

YUBA COUNTY, CALIFORNIA

BOARD OF SUPERVISORS

OCTOBER 3, 2006

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 6:00 p.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

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

- A. Board of Supervisors: Cancelled the Board of Supervisors meeting scheduled December 5, 2006 to allow Board members to attend the Northern California Water Association Conference held December 5 through 8, 2006 in Anaheim, California. CANCEL 12/5/06 MEETING
- B. Clerk of the Board of Supervisors
- 1) Appointed Greg Wilkinson, Christa Hastey, and James Gholson as at-large representatives to the Fish and Game Advisory Commission for terms to expire October 3, 2010. APPOINT REPS.
- 2) Reappointed Leora Keller to the Brownsville Cemetery District for a term to expire October 3, 2010. APPOINT REP.
- 3) Approved the minutes of the regular meeting and workshop of September 19, 2006 as written. APPROVE MINUTES
- C. Community Development: Approved hiring a Principal Planner at the fifth year salary index. APPROVE HIRE

SPECIAL PRESENTATION

Following Ms. Linda Hodges, Casa de Esparanza, recapping upcoming activities during the month of October, Supervisor Nicoeltti read and presented a proclamation proclaiming October as Domestic Violence Awareness Month.

PUBLIC COMMUNICATIONS

Ms. Patricia Collins and Ms. Marla Landin, McGanney Lane, discussed traffic conditions and urged closure of McGanney Lane between Highway 20 and Hammonton Smartville Road.

County Counsel Daniel Montgomery advised the matter would be brought to the Board for consideration at the meeting of October 17, 2006.

Mr. David Reafsnyder, Grass Valley, requested Board assistance regarding park fees on his affordable housing development project located in Linda.

Following Board discussion, Chairman Schrader referred the matter to Community Development Director Kevin Mallen.

Mr. Darin Gale, North State Building Industry, recapped recent activities regarding the Joint Land Use Study for Beale Air Force Base and felt there should be public participants with the process.

Mr. Ken Miller, Olivehurst, felt the expenses being incurred with the Clark Slough project should be directed to drainage rather than the culverts.

Community Development Director Kevin Mallen recapped the project and the Hazard Mitigation Plan which would lower flood insurance premiums.

Ms. Karen Marotta, Silverwood Street, discussed In Home Support Services provider insurance plans and medical costs and urged contract consideration for improved insurance.

Ms. Lucille Bryant, Marysville, urged consideration of increased hourly wages for In Home Support Services provider during contract negotiations.

RISK MANAGEMENT-PERSONNEL

Yuba County Employees Association/Deputy District Attorneys Association: Personnel Director Beverly Barnes recapped contract inclusions and salary increases.

Following Board discussion, upon motion of Supervisor Logue, seconded by Supervisor Stocker, and unanimously carried, the Board took the following actions:

- Approved a Memorandum of Understanding with Yuba County Employees Association and Deputy District Attorneys Association and authorized the Chairman to execute same; APPROVE MOUS
- Adopted Resolution No. 2006-124, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULE NO. 2006-07," in its entirety; and ADOPT RESOLUTION NO. 2006-124
- Adopted Resolution No. 2006-125, which is on file in Yuba County Resolution Book No. 37, which is entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULE NO. 2006-07," elected officials. ADOPT RESOLUTION NO. 2006-125

ORDINANCES AND PUBLIC HEARINGS

Chairman Schrader read the disclaimer.

A. Ordinance Repealing and Reenacting Title 13, Section 13.00.032/Increasing Agricultural Commissioner Fees (First Reading): Assistant Agricultural Commissioner Kevin Rousch recapped the proposed fees. Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Stocker, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, reading was waived and the Board introduced an ordinance repealing and reenacting Title 13, Section 13.00.032 of the Yuba County Ordinance Code as it relates to increasing Agricultural Commissioner fees. WAIVE READING

B. Ordinance Amending Sections 2.150.120, 2.150.030 and 2.150.070 of Chapter 2.150 Transferring Responsibility of Automotive Services Fund Management to Administrative Services (Second Reading): Chairman Schrader opened the public hearing. No one came forward.

Upon motion of Supervisor Logue, seconded by Supervisor Nicoletti, and unanimously carried, the public hearing was closed, reading was waived, and the Board adopted Ordinance No. 1386, which is entitled: "AN ORDINANCE AMENDING SECTIONS 2.150.020, 2.150.030 AND 2.150.070 OF CHAPTER 2.150 OF TITLE II OF THE YUBA COUNTY ORDINANCE CODE," as it relates to transferring Automotive Services Fund Management from Public Works to Administrative Services. ADOPT ORDINANCE NO. 1386

C. Public Hearing Community Development Block Grant (CDBG) Program Income Fund Commitment to Ross Ranch Affordable Housing Rental Project (Continued from August 8, 22, September 12, and 26, 2006): Following a brief recap from Community Development Director Kevin Mallen and County Counsel Daniel Montgomery regarding proposed project and funding, Community Services Manager Debbie Phillips advised \$900,000 of the program income funds must be committed as soon as possible to allow further request for grant funds for economic development.

Mr. Stephan Dause, Mercy Housing, discussed eligibility requirements, advised the project is outside of the 100 year floodplain and responded to Board inquiries.

Chairman Schrader reopened public hearing. No one came forward.

Following Board discussion, upon motion of Supervisor Stocker, seconded by Supervisor Griego, and unanimously carried, the Board adopted Resolution No. 2006-126, which is entitled: "RESOLUTION AUTHORIZING THE COMMITMENT OF CDBG PROGRAM INCOME FUNDS TO THE NEW CONSTRUCTION RENTAL PROJECT - ROSS RANCH AFFORDABLE HOUSING." ADOPT RESOLUTION NO. 2006-126

D. Ordinance Amending Chapter 2.30 Increasing Board of Supervisors Salaries (First Reading): Personnel Director Beverly Barnes advised previous Board action brought County employees to the surrounding salary mean and proposed increased represents the salary mean of Yolo, Nevada, Sutter, and Yuba Counties and recommended approval.

Following Board discussion, Chairman Schrader opened the public hearing.

The following individuals strongly support the proposed increases:

- Mr. James Kennedy, Treasurer-Tax Collector
- Ms. Terry Hansen, County Clerk Recorder
- Mr. Dan Sullivan, Olivehurst

Following Board discussion, upon motion of Supervisor Griego, seconded by Supervisor Nicoletti, and carried with Supervisors Logue and Schrader voting in opposition, the public hearing was closed, the reading was waived, and the Board introduced an ordinance amending Chapter 2.30 of the Yuba County Ordinance Code relating to increasing Board of Supervisors salaries. WAIVE READING

CORRESPONDENCE

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

- A. Announcement from Bureau of Land Management advising of public meetings regarding the Sierra Draft Resource Management Plan and Draft Environmental Impact Statement.
- B. Letter from Kern County Board of Supervisors requesting assistance in defending their anti-sludge ordinance.
- C. 2004-2005 Annual Report from High Sierra Resource Conservation and Development Council.
- D. Bulletin from United States Forest Service enclosing Record of Decision regarding the Slapjack Project Final Environmental Impact Statement.
- E. Notices from Strawberry Valley and Peoria Cemetery Districts, Linda Fire Protection District and Wheatland Water District advising no amendment is required to their conflict of interest codes.
- F. Letter from Western Aggregates, LLC regarding lease proposal and the Training Center to be located in the Yuba Goldfields.

BOARD AND STAFF MEMBERS' REPORTS

Reports were received on the following:

Supervisor Stocker:

- Memorial adjournment in memory of Ms. Hazel M. Bragg, Mr. John Lowney, and Mr. Willard F. North

Supervisor Griego and Schrader:

- Feather River Air Quality Management District meeting of September 29, 2006

Supervisor Griego:

- FEMA Remapping Community Workshop on October 5, 2006
- Walk to School Day on Friday, October 6, 2006
- Plumas Lake Festival on October 7, 2006 at Rio Del Oro School

Supervisor Logue:

- Memorial Adjournment in memory of Mr. Joseph H. Leclair
- Proposition 1E community awareness to begin immediately

Supervisor Nicoletti:

- Chamber of Commerce Government Affairs Committee meeting of October 3, 2006 and support of Proposition 90
- Beale Liaison Committee meeting

Supervisor Schrader:

- Encouraged Board attendance at the FEMA Workshops
- Sacramento Area Council of Governments meeting of September 28, 2006
- Proposed Safe Route to Schools project for pedestrian crosswalk across Highway 70 at Powerline Road
- Retirement of Director Lenoard Lynch from Sacramento Valley Emergency Medical Services

Assistant County Administrator Randy Margo:

- Gann appropriation limit

County Administrator Robert Bendorf:

- Update on various legislation vetoed and approved by the Governor
- Public notice of 90 day technical response process for FEMA remapping

At the request of County Counsel upon motion of Supervisor Griego, seconded by Supervisor Logue, and unanimously carried, the Board added to Closed Session one case of threatened litigation pursuant to Government Code §54956.9(b) as the need to take action arose subsequent to the agenda being posted.

CLOSED SESSION

The Board retired into closed session at 8:15 p.m. to discuss the following:

A. Conference with Real Property Negotiator pursuant to Government Code §54956.8
- Property: Proposed Woodbury Specific Plan/Negotiating Parties: Reynan and Bardis and
County of Yuba/Negotiation: Price and Terms of Payment

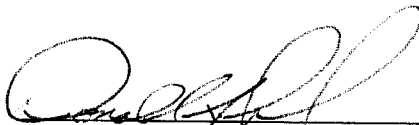
B. Threatened litigation pursuant to Government Code §54956.9(b) – One Case

Supervisor Logue left closed session at 8:30 p.m. and returned at 8:31 p.m.

The Board returned from closed session at 8:37 p.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 8:38 p.m. in memory of Ms. Hazel M. Bragg, Mr. Joseph H. Leclair, Mr. John Lowney, and Mr. Willard F. North by Chairman Schrader.



Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS



Approved: October 17, 2006