

## Board of Supervisors

Gary J. Evans, District IV,  
Chairman  
Kim Dolbow Vann, District I  
Vice-chair  
Thomas A. Indrieri, District II,  
Mark D. Marshall, District III  
Denise J. Carter, District V



## COUNTY OF COLUSA

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## Minutes

September 22, 2009

The Board of Supervisors of the County of Colusa, State of California meet in Regular Session this 22<sup>nd</sup> day of September 2009 at the hour of 8:00 a.m., with Closed Session scheduled for 8:05 a.m. Present: Supervisors Gary J. Evans, Chairman, Denise J. Carter, Thomas A. Indrieri, Kim Dolbow-Vann and Mark D. Marshall. Absent: None.

Present: Henry Rodegerdts, County Counsel.  
Brian Ring, Personnel Director.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Chairman Evans calls to order the Regular meeting of September 22, 2009 at 8:00 a.m., and announces the Board will discuss the following in Closed Session:

Under the Provisions of Government Code Section 54957, a Public Employee Performance Evaluation will be conducted for the Director of Planning and Building.

Chairman Evans declares a recess at 8:05 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:05 a.m., with all Supervisors, except Supervisor Marshall present.

Present: Henry Rodegerdts, County Counsel.  
Peggy Scroggins, Robert Zunino, Auditor-Controller's Office.  
Brian Ring, Personnel Director.  
Curtis Boewer, Michael Laffin, Behavioral Health.  
Mary Winters, Colusa citizen.  
Beth Robey, Bonnie Davies, Health & Human Services.  
Wendy Burke, County Librarian.  
Vernetta Marsh, Myers Marsh LLC.  
Scott Marshall, Sheriff.  
Doug Uhlik, Williams CHP.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Evans. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve the Minutes of the September 8, 2009 Regular Session. Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans declares time for a period of public comment.

Lt. Uhlik informs the Board that he has been promoted to Captain and will be moving to Yreka. He thanks everyone for their friendship and support. Brief discussion is held with no action taken.

No further comment being heard, Chairman Evans closes the period of public comment.

Mr. Rodegerdts announces under the Provisions of Government Code Section 54957, a Public Employee Performance Evaluation was conducted for the Director of Planning and Building and it was a laudatory review.

9:07 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

Ms. Robey updates the Board on matters that pertain to her department.

Mr. Boewer updates the Board on matters that pertain to his Department.

Ms. Scroggins updates the Board on matters that pertain to her Department.

9:15 a.m. (9:10 a.m. item on Agenda) PERSONNEL/SHERIFF – 2021: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to authorize bilingual pay of \$50.00 per month for Juan Ascencion, Deputy Sheriff, effective September 23, 2009. Motion carried: All yes. Absent: Supervisor Marshall.

PERSONNEL/SHERIFF – 2021: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve the revised job description for the position of Sheriff's Technician, PFT, Range 20 (Schedule 08D), effective October 1, 2009. Motion carried: All yes. Absent: Supervisor Marshall.

PERSONNEL/COUNTY LIBRARY – 6021: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to re-establish the position of Literacy Program Coordinator, PFT, Range 22 (Schedule 08C – Professional/Admin Bargaining Unit)) and approve the revised job description effective October 1, 2009, with the caveat the vacant position be eliminated at the next Board meeting. Motion carried: All yes. Absent: Supervisor Marshall.

**C09-271** 9:22 a.m. (9:15 a.m. item on Agenda) HEALTH AND HUMAN SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve agreement between the County of Colusa Health and Human Services and **NorCal EMS, Inc.**, for the rental and maintenance of the radio repeater site located at St. John's Peak in Glenn County, effective July 1, 2009, with terms and conditions as set forth in the agreement and authorize the Director of Health and Human Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans makes time for discussion and possible action regarding the H1N1 activities within Colusa County.

Ms. Davies updates the Board regarding the H1N1 activities within Colusa County. She informs the Board that one person has been hospitalized, but it has not been confirmed that it is the H1N1 virus. Discussion is held with no action taken.

Present: Steve Hackney, Director Planning & Building.

**C09-272** HEALTH AND HUMAN SERVICES: it is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve "Maxwell Unified School District Request for Use of School District Facilities" agreement between the County of Colusa Health and Human Services and **the Maxwell Unified School District**, effective September 28, 2009 from 2:00 p.m. through 6:00 p.m. for a "Flu Clinic", with terms and conditions as set forth in the Agreement and authorize the Director of Health and Human Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: Supervisor Marshall.

9:37 a.m. (9:25 a.m. item on Agenda) At the request of the Director of Behavioral Health Services, Chairman Evans pulls from the Agenda the agreement with Lia Bruno for substance abuse counseling.

9:37 a.m. (9:30 a.m. item on Agenda) PLANNING & BUILDING/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to adopt **Resolution No. 09-058**, a Resolution of the County of Colusa Board of Supervisors to Create a General Plan Steering Committee and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Carter, Indrieri, Vann, and Evans.

NOES: None.

ABSENT: Supervisor Marshall.

Present: Donna Critchfield, City Council member.

9:40 a.m. (9:35 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve designation against fund balance available for FY 2008/09 as follows:

FY 06/07	\$ 336,934.82
FY 07/08	\$1,026,436.44
FY 08/09	<u>\$ 557,651.77</u>
Total	\$1,921,023.03

Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans makes time to discuss and consider reduction of local agency property tax allocations for the 2009-10 Fiscal Year of 8% of prior year taxes collected and allocated (State Loan) and the Proposition 1A Securitization Program.

Ms. Scroggins reminds the Board that on July 28, 2009, Governor Schwarzenegger signed into law ABX4 14 and ABX4 15 as part of the 2009-10 budget package. She states the impact of this new legislation is a reduction in local agency property tax allocation for the 2009-10 Fiscal Year of 8% of prior year taxes collected and allocated. She further states local governments are required to lend property tax revenues to the State, with the promise of repayment in three years and the County Auditor is required to calculate the 8% reduction amount to each taxing agency within the County and provide an estimate by September 15, 2009. Noting the current provisions of the new legislation allows local agencies to file a written request for a hardship waiver to the Director of Finance (DOF) by October 15, 2009. Lengthy discussion is held with no action taken.

Chairman Evans makes time for direction to the County Auditor-Controller regarding enrollment in the Proposition 1A Securitization Program.

Ms. Scroggins states as part of the budget package, local governments have the opportunity to receive the monies being borrowed by the State upfront through a securitization financing offered by California Statewide Communities Development Authority and requests Board direction regarding this matter. Discussion is held.

AUDITOR-CONTROLLER: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to direct the Auditor-Controller to enroll in the Proposition 1A Securitization Program. Motion carried by the following vote:

AYES: Supervisors Carter, Indrieri, and Vann.

NOES: Supervisor Evans.

ABSENT: Supervisor Marshall.

Chairman Evans continues adoption of a Resolution Approving the Form of and Authorizing the Execution and Delivery of a Purchase and Sale Agreement and Related Documents with Respect to the Sale of the Seller's Proposition 1A Receivable from the State; and Directing and Authorizing Certain other Actions in Connection Therewith. Further, designate Authorized County Officers to be named in the Resolution.

Ms. Scroggins states if the County participates in the Securitization Program the Board would be required to approve an Authorizing Sale Resolution and a Purchase and Sale Agreement with accompanying exhibits. She states although the final documents have not been received sample copies of the required documents have been provided. She further states the proposed resolution requires names of two to three County Officials authorized to sign various documents, and in order to start the enrollment the names of those individuals will be needed. Discussion is held.

AUDITOR-CONTROLLER: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to designate the Chairman, Vice-chairman and the Auditor-Controller as the County Officials authorized to sign various document as they pertain to Proposition 1A Securitization Program. Motion carried by the following vote:

AYES: Supervisors Carter, Indrieri, and Vann.

NOES: Supervisor Evans.

ABSENT: Supervisor Marshall.

Chairman Evans continues to a date uncertain the following items:

- Purchase and Sale Agreement between the County of Colusa and the California Statewide Communities Development Authority, and
- Authorizing County Counsel to provide "Opinion of Counsel" for Colusa County local agencies that request legal services.

**C09-273** INFORMATION TECHNOLOGY: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve a Frontier Services Agreement between the County of Colusa IT Department and **Citizens Telecommunications of California Inc.**, for a new telephone system, effective September 22, 2009, with terms and conditions as set forth in the Agreement and authorize the IT Director to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: Supervisor Marshall.

**C09-274** INFORMATION TECHNOLOGY: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve professional services agreement between the County of Colusa IT Department and **Connections Data** for telephone services, effective through October 23, 2009, with terms and conditions as set forth in the agreement and authorize the IT Director to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans makes time to discuss plans for the Board of Supervisors move to the DA's offices. Brief discussion is held.

Following discussion, Mr. Pankey states he needs direction on location for placement of the communication/data outlets for the Supervisors and Board Clerks prior to October 26, 2009.

Supervisor Vann states that she, Supervisor Carter and the two Board Clerks will speak with Mr. Pankey prior to October 26, 2009.

**CONSENT AGENDA**: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Consent Agenda Item Nos. 1 through 5 as follows:

**C09-275** 1. HEALTH AND HUMAN SERVICES: Approve Amendment No. 4 to Agreement No. 02-00771V (C02-276) between the County of Colusa Health and Human Services and **The Regents of the University of California Davis Health Systems** for evidentiary examinations, amending the TERMS of Agreement as contained in the Amendment, effective through September 30, 2010, with all other terms and conditions to remain in full force and effect and authorize the Director of Health and Human Services to sign on behalf of the Board of Supervisors.

**C09-276** 2. HEALTH AND HUMAN SERVICES: Approve Agreement No. 09-087-R between the County of Colusa Health and Human Services and **the 44<sup>th</sup> District**

**Agricultural Association** for use of the North Parking Lot, effective September 24, 2009, with terms and conditions as set forth in the Agreement and authorize the Director of Health and Human Services to sign on behalf of the Board of Supervisors.

3. SHERIFF: Approve Out-of-State travel for Deputy Jarrod Brother and Deputy Cecilia Biggs to attend training by the Public Agency Training Council: "Court Security" in Las Vegas, NV, November 29 - December 2, 2009, to be funded by Grant Funds.

4. LIBRARY: Approve name change of the Colusa County Library's California Library Services Act membership from Mountain Valley Cooperative Library System to NorthNet Library System effective May 8, 2009.

**C09-277** 5. AG COMMISSIONER: Approve Standard Agreement No. 09-0403 between the County of Colusa Ag Commissioner's Office and the **Department of Food and Agriculture** for the Sudden Oak Death Program, 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. **Consent motion carried: All yes. Absent: Supervisor Marshall.**

SUPERVISOR REPORTS

Supervisor Carter

Meetings attended:

Ad hoc meeting.

Challenge Day.

Chairman Evans inquires if there is any State, Federal Legislation or General Budgetary Matters to discuss.

Supervisor Vann speaks to S.B. 65, Author: Committee on Budget and Fiscal Review, TOPIC: State finances, regarding Assembly amendments. Noting this bill now makes changes to bonding requirements, as requested by the State Treasurer's Office, and provides for additional deferrals of state payments to address the cash crisis the state is in currently.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Letter of response to the 2008-2009 Colusa County Grand Jury Final Report, as recommended by County Counsel and authorizes the Chairman to sign. Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans makes time to consider appointing a committee with appropriate staff and or department heads to begin work on the redistricting in the county which will result from the new census data.

Supervisor Vann states Ms. Moran recommends 2-Board members, Planning & Building, Department Public Works-mapping, Planner, LAFCo Director, Superintendent of Schools, City of Colusa and City of Williams. Discussion is held.

Following discussion, it is the consensus of the Board members present to continue this item to the October 6, 2009 Board meeting.

AUDITOR: It is moved by Supervisor Carter, seconded by Supervisor Indrieri

to approve Special Claims as follows:

<u>VENDOR</u>	<u>DEPARTMENT</u>	<u>AMOUNT</u>
Charles Henry Lee	Public Defender	\$ 292.50
Mehr & Mehr	Public Defender	\$ 840.60
Matson & Isom Technology	Clerk-Recorder	\$ 31.25
Legal Research Associates	Inmate Welfare	\$ 114.00
Colusa Industrial Properties	Cooperative Ext.	\$ 179.89
Colusa Industrial Properties	Ag Administrative	\$ 187.21
Colusa Industrial Properties	Ag Comm. /Ag Ext.	\$ 6,452.81
Reading Oil	Sheriff-Variou	\$ 8,965.11

Motion carried: All yes. Absent: Supervisor Marshall.

AUDITOR: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Claim Register Sheets for the period September 8, 2009 through September 21, 2009. Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans declares a recess at 10:34 a.m. to reconvene in Closed Session at 10:49 a.m. and reconvenes in Regular Session at 1:30 p.m., with all Supervisors except Supervisor Marshall present.

Present: Henry Rodegerdts, County Counsel.  
 Brian Ring, Personnel Director.  
 Clay Castleberry, Interim Public Works Director.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

Supervisor Evans announces the Board will discuss the following in Closed Session:

Under the Provisions of Government Code Section 54957.6, discuss with its negotiators, Brian Ring and Marge Kemp-Williams, aspects of future negotiations with all bargaining units.

Under the Provisions of Government Code Section 54957(b) (1) interview candidates for the position of the Director of Public Works.

Chairman Evans declares a recess at 1:30 p.m. to reconvene in Closed Session and reconvenes in Regular Session at 2:53 p.m., with all Supervisors present.

Present: Henry Rodegerdts County Counsel Office.  
 Brian Ring, Personnel Director.  
 Clay Castleberry, Interim Public Works Director.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Rodegerdts announces the Board discussed the following Closed Session items:

Under the Provisions of Government Code Section 54957.6, discussed with its negotiators, Brian Ring and Marge Kemp-Williams, aspects of future negotiations with all bargaining units and instruction were given.

Under the Provisions of Government Code Section 54957(b) (1) interviewed candidates for the position of the Director of Public Works and matters were taken under advisement.

The Board adjourns at 2:55 p.m. to reconvene in Regular Session on October 6, 2009 at the hour of 9:00 a.m.

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Gary J. Evans, Chairman

Attest: Kathleen Moran, County Clerk and  
ex-officio Clerk to the Board of Supervisors

BY \_\_\_\_\_  
Ann Nordyke, Board Clerk