

YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

SEPTEMBER 19, 2006

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, Donald Schrader, and Hal Stocker. Also present were County Administrator Robert Bendorf, County Counsel Daniel Montgomery, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Schrader presided.

CONSENT AGENDA

Chairman Schrader advised three items listed on the consent agenda under Risk Management/Personnel regarding the Positional Allocation Schedule and Basic Salary Schedule related to Administrative Services and to Information Services Supervisor and Communications and Legislative Affairs Coordinator have been pulled from consideration. Also pulled from consideration were two matters related to the transfer of Automotive Services Fund Management to Administrative Services. PULL FROM AGENDA

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

- A. Clerk of the Board of Supervisors: Approved the minutes of the regular meeting of September 5, 2006, as written. APPROVE MINUTES
- B. Public Works: Awarded a contract to Newland Entities, Inc. for the Clark Slough Crossing project and authorized the Chairman to execute upon submittal and review and approval of County Counsel. AWARD CONTRACT
- C. Risk Management/Personnel: Approved Agency Shop/Agreement between County of Yuba and Deputy Sheriffs Association and authorized the Chairman to execute same. APPROVE AGREEMENT

PUBLIC COMMUNICATIONS

No one came forward.

COUNTY ADMINISTRATOR

1) Levee Impact Fee/6271 Griffith Avenue and Parcel Maps of Four or Less Units: Assistant County Administrator Randy Margo recapped the request for waiver and options for consideration before the Board and responded to Board inquiries.

Mr. Dan McFarland, 6271 Griffith Avenue, recapped his request for a fee waiver in the amount of \$26,000 and responded to Board inquiries.

Following Board discussion regarding fee structure, upon motion of Supervisor Logue, seconded by Supervisor Griego, and unanimously carried, the Board authorized a Levee Impact Fee in the amount of \$1,905 for 6271 Griffith Avenue based on square footage and directed further recommendations be brought forward regarding four units or less be brought to Land Use and Public Works Committee. APPROVE FEE

2) Capital Facility Improvements/Sheriff's Department: Following a recap from Sheriff Black on the growing needs of the Sheriff's Department and Administrative Services Director Steve Androvich on remodel design, County Administrator Robert Bendorf responded to Board inquiries regarding funding, space usage, functionality of current facilities, and due diligence for a Criminal Justice Facility Master Plan.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the Board directed staff to conduct the necessary due diligence for the feasibility of constructing a new Sheriff's Department main facility. CONDUCT STUDY

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer.

Public Hearing – Resolution Imposing Assessment of \$143.80 Per Parcel for County Service Area 70/Dantoni Ranch Subdivision: Following a brief recap from Community Development Director Kevin Mallen regarding the proposed assessment, Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Logue, and unanimously carried, the public hearing was closed and the Board adopted Resolution No. 2006-117, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION IMPOSING AN ASSESSMENT FOR DANTONI RANCH SUBDIVISION FOR CSA 70 – EXTENDED LAW ENFORCEMENT." ADOPT RESOLUTION NO. 2006-117

LIBRARY

Library Computer Internet Policy: Library Director Loren MccRory recapped patron usage, proposed policies, and responded to Board inquiries.

Upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the Board adopted Resolution No. 2006-118, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION UPDATING THE YUBA COUNTY LIBRARY COMPUTER INTERNET POLICY," and directed an amended be brought forward regarding student usage.

ADOPT
RESOLUTION
NO. 2006-118

CORRESPONDENCE

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

- A. Letter from United States Department of Interior/Bureau of Land Management approving a 20 year lease to Operating Engineers Local Union No.3 Joint Apprenticeship Training Committee in the Yuba Goldfields.
- B. Letter from Citizens Against Lawsuit Abuse requesting proclamation declaring October 2-6, 2006 as Lawsuit Abuse Awareness Week.
- C. Letter from State of California/California Energy Commission regarding First California Electricity and Air Quality Conference to be held October 3-4, 2006 in Sacramento, CA.
- D. Letter from City of Fresno Mayor Alan Autry regarding Gang Prevention Summit to be held November 29, 2006 in Fresno, CA.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Stocker:

- Articles regarding Propositions 1B, C, D, and E
- Area 4 Agency on Aging Governing Board representative Sally Lix retirement in December 2006

Supervisor Griego:

- Memorial adjournment in memory of the Negrete and Raya families
- Loss of car dealership in Marysville and letter of support to new owners regarding locating business in Marysville

Supervisor Logue:

- Rebuilding California and Proposition 1E Bond Act for flood protection

Supervisor Nicoletti:

- Community Services Block Grant funding application and decision process
- Invitation to Sister County to visit Yuba County during 2007
- Fire at Pink Trunk in Marysville

Supervisor Schrader:

- Linda Fire Department truck accident
- Memorial adjournment in memory of Mrs. Marge DeLong

CLOSED SESSION

The Board retired into closed session at 10:40 a.m. to discuss the following:

- A. Personnel pursuant to Government Code §54957 - Department Head Evaluation - Library Director
- B. Personnel pursuant to Government Code §54957 - Department Head Evaluation - Health Officer
- C. Labor negotiation pursuant to Government Code §54957.6(a) - Yuba County Employees Association and County of Yuba/Beverly Barnes
- D. Labor negotiation pursuant to Government Code §54957.6(a) - Deputy District Attorneys Association and County of Yuba/Beverly Barnes
- E. Threatened litigation pursuant to Government Code §54956.9(b) – Two cases
- F. Pending litigation pursuant to Government Code §54956.9(a) - VanGutman vs. County of Yuba
- G. Pending litigation pursuant to Government Code §54956.9(a) - Jones vs. County of Yuba

The Board returned from closed session at 12:14 p.m. with all Board and staff members present as indicated above.

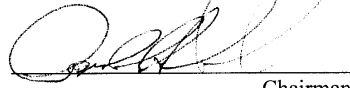
County Counsel Daniel Montgomery made the following announcement:

“In the matter of Tiffany Padgett your Board unanimously denied the claim and referred the matter to Porter, Scott for defense. And in the lawsuit of Jones versus the County, that matter has also been referred to Porter, Scott on a 5/0 vote as well. No further announcements.”


Chairman Schrader advised an advisory committee to examine board member salaries was formed with Supervisors Griego and Nicoletti appointed, and will meet until October 3, 2006. FORM AD HOC

ADJOURNMENT

There being no further business to come before the Yuba County Board of Supervisors, the meeting was adjourned at 12:15 p.m. in memory of Mrs. Marge DeLong, Mr. Tomas Negrete, Mrs. Maribel Negrete, Masters Eric and Cesar Negrete, Mr. Jose M. Raya, and Mrs. Maria V. Raya by Chairman Schrader.


Chairman

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS


Approved: October 3, 2006