

BOARD OF SUPERVISORS AGENDA

All meetings are located at:
Yuba County Government Center
915 Eighth Street, Board Chambers
Marysville, California
unless otherwise indicated



Agenda materials are available at the Yuba County Government Center, 915 8th Street, the County Library, 303 Second Street, Marysville, and www.co.yuba.ca.us. Any disclosable public record related to an open session item and distributed to all or a majority of the Board less than 72 hours prior to the meeting is available for public inspection at Suite 109 of the Government Center during normal business hours.

APRIL 21, 2009

- 9:30 A.M. YUBA COUNTY BOARD OF SUPERVISORS - Welcome to the Yuba County Board of Supervisors meeting. As a courtesy to others, please turn off cell phones, pagers, or other electronic devices, which might disrupt the meeting. Thank you.**
- I. **PLEDGE OF ALLEGIANCE** - Led by Supervisor Stocker
 - II. **ROLL CALL** - Supervisors Nicoletti, Griego, Abe, Stocker
 - III. **OATH OF OFFICE - District One Supervisor Andrew Vasquez**
 - IV. **RECESS - Fifteen minutes**
 - V. **CONSENT AGENDA: All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.**
 - A. **Administrative Services**
 1. Authorize Budget Transfer in the amount of \$196,000 from Account No. 101-0000-371-98-99 (Miscellaneous Revenue) to Account No. 101-1800-410-28-00 (Special Department Expense) and authorize Administrative Services to proceed with disbursement of grant funds for improvements to County property known as Shad Pad . (Public Facilities Committee recommends approval) (09-179)
 2. Approve lease with James and Marsha Bamford for storage of heavy equipment and authorize Chairman to execute same. (Public Facilities Committee recommends approval) (09-180)
 3. Adopt resolution declaring three Sheriff's vehicles surplus property and donating of vehicles to City of Marysville. (09-181)
 - B. **Agricultural Commissioner**
 1. Adopt resolution authorizing the Agricultural Commissioner to execute certain contracts/agreement for Fiscal Year 2009-2010, subject to review and approval of County Counsel. (Protective Inspection Committee recommends approval) (09-182)
 2. Adopt resolution approving and authorizing the Yuba County Agriculture Commissioner to execute an agreement with Glenn County to supply consulting, programming and maintenance services for the permit 6/AG GIS Pesticide Permitting Project for Glenn County. (Protective Inspection Committee recommends approval) (09-183)
 3. Approve funding levels for Title III projects available from the Secure Rural Schools and Community Self-Determination Act of 2000 (HR2389 Federal Forest Reserve). (Protective Inspection Committee recommends approval) (09-184)
 - C. **Clerk of the Board of Supervisors**
 1. Approve minutes of the special and regular meeting of April 7, 2009.

D. Community Development and Services

1. Authorize advertisement of bids for Forty Mile Road Pavement Rehabilitation Project Phase 2 from north of Dairy Road to Plumas Arboga Road with a tentative bid opening date of May 27, 2009, pending Cal Trans approval. (09-185)
2. Approve project and authorize advertisement of bids for the road rehabilitation project on portions of Willow Glen, Challenge Cut Off and La Port Roads, pending state and/or federal approval. (09-186)

E. Fish and Game Advisory Commission

1. Authorize Budget Transfer in the amount of \$1,225.00 from Account No. 104-0000-371-9899 (Miscellaneous) to Account No. 104-9000-427-2300 (Professional Services) for project funding for Fiscal Year 2008/2009. (09-187)

F. Health and Human Services

1. Authorize Budget Transfer in the amount of \$2,811 from Account No. 106-4700-441-28-00 (Special Department Expense) to Account No. 106-4700-441-62-00 (Fixed Assets) to purchase public address system. (Human Services Committee recommends approval) (09-188)

G. Public Guardian

1. Approve Memorandum of Understanding with Sutter-Yuba Mental Health to provide conservatorship services and authorize Chairman to execute same. (09-189)

H. Sheriff-Coroner

1. Adopt resolution authorizing the Sheriff to execute state application for financial aid for the Boating Program, Fiscal Year 2009-2010. (09-190)

VI. **PUBLIC COMMUNICATIONS: Any person may speak about any subject of concern provided it is within the jurisdiction of the Board of Supervisors and is not already on today's agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than 5 minutes. Prior to this time speakers are requested to fill out a "Request to Speak" card and submit it to the Clerk of the Board of Supervisors. Please note: No Board action can be taken on comments made under this heading.**

VII. **COUNTY DEPARTMENTS**

A. Agricultural Commissioner

1. Authorize Budget Transfer in the amount of \$4,000 from Account No. 101-0000-361-5301 (Unclaimed Gas Tax) to Account No. 101-3400-426-2300 (Professional Services) for the purchase of aerial photos by the Information Technology Department. (Five minute estimate) (09-191)

VIII. **ORDINANCES AND PUBLIC HEARINGS: If you challenge in court the action or decision of the Yuba County Board of Supervisors regarding a zoning, planning, land use or environmental protection matter made at any public hearing described in this notice, you may be limited to raising only those issues you or someone else raised at such public hearing, or in written correspondence delivered to the Yuba County Board of Supervisors at, or prior to, such public hearing.**

- A. Ordinance - Hold public hearing, waive reading and adopt ordinance repealing and re-enacting Chapters 13.00.030 et. Seq. and Chapters 13.20.100 et. Seq. of the Yuba County Consolidated Fee Ordinance Code as it relates to Departmental fees. (Finance and Administration Committee recommends approval) (Five minute estimate) (Continued from April 14, 2009) (Second Reading) (09-174)

- B. Public Hearing - Adopt resolution adopting the inflationary increase in fire mitigation fees for the Linda Fire Protection District. (Ten minute Estimate) (09-192)

IX. **CORRESPONDENCE** - (09-193)

- X. **BOARD AND STAFF MEMBERS' REPORTS:** This time is provided to allow Board and staff members to report on activities or to raise issues for placement on future agendas.
- XI. **CLOSED SESSION:** Any person desiring to comment on any matter scheduled for this closed session may address the Board at this time.
 - A. Personnel pursuant to Government Code §54957 - Labor Negotiations - DDA/MSA/YCEA and County of Yuba
 - B. Personnel pursuant to Government Code §54957 - County Counsel Appointment
 - C. Pending litigation pursuant to Government Code §54956.9(a) - People of the State of California et al and County of Yuba vs. Hoang
- XII. **ADJOURN**

2:00 P.M. THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

COMMITTEE MEETINGS

9:00 A.M. Finance and Administration Committee - (Supervisors Nicoletti and Griego - Alternate Supervisor Abe)

- A. Consider Federal Fair Labor Standards Act (FLSA) exempt employees policy - Personnel/Risk Management (Ten minute estimate) (09-194)

04/24/09 - 8:30 A..M. Bi-County Juvenile Hall/Mental Health Committee
Juvenile Hall Administration Building
Conference Room
1023 Fourteenth Street
Marysville, Ca 95901

In compliance with the American with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board's office at (530) 749-7510 or (530) 749-7353 (fax). Requests must be made one full business day before the start of the meeting.

To place an item on the agenda, contact the office of the Clerk of the Board of Supervisors at (530) 749-7510.

PUBLIC INFORMATION

PUBLIC COMMUNICATIONS: Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda which are of interest to the public and are within the subject matter jurisdiction of the Board, provided that no action shall be taken unless otherwise authorized by law. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than 5 minutes.

AGENDA ITEMS: The opportunity of the public to be heard on an item shall be provided during the consideration of that item. In the interest of time, the Board has limited the length of such comment or input on each item to 15 minutes total, with a limit of no more than 5 minutes per person or group. The period for public comments on a particular item may be extended upon a majority vote of the Board. These time limits do not apply to applicants appearing before the Board on behalf of their applications.

ACTION ITEMS: All items on the Agenda under the headings "Consent," "County Departments," Ordinances and Public Hearings," "Items of Public Interest," and "Closed Session," or any of them, are items on which the Board may take any action at this meetings.

PUBLIC HEARINGS: All members of the public shall be allowed to address the Board as to any item which is noticed on the Board's agenda as a public hearing. The Board has limited each person or group input to no more than 3 minutes. Any person or group may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board.

ORDINANCES: Ordinances shall not be passed within five days of their introductions, nor at other than a regular meeting or at an adjourned regular meeting. The Board of Supervisors will address ordinances at first readings. The public is urged to address ordinances at first readings. Passage of ordinances will be held at second readings, after reading the title, further reading is waived and adoption of the

ordinance is made by majority vote. An urgency ordinance may be passed immediately upon introduction. The Board reserves the right to amend any proposed ordinances and to hold a first reading in lieu of a second reading.

INFORMATIONAL CORRESPONDENCE: The Board may direct any item of informational correspondence to a department head for appropriate action.

SCHEDULED LUNCH BREAK: Between the hours of 12:00 noon and 1:00 p.m. and at the discretion of the Chair, the Board will recess one hour for lunch.

SPECIAL MEETINGS: No public comment shall be allowed during special meetings of the Board of Supervisors, except for items duly noticed on the agenda.

PUBLIC INFORMATION: Copies of §6.7 shall be posted along with agendas. **End**