

Board of Supervisors

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Kim Dolbow Vann, District I
Vice-chair
Thomas A. Indrieri, District II,
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Denise J. Carter, District V



COUNTY OF COLUSA

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BOARD CHAMBERS
547 MARKET STREET
COLUSA, CA 95932

Agenda

April 21, 2009

Welcome to a meeting of the Colusa County Board of Supervisors. If you are scheduled to address the Board, please state your full name for the record. The Board will not address timed items before they are scheduled. The "Consent Calendar" may be adopted by one motion. Regularly numbered items may be considered at any time during the meeting. All items are listed in accordance with the Ralph M. Brown Act. We invite all members of the public to attend.

8:00 a.m. CALL TO ORDER

Announcement of Closed Session matters to be heard.

8:05 a.m. CLOSED SESSION: If the Board of Supervisors does not complete the Closed Session items in the time allotted they will reconvene as time permits.

- A. **Sitting as In-Home Supportive Services (IHSS)/Public Authority**
Under the Provisions of Government Code Section 54957.6, the Board will meet with Labor Negotiators Brian Ring, Marge Kemp-Williams, Beth Robey, to provide instructions regarding matters associated with potential negotiations with California United Homecare Workers.
- B. Under the Provisions of Government Code Section 54957(b), the Board will meet with John Poyner and Steve Bordin to discuss an employee's performance.

9:00 a.m.

- Opening Prayer – Pledge of Allegiance.
- Approval of Minutes of April 7, 2009 Regular Session.
- Period of Public Comment.
- Announcement of Closed Session.

- 9:05 a.m. STAFF REPORTS
This time is available for any County Staff who may wish to update the Board of Supervisors on projects as they relate to their respective Departments.
- 9:10 a.m. PERSONNEL
Consider approving an Agreement for Professional Services between the County of Colusa Personnel Department and **Dr. James R. Missett** for Fitness for Duty Examinations, effective April 1, 2009, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign.
- 9:15 a.m. APPOINTMENTS
- A. **Historical Records Commission**
Consider re-appointing Richard L. Johnson and appointing Margaret Kemp-Williams, as a Member at Large to the Colusa Historical Records Commission, effective April 26, 2009 through April 25, 2013. **(No other applications received)**
- B. **Agricultural/Air Pollution Control Affairs Advisory Committee**
Consider re-appointing Manuel Massa, District V, to the Colusa County Agricultural/Air Pollution Control Affairs Advisory Committee, effective April 30, 2009 through April 29, 2013. **(No other applications received)**
- 9:20 a.m. COLUSA COUNTY TREASURER-TAX COLLECTOR
- A. Consider approving an Agreement between the County of Colusa and **Western Title** for the Lot Book-Litigation Guarantees for the delinquent property tax sale, effective April 21, 2009, with terms and conditions as set forth in the contract and authorize the Chairman to sign.
- B. Consider accepting the Colusa County Treasurer's Monthly Investment Report for March 2009.
- 9:25 a.m. SHERIFF
- A. Consider approving 2008-09 Amended S.A.F.E. Grant monies and Spending Plan due to budget modifications, in the total funding amount of \$23,291.00.
- B. Consider approving Animal Control Services Agreement between the County of Colusa Sheriff's Department and **the City of Williams**, effective July 1, 2009 through June 30, 2010, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign.
- C. Consider ratifying FY 2009 Operating and Financial Plan for Controlled Substance Operations (06-LE-11051360-008) between the County of Colusa Sheriff's Department and the **U.S. Forest Service Mendocino National Forest**, effective October 1, 2008

through September 30, 2009, with terms and conditions as set forth in the FY 2009 Operating and Financial Plan and signed by the Sheriff on behalf of the Board of Supervisors.

- D. Consider approving Modification No. 007 to Cooperative Law Enforcement Agreement No. 06-LE-11051360-008 between the County of Colusa Sheriff's Office and **the U. S. Forest Service Mendocino National Forest**, for the purpose of adding additional funding in the amount of \$15,000., to FY 09 Controlled Substance Financial and Operating Plan, effective October 1, 2008 through September 30, 2009, for total available Funding in the amount of \$25,009.86, with terms and conditions as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

9:30 a.m. PUBLIC HEARINGS

A. **Sheriff**

Public Hearing to consider proposed Disbursement and Expenditure Plan for Fiscal Year 2008-09 Supplemental Law Enforcement Services Funds as required by Government Code Section 30061.

1. Consider approving Supplemental Law Enforcement Funds Spending Plan for Fiscal Year 2008-09 for the Sheriff, Jail and District Attorney as follows:

Sheriff

| | | |
|----|--|------------|
| 7 | X-26 Tasers | \$6,250.00 |
| 3 | X-26 Taser Repair | \$1,500.00 |
| 1 | X-26 Taser maintenance/ cleaning kit | \$ 70.00 |
| 70 | Taser cartridges | \$1,400.00 |
| 6 | XDPM Taser batteries | \$ 550.00 |
| 40 | D.O.J. Legal Sourcebook Field Guides | \$ 550.00 |
| 1 | Lap top computer | \$1,150.00 |
| 1 | Desk top computer and Monitor | \$1,500.00 |
| 1 | HP desk Jet printer | \$ 150.00 |
| 5 | Reconyx Rapidfire RC 60 Covert Color IR Trail camera | \$3,000.00 |
| 5 | Transcend Compact Flashcard | \$ 100.00 |
| 20 | XTS Portable radio Batteries | \$1,400.00 |
| 6 | Panasonic P2 Series Memory Card AJ-P2C016RG | \$9,000.00 |
| 6 | Brownells Speedfeed Shotgun stocks | \$ 490.00 |

| | | |
|-------|---|--------------|
| 12 | Desk Top Penal Codes | \$ 400.00 |
| 5 | Multipurpose bags | \$ 170.00 |
| 1 | Preliminary Alcohol Screening devise Alco sensor mark 4 | \$ 800.00 |
| 2 | Physicians Desk Reference | \$ 300.00 |
| 17 | Motorola Astro XTS portable Radios | \$29,325.00 |
| 6 | Animal Catch Poles | \$ 900.00 |
| 6 | Decimal meters | \$10,725.00 |
| 6 | Canon A720IS cameras | \$ 1,320.00 |
| 2 | Desktop computers | \$ 1,500.00 |
| 2 | Desktop computers | \$ 2,500.00 |
| Misc | Evidence supplies i.e., Finger print tape, powders, Cards, casting kit, plaster, Frames, UV laminator and Blood kit | \$ 1,500.00 |
| 18 | 40 SUW Federal Classic 180 gr. Ammunition | \$ 4,400.00 |
| 10 | .223 Rem. Fed. TRU 55 gr. | \$ 2,700.00 |
| 2 | Fed 12GA 00Buck Reduced Recoil | \$ 300.00 |
| 4 | Fed. 308 Win Match | \$ 700.00 |
| 1,500 | LE Target Silhouette | \$ 300.00 |
| 2 | PVS Night Vision Goggles | \$ 8,000.00 |
| 1 | ODF eyeball R1-Kit inc. Monitor | \$ 5,500.00 |
| 1 | ODF Deployment kit | \$ 550.00 |
| 1 | Ohaus Navigator scale | \$ 1,000.00 |
| | Total | \$100,000.00 |

Jail

| | | |
|---|-----------------------------------|-------------|
| 2 | Desktop computer work Stations | \$ 4,050.00 |
| 3 | Handcuff Ports on jail Doors | \$ 1,552.00 |
| 4 | Hand held metal Detectors | \$ 750.00 |
| | Total | \$ 6,352.00 |

District Attorney

| | | |
|--|--------------------------------|-------------|
| | Chief Deputy District Attorney | \$ 6,352.00 |
|--|--------------------------------|-------------|

B. Health and Human Services/Sheriff

Public Hearing to consider increasing the base rate for Enloe Ambulance Services from \$1,200.00 to \$1,950.00, increasing the

mileage rate from \$24/mile to \$34/mile and extending the term of the contract to June 30, 2009.

1. Consider approving rate increases for Enloe Ambulance Services from \$1,200.00 to \$1,950.00 and increasing mileage rate from \$24/mile to \$34/mile.
2. Consider approving Modification to Agreement C98-99, between the County of Colusa and **Enloe Ambulance Services** for ambulance services, effective through June 30, 2009, with terms and conditions as set forth in the Modification and all other terms and conditions to remain in full force and effect as set forth in the original agreement, approved on June 30, 1998, and authorize the Chairman to sign.

C. Planning and Building

Public Hearing to consider a proposed Ordinance of the Colusa County Board of Supervisors Creating Community Advisory Committees Within Unincorporated Areas of Colusa County.

1. Consider adopting an Ordinance of the Colusa County Board of Supervisors Creating Community Advisory Committees Within Unincorporated Areas of Colusa County, authorize the Chairman to sign the Ordinance and direct the Clerk to publish and post same.
(Introduction and first reading held on April 7, 2009)

9:50 a.m.

PUBLIC WORKS

Consider approving "California Department of Transportation Disadvantaged Business Enterprise Program Implementation Agreement for Local Agencies" between the County of Colusa and **the California Department of Transportation**, effective April 21, 2009, with terms and conditions as set forth in the Implementation Agreement and authorize the Chairman to sign.

9:55 a.m.

COUNTY LIBRARY

Discuss Fiscal Year 2008-09 Library budget and consider approving request for Contingencies in the amount of \$39,365.00 to balance the Library budget.

10:00 a.m.

AUDITOR-CONTROLLER

- A. Approve changes in Revenue and Appropriations as follows:
Requires 4/5 votes

| DEPARTMENT NAME | FUND # | DEPT # | ACCT# | AMOUNT |
|---|--------|--------|--------|-------------|
| <i>Increase(Decrease) Revenue & Appropriations:</i> | | | | |
| Sheriff | 00101 | 2021 | 467505 | \$13,980.97 |

| | | | | |
|---------------------------|-------|------|--------|-------------|
| Sheriff | 00101 | 2021 | 51012 | \$11,859.84 |
| Sheriff | 00101 | 2021 | 51013 | \$200.00 |
| Sheriff | 00101 | 2021 | 51022 | \$1,921.13 |
| Total | | | | \$13,980.97 |
| Sheriff | 00101 | 2021 | 467102 | \$15,663.00 |
| Sheriff | 00101 | 2021 | 51012 | \$11,058.00 |
| Sheriff | 00101 | 2021 | 51013 | \$170.00 |
| Sheriff | 00101 | 2021 | 51022 | \$1,789.00 |
| Sheriff | 00101 | 2021 | 53120 | \$811.00 |
| Sheriff | 00101 | 2021 | 53253 | \$1,835.00 |
| Total | | | | \$15,663.00 |
| Family Literacy (Library) | 00101 | 6023 | 479319 | \$25,000.00 |
| Family Literacy (Library) | 00101 | 6023 | 53230 | \$25,000.00 |
| County Library | 00101 | 6021 | 479310 | \$3,872.00 |
| County Library | 00101 | 6021 | 53230 | \$3,872.00 |

| DEPARTMENT NAME | FUND # | DEPT # | ACCT# | AMOUNT |
|-------------------------------------|--------|--------|-------|------------|
| Increase (Decrease) Appropriations: | | | | |
| FY 2006/07 | | | | |
| Sheriff | 00101 | 2021 | 53120 | \$729.89 |
| Sheriff | 00101 | 2021 | 53130 | \$1,72.51 |
| Sheriff | 00101 | 2021 | 57034 | \$1,840.42 |
| Sheriff | 00101 | 2021 | 57064 | \$429.30 |
| Total | | | | \$4,572.12 |
| Historical Records Commission | 02616 | 002616 | 53180 | \$540.00 |

B. Consider approving Intra Budget Transfer Nos. 29028 through 29032.

C. Discuss and consider Claims filed against the County on April 6, 2009 by Davis Law Office on behalf of its clients as follows:

1. Mai Thi Nga for damages
2. Tracy Nai Saechao for damages
3. Sou Hinh Saelee for damages
4. Vernlin Saelee for damages
5. Xia Lo for damages
6. Chong Tua Vang for damages
7. Fahm Hinh Saelee for damages
8. Chiem Hinh Saelee for damages
9. Muang Fo Saepanh for damages

- D. Discuss and consider Claims filed against the County on April 6, 2009 by Shea & Shea on behalf of its clients as follows:
1. Eevang Saelee for damages
 2. Chio Cho Saeteurn for damages
 3. Meuay Chio Saelee for damages
- E. Discuss and consider Claims filed against the County on April 3, 2009 by The Reeves Law Group, Derek Pakiz on behalf of his clients: heirs /children of decedent Pia Xiong for damages.
- F. Discuss and consider Claims filed against the County on March 24, 2009 by Mark La Rocque, Esp., on behalf of his clients: Nga Mai, Cheng Saeturn, and Mouang Saechoa for damages.

10:10 a.m. CENTRAL SERVICES/AG COMMISSIONER/MIGRANT HOUSING
 Consider approving Lease Supplement to Contract Number C09-042 between County of Colusa Central Services and **Advanced Document Concepts** (C06-276) to add stapling features at a cost of \$16.00 per month for the Migrant Housing Equipment, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

- 10:15 a.m. AG COMMISSIONER
- A. Consider authorizing the Sealer of Weights and Measures to make purchases with a Target Stores Gift Card obtained through a violation settlement as follows:
- Toshiba Satellite 15. Notebook Computer with carry case in the amount of \$649.99 and a
 - Fujifilm FinePix 10.0 Digital Camera in the amount of \$279.99
- B. Consider approving Agreement Number 09-73-06-0250-RA between the County of Colusa Ag Commissioner and **United States Department of Agriculture Animal and Plan Health Inspection Service Wildlife Services (APHIS-WS)**, effective July 1, 2009 through June 30, 2010, with terms and conditions as set forth in the Agreement and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.
- C. **Sitting as the Air Pollution Control Board**
 Consider adopting a Resolution of the Governing Board of the Colusa County Air Pollution Control District Approving and Authorizing the Application to Administer for the Carl Moyer Program and authorize the Chairman to sign the Resolution. Further, authorize the Director of Air Quality Standards to sign the 2008/2009 Application for Carl Moyer Programs Funds in the amount of \$108,529.00.

10:30 a.m. RECESS10:45 a.m. PLANNING & BUILDING

A. Consider selection of one of the following Consultants to prepare the Colusa County General Plan Update:

- DeNovo Planning Group \$493,834.00
- Matrix Design Group \$559,013.00

(continued from April 7, 2009)

B. Consider approving "Four County Memorandum of Understanding Addendum Two Adding Sutter County to the Four County MOU" (C06-075) between **the Counties of Butte, Colusa, Glenn, and Tehama**, for coordination, collaboration and communication between the four counties on water-related issues, effective April 21, 2007, with all other terms and conditions as set forth in the MOU to remain in full force and effect and authorize the Chairman to sign.

C. Consider approving "Four County Memorandum of Understanding Addendum Three Expression of a Commitment to Begin an Integrated Regional Water Management Planning Process Within the Counties of Butte, Colusa, Glenn, Tehama and Sutter" to the Four County MOU (C06-075) between **the Counties of Butte, Colusa, Glenn, and Tehama**, for coordination, collaboration and communication between the four counties on water-related issues, effective April 21, 2007, with all other terms and conditions as set forth in the MOU to remain in full force and effect and authorize the Chairman to sign.

D. Discussion/direction regarding a Resolution of the Colusa County Planning Commission recommending to the Colusa County Board of Supervisors the County invoice State Agencies for reimbursement of costs incurred due to their delay in responding to County projects.

11:30 a.m. CLOSED SESSION: If the Board of Supervisors does not complete the Closed Session items in the time allotted they will reconvene as time permits.

Under the Provisions of Government Code Section 54957.6, the designated Negotiators, Brian Ring and Marge Kemp-Williams for ongoing labor negotiations will update the Board on matters associated with negotiations and receive instruction.

3:00 p.m. TRANSPORTATION AND TRANSIT MEETING

CONSENT AGENDA ITEMS 1-3

All items are approved by one motion unless pulled by a Board member for separate discussion or action.

1. AG COMMISSION: Approve Amendment to Agreement C06-021, between the County of Colusa Ag Commissioner's Office and **the California Bee Breeders Association, inc.**, for the purpose of allowing the County to provide inspection of incoming bees for Small Hive Beetle (SHB) a Q-rated pest of the California Department of Food and Agriculture, **amending** Term of Agreement to January 1, 2009 through December 31, 2009, with all other terms and conditions to remain in full force and effect and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.
2. ADMINISTRATION/BOARD OF SUPERVISORS: Approve out of state travel for Supervisor Mark D. Marshall to attend the NACo Western Interstate Region Conference, May 20-22 2009, in Umatilla County (Pendleton), Oregon.
3. ADMINISTRATION/SAFETYBELTSAFE U.S.A.: Adopt a Proclamation of the Colusa County Board of Supervisors Proclaiming April 19-25, 2009 as Safety Seat Checkup Week and authorize the Chairman to sign.

END OF CONSENT AGENDA

OTHER ITEMS TO BE CONSIDERED AS TIME PERMITS:

4. Supervisors' Reports or Comments.
5. State or Federal Legislation/General Budgetary Matters.
6. ADMINISTRATION
 - A. Discussion and possible action regarding Direct Deposit.
 - B. Discussion and possible action regarding Blue Ridge/Snow Mountain.
 - C. Consider approving consultation agreement between the County of Colusa and **John Bartell Associates and Associates** for actuary studies in association with GASB 45, the triennial report and other benefit analysis as need, effective April 21, 2009, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.
 - D. Consider approving consultation agreement between the County of Colusa and **John Bartell and Associates** for actuary studies in association with PERS projected costs until 2014, effective April 21, 2009, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

- E. Discussion and possible action regarding a Memorandum of Understanding Integrated Regional Water Management Plan for the Westside Sub-region of the Sacramento River Funding Area.
- 7. Review Claims Register Sheets.
- 8. Agenda Review.
- 9. Correspondence:

| FILE NO. | CORRESPONDENCE RECEIVED | STATUS |
|----------|---|-------------|
| 09-09 | Department of Water Resources April 1, 2009 Report 3 Water Conditions in California | Distributed |

ADJOURN

PERIOD OF PUBLIC COMMENT: 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 per issue and each individual or group will be limited to no more than 5 minutes each within the 15 minutes allocated per issue. **Note:** *No board action shall be taken on comments made under this comment period.*

ORDINANCES AND PUBLIC HEARINGS: If you challenge in a court action a decision of the Colusa 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 (1) you or someone else raised at such public hearing, or (2) raised in written correspondence delivered to the Colusa County Board of Supervisors at, or prior to, such public hearing.

All supporting documentation is available for public inspection and review in the Office of the Board Clerk (located in the Board Chamber), 547 Market Street, Colusa, CA 95932 during regular business hours, 8:30 a.m. to 5:00 p.m., Monday through Friday.

NOTE:

The Board of Supervisors will be conducting a yearly evaluation of the job performance of the **Director of Behavioral Health Services** on May 19, 2009 in a Closed Session meeting. Comments relevant to this subject may be submitted on a form provided by the Personnel Department (458-0420) prior to noon, Friday, May 8, 2009. Comments need to be written and signed.