

Board of Supervisors

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COUNTY OF COLUSA

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BOARD CHAMBERS
547 MARKET STREET
COLUSA, CA 95932

Agenda

November 9, 2010

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. Under the Provisions of Government Code Section 54956.9c, the County Counsel and Board shall meet in the possible initiation of Litigation in (1) case.
- B. Under the Provisions of Government Code Section 54957, a Public Employee Performance Evaluation (Nine Month) will be conducted for the Director of Public Works.
- C. Under the Provisions of Government Code Section 54957, the Interim Personnel Director will update the Board on the appointment of the Personnel Director.
- D. Under the Provisions of Government Code Section 54956.9c, the Board will consider initiation of Litigation in (1) case.
- E. Under the Provisions of Government Code Section 54956.9(a) the Board will meet with County Counsel to discuss pending case Gerald B. DeLucchi as Trustee of the Gerald B. DeLucchi Living Trust

Plaintiff, vs. County of Colusa et al., Defendants, Colusa County Superior Court, Case No.CV23754.

9:00 a.m.

- Opening Prayer – Pledge of Allegiance.
- Approval of Minutes of October 19, 2010 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

Health And Human Services – Health - 4012

Consider approval to fill the following flexibly staffed position of PHN I/II/III – PF Range 35/39/43, \$3,613.00 - \$4,392.00/\$3,984.00 - \$4,843.00/\$4,392.00 – \$5,339.00 per month, effective November 10, 2010, originally budgeted to fill January 1, 2011.

9:15 a.m.

APPOINTMENTS

A. **Sacramento River Fire Protection District**

Consider re-appointment of Don Litchfield to the Sacramento River Fire Protection District, effective November 17, 2010 through November 18, 2014. **(Applications received: Don Litchfield)**

B. **Mental Health Board**

Consider re-appointment of Amber Kesterson to the Colusa County Mental Health Board, effective October 30, 2010 through October 29, 2013. **(Applications received: Amber Kesterson)**

9:20 a.m.

AG COMMISSIONER

A. **Ag Commissioner**

Consider accepting a \$1,000.00 gift card from Sears/Kmart from a consumer protection action decision. Further, approve use of settlement monies for purchase of equipment/supplies for weights/measures investigations and approval to place these monies into the Ag Commissioner Budget.

B. **Airport Special/Resolution**

Consider adopting a Resolution of the Colusa County Board of Supervisors Authorizing the Submittal of an Application, Acceptance of an Allocation of Funds and Execution of a Grant Agreement with the California Department of Transportation, for an Acquisition and Development Grant and Certifying the Availability of the County's Share of Matching Funds and authorize the Chairman to sign. Further, approve Acquisition and Development Grant Application, in the amount of \$50,000.00 (Applicant's funds \$5,000.00 and CAAP Funds \$45,000.00) for the ALUCP-Airport Land

Use Compatibility Plan Update and authorize the Director of Airport Operations to sign on behalf of the Board of Supervisors.

9:25 a.m.

COUNTY LIBRARY

- A. Consider accepting a grant award in the amount of \$2,000.00 from Colusa community Development Program, Colusa Casino Resort, to provide continued support and expansion of the ImagiBus Early Literacy Mobile Book Give Away Program.
- B. Consider approving lease agreement between the County of Colusa and **McNaughton Book Service** for books, effective November 1, 2010, with terms and conditions as set forth in the lease agreement and authorize the Chairman to sign.

9:30 a.m.

PUBLIC HEARINGSA. **Auditor-Controller**

Public Hearing to consider adoption of Appropriation Limits pursuant to Article XIII B of the California Constitution (Proposition 4) and Section 76910 of the Government Code as follows:

Colusa County General Fund	\$24,010.990.
Walnut Ranch Street Lighting #1	\$ 13,344.
Maintenance Area #1	\$ 394,681.

1. Consider adopting a Resolution of the County Board of Supervisors Adopting General Fund, Walnut Ranch, and Maintenance Area #1 Expenditure Levels for Fiscal Year 2010-2011 and authorize the Chairman to sign.
- B. **Clerk-County Counsel/Ordinance**
- Public Hearing to consider a proposed Ordinance of the County of Colusa Repealing and Enacting Section 2-100 of the Colusa County Code Regarding Conflicts of Interest and Fair Political Practices Commission Disclosure by County Employees and Officials.
1. Consider second reading, by title only, and adoption of a proposed Ordinance of the County of Colusa Repealing and Enacting Section 2-100 of the Colusa County Code Regarding Conflicts of Interest and Fair Political Practices Commission Disclosure by County Employees and Officials and authorize the Chairman to sign.

9:35 a.m.

HEALTH AND HUMAN SERVICES

- A. Consider approving payment of fees related to Colusa Independence Transitional Housing Project and authorize the Interim Director of Health and Human Services to pay fee using Emergency Housing Assistance Program (EHAP-CD) and/or Community Development Block Grant (CDBG) funds up to \$110,000.00.

- B. Consider approving an agreement between the County of Colusa Health and Human Services and **Jeff Herboldshimer of Associated Inspection Services** to provide quality control inspection services, to review the general contract work, assist in approving any change orders, ensure the completion of change orders and provide reports indicating the progress of the housing project as well as quality of work performed, effective October 18, 2010, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.
- C. Consider approving Amendment #3 to Agreement C08-467 between the County of Colusa Health and Human Services and **INDIGO/Hammond and Playle Architects, LLP**, for architectural services for the transitional housing facility, effective November 1, 2010 and modifying "Compensation" as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.
- D. Consider approving agreement for professional services between the County of Colusa Health and Human Services and **Eileen Stern** to provide fiscal analysis, training and projections for the Social Services Division, effective through June 30, 2011, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

9:45 a.m. CENTRAL SERVICES/HEALTH AND HUMAN SERVICES/ENVIRONMENTAL HEALTH SERVICES

Consider approving amendment to C06-276 Lease Agreement between the County of Colusa Central Services/Health and Human Services/ Environmental Health Services and **Advanced Document Concepts** to upgrade and renew the Environmental Health Department's equipment and add to the equipment and maintenance services agreement, effective November 9, 2010, with terms and conditions as set forth in the amendment and with all other terms and conditions to remain in full force and effect and authorize Chairman to sign.

9:50 a.m. SHERIFF

- A. Consider approving Standard Agreement No. 10-204-760, Boating Safety and Enforcement Grant Equipment and Operation Contract, between the County of Colusa Sheriff's Department and the **State of California Department of Boating and Waterways** for purchase of miscellaneous equipment (2 cameras, rigid top for boat, rub rails, repaint 2 vessels and green jacket PFD's), effective September 1, 2010, with terms and conditions as set forth in the Agreement and authorize the Sheriff to sign on behalf of the Board of Supervisors.
- B. Consider accepting the 2010 COPS Grant Number 2010UMWX0026 for the Sheriff's Department, to hire two (2) Deputy Sheriffs, in the amount of \$506,680.00, with terms and conditions as set forth in the

Grant and authorize the Chairman to sign.

- C. Consider approving Request For Proposal (RFP) for procurement and installation of diesel powered emergency backup generator at Lodoga Radio Site, authorize the Chairman to sign the RFP and direct the Clerk to publish and post same. Further, set December 3, 2010 at 3:00 p.m., to receive and open RFPs and December 14, 2010 to accept and award same.
- D. Consider approving Notice to Bidders for the purchase of 2 Livescan machines complete with software and cabinets and authorize the Chairman to sign the Notice to Bidders. Further, set December 3, 2010 at 3:00 p.m., to receive and open sealed bids and December 14, 2010 to accept and award same.

10:00 a.m. BEHAVIORAL HEALTH

- A. Consider approving Modification to MOU C09-209 between the County of Colusa Behavioral Health Department/Sheriff's Department and **California Forensic Medical Group** to determine and provide appropriate levels of care and treatment for all mentally disordered person who are incarcerated in the Colusa County Jail, modifying Exhibit B at paragraph 5, changing the amount from \$1000.00 per month to \$625.00 per month, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.
- B. Consider approving amendment to contract C09-038, between the County of Colusa Behavioral Health Services and **California Mental Health Services Authority Joint Exercise of Powers Agreement** to jointly develop, and fund mental health services and education Programs as determined on a regional, statewide or other basis, effective July 1, 2009, modifying terms and conditions as set forth in the Amendment, with all other terms and conditions to remain in full force and effect and authorize the Interim Director of Behavioral Health Services to sign on behalf of the Board of Supervisors.
- C. Consider a finding that it is in the best interest of the public to waive the County's formal bid process and authorize the purchase of budgeted fixed assets for the Behavioral Health Department from Netsmart as follows:

35 SignatureGem Backlit LCD pads

In the total amount of \$13,825.00, to be purchased with MHSA IT money, at no cost to the County.

- D. Consider approving "Info Scriber End-User License Agreement" between the County of Colusa Behavioral Services and **Netsmart Technologies, Inc.**, to access and use Netsmart's InfoScriber

medication management, online storage facility, electronic medical records and associated healthcare information software, effective December 1, 2010, with terms and conditions as set forth in the License Agreement and the Interim Director of Behavioral Health Services to sign on behalf of the Board of Supervisors.

10:10 a.m. PUBLIC WORKS

- A. Consider approving purchase of unbudgeted fixed assets of a Swing Coupler for Case Backhoe, for the Road Department, in the amount of \$3,368.38, to be funded from Road Fund 00110-3010-57064 Miscellaneous Equipment.
- B. Consider approving an agreement between the County of Colusa Public Works Department and **Arrow Fence Company** to provide installation of a chain link security fence at the Evans Road Landfill, effective October 29, 2010 through December 31, 2010, in an amount not to exceed \$80,000.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign.
- C. Consider approving Easement Agreement between the County of Colusa Public Works Department and **UT 1994 Srimi, Vason Pichuraman Revocable Trust** dated October 31, 1994 for that portion of the south half of the northeast quarter of Section 15, Township 14 North, Range 3 West, Mount Diablo Base and Meridian, situated in the County of Colusa, State of California, being the non-active Colusa County Evans Road Landfill, with terms and conditions as set forth in the Easement Agreement and authorize the Chairman to sign and the Clerk to record same.
- D. Consider adopting a Resolution setting January 25, 2011 at 9:30 a.m., for a public hearing to consider the Board's Intention to Vacate Purported Public Rights-of-Way Within a Portion of the Sacramento Valley Irrigation Company's Maxwell Unit, authorize the Chairman to sign the Resolution and direct the Clerk to publish and post same. (**Continued from October 19, 2010**)

10:20 a.m. PROBATION

- A. Consider providing direction to the Chief Probation Officer regarding SB 81 Juvenile Hall Construction Funding.
- B. Consider approving Maxine Singer Youth Guidance Center Ward Housing Agreement between the County of Colusa Probation Department and **Yuba-Sutter Bi-County Juvenile Hall** to provide appropriate facilities for the housing of wards of the juvenile court, effective November 1, 2010, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign.

10:30 a.m. **RECESS**

10:45 a.m. AUDITOR-CONTROLLER

- A. Consider approving Intra-Budget Transfer Number 11001 through 11002.

- B. Consider approving changes in Revenue and Appropriations as follows: **Requires 4/5 votes**

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
To Increase (Decrease) Appropriations:				
LEA	02825	002825	59452	(\$200.00)
Total				(\$200.00)
Environmental Health	00108	4019	479910	(\$200.00)
Total				(\$200.00)
Realignment-Health	02811	002811	59452	\$3,850.00
Realignment-Health	02811	002811	59452	(\$1.00)
Total				\$3849.00
Health	00108	4012	479910	\$3,850.00
Total				\$3,850.00
Welfare	00108	5011	479910	\$933,471.
Welfare	00108	5011	479910	(\$1,199,413.)
Total				(\$265,942.)
Med Asst Admin Trust	02813	002813	59452	(\$1,199,413.)
Med Asst Admin Trust	02813	002813	59452	\$933,471.
Total				(\$265,942.)
Medical Asst Admin Trust	02813	002813	453260	(\$265,942.)
Total				(\$265,942.)
AFDC-FC (109-520)	00109	5020	55273	\$500.00
Total				\$500.00
Welfare Admin	02827	002827	59452	\$25,000.00
Total				\$25,000.00

10:50 a.m. PLANNING & BUILDING

- A. Consider adopting a Resolution of Acceptance of Program Income Waiver Request in Accordance with the CDBG Program Income Reuse Plan for a Public Facility Project for the Williams Veterans Hall and authorize the Chairman to sign.

- B. Consider adopting a Resolution to Encumber Existing CDBG Program Income Reuse Funds for a Public Facilities Project for the

Williams Veterans Hall and authorize the Chairman to sign.

- C. Discussion/direction regarding deferring the Building Permit Fees and Development Impact Fees for the permit on the Health and Human Services project for transitional housing.

11:00 a.m. COUNTY COUNSEL/ORDINANCE

- A. Consider introduction, first reading, by title only of a proposed Ordinance of the County of Colusa to Revise the Current Chapter 2, Article I of the Colusa County Code and to Repeal Chapter 11 of the Colusa County Code; Specifically Repealing §§ 2-1, 2-1.1, 2-2, 2-3, 2-3.1, 2-3.2, 2-3.4, 2-11 and 2-16.3 of Chapter 2, Article I, Chapter 11, and adding new sections 2-1, 2-2, 2-3, 2-3.1, 2-3.2, 2-3.3, 2-3.4, and 2-11, New Chapter 11 of the Colusa County Code. **Further**, set December 7, 2010 at 9:30 a.m. for Public Hearing and adoption and direct the Clerk to publish and post Notice of Hearing for same.
- B. Consider setting a Public Hearing on December 7, 2010 at 9:30 a.m. to consider a proposed Resolution of the Colusa County Board of Supervisors to Increase the Number of Members of the Governing Board of Trustees of the Williams Cemetery District from Three Members to Five Members pursuant to Government Code Section 9025 and direct the Clerk to publish and post notice for same.
- C. Consider authorizing the Auditor-Controller to release recorded liens against property of Richard Bailey and Tri-Star Brick and Block, Inc., pursuant to Government Code Sections 25257-25259.
- D. Consider approving an agreement between the County of Colusa and **John E. B. Myers** for representation of minor in Welfare and Institutions Code Section 300 Cases, effective November 9, 2010 through November 30, 2013, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.
- E. Consider adopting a Resolution of the Colusa County Board of Supervisors Declaring APN 005-092-015 to be Surplus County Real Property and authorize the Chairman to sign the Resolution, Grant Deed granting said real property to the Williams Fire Protection District and Certificate of Acceptance and direct the Clerk to record the Grant Deed.
- F. Discussion/direction regarding possible initiation and preparation of designation of Walnut Ranch annexation area as a special tax (2/3 or more voter approval) area; said special tax would be used to pay for pre-annexation and infrastructure improvement costs.
- G. Discussion/action regarding the Sacramento River Conservation Area Forum on Federal Taxation issues.

12:00 NOON **THE BOARD OF SUPERVISORS WILL RECESS TO THE STEELHEAD LODGE BAR & GRILL AT COLUSA LANDING 3249 BUTTE SLOUGH ROAD, COLUSA, CA 95932**

CONSENT AGENDA ITEMS 1-8

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

1. COLUSA COUNTY UNREPRESENTED EMPLOYEES: Designate December 23, 2010 as Colusa County Unrepresented Employees floating holiday.
2. SHERIFF: Approve Modification to Agreement C09-203 between the County of Colusa Sheriff's Department for animal control services to the **City of Colusa**, with terms and conditions as stated in the Modification, and all other terms and conditions to remain in full force and effect and authorize Chairman to sign.
3. SHERIFF: Approve Modification to Agreement C10-078 between the County of Colusa Sheriff's Department and the **City of Williams**, modifying "FEES" as stated in the Modification, for fiscal year 2010/2011, (July 1, 2010-June 30, 2011) and fiscal year 2011/2012 (July 1, 2011-June 30, 2012) and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.
4. PUBLIC WORKS/NOTICE OF COMPLETION: Accept, as complete, the Norman Road Driver Speed Feedback Sign and HMA Concrete Overlay project, approve Notice of Completion, and authorize the Director of Public Works to sign and direct the Clerk to record.
5. PUBLIC WORKS: Ratify an agreement between the County of Colusa Public Works Department and **Nitta Erosion Control** to provide application of Hydroseeding material, effective October 13, 2010 through October 29, 2010, in an amount not to exceed \$2,000.00, with a fifteen (15) day written termination clause by either party and signed by the Public Works Director on behalf of the Board of Supervisors.
6. BEHAVIORAL HEALTH: Approve Modification to Agreement C08-222, between the County of Colusa Behavioral Health Services and **Sail House**, providing mental health services to adult residents of Colusa County who have a mental illness and who are in need of long-term supportive treatment in addition to basic care and supervision, **and** modifying the contractor name from Sail House to **The Sail House, Inc.**, effective November 9, 2010, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.
7. BEHAVIORAL HEALTH/COLUSA COUNTY ONE STOP PARTNERSHIP: Approve agreement for professional services between the County of Colusa Behavioral Health Services and **Colusa County One Stop Partnership**, for the Mental Health Services Act Innovation Community Program Planning, effective November 10, 2010 through November 10, 2011, in an amount not to exceed \$25,000.00, with a thirty (30) day written termination clause by either party and authorize the Chairman to sign.

8. STATE FAIR BOOTH EXHIBIT/COLUSA COUNTY OFFICE OF EDUCATION: Ratify/ approve the 2011 Counties Exhibit Authorization and Appointment Form for the California State Fair and authorize the Chairman to sign.

END OF CONSENT AGENDA

OTHER ITEMS TO BE CONSIDERED AS TIME PERMITS:

9. Supervisors' Reports or Comments.
10. State or Federal Legislation/General Budgetary Matters.
11. Review Claims Register Sheets.
12. ADMINISTRATION
- A. Discussion/possible action regarding state mandated Groundwater level Monitoring.
- B. Discussion/action regarding Prop 40 Colusa Bike Path project.
13. BOARD CLERKS
Consider payment of CCBSA 2010 Membership fees in the amount of \$200.00.
14. Agenda Review.

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 **County Librarian** on December 14, 2010 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 5:00 p.m. Thursday, December 2, 2010. Comments need to be written and signed.