

YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

SEPTEMBER 1, 2009

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 6:11 p.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. Chairman Nicoletti presided.

CONSENT AGENDA

At the request of Supervisor Vasquez, Chairman Nicoletti pulled from consideration the matter of the TRLIA Executive contract extension for future consideration before the full Board. PULL
BRUNNER
CONTRACT

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

A. Clerk of the Board of Supervisors

1) Approved the minutes for budget hearing and regular meeting of August 18, 2009, as written. APPROVE
MINUTES

2) Reappointed Pete Hammontre to the Yuba County Assessment Appeals Board No. II for a term to expire September 1, 2012. APPOINT
AAB REP.

B. Community Development and Services: Awarded contract to Teichert Construction, apparent low bidder, for the Feather River Boulevard Accessibility Project, authorized Budget Transfer in the amount of \$47,500 from various line items to Account No. 102-9100-431-2301 (Special Projects), and authorized the Chairman to execute contract upon review and approval of County Counsel. AWARD
CONTRACT

C. County Administrator: Approved Sacramento Area Commerce and Trade Organization membership in the amount of \$5,000 for Fiscal Year 2009-2010. APPROVE
MEMBER.

D. Health and Human Services

1) Adopted Resolution No. 2009-84, which is on file in Yuba County Resolution Book No. 40, which is entitled: "AUTHORIZE THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER INTO AGREEMENT WITH FIRST 5 YUBA FOR GRANT FUNDS FOR THE PERIOD OF JULY 1, 2009 – JUNE 30, 2010, AND FURTHER, AUTHORIZE THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE GRANT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM AND TO ACCEPT FUNDS," regarding the Miles of Smiles Dental Program. ADOPT RESOLUTION NO. 2009-84

2) Adopted Resolution No. 2009-85, which is on file in Yuba County Resolution Book No. 40, which is entitled: "AUTHORIZE THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER INTO AGREEMENT WITH FIRST 5 YUBA FOR GRANT FUNDS FOR THE PERIOD OF JULY 1, 2009 – JUNE 30, 2010, AND FURTHER, AUTHORIZE THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THE GRANT AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM AND TO ACCEPT FUNDS," regarding the Maternal, Child and Adolescent Health Program. ADOPT RESOLUTION NO. 2009-85

SPECIAL PRESENTATION

September 2009 National Preparedness Month: Following Emergency Services Director Aaron Ward recapping the public awareness emergency preparedness campaign, Chairman Nicoletti read and presented a proclamation proclaiming September 2009 as National Preparedness Month. PRESENT PROC.

PUBLIC COMMUNICATIONS

Mr. Bob Logan, Olivehurst, expressed concerns regarding the Hollywood homeless camp and urged Board consideration for temporary assistance.

Chairman Nicoletti provided information on available assistance sources.

Ms. Christina Giusto, Olivehurst, advised of grant assistance for mortgage defaults which requires the county to make application.

Mr. Glen Womack, Hollywood homeless camp, discussed the difficulty finding employment within the county.

Ms. Pam Morasch, CalWORKS Program Manager, advised of available job search assistance programs at the Yuba County One Stop.

Ms. Frances Hofman, Forty Mile Road, urged stopping the use of consultants within the Community Development and Services Department.

ORDINANCES AND PUBLIC HEARINGS

The Clerk read the disclaimer.

Ordinance/Chapter 9.10 of Title IX of Yuba County Ordinance Code/Bicycle Lanes (Second Reading): Chairman Nicoletti opened the public hearing. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the Board closed the public hearing, waived reading, and adopted Ordinance No. 1482, which is on file in Ordinance Book No. 21, which is entitled: "AN ORDINANCE AMENDING SECTION 9.10.500 OF CHAPTER 9.10 OF TITLE IX OF THE YUBA COUNTY ORDINANCE CODE RELATING TO THE PROHIBITIONS ON STOPPING OR STANDING IN SPECIFIC PLACES BY ADDING SECTION 9.10.500(a)(7) RELATING TO THE PROHIBITION OF STOPPING, STANDING OR PARKING IN DESIGNATED BICYCLE LANES." ADOPT
ORDINANCE
NO. 1482

ADMINISTRATIVE SERVICES

Grant Application/Fourteenth Street Facility: Assistant Director Tara Flores recapped proposed use of grant funds for demolition of county owned property and responded to Board inquiries.

Upon motion of Supervisor Griego, seconded by Supervisor Stocker, and unanimously carried, the Board adopted Resolution No. 2009-86, which is on file in Yuba County Resolution Book No. 40, which is entitled: "SIGNATURE RESOLUTION AUTHORIZING THE COUNTY DIRECTOR OF ADMINISTRATIVE SERVICES TO SUBMIT COMMUNITY SERVICES BLOCK GRANT RECOVERY ACT GRANT AND FOLLOW THROUGH THEREON." ADOPT
RESOLUTION
NO. 2009-86

COMMUNITY DEVELOPMENT AND SERVICES

State Mining and Geology Board/Vested Rights Determination/Areas of Local Concern: Director Kevin Mallen requested direction regarding comments if the Board chooses to submit correspondence to the State Mining and Geology Board (SMGB) requesting

consideration of local concerns, such as traffic and flood control, when making vested rights determinations. Mr. Mallen responded to Board inquiries.

Public Works Director Mike Lee responded to specific inquiries regarding the Resource Depletion Fee also known as Measure D funds.

Following Board discussion, Mr. David Greenblatt, Western Aggregates, provided a Power Point presentation on Western Aggregates vested rights in the Yuba Goldfields.

The following individuals spoke:

- Mr. Tom Eres, Hofman Ranch
- Mr. Dave Slack, county resident
- Mr. Scott West, Western Aggregates employee
- Ms. Frances Hofman, Forty Mile Road
- Mr. Lloyd Burns, Western Aggregates President
- Mr. Robert Otis, Western Aggregates employee
- Mr. Don Launius, Walnut Avenue

Following Board discussion and upon motion of Supervisor Nicoletti, seconded by Supervisor Abe, and carried following a roll call vote with Supervisors Griego and Stocker voting in opposition, the motion was approved to send a letter to the State Mining and Geology Board with a couple of amendments to omit any comments or references to flood control and traffic impact, add a reference to documents the county has produced regarding this issue, and state we are not interested in pursuing the management of vested rights issues. AUTHORIZE LETTER

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Vasquez: Approval of Feather River Boulevard Improvement Project

Supervisor Stocker:

- Memorial adjournment – Mr. Harlin Frank
- Foothill farmers markets
- Anti Obesity Program first meeting scheduled September 3, 2009
- BBQ fundraiser for Brownsville Scholarship Fund established in honor of Fire Chief John Murphy
- Yuba Fire in Dobbins

Supervisor Abe:

- Meeting with Sacramento Area Commerce and Trade Organization
- Attended Yuba County Alliance for Development (YuCAD) focus group held Friday, August 28, 2009
- Meeting with City of Wheatland regarding General Plan Update concerns
- Memorial adjournment - Mrs. Katherine Staas

Supervisor Nicoletti:

- Marysville Peach Tree Healthcare clinic
- Commended brochures for fire safety and preparedness
- Regional wastewater issues meeting scheduled September 2nd at Beale Air Force Base
- Attended YuCAD held Friday, August 28, 2009

County Administrator Robert Bendorf: Floodplain managers meeting September 8 – 11, 2009 in San Jose

Assistant County Administrator Randy Margo: Monitoring ramifications of early release of statewide prisoners

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, Chairman Nicoletti adjourned the meeting at 8:12 p.m. in memory of Mr. Harlin Frank and Mrs. Mary Katherine Staas.


Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS



Approved:  September 22, 2009