

YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

FEBRUARY 20, 2007

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 Dan Logue, John Nicoletti, Mary Jane Griego, and Donald Schrader. Supervisor Hal Stocker was absent. Also present were County Administrative Office Administrative Analyst II Grace Mull, Chief Deputy County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Vice-chairman Logue presided.

CONSENT AGENDA

Upon motion of Supervisor Nicoletti, seconded by Supervisor Schrader, and carried with Supervisor Stocker being absent, the Board took the following actions:

A. Administrative Services

- 1) Approved a lease between Yuba County Airport and County of Yuba as it relates to the Yuba County Animal Control Facility and authorized the Chairman to execute same. APPROVE LEASE
- 2) Approved a lease between Yuba County Airport and Yuba County Sheriff's Reserve Incorporated as it relates to the Sheriff's Range and Miller Day Hall facility and authorized the Chairman to execute same. APPROVE LEASE

B. Auditor-Controller

- 1) Authorized a Budget Transfer in the amount of \$63,150 to transfer health refunds back to Salaries in General Fund departments for six month period ending December 31, 2006. APPROVE B/T
- 2) Authorized a Budget Transfer in the amount of \$112,450 to transfer health refunds back to Salaries in various operating departments for six month period ending December 31, 2006. APPROVE B/T

C. Board of Supervisors

- 1) Appointed Ms. Daisy Shelton to the Yuba County Commission on Aging as the District Three representative for a term to expire December 31, 2008. APPOINT REP.
- 2) Appointed Ms. Constance Wilson to the Yuba County Commission on Aging as the District Five representative for a term to expire December 31, 2010. APPOINT REP.
- 3) Approved Sutter County alternate appointment of Dan Silva to Feather River Air Quality Management District Board of Directors for 2007. APPROVE APPT.
- 4) Authorized out-of-state travel for Supervisor Schrader and Supervisor Griego to attend Annual Capitol to Capitol Trip April 21 through 25, 2007. APPROVE TRAVEL
- 5) Adopted Resolution No. 2007-21, which is on file in Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING COUNTY CLERK TO PROVIDE ELECTION SERVICES FOR PLUMAS LAKE ELEMENTARY SCHOOL DISTRICT." ADOPT RESOLUTION NO. 2007-21
- D. Clerk of the Board of Supervisors: Approved minutes of the special and regular meetings of February 6, 2007, as written. APPROVE MINUTES
- E. Community Development: Adopted Resolution No. 2007-22, which is on file in Resolution Book No. 38, which is entitled: "RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE YUBA COUNTY COMMUNITY SERVICES COMMISSION TO EXECUTE CONTRACTS WITH THE AGENCIES APPROVED TO RECEIVE COMMUNITY SERVICES BLOCK GRANT FUNDING." ADOPT RESOLUTION NO. 2007-22
- F. County Administrator: Authorized Regional Waste Management Authority Grant Application for Local Government Waste Tire Cleanup and Amnesty Event Grant Program on behalf of the County and authorized the County Administrator to execute submitted letter. AUTHORIZED GRANT
- G. District Attorney: Adopted Resolution No. 2007-23, which is on file in Resolution Book No. 38, which is entitled: "RESOLUTION SUPPORTING THE DISTRICT ATTORNEY'S INTENT TO CONTINUE A BAD CHECK DIVERSION PROGRAM AND DECLARING THAT THERE ARE SUFFICIENT FUNDS AVAILABLE TO FUND SUCH A PROGRAM PURSUANT TO PENAL CODE SECTION 1001.60." ADOPT RESOLUTION NO. 2007-23

H. Health and Human Services

- 1) Approved an amendment between Pathways and Health and Human Services for drug and alcohol treatment services pursuant to the Substance Abuse and Crime Prevention Act of 2000 and authorized the Vice-chairman to execute same. APPROVE AMNDMNT.
- 2) Approved an amendment between Northern California Treatment Services and Health and Human Services for drug and alcohol treatment services pursuant to the Substance Abuse and Crime Prevention Act of 2000 and authorized the Chairman to execute same. APPROVE AMNDMNT.
- I. Yuba Sutter Arts Council: Adopted Resolution No. 2007-24, which is on file in Resolution Book No. 38, which is entitled: "RESOLUTION APPROVING THE APPLICATION AND AUTHORIZING EXECUTION OF A GRANT CONTRACT WITH THE CALIFORNIA ARTS COUNCIL." ADOPT RESOLUTION NO. 2007-24

PUBLIC COMMUNICATIONS

No one came forward.

COUNTY ADMINISTRATOR

Water Quality Control Board/River Highlands Community Services District: Environmental Health Supervisor Paul Donoho recapped a rupture in the waste water treatments holding tank and resultant discharge and current clean-up and abatement, and responded to Board inquiries.

Upon motion of Supervisor Schrader, seconded by Supervisor Griego, and carried with Supervisor Stocker being absent, the Board authorized applying for \$1,000,000 in clean up and abatement funds from the California Water Quality Control Board on behalf of River Highlands Community Services District and authorized the Chairman to execute letter of support for issuance of funds. AUTHORIZE FUNDS

BOARD OF SUPERVISORS

Plumas Lake Elementary School District: Following a recap from Treasurer James Kennedy and Board inquiries, upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and carried with Supervisor Stocker being absent, the Board adopted Resolution No. 2007-25, which is on file in Resolution Book No. 38, which is entitled: ADOPT RESOLUTION NO. 2007-25

"A RESOLUTION AUTHORIZING THE TEMPORARY BORROWING OF FUNDS BY THE PLUMAS ELEMENTARY SCHOOL DISTRICT FROM THE REVENUES ANTICIPATED TO ACCRUE TO THE TO THE DISTRICT FOR FISCAL YEAR 2006-2007."

COMMUNITY DEVELOPMENT

Applied Engineering and Geology, Inc.: Following a recap from Environmental Health Director Tej Mann and Board inquiries, upon motion of Supervisor Schrader, seconded by Supervisor Griego, and carried with Supervisor Stocker being absent, the Board approved a contract with Applied Engineering and Geology, Inc. for environmental consulting services and authorized the Chairman to execute same.

APPROVE
CONTRACT

ORDINANCES AND PUBLIC HEARINGS

Vice-chairman Logue read the disclaimer.

A. Ordinance - Introduce Ordinance Amending Chapter 7.03 of the Yuba County Ordinance Code Relating to Water Wells.: Environmental Health Supervisor Paul Donoho recapped the proposed ordinance requiring sufficient water portability prior to building permit issuance and responded to Board inquiries. Vice-chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Schrader, seconded by Supervisor Griego, and carried with Supervisor Stocker being absent, the public hearing was closed, the reading was waived, and the Board introduced ordinance amending Chapter 7.03 of the Yuba County Ordinance Code relating to water wells.

WAIVE
READING

B. Ordinance – Ordinance Amending Chapter 3.40 of the Yuba County Ordinance Code Relating to Public Employees’ Retirement System (PERS) (Third Reading): Interim Personnel Manager Martha Wilson advised adoption of the proposed ordinance on February 6, 2007 was a technical error due to PERS requirement that the ordinance be adopted no less than 20 days after the adoption of the resolution of intent which was adopted January 23, 2007 and recommended adoption to correct the error.

Vice-chairman Logue opened the public hearing. No one came forward.

Upon motion of Supervisor Schrader, seconded by Supervisor Nicoletti, and carried with Supervisor Stocker being absent, the public hearing was closed, the reading was waived, and the Board adopted Ordinance No. 1399, which is on file in Yuba County Ordinance Book No. 19, which is entitled:

ADOPT
ORDINANCE
NO. 1399

"ORDINANCE AMENDING TITLE III OF THE YUBA COUNTY ORDINANCE CODE BY ADOPTING AN AMENDMENT TO THE EXISTING CONTRACT RELATING TO THE PUBLIC EMPLOYEES' RETIRE."

CORRESPONDENCE

Upon motion of Supervisor Schrader, seconded by Supervisor Griego, and carried with Supervisor Stocker being absent, the Board accepted the following correspondence:

- A. Letter from Governor's Office of Emergency Services advising of disaster designation due to agriculture losses caused by a extremely low temperatures and freezing conditions that occurred January 6 through 19, 2007 which included Yuba County.
- B. Letter from Yuba County Seniors advising computer had been donated to the Senior Center and requesting assistance to secure funding for phones and Internet Services.
- C. Notice from California Department of Health Services advising of public comment period on draft determination to treat Lake Davis.
- D. Letter from California Department of Health Services approving Yuba County's Child Health and Disability Prevention Program Plan and Administrative Budgets for 2006-2007.
- E. Letter from Yuba Sutter Economic Development requesting appointment of one committee member to the Strategy Committee to represent Yuba County with orientation scheduled for February 26, 2007.

BOARD AND STAFF MEMBERS' REPORTS

No reports were received.

CLOSED SESSION

The Board retired into closed session at 9:48 a.m. to discuss the following:

- A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 010-185-015 (603 B Street, Marysville)/Negotiating Parties: Hub Partners and County of Yuba-Steve Androvich/Negotiation: Price and Terms of Payment
- B. Threatened litigation pursuant to Government Code §54956.9(b) - One Case

C. Pending litigation pursuant to Government Code §54956.9(a) - Clark vs. County of Yuba

Supervisor Griego joined closed session at 9:55 a.m.

The Board returned from closed session at 10:15 a.m. with all Board and staff members present as indicated above.

Vice-chairman Logue announced the Board had provided staff direction regarding real property negotiations. There were no further announcements.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 10:15 a.m. by Vice-chairman Logue


Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS


Approved: March 6, 2007