The County of Yuba
BOARD OF SUPERVISORS
April 5, 2011 - MINUTES

The Honorable Board of Supervisors of the County of Yuba met in special 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 John Nicoletti, Mary Jane Griego, Roger Abe, and Hal Stocker. Supervisor Andy Vasquez was absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Abe presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Stocker

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

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: Hal Stocker SECOND: John Nicoletti
AYES: Hal Stocker, John Nicoletti, Mary Jane Griego, Roger Abe
NOES: None ABSENT: Supervisor Vasquez ABSTAIN: None

A. Clerk of the Board of Supervisors


2. Appoint David Ashby to the Law Library Board of Trustees for a term to expire April 5, 2012. (136-11) Approved.

B. Community Development and Services

1. Adopt resolution authorizing the submission of the State CSBG Contract No. 11F-4255 regarding Community Services Block Grant amendments and authorizing the Executive Director to execute required documents to complete contract upon review and approval of Counsel. (137-11) Adopted Resolution No. 2011-25 which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION AUTHORIZING THE SUBMISSION OF THE STATE CSBG CONTRACT NO. 11F-4255 REGARDING COMMUNITY SERVICES BLOCK GRANT, AMENDMENTS AND REQUIRED REPORTS."

C. Health and Human Services

1. Approve Memorandum of Understanding with Sierra-Sacramento Valley Emergency Medical Services Agency for the provision of fiscal administrative services of the Hospital Preparedness Program funds and authorize the Chairman to execute same. (Human Services Committee recommends approval) (138-11) Approved.
D. Sheriff-Coroner

1. Adopt resolution authorizing the Sheriff to execute the state application and agreement through the Department of Boating and Waterways for financial aid for the boating program fiscal year 2011/2012; and approve the contract with Department of Boating and Waterways and authorize the Chairman to execute same. (139-11) Adopted Resolution No. 2011-26 which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION AUTHORIZING THE SHERIFF TO EXECUTE THE STATE APPLICATION FOR FINANCIAL AID FOR THE BOATING PROGRAM FISCAL YEAR 2011-2012."

IV. SPECIAL PRESENTATION

A. Present proclamation proclaiming April 2011 as Child Abuse Prevention Month. (Ten minute estimate) (140-11) Chairman Abe presented the proclamation to Casa de Esperanza Representative Emma Gee.

V. PUBLIC COMMUNICATIONS: No one came forward.

VI. COUNTY DEPARTMENTS

A. Community Development and Services

1. Approve letter of support to Three Rivers Levee Improvement Authority regarding developing the Feather River Floodway for recreation use and authorize the Chairman to execute same. (141-11) Public Works Director Mike Lee recapped the project and responded to Board inquiries.

Ms. Alyssa Lindman, Yuba County Trails Commission Chair, supported the project.
Mr. Nick Spalding, felt more details were needed prior to a decision.

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

2. Adopt resolution to approve application for grant funds from the Statewide Park program to acquire land and develop a community park in East Linda. (Land Use and Public Works Committee recommends approval) (142-11) Public Works Director Mike Lee recapped the grant application and responded to Board inquiries.

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

Adopted Resolution No. 2011-27 which is on file in Yuba County Resolution Book No. 42 entitled: "APPROVE APPLICATION FOR GRANT FUNDS FROM THE STATEWIDE PARK PROGRAM TO ACQUIRE LAND AND DEVELOP A COMMUNITY PARK IN EAST LINDA."

B. County Administrator

1. Appoint Public Works Director Michael Lee as the Yuba County Surveyor retroactive to April 1, 2011 pursuant to Chapter 2.35 of the Yuba County Ordinance Code; authorize the County Administrator to amend Public Works Director employment agreement to reflect a five percent base pay salary increase; and authorize the Chairman to execute the amendment. (146-11) County Administrator Robert Bendorf recapped the need for appointment, increase in salary, and responded to Board inquiries.

MOTION: Move to approve
MOVED: Mary Jane Griego
SECOND: Hal Stocker
AYES: Mary Jane Griego, Hal Stocker, Roger Abe, John Nicoletti
NOES: None
ABSENT: Supervisor Vasquez
ABSTAIN: None
VII. CORRESPONDENCE - (143-11)

MOTION: Move to accept and file
MOVED: John Nicoletti
SECOND: Mary Jane Griego

AYES: John Nicoletti, Mary Jane Griego, Roger Abe, Hal Stocker
NOES: None
ABSENT: Supervisor Vasquez
ABSTAIN: None

A. Letter from Sutter Yuba Republican Women Federated regarding sponsoring students for the Advocacy Day Workshop held in Sacramento on April 19, 2011.

B. Two notices from California Department of Fish and Game regarding adoption of emergency regulations concerning ocean salmon sport fishing and the incidental take of Mountain yellow-legged frog.

C. Letter from Stewardship Council regarding public comment period for draft guidelines for achieving property tax neutrality.

D. Notice of default from CR Title Services Inc., and election to sell property, APN 022-142-015, located in Plumas Lake.

E. Letter from Senator Doug LaMalfa regarding grant funding received for affordable housing programs.

F. Letter from Wheatland Union High School District regarding adding the railroad spur at Ostrom Landfill.

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

Supervisor Nicoletti:
• Yuba Sutter Arts Council Directors meeting March 28, 2011
• Re-bid issued on North levee system of the Yuba River by Three Rivers Levee Improvement Authority
• Peach Tree Health Care Directors meeting March 30, 2011, and Health Care conference attended in Washington DC the week of March 21, 2011
• Spoke on the General Plan Update at a Tea Party political event held April 4, 2011
• Local Government Commission Annual Ahwahnee Conference March 17 – 20, 2011

Supervisor Stocker:
• Memorial Adjournment - Ms. Kay Matchke and Mr. Francis Lloyd "Pat" Sperbeck
• Out of town March 25 - April 1, 2011

Supervisor Griego:
• Employee Service Awards Luncheon held March 25, 2011
• Feather River Air Quality Management District Directors meeting held March 28, 2011
• Lindhurst High School Athletic Awards for basketball
• AMGEN Cycling Tour
• Spoke on the General Plan Update at a Tea Party political event held April 4, 2011
• Public informational meeting on Simpson Lane to Goldfields levee improvement project scheduled April 6, 2011

Supervisor Abe:
• Regional Council of Rural Counties Directors meeting held March 23, 2011
• California State Association of Counties Directors meeting held March 24, 2011
• Marysville High School grand opening of new Agricultural Building on March 22, 2011
• North Central Counties Consortium Directors meeting held March 30, 2011
• AMGEN Cycling Tour
• Meeting with Beale Officials
• Employee Service Awards Luncheon held March 25, 2011

IX. CLOSED SESSION: The Board retired into closed session at 6:53 p.m. to discuss the following:
A. Personnel pursuant to Government Code §54957 (b) (1) -
1. Public Employee: Ratification of Action taken and
2. Public Employee: Discipline/Dismissal/Release

The Board returned at 7:33 p.m. with all present as indicated above.

Counsel announced the Board voted 4/0 to ratify the County Administrator's action, and the Board voted 4/0 to give the County Administrator authority to take appropriate action in regards to the public employee.

X. ADJOURN – 7:33 p.m. by Chairman Abe in memory of Ms. Kay Matchke and Mr. Francis Lloyd "Pat" Sperbeck.

[Signature]
Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

[Signature]
Approved: April 26, 2011