

# The County of Yuba

BOARD OF SUPERVISORS

FEBRUARY 16, 2010 – MINUTES



The Honorable 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 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 Stottlemeyer. Chair Griego presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Abe followed by a moment of silence for those serving in the current conflicts.
- 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. Administrative Services

1. Authorize County participation in 2010 California State Fair Counties Exhibits program; award any premium monies to exhibit builder, Marysville Future Farmers of America; appoint Airport Manager Mary Hansen as the official County Representative; and authorize the Chairman to execute the entry form. (10-057) Approved.

B. Clerk of the Board of Supervisors

1. Reappoint Michael Pitzner and John P. Taylor as residential representative (in lieu of technical representative) and Donald Rae as residential representative to Plumas Lake Specific Plan Design Review Committee for terms to expire February 16, 2011. (10-058) Approved.
2. Appoint David Ashby to the Law Library Board of Trustees for a term to expire the last meeting of the Board of Supervisors in January 2011. (10-059) Approved.
3. Approve minutes of the regular meetings of January 26 and February 2, 2010. (10-060) Approved as written.

CONSENT AGENDA DISCUSSION

C. Community Development and Services

1. Adopt resolution approving 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) (10-061) Following Board discussion, Community Development and Services Director Kevin Mallen advised the grant required no matching funds, the county would pay upfront and request state reimbursement which is a typical

process for receiving state grant funds and recapped the joint use of the park with the Marysville Joint Unified School District; and responded to further Board inquiries.

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

Adopted Resolution No. 2010-12, which is on file in Yuba County Resolution Book No. 41, entitled: "APPROVE APPLICATION FOR GRANT FUNDS FROM THE STATEWIDE PARK PROGRAM TO ACQUIRE LAND AND DEVELOP A COMMUNITY PARK IN EAST LINDA."

IV. PUBLIC COMMUNICATIONS:

Ms. Freda Calvert, Hammonton Road, expressed concern regarding the Mining and Geology Board ruling of Western Aggregates vested rights and urged the county to provide information regarding vested and mineral rights to taxpayers.

V. COUNTY DEPARTMENTS

A. County Administrator

1. Receive presentation from Gold Capital Network and consider funding a portion of a local Growth Company initiative and workshop coordinated by GROW California. (Ten minute Estimate) (10-062) Golden Capital Network President Jon Gregory advised the focus of Grow California was on local entrepreneurial start-ups and growth companies to bring local, regional and statewide service providers together to help grow those businesses locally; recapped associated costs for implementation; and responded to Board inquiries. Supervisor Abe advised of North Central Counties Consortium's possible funding participation up to \$10,000. County Administrator Robert Bendorf responded to specific inquiries regarding county economic development outreach approaches.

MOTION: Move to approve up to \$12,500, with budget transfer to be brought back at a later date for Board approval and to receive further information on Grow California's past performance.

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

B. Community Development and Services

1. Receive update on 2009 Capital Improvement Grant Applications submitted to Sacramento Area Council of Governments and Caltrans. ( Five minute estimate) (10-063) Community Development and Services Director Kevin Mallen and Public Works Director Mike Lee provided information on seven grant awards for road improvement projects totaling over \$6.6 million and responded to Board inquiries. (Information only)

VI. ITEM OF PUBLIC INTEREST

- A. Receive information on associated costs for performance audit as requested by Yuba First. (10-064) Assistant County Administrator Randy Margo recapped the initial audit request and public comments; recapped associated costs through the State of California Auditor's Office and Citygate Associates; and responded to Board inquiries.

The following individuals spoke:  
Mr. Don Rae, Plumas Lake  
Mr. Tom Eres, Hofman Ranch  
Ms. Rachel Farrell, Fall River Drive  
Mr. Eldon Fowler, Brownsville  
Mr. Jeff Phinney, Casa Dulce Way

Following Board discussion, with no motion forthcoming, the matter died.



- B. Threatened litigation pursuant to Government Code §54956.9(b) - One case
- C. Threatened litigation pursuant to Government Code §54956.9(b) - Two Claims: Thomas Savage and Elisa Savage
- D. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 005-270-037 (Sycamore Ranch) Negotiating Parties: County of Yuba Kevin Mallen/Mike Lee Negotiation: Terms and Conditions

The Board returned from closed session at 12:54 p.m. with all present as indicated above. Counsel advised staff was provided direction regarding the identified matters and on the claims filed by Thomas and Elisa Savage the Board recommended denial and rejected the claims.

- X. ADJOURN - 12:56 p.m. in memory of Mrs. Mary Irene Thomas; Mrs. J. Margaret Carter; Mrs. Grace Hammill; Mrs. Etta E. Handy; Mr. Arthur Dombrowski; Mr. Homer "Hank" Cummins; and Mr. Dennis Moore by Chair Griego.

  
\_\_\_\_\_ Chair

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

  
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Approved: March 2, 2010