



B. Administrative Services

1. Approve release of bid for demolition of South Annex facility. (Public Facilities Committee recommends approval) (518-11) Approved.

C. Board of Supervisors

1. Adopt resolution approving grant application and execution of a grant contract with the California Arts Council. (519-11) Adopted Resolution No. 2011-107, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION APPROVING THE APPLICATION AND AUTHORIZING EXECUTION OF A GRANT CONTRACT WITH THE CALIFORNIA ARTS COUNCIL."
2. Appoint representatives to Ramirez Water District pursuant to Election Code §10515: James J. Hill, II and Richard Markstein until 2015 and Sarah Swinerton until 2013. (520-11) Approved.
3. Approve the certification statement regarding compositions of Local Planning Council membership and authorize the Chair to execute same. (521-11) Approved.

D. Clerk of the Board of Supervisors

1. Reappoint David C. Creps to the Wheatland Cemetery District for term to end December 6, 2015. (522-11) Approved.
2. Reappoint Dan Lucero to the Keystone Cemetery District for term to end December 6, 2015. (523-11) Approved.
3. Approve minutes of the meetings October 25, November 1, 8, and 15, 2011. (524-11) Approved as written.

E. Community Development and Services

1. Adopt resolution authorizing the Yuba County Community Development and Services Director or his designee to complete the purchase of single family residences APN 020-293-012 and 019-260-033 as part of the Neighborhood Stabilization program and execute all documents needed for completion of purchase, rehabilitation, and resale. (525-11) Adopted Resolution No. 2011-108, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR OR HIS DESIGNEE TO COMPLETE THE PURCHASE OF SINGLE FAMILY RESIDENCES APN 020-293-012 AND APN 019-260-033 AS PART OF THE NEIGHBORHOOD STABILIZATION PROGRAM AND EXECUTE ALL DOCUMENTS NEEDED FOR COMPLETION OF PURCHASE, REHABILITATION, AND RESALE."

IV. SPECIAL PRESENTATION

- A. Receive State of the Schools report from Yuba County Office of Education pursuant to the Williams Uniform Compliant Act. (Ten minute estimate) (526-11) Superintendent Scotia Holmes Sanchez briefly recapped findings of the seven schools visited and responded to Board inquiries.

V. PUBLIC COMMUNICATIONS:

Mr. Charles Foster commended river bottom access at Broadway Road.

Mr. Rodney Waters and Mr. Al Moody, Lord's Gym of Yuba County, advised the focus of Lord's Gym would be a youth center and requested future consideration of fee waivers related to development.

VI. COUNTY DEPARTMENTS

A. Board of Supervisors

1. Appoint one individual from each supervisory district to the Yuba County Resource/Development Code Advisory Committee with term ending upon adoption of the Development Code update. (Ten minute estimate) (527-11) District Three appointment continued to December 13, 2011.

MOTION: Move to appoint Richard Reiss District 1 Representative  
MOVED: Andy Vasquez                      SECOND: John Nicoletti  
AYES: Andy Vasquez, John Nicoletti, Roger Abe, Hal Stocker  
NOES: None    ABSENT: Mary Jane Griego    ABSTAIN: None

MOTION: Move to appoint G. Michael Payne District 2 Representative  
MOVED: John Nicoletti                      SECOND: Hal Stocker  
AYES: John Nicoletti, Hal Stocker, Andy Vasquez, Roger Abe,  
NOES: None    ABSENT: Mary Jane Griego    ABSTAIN: None

MOTION: Move to appoint Keith Brown District 4 Representative  
MOVED: Roger Abe                              SECOND: Hal Stocker  
AYES: Roger Abe, Hal Stocker, Andy Vasquez, John Nicoletti,  
NOES: None    ABSENT: Mary Jane Griego    ABSTAIN: None

MOTION: Move to appoint Charlie Sexton District 5 Representative  
MOVED: Hal Stocker                              SECOND: John Nicoletti  
AYES: Hal Stocker , John Nicoletti, Andy Vasquez, Roger Abe,  
NOES: None    ABSENT: Mary Jane Griego    ABSTAIN: None

2. Reconsider approval of repayment agreement with City of Marysville and take action as appropriate. (Ten minute estimate) (505-11) Continued to December 13, 2011.

B. Community Development and Services

1. Acknowledge typographical corrections to Supervisorial District Two and Five Boundaries contained in adopted Ordinance No. 1510. (Five minute estimate) (528-11) Community Development and Services Director Kevin Mallen briefly recapped corrections.

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

2. Provide staff direction on Sacramento Area Council of Governments Metropolitan Transportation Plan/Sustainable Communities Strategy for 2035 Draft Environmental Impact Report and authorize preparation of comment letter and the Chair to execute. (Ten minute estimate) Board direction given to bring forward response if necessary to the January 3, 2012 Board meeting.

3. Adopt resolution approving grant application to California Public Health's Safe Drinking Water State Revolving fund on behalf of River Highlands Community Services District for water supply and operational improvements and authorizing Public Works Director to execute all necessary documents for grant and completion of project. (533-11) Public Works Director Mike Lee recapped the grant, project improvements, and responded to Board inquiries.

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

Adopted Resolution No. 2011-109, which is on file in Yuba County Resolution Book No. 42 entitled: "APPROVE GRANT APPLICATION TO THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH'S SAFE DRINKING WATER STATE REVOLVING FUND ON BEHALF OF THE RIVER HIGHLANDS COMMUNITY SERVICES DISTRICT FOR WATER SUPPLY AND OPERATIONAL IMPROVEMENTS."

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

- A. Ordinance - Hold public hearing, waive reading, and introduce ordinance amending section 13.00.050 and 13.00.056 of Chapter 13, Title XIII of the Yuba County Ordinance Code relating to the Sheriff's Department. (Law and Justice Committee recommends approval) (Ten minute estimate) (530-11) Sheriff Durfor recapped fees related to the burglary alarm program, adult offender work program and work release program. Mr. Durfor responded to Board inquiries.

Chairman Abe opened the public hearing. No one came forward.

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

- B. Appeal - Record appeal of the Staff Development Committee/Zoning Administrator's decision to approve AP2011-0002 (Oregon House Farms Produce Stand) and take action as appropriate. (30 minute estimate) (531-11) Planning Director Wendy Hartman provided a Power Point presentation recapping the application, process, conditions of approval, subsequent traffic survey and responded to Board inquiries.

Appellant David Soares recapped California Environmental Quality Act guidelines requiring environmental review of the project and responded to Board inquiries.

Applicant Jeanette Cavaliere responded to concerns raised and discussed traffic impacts.

Public Comment:

- Mr. Rick Brown, Oregon House
- Ms. Sandra Grabowski, Oregon House
- Mr. Greg Crompton, Dobbins
- Mr. William Bozza, Dobbins letter read by David Soares
- Mr. Thomas Hart, Oregon House
- Mr. Charles Sharp, Oregon House
- Ms. Janet Marchant, Dobbins

- Mr. Rod Hisken, Oregon House
- Mr. Larry Moller, Seward Lane
- Ms. Shirley Storey, Broyles Trail
- Ms. Marieke Perla, Oregon House
- Mr. Nick Spaulding, Oregon House
- Ms. Emily Gordon, Frenchtown Dobbins Road
- Ms. Catherine Summers, Dobbins
- Mr. Eric Johnson, Oregon House
- Mr. Phillip Story, Oregon House

Public Works Director Mike Lee recapped the traffic study performed.

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

Ms. Hartman responded to Board inquiries.

MOTION: Move to uphold the appeal and deny the project  
 MOVED: Hal Stocker SECOND: Roger Abe  
 AYES: Hal Stocker, Roger Abe NOES: Andy Vasquez, John Nicoletti  
 ABSENT: Mary Jane Griego ABSTAIN: None  
 Motion Failed.

MOTION: Move to deny the appeal and uphold the project  
 AYES: Andy Vasquez, John Nicoletti NOES: Hal Stocker, Roger Abe  
 ABSENT: Mary Jane Griego ABSTAIN: None  
 Motion Failed.

Community Development and Services Director Kevin Mallen recapped possible conditions regarding traffic concerns and responded to Board inquiries.

MOTION: Move to deny the appeal, grant the permit with additional conditions of no parking on county right of way and accommodate all parking on site  
 MOVED: Hal Stocker SECOND: Andy Vasquez  
 AYES: Hal Stocker, Andy Vasquez, John Nicoletti, Roger Abe  
 ABSENT: Mary Jane Griego ABSTAIN: None

VIII. CORRESPONDENCE - (532-11)

- A. Letter from Donald Rae regarding flood protection and Three Rivers Levee Improvement Authority (TRLIA). Accepted. Mr. Rae provided further comments regarding a change in TRLIA board members, conducting a performance audit, and goldfields level of protection.
- B. Two notices from California Fish and Game Commission regarding the American pika and cedars buckwheat. Accepted.

C. Notice from State of California Board of Forestry and Fire Protection regarding Emergency Rules to Implement State Responsibility Area Fees public comment period ended December 2, 2011. Accepted.

D. Letter from North Coast Long-term Services and Support Coalition regarding template for restructuring services for the 28 fee-for-service counties. Accepted.

IX. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Nicoletti: Memorial Adjournment - Mr. Virgil Buttz Jr. and Mr. Monty Payne

Supervisor Stocker: Memorial Adjournment - Mrs. Myrtle Wolf and Mr. Gary Ellison

X. CLOSED SESSION: The Board retired into closed session at 9:30 p.m. to discuss the following:

A. Potential litigation pursuant to Government Code §54956.9(b) - One Case

The Board returned from closed session at 9:38 p.m. with all present as indicated above.

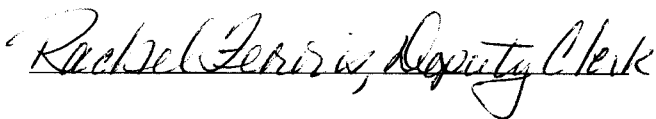
Counsel Angil Morris-Jones advised by unanimous vote the Board gave authority and approved the claim.

XI. ADJOURN: 9:40 p.m. in memory of Mrs. Myrtle Wolf, Mr. Virgil Buttz Jr., Mr. Gary Ellison, and Mr. Monty Payne by Chairman Abe.



Chair

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS



Approved: January 3, 2012