

YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

May 25, 2004

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:33 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Dan Logue, Bill Simmons, Mary Jane Griego, Donald Schrader, and Hal Stocker. Also present were County Administrator Kent McClain, County Counsel Daniel Montgomery, and Deputy Clerk of the Board of Supervisors Cynthia Slayton. Chairman Simmons presided.

CONSENT AGENDA

Chairman Simmons advised consent agenda Probation items number 3 and 4, regarding the Truancy Program and the Probation and Schools Success Program, are being continued to June 8, 2004.

Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board took the following actions:

A. Administrative Services

- |  |                    |
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| 1) Approved agreements between Megabyte, Inc. and County of Yuba for Property Tax System support services and authorized Chairman to execute same. | APPROVE<br>AGRMNTS |
| 2) Approved surplus of 1992 Ford Bronco and Lease Agreement with Olivehurst Fire Department for vehicle and authorized Chairman to execute same.   | APPROVE<br>LEASE   |

B. Auditor-Controller

- |  |                                    |
|--|------------------------------------|
| 1) Adopted Resolution No. 2004-57, which is on file in Yuba County Resolution Book No. 35, and which is entitled, "RESOLUTION OF THE BOARD OF SUPERVISORS THE COUNTY OF YUBA TO DETERMINE THE APPROPRIATIONS OF TAX PROCEEDS FOR 2003-04."               | ADOPT<br>RESOLUTION<br>NO. 2004-57 |
| 2) Adopted Resolution No. 2004-58, which is on file in Yuba County Resolution Book No. 35, and which is entitled, "RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA TO DETERMINE THE APPROPRIATIONS FOR SPECIAL DISTRICTS UNDER THE COUNTY." | ADOPT<br>RESOLUTION<br>NO. 2004-58 |

- C. Clerk of the Board of Supervisors
- 1) Approved minutes for the regular meeting of May 11, 2004, as written. APPROVE MINUTES
- 2) Reappointed Terri Hutton and Paul A. Tupaz to the Children and Families Commission for terms to expire April 30, 2007. APPOINT COMM. REPS.
- 3) Reappointed Patricia Allen and Bob Swift to the Substance Abuse Advisory Committee with terms to expire April 4, 2008 and May 23, 2008, respectively. APPOINT COMM. REPS.
- D. Clerk of the Board/Community Development/Treasurer-Tax Collector: Approved purchase of Questys Document Imaging Software for use by multiple departments for document storage management and authorized Budget Transfers in the amount of \$22,030 for same. APPROVE PURCHASE & B/T
- E. Community Development: Approved agreement between Willdan and County of Yuba on behalf of the Building Department for outside Plan Check Services and authorized Chairman to execute same. APPROVE AGRMNT.
- F. Health and Human Services
- 1) Accepted award of \$2,000 mini-grant from California Department of Health Services Vehicle Occupant Safety Program and approved appropriation to Kids in Safety Seats program. ACCEPT AWARD
- 2) Approved agreement between University of California, Davis and County of Yuba for Eligibility Services Training for eligibility staff in the amount of \$49,300 and authorized Chairman to execute same. APPROVE AGRMNT
- 3) Approved agreement between University of California, Davis and County of Yuba for Child Welfare Services Training for Child Welfare Services staff in the amount of \$16,312.50 and authorized Chairman to execute same. APPROVE AGRMNT
- 4) Approved Amendment to Agreement between Children’s Home Society and County of Yuba for childcare services for CalWORKs program to increase maximum compensation payable and authorized Chairman to execute same. APPROVE AMNDMNT
- 5) Adopted Resolution No. 2004-59, which is on file in Yuba County Resolution Book No. 35, and which is entitled, “AUTHORIZE THE YUBA COUNTY HEALTH SERVICES DIVISION TO APPLY TO THE STATE OF CALIFORNIA FOR THE MATERNAL AND CHILD HEALTH (MCH) GRANT, FOR THE PERIOD OF JULY 1, ADOPT RESOLUTION NO. 2004-59

2004 – JUNE 30, 2007; AND AUTHORIZE THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE APPLICATION, THE RESULTANT GRANT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM, AND TO AUTHORIZE THE ACCEPTANCE OF FUNDS.”

6) Adopted Resolution No. 2004-60, which is on file in Yuba County Resolution Book No. 35, and which is entitled, “AUTHORIZE THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER INTO AGREEMENT WITH THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH SERVICES, FOR THE AIDS BLOCK GRANT FOR THE PERIOD OF JULY 1, 2004 – JUNE 30, 2007, AND AUTHORIZE THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE GRANT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM, AND AUTHORIZE THE ACCEPTANCE OF FUNDS.” ADOPT RESOLUTION NO. 2004-60

7) Approved Host Entity Agreement between County of Butte and County of Yuba for provision of Medi-Cal Administrative Activities and Targeted Case Management programs and authorized Chairman to execute same. APPROVE AGRMNT

G. Library: Authorized Budget Transfer in the amount of \$48,027 from various line items to allocate literacy grant funds and cover year end adjustments. AUTHORIZE B/T

H. Probation

1) Adopted Resolution No. 2004-61, which is on file in Yuba County Resolution Book No. 35, and which is entitled, “RESOLUTION AUTHORIZING THE COUNTY PROBATION OFFICER TO APPLY FOR GRANT FUNDS ADMINISTERED BY THE YUBA COUNTY CHILDREN’S COUNCIL TO OPERATE A COMMUNITY BASED FAMILY RESOURCE SUPPORT PROJECT; DESIGNATE THE CHAIR ON BEHALF OF THE BOARD AS THE OFFICIAL AUTHORIZED TO EXECUTE A GRANT AWARD AGREEMENT INCLUDING ANY EXTENSIONS OR AMENDMENTS THAT MAY ARISE FROM THIS APPLICATION.” ADOPT RESOLUTION NO. 2004-61

2) Adopted Resolution No. 2004-61, which is on file in Yuba County Resolution Book No. 35, and which is entitled, “RESOLUTION AUTHORIZING THE COUNTY PROBATION OFFICER TO APPLY FOR GRANT FUNDS ADMINISTERED BY THE YUBA COUNTY CHILDREN’S COUNCIL TO OPERATE A CHILD ABUSE AND NEGLECT PREVENTION, INTERVENTION AND TREATMENT PROJECT; DESIGNATE THE CHAIR ON BEHALF OF THE BOARD AS THE OFFICIAL AUTHORIZED TO EXECUTE A GRANT AWARD AGREEMENT INCLUDING ANY EXTENSIONS OR AMENDMENTS THAT MAY ARISE FROM THIS APPLICATION.” ADOPT RESOLUTION NO. 2004-62

I. Risk Management/Personnel: Approved catastrophic leave request for Health and Human Services employee. APPROVE LEAVE

J. Sheriff-Coroner

1) Approved agreement between County of Yuba and United States Department of Justice, Drug Enforcement Administration to provide law enforcement services relating to eradication and suppression of illicit marijuana and authorized Chairman to execute same. APPROVE AGRMNT

2) Approved agreement between County of Yuba and County of Los Angeles to continue services for Statewide Transportation of Prisoners and authorized Chairman to execute same. APPROVE AGRMNT

SPECIAL PRESENTATION

Yuba County Web Site: Information Technology Program Manager David McBride and Systems Analysts Brian Sherman and Jerry Henry demonstrated and recapped recent enhancements to the Yuba County website and responded to Board inquiries. RECEIVE PRESENT.

PUBLIC COMMUNICATION

No one came forward.

BOARD OF SUPERVISORS

Veterans Service Officer: County Administrator Kent McClain recapped the interview and hiring process for the Veterans Service Officer position and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and unanimously carried, the Board appointed Marvin King as the Veterans Services Officer for Sutter and Yuba Counties effective June 1, 2004. APPOINT VSO

COMMUNITY DEVELOPMENT

Planning Department Contractors: Community Development Assistant Director Pete Calarco recapped the Planning Department need for assistance with developer and subdivision work and responded to Board inquiries.

Upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board approved agreements with Pacific Municipal Consultants and Mark Tomich and authorized Chairman to execute same. APPROVE AGRMNTS

#### EMERGENCY SERVICES

Local Hazard Mitigation Plan: Following presentation by Emergency Services Director Kelly Purdom and Board discussion, and upon motion of Supervisor Logue, seconded by Supervisor Griego, and unanimously carried, the Board adopted Resolution No. 2004-63, which is on file in Yuba County Resolution Book No. 35, and which is entitled: "SIGNATURE RESOLUTION AUTHORIZING THE YUBA COUNTY CHAIRMAN OF THE BOARD OF SUPERVISORS TO SUBMIT LETTER OF INTENT TO DEVELOP A LOCAL HAZARD MITIGATION GRANT PLAN." ADOPT RESOLUTION NO. 2004-63

#### SHERIFF-CORONER

Staffing Additions/Retention: Sheriff Virginia Black recapped the need for additional staffing and responded to Board inquiries.

Following Board discussion and upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried the item was continued as a part of the upcoming Budget Hearings June 22 through July 2, 2004. CONTINUE TO BUDGET HEARINGS

#### ORDINANCE AND PUBLIC HEARING

Chairman Simmons read the disclaimer.

A. Ordinance/Fees Chapter 13.00: Following a recap of proposed ordinance by Assistant County Administrator Randy Margo, Chairman Simmons opened the public hearing and inquired if anyone wished to address this issue. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed and the Board waived reading of an ordinance repealing and reenacting Chapter 13.00 of the Yuba County Ordinance Code relating to fees. WAIVE 1<sup>ST</sup> READING

B. Public Hearing/Adopt resolution for grant submittal to California Department of Housing and Community Development under Planning and Technical Assistant Allocation: Mercy Housing California Community Development Specialist David Wilkinson recapped the grant process and Technical Assistance Allocation.

Mary and Michael Hunt, Linda, with Mr. Wilkinson, responded to Board inquiries regarding loan use.

Chairman Simmons opened the public hearing and inquired if anyone wished to address this issue. No one came forward. Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the public hearing was closed.

Following Board discussion and upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the Board adopted Resolution No. 2004-64, which is on file in Yuba County Resolution Book No. 35, and which is entitled: "APPROVE AN APPLICATION AND CONTRACT EXECUTION FOR FUNDING FROM THE PLANNING AND TECHNICAL ASSISTANCE ALLOCATION OF THE STATE CDBG PROGRAM; AUTHORIZE THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO WITH THE STATE OF CALIFORNIA FOR THE PURPOSES OF THIS GRANT."

ADOPT  
RESOLUTION  
NO. 2004-64

C. Public Hearing/Community Facilities District No. 2004-1 (Edgewater):

1) Assistant County Administrator Randy Margo recapped the formation of the Yuba Community Facilities District No. 2004-1 (Edgewater) and associated levying of special taxes and bonded indebtedness.

Chairman Simmons opened the public hearing and inquired if anyone wished to address this issue. No one came forward. Upon motion of Supervisor Stocker, seconded by Supervisor Schrader, and unanimously carried, the public hearing was closed.

Following Board discussion and upon motion of Supervisor Stocker, seconded by Supervisor Schrader, and unanimously carried, the Board adopted Resolution No. 2004-65, which is on file in Yuba County Resolution Book No. 35, and which is entitled: "RESOLUTION OF FORMATION OF COUNTY OF YUBA COMMUNITY FACILITIES DISTRICT NO. 2004-1 (EDGEWATER), AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE DISTRICT, PRELIMINARILY ESTABLISHING AN APPROPRIATIONS LIMIT FOR DISTRICT, SUBMITTING LEVY OF SPECIAL TAX AND ESTABLISHMENT OF APPROPRIATIONS LIMIT TO QUALIFIED ELECTORS OF DISTRICT AND APPROVING ACQUISITION AGREEMENT."

ADOPT  
RESOLUTION  
NO. 2004-65  
AND  
APPROVE  
AGRMNT

2) Assistant County Administrator Randy Margo recapped the Yuba Community Facilities District No. 2004-1 (Edgewater) bonded indebtedness. Chairman Simmons opened the public hearing and inquired if anyone wished to address this issue. No one came forward.

Following Board discussion and upon motion of Supervisor Schrader, seconded by Supervisor Stocker, and unanimously carried, the Board closed the public hearing and adopted Resolution No. 2004-66, which is on file in Yuba County Resolution Book No. 35, and which is entitled: "RESOLUTION DETERMINING THE NECESSITY TO INCUR BONDED INDEBTEDNESS WITHIN THE COUNTY OF YUBA COMMUNITY FACILITIES DISTRICT NO. 2004-1 (EDGEWATER) AND SUBMITTING PROPOSITION TO THE QUALIFIED ELECTORS OF THE DISTRICT."

ADOPT  
RESOLUTION  
NO. 2004-66

3) Assistant County Administrator Randy Margo recapped the Yuba Community Facilities District No. 2004-1 (Edgewater) special election. Chairman Simmons opened the public hearing and inquired if anyone wished to address this issue. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed.

Following Board discussion and upon motion of Supervisor Schrader, seconded by Supervisor Logue, and unanimously carried, the Board closed the public hearing and adopted Resolution No. 2004-67, which is on file in Yuba County Resolution Book No. 35, and which is entitled: "RESOLUTION CALLING SPECIAL ELECTION WITHIN COUNTY OF YUBA COMMUNITY FACILITIES DISTRICT NO. 2004-1 (EDGEWATER)."

ADOPT  
RESOLUTION  
NO. 2004-67

#### CORRESPONDENCE

Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the following correspondence was accepted:

- A. Letter from California Dream Foundation regarding convention and membership on the honorary committee. No action
- B. Notice from California Regional Water Quality Control Board for the workshop and CEQA scoping meeting on June 2, 2004 regarding Cache Creek Watershed. No action

C. Invitation from California Mental Health Planning Council to attend public council meeting of June 16-18, 2004. No action

D. Letter from California Office of Emergency Services advising of disaster designation due to agriculture losses for Placer County and contiguous counties, including Yuba. No action

#### BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Schrader:

- Attended Regional Water Control Board meeting for floodplain development

Supervisor Griego left the meeting at 10:50 a.m.

Supervisors Stocker:

- Memorial Adjournment in memory of Violet I. Barlean
- Article commending Governor Schwarzenegger's growth plans for California

Supervisor Griego returned to the meeting at 10:56 a.m.

Supervisor Logue:

- Requested County Administrator investigate reactivating the Transportation Committee
- Requested County Administrator investigate possible toll road for aggregate trucks
- Attendance of developers luncheon at Peach Tree County Club May 20, 2004

Supervisor Simmons:

- Memorial Adjournment in memory of Bulah M. Stuart

#### CLOSED SESSION

The Board retired into closed session at 11:01 a.m. to discuss the following:

A. Conference with real property negotiators pursuant to Government Code §54956.8 regarding 6000 Lindhurst Avenue, Marysville lease between County of Yuba and Feather River Center, LLC and including negotiation of price and terms of contract.

B. Threatened litigation pursuant to Government Code §54956.9(b) – One Case



The Board returned from closed session at 11:31 a.m. with all Board and staff members present as indicated above. There was no announcement from closed session.

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:31 a.m. in memory of Mrs. Violet I. Barlean and Mrs. Bulan M. Stuart, by Chairman Simmons.

/s/ Bill Simmons, Chairman

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

/s/Cynthia Slayton, Deputy Clerk Approved: June 15, 2004