The County of Yuba
BOARD OF SUPERVISORS
JULY 13, 2010 - MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:32 a.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 Bendor, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Griego presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker

III. CONSENT AGENDA: All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.

MOTION: Move to approve
MOVED: John Nicoletti
SECOND: Andy Vasquez
AYES: John Nicoletti, Andy Vasquez, Mary Jane Griego, Roger Abe, Hal Stocker
NOES: None
ABSTAIN: None

A. Community Development and Services

1. Approve plans and specifications and authorize advertisement of bids for the Traffic Signal at Hammonton-Smartsville Road and Simpson Lane pending State and Federal approval with a tentative bid opening date of August 18, 2010. (317-10) Approved

2. Approve acquisition agreement for the LaPorte Road at New York Creek Bridge project APN 050-240-003-000 and authorize the Chair to execute same. (318-10) Approved

3. Award contract to DeSilva-Gates Construction, apparent low bidder, for the Spenceville Road at Camp Far West Intersection improvement project and authorize the Chair to execute same upon review and approval of Counsel. (319-10) Approved

IV. SPECIAL PRESENTATION

A. Receive presentation on Yuba County Sheriff's Department 2009 Annual Report. (Ten minute estimate) (320-10)

Sheriff Steve Durfor recapped the annual report and highlighted the use of COMPSTAT (computer statistics) to solve crimes and to identify target areas for additional patrol, and further advised in 2009 violent crimes
decreased 28 percent and property crime was down 29.5 percent; with a significant drop in violent crimes for 2010, however there was a mild increase in property crimes.

Sheriff Durfor responded to specific questions relating to medical marijuana advising the department conducts regular checks to ensure compliency with Proposition 215.

Following Board discussion, Sheriff Durfor advised departmental moral is good; "employees recognize times are tough" and advised with one exception, current vacancies were intentional due to the fiscal climate.

V. PUBLIC COMMUNICATIONS:

Mr. Robert Ledford, Deborah Lane, expressed concern with increased traffic on Grove Road, urged the Board to consider bike lanes and other methods to make the travel safer for pedestrians, bicyclist and citizens.

Mr. Robert Boggess, Naumes Inc., provided a brief update on the status of the Naumes fire clean up, temporary structures, and current operations. Mr. Boggess commended Linda Fire Department for their quick response.

Communications Coordinator Russ Brown reported a website had been established where citizens can post complaints, issues, and concerns regarding the closure of the US Postal Services Olivehurst sorting facility. That website is www.checkyourmail.freeforums.org

VI. COUNTY DEPARTMENTS

A. County Administrator

1. Receive information regarding November ballot initiatives and take action as appropriate. (Ten minute estimate)
   Legislative Affairs Coordinator Russ Brown recapped the ballot and bond measures and responded to Board inquiries.

   Following Board discussion Mr. Bendorf advised additional detailed information would be provided for the meeting of August 10, 2010.

VII. ORDINANCES AND PUBLIC HEARINGS: The Clerk read the disclaimer.

A. Public Hearing - Hold public hearing and adopt resolution confirming report of delinquent solid waste collection charges and order of assessment related to Recology Yuba/Sutter for properties location in Linda, Olivehurst, and Plumas Lake. (Fifteen minute estimate) (322-10) Assistant County Administrator Randy Margo recapped the report of the delinquent Recology accounts and responded to Board inquiries.

Recology Yuba-Sutter, General Manager Dave Vaughn advised the process was being updated to allow for internal quarterly and monthly review and responded to Board inquiries. Mr. Vaughn advised his staff on hand has met with residents in the audience that previously filled out request to speak cards, and those matters have been resolved.

Chair Griego opened the public hearing. No one came forward.

Adopted Resolution No. 2010-72, which is on file in Yuba County Resolution Book No. 41, which is entitled: "RESOLUTION CONFIRMING REPORT OF DELINQUENT SOLID WASTE COLLECTION CHARGES AND ORDER OF ASSESSMENT."
MOTION: Move to adopt               MOVED: John Nicoletti    SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Andy Vasquez, Mary Jane Griego, Roger Abe  NOES: None  ABSTAIN: None

B. **Public Hearing** - Hold public hearing and adopt resolution adopting order of vacation of portion of Shimer Road (Road No 413). (Land Use and Public Works Committee recommends approval) (Ten minute estimate) (323-10) County Surveyor Gary Lippincott recapped the request to vacate a portion of Shimer Road and responded to Board inquiries.

Chair Griego opened the public hearing. No one came forward.

Adopted Resolution No. 2010-73, which is on file in Yuba County Resolution Book No. 41, which is entitled: "RESOLUTION ADOPTING ORDER OF VACATION OF PORTION OF SHIMER ROAD (ROAD NO. 413)."

MOTION: Move to adopt               MOVED: Hal Stocker    SECOND: John Nicoletti
AYES: Hal Stocker, John Nicoletti NOES: None  ABSTAIN: None

VIII. **CORRESPONDENCE** - (324-10)


B. Memo from Yuba County Auditor-Controller enclosing Financial Statements and Independent Audit Report for Peoria Cemetery District for year end June 30, 2009.

C. Four 2010 Local Agency Biennial Notices advising no change is required to conflict of interest code for Linda County Water District, Loma Rica - Browns Valley Community Services District, North Yuba Water District and Wheatland Water District.

D. Letter from ZipReality advising of impending layoffs of Real Estate Sales Agents that may work from home and live in Yuba County.

Supervisor Griego expressed concern regarding the environmental check list provided by the Postal Services as it did not adequately address issues concerning air quality and the 100 year flood plain.

MOTION: Move to accept and file    MOVED: Hal Stocker      SECOND: John Nicoletti
AYES: Hal Stocker, John Nicoletti, Andy Vasquez, Mary Jane Griego, Roger Abe  NOES: None  ABSTAIN: Non

IX. **BOARD AND STAFF MEMBERS’ REPORTS:** Reports were received on the following.

Superintendent of Schools Mr. Ric Teagarden provided a brief update on the Yuba County Outdoor Education Program and 4H Camp.

Supervisor Nicoletti:
- Economic Development Corporation summary presentation of services to Sutter County Board of Supervisors
- Bay Area Guardian article on Ostrom Road Landfill
- Skate park grand opening at Friendship Park at 4:30 p.m.
Supervisor Stocker:
• Brownsville Fire Department and Comptonville Fire Department considering ways to recoup expenses for medical aid calls from out of town visitors.
• Loma Rica Lions club veterans memorial.
• Information needed regarding Ostrom Road landfill and trash deliveries.

Supervisor Abe:
• Documentary on flooding highlighted levee work on the Feather River by Yuba County and Three Rivers Levee Improvement Authority.
• Supervisor Griego elected chair for Local Area Formation Committee (LAFCO) meeting held July 7, 2010.

Supervisor Griego:
• Memorial Adjournment - Mrs. Zada Crawford.
• LAFCO meeting Wednesday, August 4, 2010 public hearing to discuss spheres of influence for fire departments in the foothills.
• Met with Sacramento Tree Foundation, Regional Coordinator Anna Fenkner regarding a grant for trees.
• Olivehurst Public Utilities District Liaison meeting held July 9, 2010.
• Sacramento Area Council of Governments (SACOG) meeting Thursday, August 15, to discuss Tiger grant.
• Commended Yuba County Parks and Recreation's Zumba program and Parks and Landscape Coordinator Ryan McNally.

County Administrator Robert Bendorf:
• State budget update on realignment proposals.
• Commended Community Development and Services employees for work and progress handling issues with Naumes Inc.

X. CLOSED SESSION: The Board retired into closed session at 11:02 a.m. to discuss the following:


The Board reconvened at 11:41 a.m. will all present as indicated above. Chair Griego advised direction was provided to staff.

XI. ADJOURN 11:41 a.m. by Chair Griego in Memory of Mrs. Zada Crawford.

Chair

ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS

Approved: Aug 3, 2010

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