The Board of Supervisors of the County of Sutter, State of California, met on the above date in In-Home Supportive Services Public Authority session at 5:50 p.m., Joint Study Session at 6:00 P.M. and Regular Session at 7:00 p.m. in the Board of Supervisors Chambers located in the Hall of Records Building at 466 Second Street, Yuba City, California.

MEMBERS PRESENT: Supervisors Casey Kroon, Larry Munger, Jim Whiteaker and Dan Silva

MEMBERS ABSENT: Dennis Nelson

STAFF PRESENT: Larry T. Combs, County Administrator; Ronald S. Erickson, County Counsel; Nancy McNamer, Deputy Clerk of the Board

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IHSS PUBLIC AUTHORITY

The Board convened as the In-Home Supportive Services (IHSS) Public Authority.

(See separate minutes)

The IHSS Public Authority adjourned and reconvened as the Board of Supervisors.

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SPECIAL MEETING/JOINT STUDY SESSION
SUTTER COUNTY PLANNING COMMISSION

Chairman Silva called the study session to order noting that the purpose of the meeting was to discuss the vision for growth and development in Sutter County.

Supervisor Silva noted that some of the Planning Commissioners could not attend
study sessions at 4:00 p.m. After a consensus vote, it was determined that all future study sessions will be set for 7:00 p.m.

After discussion on agricultural preservation, Mr. Silva asked the Supervisors and Planning Commissioners what each member wanted to bring to the table regarding their vision for the future of East Nicolaus.

Commissioner John Dukes said he agrees with Supervisor Kroon who previously stated that the city should be grown out rather than “popping” up buildings in different areas outside the city.

Commissioner Jana Shannon said that development is moving toward Yuba City faster than the city can adapt. She does not feel the Supervisors and the Planning Commissioners are “on the same page.” She asked that a method be developed to communicate to the Planning Commissioners what direction the Supervisors would like to move in. Growth is so rapid that “thinking out of the box” is now required. Ms. Shannon is concerned that the County is not prepared for what is coming.

Supervisor Whiteaker said that rapid growth is happening throughout the State of California. He is concerned about the struggling farmer who would like to keep farming and that the criteria for ranchettes is too restrictive. The overall good of the community should be taken into consideration.

Commissioner Maynard Dunn said the “push” is coming from Sacramento, Wheatland and north of Yuba City.

Commissioner Preet Khan said they have to keep a focus on the growth that is coming to the County. There are too many rules and regulations that restrict proper planning. Traffic and other issues also need to be addressed.

Supervisor Munger is concerned with levees. He feels the developers should pay for protection of the levees.

Commissioner J.R. Griffen agreed with Supervisor Munger.

Supervisor Casey Kroon said that the Supervisors and Commissioners are in control. He feels they have done an excellent job at planning for growth and will continue to move in that direction.

Supervisor Silva said that in the six-county region, Sutter County has been the most
diligent planner and has done the best job. Agricultural lands are as money worthy as developer lands. The County needs to choose a direction and keep focus as a “hodgepodge” of development is not the direction to go in. There are hundreds of cars that back up in East Nicolaus every morning. There is a huge infrastructure problem that needs to be addressed and fixed.

The Study Session was adjourned.

REGULAR SESSION

Chairman Silva called the regular meeting to order and asked the Clerk call the roll of the Board, noting that four Supervisors were present and Supervisor Nelson was absent. He then asked Mark Quisenberry, Agricultural Commissioner, to lead the Board and the audience in the Pledge of Allegiance to the Flag.

Chairman Silva presented a special recognition certificate to Bill and Lynn Smith for their commendable assistance to a duck-egg project for Derrold Daly in his time of need.

Chairman Silva presented a special recognition certificate to Joseph Dailey in recognition for 26 years of service to the Sutter County Fish and Game Advisory Commission.

APPROVAL OF MINUTES

On motion of Supervisor Whiteaker, seconded by Supervisor Munger and carried by those present, the Board approved the minutes of the Regular Session of August 24, 2004 as presented.

PUBLIC PARTICIPATION

The Chairman asked for comments from the public.

Renee Gomez-Singh, 11300-4 Highway 99, Live Oak, expressed her opinion regarding the wages of In-Home Supportive Services (IHSS) workers.

Robert Stark, 1587 Holly Tree Drive, Yuba City, said that Item #7 on the Consent Calendar relating to approval of Memoranda of Understanding for the General, Professional and Supervisor Units; addenda to Memoranda of Understanding for the Fire Safety and
Law Enforcement Units; and addendum to Salary and Benefit agreement for Confidential Unit employees should be considered a controversial item and should not be included on the Consent Calendar.

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Lonnie Burdick, 862 Orange Street, Yuba City, expressed concern about the recently passed massage ordinance.

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CONSENT CALENDAR

On motion of Supervisor Kroon, seconded by Supervisor Munger, and carried by those present, the Board approved the Consent Calendar as follows:

Clerk of the Board

2) Acceptance of letter of resignation from William Reed Baldner from the Sutter County Fish and Game Advisory Commission and authorization to post vacancy

County Administrator’s Office

3) Approval of support for Proposition 1A, and authorization to sign letter of support

Human Services – Health Division

4) Approval of voluntary medical leave without pay for a Licensed Vocational Nurse

Human Services – Mental Division

5) Approval of contract (A04-171) with Irwin Lyons, M.D. for the provision of Psychiatric services

6) Approval of contract (A04-172) with Tim Canty, M.D. for the provision of Psychiatric services

Personnel Department

7) Approval of Memoranda of Understanding for the General (A04-173), Professional (A04-174) and Supervisory Units (A04-175); Addenda to Memoranda of Understanding for the Fire Safety (A04-176) and Law Enforcement (A04-177) Units; and Addendum to Salary and Benefit Agreement for Confidential Unit Employees (A04-178)

Public Works

8) Adoption of FY 2004/2005 Assessments for State Maintenance Area Numbers 3, 7, and 16

9) Approval of lease (A04-179) of Holly Oak Plaza for Welfare Administration
PUBLIC HEARING
CERTIFIED UNIFIED PROGRAM AGENCY (CUPA)

This having been heretofore fixed as the date, time and place to hold a public hearing regarding consideration of first reading of ordinance to establish the Certified Unified Program Agency (CUPA) and adoption of a resolution establishing a fee schedule for the Certified Unified Program Agency (CUPA) of the Community Services Department Certificate of Publication being on file in the office of the Clerk of the Board, the matter was called to be heard.

Larry Bagley, Assistant Director Community Services, reviewed the staff report noting that Sutter County currently implements three of six CUPA programs. The revised application has all six programs consolidated in the Community Services Department in a new CUPA Program with the Environmental Health Division assisted by the Agricultural Commissioner providing the work force. The proposed ordinance repeals Chapter 766 of the Sutter County Code which administers underground storage tanks and Chapter 785 of the Sutter County Code pertaining to hazardous materials business plans. A new chapter, 770 in Exhibit A pertaining to CUPA, will place all six programs under the agency and under the direction of the Community Services Director. The ordinance allows for fees to be adopted by resolution of the Board of Supervisors for all programs.

Chairman Silva opened and closed the public hearing with no further testimony being given.

RESOLUTION NO. 04-055, RESOLUTION OF THE BOARD OF SUPERVISORS ESTABLISHING THE FEE SCHEDULES FOR THE CERTIFIED UNIFIED PROGRAM AGENCY (CUPA) OF THE COMMUNITY SERVICES DEPARTMENT was adopted on motion of Supervisor Whiteaker, seconded by Supervisor Munger, and carried by those present, as appears of record in the office of the Clerk of the Board in Resolution Book 52 at Page 159 to which record reference is hereby made for further particulars and by such reference incorporated herein and made a part hereof.

The Clerk read the title only of the proposed ordinance, “An Ordinance of the County of Sutter amending the Sutter County Ordinance Code by repealing Chapters 766...
and Chapter 785 in their entirety and adopting Chapter 770 regulations pertaining to the
Certified Unified Program Agency.”

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CORRESPONDENCE

Miscellaneous correspondence was noted and filed.

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OTHER BUSINESS - PUBLIC COMMENT

There were no additional comments from those in the audience.

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OTHER BUSINESS – BOARD OF SUPERVISORS

On motion of Supervisor Silva, seconded by Supervisor Munger and carried by
those present, the Board adjourned in memory of Janet Harman and directed a letter
of condolence be sent to her family.

Supervisor Whiteaker announced a town hall meeting will be held September 15,
2004 at 7:00 p.m. at Franklin School in the Multi Purpose Room. The meeting will be held
to discuss the issue going on the ballot on November 2, 2004 regarding development in
South Sutter County.

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With no further business coming before the Board, the meeting was adjourned to
closed session after which there was no action report.

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ATTEST:
JOAN BECHTEL    _______________________________
CLERK OF THE BOARD   DAN SILVA, CHAIRMAN

By:
Nancy McNamer
Deputy