

# The County of Yuba

BOARD OF SUPERVISORS

JANUARY 26, 2010 - MINUTES



The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:36 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 Bendorf, 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 followed by a moment of silence for those serving in the armed services.
- II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker – All present
- 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, Andy Vasquez, Mary Jane Griego, Roger Abe NOES: None ABSTAIN: None
  - A. Auditor-Controller
    1. Authorize Budget Transfer in the total amount of \$58,800 to transfer health insurance refunds back to salaries in the General Fund departments for six month period ending December 31, 2009. (10-034) Authorized.
    2. Authorize Budget Transfer in the total amount of \$109,150 to transfer health insurance refunds back to salaries in various operating funds for six month period ending December 31, 2009. (10-035) Authorized.
    3. Approve removal of inventory from fixed assets from the Sheriff's Department, Child Support Division and Health and Human Services. (10-036) Auditor Dean Sellers requested approval with the removal of items No. 14336, 14357 and 14361 that were transferred from the Sheriff's Department to Information Technology.  
MOTION: Move to approve      MOVED: John Nicoletti      SECOND: Roger Abe  
AYES: John Nicoletti, Roger Abe, Andy Vasquez, Mary Jane Griego, Hal Stocker NOES: None ABSTAIN: None
  - B. Board of Supervisors
    1. Approve Sutter County appointment of James Gallagher to Feather River Air Quality Management District Board of Directors for 2010. (10-037) Approved.
    2. Approve Board Standing Committee appointments for calendar year 2010 as recommended by Chair Griego and membership to Regional Council of Rural Counties for January through July of Fiscal Year 2009/2010. (10-038) Chair Griego advised of a correction to the Finance and Administration Committee to indicate Supervisors Griego and Abe as Representatives and Supervisor Stocker as Alternant. Approved with corrections.

C. Clerk of the Board of Supervisors

1. Approve minutes of the regular meeting of January 12, 2010. (10-039) Approved.

D. County Administrator

1. Approve authorization of a Regional Waste Management Authority grant application on the County's behalf for the Local Government Waste Tire Cleanup and Amnesty Event Grant Program by authorizing the County Administrative Officer to execute submittal letter. (10-040) Authorized.

IV. SPECIAL PRESENTATION

- A. Present proclamation to Carol Witherow honoring over 44 years of dedicated County service. (No background material) (10-041) Chair Griego and County Administrator Robert Bendorf presented a proclamation to Carol Witherow.

V. PUBLIC COMMUNICATIONS: No one came forward.

VI. COUNTY DEPARTMENTS

A. Community Development and Services

1. Receive presentation on the California Statewide Local Streets and Roads Needs Assessment and adopt resolution supporting the findings of the study. (Fifteen minute estimate) (10-042) Public Works Director Mike Lee provided a Power Point presentation on the following and responded to Board inquiries:
  - Study of condition of local streets and roads including sidewalks, curbs and gutters, storm drains and lights, excluding bridges
  - Costs to improve and maintain
  - Safety, traffic and regulatory needs
  - Funding sources and critical revenue streams

Adopted Resolution No. 2010-8, which is on file in Yuba County Resolution Book No. 41, which is entitled: "RESOLUTION SUPPORTING THE FINDINGS OF THE CALIFORNIA STATEWIDE LOCAL STREETS AND ROADS NEEDS ASSESSMENT."

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

2. Adopt resolution endorsing application for California Office of Traffic Safety grant to install radar signs at school boundaries and authorize Public Works to apply for the grant. (Five minute estimate) (10-043) Public Works Director Mike Lee recapped benefits of the radar signs and responded to Board inquiries.

Adopted Resolution No. 2010-9, which is on file in Yuba County Resolution Book No. 41, which is entitled: "RESOLUTION ENDORSING APPLICATION FOR CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANT TO INSTALL RADAR SIGNS AT SCHOOL BOUNDARIES AND AUTHORIZE PUBLIC WORKS TO APPLY FOR THE GRANT."

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. County Administrator

1. Receive presentation and approve 2010 Legislative Platform. (Fifteen minute estimate) (10-044)  
Legislative Affairs Coordinator Russ Brown and Legislative Advocate Paul Yoder provided a brief recap on the Stimulus II transportation component, state budget shortfall impacts on state mandated programs and local job growth and responded to Board inquiries.

Following additional discussion the Board requested bullet two under General Principals be amended to include supporting legislation that encourages job growth at the state level as well as locally, and oppose legislations that would discourage job growth.

VII. CORRESPONDENCE - (10-045)

- A. Memo from Corrections Standards Authority announcing the comment period for the amendment of the 2007 Local Jail Construction Funding Program regulations.
- B. Letter from Yuba First requesting a compliance and performance audit be performed of Three Rivers Levee Improvement Authority

MOTION: Move to accept and file and place item B on the February 2, 2010 agenda as an item of Public Interest  
MOVED: Hal Stocker SECOND: Andy Vasquez AYES: Hal Stocker, Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe NOES: None ABSTAIN: None

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

Supervisor Abe:

- Yuba Sutter Emergency Medical Services committee to provide H1N1 flu vaccinations various county locations
- Letter in Regional Council of Rural Counties legislative update addressed to Senator Feinstein
- County ordinance regarding shooting restrictions in Hallwood
- USDA job forum on Wednesday, January 27, 2010
- North Central Counties Consortium meeting Wednesday, January 27, 2010

Supervisor Stocker:

- Scheduled to participate in a conference call with Sierra Nevada Conservancy to discuss funding and projects
- Commended Supervisor Griego for her work on the SACOG Transportation Committee
- Childhood Obesity conference held January 22, 2010

Supervisor Vasquez: Commended Supervisor Griego for her work on the SACOG Transportation Committee

Supervisor Nicoletti:

- Possible grant money available from Proposition 84 (Park Improvements) for a skate park
- Attended Peach Tree Health Care meeting discussion on indigent care
- Attended Regional Waste Management Authority meeting January 21, 2010
- Beale Air Force Base munitions clean up
- Yuba County Water Agency met with District 10 farmers regarding water table
- Attended Yuba Sutter Economic Development meeting January 22, 2010
- Met with Cal Trans and Beale officials regarding Smartville Road on January 25, 2010
- Received Board consensus to support renaming Smartville Road to Chuck Yeager Road

Chair Griego: Formed the following ad hoc committees for the duration of the year expiring on December 31, 2010

- County Administrator Employment Agreement - Supervisors Nicoletti and Griego to review the CAO's employment agreement and bring a recommendation to the full Board
- Yuba Can Wellness - Supervisors Stocker and Griego to evaluate how the county might address childhood obesity
- Airport Economics - Supervisors Vasquez and Griego to address airport economic aspects to encourage new business

- Cities General Plan Update Mutual Concerns Areas - Supervisors Abe and Nicoletti to address mutual areas of concern regarding the General Plan Update

Supervisor Griego:

- Serving as Vice Chair on SACOG Transportation Committee
- First Five special meeting held last week
- Attended Yuba Sutter Economic Development meeting held January 22, 2010
- Yuba Can Wellness meeting held January 22, 2010
- Attended the Kick off for 2010 Census held at the Yuba Sutter Mall on January 22, 2010
- South County Economic and Image Improvement meeting Thursday, January 28, 2010 at Dukes Restaurant
- Three Rivers Levee Improvement Authority (TRLIA) received the 2009 American Society of Civil Engineers award for the Feather River Set back levee

Assistant County Administrator Randy Margo:

- Received resignation from 2<sup>nd</sup> Conflict Public Defender Donald K. Walberg Sr.
- Attended integrated water management plan meeting seminar with Kevin Mallen

County Administrator Robert Bendorf: Attended Linda Lions meeting January 26, 2010

Community Development and Services Director Kevin Mallen:

- Reviewing transforming the tennis courts into a skate park at Cottonwood Park
- Update on improvements scheduled for POW MIA Park
- Partnering with schools for a 40 acre park to include ball fields and picnic facilities

IX. CLOSED SESSION: The Board retired into closed session at 11:42 a.m.

A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 regarding the following:

- Property: APN 014-300-081 and 082 (Gilbert Retail Holdings LLC) Negotiating Parties: County of Yuba/Mike Lee Negotiation: Potential land purchase for OPUD park site; Price and Terms of Payment
- Property: APN 014-830-006, 014, 019, 020 (Butte Vista Development LP, et al) Negotiating Parties: County of Yuba/Mike Lee Negotiation: Potential land purchase for OPUD park site; Price and Terms of Payment

B. Pending litigation pursuant to Government Code §54956.9(a) - Burkhart vs. First 5 Commission

The Board returned from closed session at 12:29 p.m. with all present as indicated above with the exception of Deputy Clerk Rachel Ferris; Clerk of the Board Donna Stottlemeyer joined the meeting. Chair Griego advised there was no action taken.

X. ADJOURN – There being no further business the meeting was adjourned at 12:29 p.m. by Chair Griego.

ATTEST: DONNA STOTTEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

*Rachel Ferris, Deputy*

*Chair Griego*  
Chair

Approved: *Feb 16, 2010*