

BOARD OF SUPERVISORS

AGENDA

Meetings are located at:
Yuba County Government Center
Board Chambers, 915 Eighth Street
Marysville, California



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.

DECEMBER 14, 2010

8:30 A.M. YUBA COUNTY WATER AGENCY

9:15 A.M. YUBA COUNTY IN HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

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 Nicoletti

II. **ROLL CALL** - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker

III. **CONSENT AGENDA**: All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.

A. **Auditor-Controller**

1. Adopt resolution authorizing the mandatory imposition of a four dollar penalty per traffic violation pursuant to the Emergency Medical Air Transportation Act. (568-10)

B. **Board of Supervisors**

1. Fill vacancies to the Yuba County Commission on Aging by moving Ethel Jorgensen from the At-Large Representative to the District Two Representative with a term to end December 31, 2012; appoint Gayle Diamond as the At-Large Representative with a term to end May 5, 2012; and appoint Sue Cejner-Moyers as the District Five Representative with a term to end December 31, 2014. (552-10)

2. Cast ballot for John Nicoletti as the Supervisor Representative for Group 2 Counties on the County Medical Service Program Governing Board. (569-10)

C. **Clerk of the Board of Supervisors**

1. Adopt list of ongoing boards, commissions, and committees appointed by the Board of Supervisors. (553-10)

D. **Community Development and Services**

1. Award and approve contract with Drake Haglan and Associates for the Timbuctoo Road and over deep ravine No. 1 bridge replacement project and authorize the Chair to execute same. (554-10)

2. Approve contract amendment with Yuba Sutter United Way in the amount of \$25,000 for continuation of services as a provider for the Recreation Coordinator Pilot Program and authorize Chair to execute. (555-10)

3. Approve Ponderosa Park Project as complete and release Performance Bond No. 2090695 Contract No. 2010-5064D for the project. (556-10)

4. Adopt resolution authorizing purchase of real property from Gilbert Retail Holdings, LLC and authorizing the Public Works Director to execute all document required to finalize purchase of property located on the north side of Broadway Road and east side of Feather River Boulevard identified as APN 014-300-080, 081, 082 for potential Olivehurst Public Utility District Community Park. (557-10)

E. County Administrator

1. Adopt resolution repealing and enacting certain sections of the Yuba County Administrative Policy and Procedures Manual. (Finance and Administration Committee recommends approval) (558-10)

F. Treasurer-Tax Collector

1. Adopt resolution delegating investment authority to the Yuba County Treasurer for the year 2011. (559-10)
2. Receive County of Yuba Investment Pool Statement of Investment Policy. (560-10)

IV. **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.

V. **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. Public Hearing - Hold public hearing, approve Chevron Energy Solutions energy and infrastructure improvement project; approve financing options for the project and authorize coordinating formal financing; direct staff to prepare final contracts and financing documents for subsequent Board approval. (Fifteen minute estimate) (570-10)
- B. Public Hearing - Hold public hearing and adopt findings of fact, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$1,704.00 and the recording of a lien located at 8098 Quartz Lane, Smartsville (Bank of America). (Ten minute estimate) (561-10)
- C. Public Hearing - Hold public hearing, waive reading, and adopt ordinance amending certain section of Title XII of the Yuba County Ordinance Code Chapter 12.05 by adding Chapter 12.140 as it relates to solar and wind energy systems. (Ten minute estimate) (562-10)
- D. Public Hearing - Hold public hearing, waive reading, and adopt ordinance amending certain section of Title XII of the Yuba County Ordinance Code Chapters 12.05, 12.45, and 12.105 as it relates to emergency shelters and transitional and supportive housing. (Ten minute estimate) (563-10)

VI. **CORRESPONDENCE** – (564-10)

- A. One local Biennial Notice advising no amendment is required to the conflict of interest code for Camptonville Union School District.
- B. Letter from David Soares regarding the Draft General Plan 2030.

VII. **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.

VIII. **CLOSED SESSION:** Any person desiring to comment on any matter scheduled for this closed session may address the Board at this time.

- A. Potential litigation pursuant to Government Code §54956.9(b) - Two Claims - Rogers/Studhalter

IX. **ADJOURN**

COMMITTEE MEETINGS

11:30 A.M Land Use and Public Works Committee - (Supervisors Abe and Stocker - Alternate Supervisor Nicoletti)

- A. Consider Floodplain Development Variance for storage building at 641 Noble Road - Community Development and Services (Five minute estimate) (565-10)

Human Services Committee - (Supervisors Stocker and Vasquez - Alternate Supervisor Abe)

- A. Consider resolution reaffirming the existence of the Yuba County Child Abuse Prevention Council and designation of the council to make recommendations regarding the children's trust fund including the child abuse prevention and intervention treatment/community based child abuse prevention fund - Health and Human Services (Ten minute estimate) (566-10)

Protective Inspection Committee - (Supervisors Vasquez and Abe - Alternate Supervisor Griego)

- A. Consider resolution authorizing Director of Emergency Services or designee to execute a Memorandum of Understanding with all qualified entities receiving federal preparedness funds through County Emergency Services - County Administrative/Emergency Services (Five minute estimate) (567-10)

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