

YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

SEPTEMBER 14, 2004

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:45 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

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

- A. Board of Supervisors: Appointed Terry Dennis to District 10 Hallwood Community Service District with a term to expire December 2007. APPOINT REP.
- B. Clerk of the Board of Supervisors
- 1) Approved minutes for the regular meetings of August 17 and 24, 2004, as written. APPROVE MINUTES
- 2) Reappointed Mary Ann Andrews to the Browns Valley Cemetery District with a term to expire August 8, 2008. APPOINT REP.
- 3) Reappointed Kathy Woods as the Child Care Provider Representative and Roberta D'Arcy as the Community Representative, and appointed Pamela Thompson as the Discretionary Representative to the Yuba-Sutter Child Care Planning Council with terms to expire September 30, 2007. APPOINT REPS.
- C. County Administrator: Approved Agreement between Paquin Research Inc. and County of Yuba to provide market feasibility services related to Edgewater Development and authorized the County Administrator to execute same. APPROVE AGREEMENT

D. Health and Human Services

- 1) Approved System Improvement Plan for submittal to the California Department of Social Services. APPROVE PLAN
- 2) Approved California Department of Veterans Affairs Subvention and Medi-Cal Certificates of Compliance and authorized the Chairman to execute same. APPROVE CERTS.
- 3) Approved Agreement between Skyway House and County of Yuba for provision of drug and alcohol treatment services and authorized the Chairman to execute same. APPROVE AGREEMENT
- 4) Approved Agreement between Camptonville Community Partnership and County of Yuba for CanWORK Services for CalWORKS program and authorized the Chairman to execute same. APPROVE AGREEMENT

E. Public Works: Adopted Resolution No. 2004-137, which is on file in Yuba County Resolution Book No. 35, and which is entitled: “RESOLUTION APPROVING FINAL MAP OF TRACT MAP NO. 2004-07, PLUMAS LAKE PHASE 1A AND FINAL MAP OF TRACT MAP NO. 2004-08, PLUMAS LAKE PHASE 1B KB HOMES NORTH BAY INC. WITH ASSOCIATED AGREEMENTS;” approved Subdivision Improvement Agreement; approved Lot Design Agreement between KB Homes North Bay, Inc. and County of Yuba; and authorized the Chairman to execute same. ADOPT RESOLUTION NO. 2004-137 AND APPROVE AGRMNTS.

F. Sheriff-Coroner: Adopted Resolution No. 2004-138, which is on file in Yuba County Resolution Book No. 35, and which is entitled: “RESOLUTION OF THE BOARD OF SUPERVISORS AUTHORIZING ITS CHAIRMAN TO SIGN A CONTRACT WITH THE CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS FOR THE PURCHASE OF A PATROL BOAT AND TRAILER WITH FEDERAL FUNDS ADMINISTERED BY THE STATE.” ADOPT RESOLUTION NO. 2004-138

SPECIAL PRESENTATION

County Counsel: County Counsel Dan Montgomery recapped departmental functions, workload, staffing, and funding issues, and responded to Board inquiries. *INFO ONLY*

PUBLIC COMMUNICATIONS

Wayne Sisco, Marysville, voiced concerns regarding restricted public use of county equipment.

ADMINISTRATIVE SERVICES

Government Center/Architectural Services Agreement: Administrative Services Director Bob Meneni recapped the agreement for architectural services to remodel space within the Government Center to accommodate increased staffing in Community Development and responded to Board inquiries. Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the Board approved an agreement with Calpo, Hom and Dong Architects, Inc. for architectural services and authorized the Chairman to execute same.

APPROVE  
AGREEMENT

BOARD OF SUPERVISORS

Three Rivers Levee Improvement Authority/Joint Powers Agreement: County Counsel Dan Montgomery recapped the revisions to the resolution and agreement pertaining to residency and property ownership for appointing the At-large member to the Three Rivers Levee Improvement Authority and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Schrader, and unanimously carried, the Board adopted Resolution No. 2004-139, which is on file in Yuba County Resolution Book No. 35, and which is entitled: "RESOLUTION AUTHORIZING THE EXECUTION OF A REVISED JOINT EXERCISE OF POWERS AGREEMENT CREATING THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY AND APPOINTING ADDITIONAL BOARD MEMBER."

ADOPT  
RESOLUTION  
NO. 2004-139

CORRESPONDENCE

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

- A. Two News Releases from United States Forest Service regarding Living History Day and Diamond Mountain Road closure. No action.
- B. Letter from Federal Emergency Management Agency enclosing Conditional Letter of Map Revision for Edgewater units.

REFER TO  
STAFF

Referred to Community Development and Public Works

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Logue:

- Requested Board revisit Risk Management/Personnel item from September 7, 2004 meeting regarding delegation of authority

Chairman Simmons requested the Risk Management/Personnel item be returned to the Board for review at the meeting of September 28, 2004.

Supervisor Stocker:

- Memorial Adjournment in memory of Mrs. Dorothy Swearingen
- Article regarding Enita Elphick campaign for Wheatland city council
- Article regarding the effects of smog on children in southern California

Supervisor Griego:

- CallAFCO conference in San Diego held September 8-10, 2004

Supervisor Simmons:

- Memorial Adjournment in memory of Lydia B. Quitman

County Counsel made the following announcement:

“Regarding the September 7, 2004 closed session, in the matter of Public Employee Discipline/Dismissal/Release for a Deputy Sheriff, the Board unanimously adopted the Administrative Law Judge’s findings.”

County Administrator:

- Yuba County sales tax growth greater than any other California county
- Yuba River levee repairs started September 13, 2004

CLOSED SESSION

The Board retired into closed session at 10:50 a.m. to discuss:

- A. Pending litigation pursuant to Government Code §54956.9(a) – Stacy Jones vs. County of Yuba
- B. Pending litigation pursuant to Government Code §54956.9(a) – Calvert vs. County of Yuba

The Board returned from closed session at 11:25 a.m. with all Board and staff members present as indicated above.

County Counsel made the following announcement:

“In the case of Stacy Jones vs. County of Yuba the Board unanimously agreed to the retention of outside counsel.”

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 11:26 a.m. in memory of Mrs. Dorothy Swearingen and Mrs. Lydia B. Quitman by Chairman Simmons.

/s/Bill Simmons, Chairman

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

/s/ Cynthia Slayton, Deputy Clerk    Approved: September 28, 2004