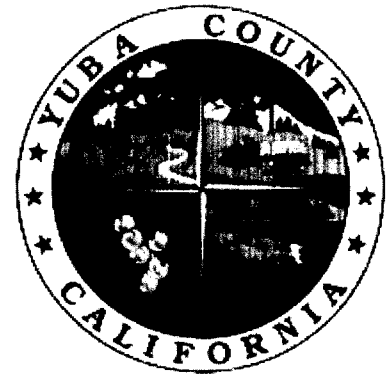


The County of Yuba

BOARD OF SUPERVISORS

JANUARY 11, 2011 - MINUTES



The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:43 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 Abe presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez
- 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: John Nicoletti SECOND: Andy Vasquez
 AYES: John Nicoletti, Andy Vasquez, Mary Jane Griego, Roger Abe, Hal Stocker NOES: None
 ABSENT: None ABSTAIN: None

A. Agricultural Commissioner

1. Approve out of state travel for the Agricultural Commission to attend the California Agricultural Commissioners and Sealers Association (CACASA) delegation to Washington DC, February 28, 2011 through March 4, 2011 with costs to be reimbursed by CACASA. (009-11) Approved.

B. Board of Supervisors

1. Approve Board of Supervisors meeting schedule for 2011 and cancelling certain meetings. (010-11)
 Approved meeting schedule for 2011 and approved cancellation of the following meetings:

January 25, 2011	February 15, 2011	March 15, 2011	April 19, 2011
May 24, 2011	June 14, 2011	July 5, 2011	July 19, 2011
August 16, 2011	September 6, 2011	December 20, 2011	December 27, 2011
2. Appoint Ms. Alyssa Lindman to the Yuba County Planning Commission as the District One Representative for a term ending January 13, 2015. (011-11) Approved.
3. Reappoint Chuck Carver as the District One Representative and Sue Cejner-Moyers as the District Five Representative for terms ending December 31, 2014; and appoint Charissa McClain as the District Three Representative for a term ending December 31, 2012 to the Library Advisory Commission. (012-11) Approved.

4. Reappoint Meldine Rodda to the Planning Commission as the District Five Representative for a term ending January 13, 2015. (013-11) Approved.
5. Reappoint Robert Winchester to the Yuba County Fish and Game Advisory Commission as the District 5 Representative, and appoint Frank Hall as the District One Representative for terms ending December 31, 2014. (014-11) Approved.
6. Reappoint Bob Swift to the Community Services Commission as the District Five representative for a term ending December 31, 2014. (015-11) Approved.
7. Appoint Gertrude Hinojosa to the Commission on Aging as the District One Representative for a term ending December 31, 2014. (016-11) Approved.

C. Clerk of the Board of Supervisors

1. Approve minutes from the meeting of December 14 and 28, 2010, and January 3, 2011. (017-11) Approved as written.
2. Appoint Andrea Armstrong as the Parent Consumer Representative to the Child Care Planning Council for term to end September 30, 2013. (001-11) Approved.
3. Appoint David Baker to the Browns Valley Cemetery District for a term ending August 25, 2013. (002-11) Approved.

D. Community Development and Services

1. Accept Road Rehabilitation RSTP ARRA Project as complete regarding McGowan Parkway, Willow Glen Road and Challenge Cutoff Road and authorize Public Works Director to sign notice of completion. (003-11) Approved.
2. Approve agreement with Sandgren Real Estate Group - Helm Properties for the Neighborhood Stabilization Program for professional real estate services and authorize the Chair to execute same. (018-11) Approved.
3. Adopt resolution authorizing Yuba County Community Development and Services Agency Director to complete purchase of single family residence APN 014-033-002 as part of the Neighborhood Stabilization program and execute all documents needed for completion of purchase, rehabilitation and resale. (019-11) Adopted Resolution No. 2011-1, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR TO COMPLETE PURCHASE OF SINGLE FAMILY RESIDENCE APN 014-033-002 AS PART OF THE NEIGHBORHOOD STABILIZATION PROGRAM AND EXECUTE ALL DOCUMENTS NEEDED FOR COMPLETION OF PURCHASE, REHABILITATION AND RESALE."
4. Adopt resolution accepting the California Fire Safe Council Grant 11USFS-SFAX0105 for fuel reduction on county roads and authorizing the Public Works Director to execute. (020-11) Adopted Resolution No. 2011-2, which is on file in Yuba County Resolution Book No. 42 entitled: "A RESOLUTION ACCEPTING THE CALIFORNIA FIRE SAFE COUNCIL GRANT 11USFS-SFAX0105 FOR FUEL REDUCTION ON COUNTY ROADS AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN."

E. County Administrator

1. Adopt resolution approving second amendment and restated Joint Power Agreement Sierra Sacramento Valley Emergency Management Systems. (021-11)
Adopted Resolution No. 2011-3, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION APPROVING SIERRA SACRAMENTO VALLEY EMERGENCY MANAGEMENT SYSTEMS JOINT POWERS AUTHORITY AGREEMENT."

F. Emergency Services

1. Adopt resolution authorizing Director of Emergency Services or designee to execute a Memorandum of Understanding with all qualified entities receiving federal preparedness funds through County Emergency Services. (Protective Inspection Committee recommends approval) (004-11)
Adopted Resolution No. 2011-4, which is on file in Yuba County Resolution Book No. 42 entitled: "SIGNATURE RESOLUTION AUTHORIZING THE COUNTY DIRECTOR OF EMERGENCY SERVICES OR ITS DESIGNEE TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH ALL QUALIFIED ENTITIES RECEIVING FEDERAL PREPAREDNESS FUNDS THROUGH COUNTY EMERGENCY SERVICES."

G. Health and Human Services

1. Adopt resolution reaffirming the existence of the Yuba County Child Abuse Prevention Council and designation of the council to make recommendations regarding the children's trust fund including the child abuse prevention and intervention treatment/community based child abuse prevention fund. (Human Services Committee recommends approval) (005-11)
Adopted Resolution No. 2011-5, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION REAFFIRMING THE EXISTENCE OF THE YUBA COUNTY CHILD ABUSE PREVENTION COUNCIL AND DESIGNATION OF THE COUNCIL TO MAKE RECOMMENDATIONS REGARDING THE CHILDREN'S TRUST FUND INCLUDING THE CHILD ABUSE PREVENTION AND INTERVENTION TREATMENT/COMMUNITY BASED CHILD ABUSE PREVENTION FUND (CAPIT/CBCAP)."

H. Sheriff-Coroner

1. Approve agreement with Vigilant Canine Services International, LLC to provide developmental canine training service and authorize the Chair to execute same. (006-11) Approved.

IV. SPECIAL PRESENTATION

- A. Present California State Association of Counties (CSAC) Institute for Excellence in County Government County Senior Executive Credential Certificate to Sean Powers, Community Development and Services Finance and Administration Manager. No background information. (Five minute estimate) (022-11) CSAC Institute for Excellence in County Government, Manager Bill Chiat presented a Senior Executive Credential Certificate to Community Development and Services Fiscal Manager Sean Powers.
- B. Receive introduction of Bi-County Cooperative Extension Director Christopher Greer. (Ten minute estimate) (023-11) Retiring Director Mike Murray introduced Christopher Greer as the new Bi-County Cooperative Extension Director.

Director Christopher Greer advised the Board he was looking forward to working with the county and commended Mr. Murray for his contribution to both Sutter and Yuba Counties.

V. PUBLIC COMMUNICATIONS:

Planning Director Wendy Hartman recapped the release of the General Plan Update Draft EIR which occurred last month, and advised staff had been available to review the document with any interested parties and to date have only had a few inquiries.

County Administrator Robert Bendorf provided an update on the initial release of the State budget including the following:

- January budget initial release appears to be broken into two parts:
 - Fiscal Year 2010-11 \$8.2 billion deficit and Fiscal Year 2011-12 \$17.2 deficit for a total deficit of \$25.5 billion

Mr. Bendorf advised of the following proposed reductions:

- \$5.8 billion in overall reductions to Health and Human Services
- \$5 billion in realignment proposal that would shift state responsibility to counties for Public Safety, Mental Health and Child Support Services
- Proposed \$1.5 billion reduction to the Cal Works Program
- \$1.7 billion reduction to Medical Program
 - 10% reduction in provider payments
- \$861 million one time reduction in Mental Health Services
- \$19 million reduction in Child Welfare Services:
 - Eliminates Transitional Housing Program Plus for 18 and 19 year olds
- Prop 10 and Child Care: \$1 billion one time reduction
- Public Safety \$1.8 billion transfer of lower level offender parole violators from State to County
- \$741 million transfer of adult parole supervision responsibilities from the State to County Probations Departments
- \$506 million transfer of vehicle license fee funded program to the state
- State proposed child support services be returned to the Counties

VI. COUNTY DEPARTMENTS

A. County Administrator

1. Authorize Chair to sign letter supporting AB 66 and ABX1 9, as they relate to continuing the public safety portion of the Vehicle License Fee. (024-11) Legislative Affairs Coordinator Russ Brown briefly recapped both bills and responded to Board inquiries.

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

2. Approve contract with M.M. Rosenberg and Associates effective January 12, 2011, and authorize the Chair to execute same. (025-11) County Administrator Robert Bendorf provided a brief recap of the contract and responded to Board inquiries.

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

B. Health and Human Services

1. Approve California Department of Veteran Affairs Subvention and Medi-Cal Certificate of Compliance for Fiscal Year 2010-2011 and authorize Chair to execute same. (008-11) Health and Human Services Director Suzanne Nobles recapped the necessity for the certification establishing compliance and responded to Board inquiries.

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

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

- A. Ordinance - Hold public hearing, waive reading, adopt ordinance repealing Ordinance No. 1413 which thereby terminates the development agreement with Yuba Foothills Associates, LLC relating to Yuba Highlands; and adopt resolution authorizing the release of the River Highlands Community Services District pre-annexation agreement for APN 019-130-035 and 036, and 019-140-030 and 018 in exchange for full payment of the 1991-B, Series A and B Bonds. (Ten minute estimate) (026-11) Community Development and Services Director Kevin Mallen recapped history of Yuba Highlands and the necessity for passing this ordinance and responded to Board inquiries.

Mr. Dan Martin, Trust for Public Land, responded to specific questions posed by the Board regarding ownership of easement and potential public access.

Chairman Abe opened the public hearing. The following individuals spoke:

- Mr. Josh Cook, Gridley, in support
- Ms. Alyssa Lindman, East Linda, in support

MOTION: Move to close the public hearing and adopt ordinance
MOVED: Mary Jane Griego SECOND: Hal Stocker
AYES: Mary Jane Griego, Hal Stocker, Andy Vasquez, John Nicoletti, Roger Abe NOES: None
ABSENT: None ABSTAIN: None

Adopted Ordinance No. 1504, which is on file in Yuba County Ordinance Book No. 22 entitled: "AN ORDINANCE REPEALING ORDINANCE NO. 1413 WHICH THEREBY TERMINATES THE DEVELOPMENT AGREEMENT BY AND BETWEEN THE COUNTY OF YUBA AND YUBA FOOTHILLS ASSOCIATES, LLC RELATIVE TO THE DEVELOPMENT KNOWN AS YUBA HIGHLANDS."

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

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

Supervisor Vasquez: Requested Counsel provide copies of redline corrections on certain agreements and ordinances submitted for Board approval

Supervisor Nicoletti:

- Provided a copy of Walt Whitentons plan for redistricting to Wendy Hartman
- Commended Sean Powers for receipt of CSAC Senior Executive Credential Certificate
- City of Marysville interested in land near South Annex be dedicated for a park
- Senator Doug LaMalfa reviewing county voting practices
- Memorial Adjournment - Mrs. Carmen Ramos
- Memorial Adjournment - Mrs. Eloise "Jerry" Carmody
- Memorial Adjournment - Mr. Shigeo "Jack" Tanimoto
- Memorial Adjournment - Mr. Dave Wheeler
- Memorial Adjournment - Mr. Eugene H. Lonon

Supervisor Stocker: Memorial Adjournment - Ms. Gladys Zerba

Supervisor Abe: Sacramento Valley Flood Action Committee group met January 10, 2011 related to new flood maps

Planning Director Wendy Hartman: Recommendations prepared for Sacramento Area Council of Governments Metropolitan Transportation Plan (MTP) Scenario No. 3 and letter prepared for Board approval.

XI. CLOSED SESSION: The Board retired into closed session at 11:35 a.m.

- A. Pending litigation pursuant to Government Code §54956.9(a) - Sacramento County et al vs. State of California et al
- B. Threatened litigation pursuant to Government Code §54956.9(b) - One Case/Wilden

The Board returned from Closed Session at 12:03 p.m. with all members present as indicated above.

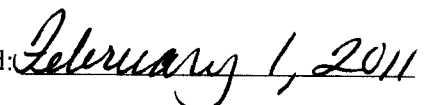
Counsel Angil Morris-Jones advised no reportable action regarding pending litigation and in the matter of the threatened litigation the Board voted unanimously to allow the claimant to present a late claim against the public agency.

XII. ADJOURN: 12:04 p.m. by Chairman Abe in memory of Mrs. Carmen Ramos, Mrs. Eloise "Jerry" Carmody, Ms. Gladys Zerba, Mr. Shigeo "Jack" Tanimoto, Mr. Dave Wheeler, and Mr. Eugene "Gene" Lonon.


Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS


BY: Rachel Ferris, Deputy Clerk

Approved: 
February 1, 2011