND HEALTH INSURANCE COMPANY ("BD LIFE"), AN AFFILIATE OF BLUE CROSS, FOR BILLING AND REIMBURSEMENT OF MEDICAL SERVICES THROUGH THE COUNTY MEDICAL SERVICES PROGRAM (CMSP) AND FURTHER AUTHORIZ DIRECTOR TO EXECUTE DOCUMENTS AS REQUIRED BY THESE AGREEMENTS."

SPECIAL PRESENTATION

Youth Encouraging Safe Streets Projects: Following a brief recap of projects and improved safety from Program Director Melissa Gianelli, Chairman Nicoletti presented awards to the first, second and third place teams consisting of the following students:
- First Place – Jess Deneweth, Eli Butcher, Ryan Coney, Damien Lambert, and Sean Lubbers
- Second Place – Cheyenne Upton and Casee Wieber
- Third Place – Bailey Jenks and Millie Givens

PUBLIC COMMUNICATIONS

Mr. John Fleming, Economic Development Coordinator, introduced Walgreens Manager Cliff Duggins and Assistant Julie Coulson who advised the grand opening was scheduled Thursday, May 7, 2009 at noon at the Plumas Lake Walgreens.

Mr. Russ Brown, Legislative Coordinator, recapped the current status of Assembly Bill (AB) 949 regarding transportation and AB 1139 regarding enterprise zones.

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Three Rivers Levee Improvement Authority (TRLIA) Levee and Flood Control Facilities Assessment/Cast Ballots: Following a brief recap from Clerk of the Board Donna Stottlemeyer regarding fiscal impacts, TRLIA Executive Director Paul Brunner recapped facts regarding the assessment process and assessments and responded to Board inquiries.
Reclamation District 784 Trustee Jeff Phinney provided a power point presentation recapping the differences between a state maintenance area and the local district and responded to inquiries.

Supervisor Abe left the meeting at 8:03 p.m. and returned at 8:06 p.m.

The following individuals responded to specific inquiries from Mr. Tom Eres, Mrs. Frances Hoffman, and Board members:

- TRLIA Executive Director Paul Brunner
- TRLIA Engineer Thomas Brightbill
- TLRFA Financial Consultant Seth Werzel

Supervisor Stocker left the meeting at 8:27 p.m. and returned at 8:33 p.m.

The Board recessed at 8:50 p.m. and reconvened at 9:03 p.m. with all Board and staff members present as indicated above.

Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and carried with Supervisor Abe voting in opposition, the Board cast "Yes" ballots for the TRLIA Levee and Flood Control Facilities Assessment and authorized the Chairman to execute same.

COUNTY ADMINISTRATOR

Third Quarter Financial Report/Fiscal Year 2008-2009: Assistant County Administrator Randy Margo advised general revenues were $1 million less than last fiscal year with expenses 62 percent of the appropriated budget; recapped overall state economy and budget advising a deficit of $14 million if propositions fail to pass; and responded to Board inquiries.

CORRESPONDENCE

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

A. Notice from the United States Department of Army, Sacramento Engineer District regarding draft environmental assessment/initial study for the Sacramento River Bank Protection Project.
B. Notice from California Fish and Game Commission regarding notice of candidacy status for the Pacific Fisher.

C. Memorandum from California State Association of Counties enclosing a report entitled: "Human Services In a Time of Economic Crisis."

BOARD AND STAFF MEMBERS’ REPORTS

Reports were received on the following:

Supervisor Stocker: Sacramento Bee article regarding the "uncity" and ideas to provide necessary services to citizens

Supervisor Griego:
- Feather River Air Quality Management District offices relocating to Yuba City
- South County Economic and Improvement Committee
- Cap to Cap held in Washington DC April 23-27 regarding flood protection

Supervisor Nicoletti:
- Substance Abuse Advisory Board meeting
- $9.2 million for Marysville levees
- Letter from Yuba Sutter Legal Center regarding Area 4 Agency shifting programs funds to CAO for review

County Administrator Robert Bendorf:
- Received consensus for Chairman to execute letter of support to Congressman Hager regarding highway authorization bill related to reconstruction of the 5th Street Bridge
- Federal transportation authorization bill reauthorization and funding element to prioritize for evacuation routes

CLOSED SESSION

Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and unanimously carried, the board added two cases of potential litigation to closed session as the need to take action arose subsequent to the agenda being posted.

The board retired into closed session at 9:35 to discuss the following:

A. Personnel pursuant to Government Code §54957 - Labor Negotiations - Deputy District Attorney Association and County of Yuba
B. Personnel pursuant to Government Code §54957 - County Counsel Appointment

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

County Administrator Robert Bendorf left closed session at 9:45 p.m. during labor negotiation discussion and returned at 10:05 p.m.

Supervisor Abe left closed session at 10:17 p.m. during discussion of one case of potential litigation and returned at 10:35 p.m.

The Board returned from closed session at 11:05 p.m. with all Board and staff members present as indicated above.

Chairman Nicoletti advised the Board directed staff on pending litigation and there were no further reports on closed session.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, Chairman Nicoletti adjourned the meeting at 11:05 p.m.

Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: May 26, 2009