

Board of Supervisors

J. Merced Corona, District I,
Vice Chair
Daurice K. Smith, District II
Kent S. Boes, District III
Gary J. Evans, District IV, Chair
Denise J. Carter, District V



County of Colusa

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COLUSA COUNTY BOARD OF SUPERVISORS

Minutes

December 14, 2021

**Board Chambers
546 Jay Street, Suite 108
Colusa, CA 95932**

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 14th day of December 2021 at the hour of 9:00 a.m. Present: Supervisors J. Merced Corona, Kent S. Boes, Daurice K. Smith, Denise J. Carter and Gary J. Evans.

Opening Prayer - Pledge of Allegiance

PERIOD OF PUBLIC COMMENT

None.

REPORT OUT OF NOVEMBER 23, 2021 CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Anticipated Litigation pursuant to Government Code Section 54956.9 (d)(4): One matter. Counsel states the Board authorized retention of the Law firm of Prentice Long to initiate litigation.

ANNOUNCEMENT OF CLOSED SESSION

Counsel announces Closed Session as follows:

1. EXISTING LITIGATION - Conference with legal counsel pursuant to Government Code § 54956.9, Prescription Opiate Litigation, U.S. District Court, Northern District of Ohio, Case No. 1:17-md-02804-DAP.

I. STAFF REPORTS

Mr. Plucker updates the Board that on December 1, 2021 the necessary documents were recorded to implement the AB1265 process for next year, which will produce revenue to the County and also on December 1, 2021 the Planning Commission approved the use permit for California Renewable Carbon, which will repurpose the Olam Processing plant and create 50 full time jobs. He would like to

thank Ms. Allen and the Air Pollution staff for getting the necessary permits processed months in advance.

Mr. O'Neill updates the Board that the Safe Haven facility is open. He states the Youth Center is in the process of getting painted and he hopes to take occupancy in January 2022. He further states the grant for the Colusa County Office of Education Clinician was submitted and there will be an interview with the State next week. He also states the City of Williams approved the use permit for the Adult Residential facility in Williams, and an RFB for renovation will be published for the project next month.

Ms. Kelley gives an update on COVID-19 and announces there is a new State mask mandate that will be effective December 15, 2021 to January 15, 2022. She introduces Abigail Henderson, the new Deputy Director for Health and Human Services.

Ms. Tyler states the mask mandate is only for indoors and if any of the local businesses need masks or sanitizer, the County has them in stock.

Ms. Allen updates the Board on the Annual Growers meeting which was well attended. She states last week the California Air Resource Board approved the Small Off Road Engines (SORE) regulation eliminating small gasoline engines over the objection of Air Pollution Control officers from across the state. She further states that Air Pollution issued the permit for California Renewable Carbon.

Ms. Gallo-Vasquez updates the Board on upcoming June elections and states signatures in lieu will start on January 3, 2022. She further states she submitted the final cost for the recall election, which exceeded her initial quote to the State.

CONSENT AGENDA

Chair Evans makes time for the approval of Consent Agenda Item No.'s 1 through 16.

Supervisor Corona requests Item No. 14 be pulled and Ms. Tyler requests Item No. 9 be pulled and considered separately.

1. **BOARD OF SUPERVISORS**

Approve the Minutes from the November 23, 2021 Regular meeting and the December 7, 2021 Special meeting minutes.

2. **TREASURER**

Accept November 2021 Treasury Monthly Investment Report as presented.

3. **TREASURER**

Reaffirm County Policy No. 214 - Statement of Investment Policy and accept the 2022 Goals as presented.

4. AG COMMISSIONER

Approve Contract No. **C21-225** Standard Agreement (No. 21-0516-005-SF) with the **California Department of Food and Agriculture** for Asian Citrus Psyllid Winter Detection Trapping, effective October 1, 2021.

5. BEHAVIORAL HEALTH

Approve Contract **C21-226** Memorandum of Understanding (MOU) between **Colusa County Sheriff Office (CCSO), Colusa County Behavioral Health Services (CCBHS), Colusa Medical Center (CMC), City of Williams Police Department, City of Colusa Police Department, California Highway Patrol, and Sierra Mental Wellness** establishing duties and responsibilities when dealing with citizens in psychiatric crisis and further outlines the process of crisis resolution.

6. BEHAVIORAL HEALTH

Approve Contract **C21-227** Memorandum of Understanding (MOU) between **Colusa County Department of Behavioral Health (CCDBH), Colusa County Sheriff Office (CCSO), and Wellpath**, to establish a guideline for providing mental health services to inmates who are in need, and authorize County Administrator to sign.

7. COMMUNITY DEVELOPMENT DEPARTMENT

Approve the Certificate of Acceptance for an Avigation and Noise Easement, as amended, to the County over the residential lots in Phase 2 and later Phases in the Colusa Industrial Properties' residential development (Sunrise Landing).

8. COMMUNITY DEVELOPMENT DEPARTMENT

Adopt **Resolution No. 21-073** authorizing the recordation of Parcel Map No. 21-02 for the Union Pacific Railroad and authorize the Surveyor to record said map.

10. COUNTY COUNSEL

Approve Contract No. **C21-228** with **Prentice Long, PC** for litigation services, effective November 23, 2021.

11. HUMAN RESOURCES/PERSONNEL

Reconsider Resolution No. 20-008, an Interim Resolution Establishing Temporary Personnel Policies due to COVID-19.

12. PURCHASING AND PROCUREMENT

Adopt plans, specifications and working details for Request for Bids for Tree Maintenance and removal at 547 Market St., Colusa; 713 D Street Colusa; 220 12th Street, Colusa; and 232 Prince Street, Princeton.

13. PURCHASING AND PROCUREMENT

Adopt plans, specifications and working details for Request for Bids for the purchase and installation of two HVAC units at the Colusa Road Yard 715 D Street, Colusa.

15. PURCHASING AND PROCUREMENT/BUILDING & GROUNDS

Ratify Purchase Order #47311182021 with The Garland Company, Inc. for materials for the Maintenance Shop roof repair totaling \$19,395.48.

16. SHERIFF

Ratify Contract No. **C21-229** Project Agreement (No. G21-03-05-L01/Contract No. C32-33-095), with the **California Department of Parks and Recreation** for on-going OHV Grant-Law Enforcement, effective October 4, 2021.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

Chair Evans makes time for Consent Item No. 9.

COUNTY ADMINISTRATIVE OFFICE

9. Approve Contract No. **C21-230** Amendment No. 1 to Loan Agreement with **State of California Energy Commission**, extending the agreement term to April 30, 2022, and authorize County Administrative Officer to sign all documents.

Comments received by Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

Chair Evans makes time for Consent Item No. 14.

PURCHASING AND PROCUREMENT/JAIL

14. Approve specifications, details and plans for Request for Bids (RFB) for a Full Body Scanner including installation for the Colusa County Jail.

Comments received by Mr. Bradwell, Mr. Cooper and Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Smith
AYES:	Evans, Corona, Boes, Smith, Carter

III. HUMAN RESOURCES

1. Adopt Resolution No. **21-074** approving salary modifications due to State minimum wage increase, effective January 1, 2022.

Comments received by Ms. Church.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

2. Delete the existing classification of Library Assistant I; change the title of the existing "Library Assistant II" to "Library Assistant I"; change the title of the existing "Library Assistant III" to "Library Assistant II"; approve the revised job description to create a flexibly staffed Library Assistant I/II classification at the following salary ranges: Library Assistant I: MSC09 (\$2,450 - \$3,140), Library Assistant II: MSC12 (\$2,639 - \$3,384) per month; and amend the Position Allocation Schedule for Library (921), effective January 1, 2022.

Comments received by Ms. Church.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Carter
AYES:	Evans, Corona, Boes, Smith, Carter

3. Adopt **Resolution No. 21-075** of the Colusa County Board of Supervisors Authorizing the County Administrative Officer to Serve as the Deferred Compensation Plans Administrator.

Comments received by Ms. Church.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Boes
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

9:34 a.m. (9:30 a.m. Item on the Agenda)

PUBLIC HEARING

Chair Evans makes time for a Public Hearing, introduction by title only, and passage of an Ordinance adopting a CEQA Exemption and Zoning Text Amendment defining Tiny Homes (Park Trailers) as a type of permitted Accessory Dwelling Unit (PD-21-03).

Comments received by Mr. Plucker.

9:38 a.m. Chair Evans opens the Public Hearing and calls for public comment. Hearing none, Chair Evans closes the Public Hearing.

COMMUNITY DEVELOPMENT DEPARTMENT/PLANNING & BUILDING

1. Adopt **Ordinance No. 819** adopting a CEQA Exemption and Zoning Text Amendment defining Tiny Homes (Park Trailers) as a type of permitted Accessory Dwelling Unit (PD-21-03).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

9:40 a.m. (9:30 a.m. Item on the Agenda)

PUBLIC HEARING

Chair Evans makes times for Public Hearing and Introduction by title only, of a proposed Ordinance rescinding Ordinance No.'s: 701 and 705. **Further**, Adopt a Resolution rescinding Resolution No. 19-013 and approving the 2021 County-Wide Development Impact Fee Update and Nexus Study.

Comments received by Mr. Plucker.

9:48 a.m. Chair Evans opens the Public Hearing and calls for public comment. Hearing none, Chair Evans closes the Public Hearing.

Comments received by Mr. Plucker and Ms. Tyler.

2. Introduction by title only of a proposed Ordinance rescinding Ordinance No.'s 701 and 705. Further, adopt **Resolution No. 21-076** rescinding Resolution No. 19-013 and approving the 2021 County-Wide Development Impact Fee Update and Nexus Study.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Carter
AYES:	Evans, Corona, Boes, Smith, Carter

HUMAN RESOURCES

4. Adopt **Resolution No. 21-077** of the Colusa County Board of Supervisors Delegating Its Authority to Make Applications on Behalf of the Agency for Disability Retirement to the Human Resources Director and Delegating Its Authority to Make Disability Determinations to the County Administrative Officer.

Comments received by Mr. Church and Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

5. Approve the revised job description for the Peer Support Specialist.

Comments received by Ms. Church and Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

6. Approve the revised job description to create a Social Worker I/II/III/IV series.

Comments received by Ms. Church.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Carter
AYES:	Evans, Corona, Boes, Smith, Carter

7. Approve revision to the Side Letter Agreement (C21-210) to the 2019-2023 CCEA MOU which establishes an Out of Class Pay equal to 5% of an employee's base pay for CCEA unit members retroactive to January 19, 2020.

Comments received by Ms. Church and Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

8. Adopt Revised Job Class Table reflecting classification range changes and increased hourly rate to comply with 2022 minimum wage requirements adopted by the Board on December 14, 2021. **Further**, approve deleting the following redundant positions that fall under Extra Help: Agricultural Aide, Clerical/Extra Help, Patient's Rights Advocate, and Senior Nutrition Driver.

Comments received by Ms. Church.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

Chair Evans makes time for a Presentation and adoption of a Resolution approving the Colusa County Livestock Pass Program in accordance with AB 1103.

Comments received by Mr. Davies, Ms. Allen and Mr. Bradwell.

IV. AG COMMISSIONER

1. Adopt **Resolution No. 21-078** approving the Colusa County Livestock Pass Program in accordance with AB 1103 and authorize the County Agricultural Commissioner to establish said program.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Carter
AYES:	Evans, Corona, Boes, Smith, Carter

Chair Evans declares a recess at 10:30 a.m. and states that they are now sitting as the Colusa County Air Pollution Control District with all Directors present.

AIR POLLUTION CONTROL

2. **SITING AS THE COLUSA COUNTY AIR POLLUTION CONTROL DISTRICT**

Adopt **Resolution No. 21-079** accepting grant funds awarded under the California Air Resources Board's Greenhouse Gas Emission Standards for Crude Oil and Natural Gas Facilities - Implementation and Enforcement. **Further**, approve Contract No. **C21-231** Grant Agreement (Grant No. G21-OGG-03) with the **California Agency Air Resources Board**, effective January 1, 2022 and authorize the Air Pollution Control Officer to sign.

Comments received by Ms. Allen.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

Chair Evans adjourns the Colusa County Air Pollution Control District and states they are now sitting as Colusa County Board of Supervisors and declares a recess at 10:33 a.m. and reconvenes at 10:45 a.m. with all Supervisors present.

V. AUDITOR

1. Approve Special Claims as follows:

<u>Invoice #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
INV-05851	HEALTH & HUMAN SERVICES	EVIDENT CHANGE	\$6,930.00
25995	PUBLIC WORKS	WGR SOUTHWEST INC	\$517.50
V0371785	CLERK-RECORDER	VITAL RECORDS CONTROL	\$180.00

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Boes
SECONDER:	Carter
AYES:	Evans, Corona, Boes, Smith, Carter

VI. COMMUNITY DEVELOPMENT DEPARTMENT

1. Authorize the County Administrative Officer to send the 15-day written notice terminating the Administrator Staff Services Agreement with the Colusa Groundwater Authority.

Comments received by Mr. Plucker.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith
ABSTAIN:	Carter

VII. BEHAVIORAL HEALTH

1. Adopt **Resolution No. 21-080** authorizing participation in the No Place Like Home (NPLH) Program Non-competitive Allocation Project: Rancho Colus.

Comments received by Mr. O'Neill and Mr. Becerra.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

2. Adopt **Resolution No. 21-081** Authorizing Participation in the No Place Like Home (NPLH) Program Competitive Allocation Project: Rancho Colus.

Comments received by Mr. Becerra and Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Boes
SECONDER:	Smith
AYES:	Evans, Corona, Boes, Smith, Carter

11:00 a.m. REDISTRICTING/BOARD OF SUPERVISORS

Chair Evans makes time for the adoption of a proposed Ordinance establishing the new boundaries of the five Supervisorial Districts of the County of Colusa and amending Chapter 2, Article X, of the Colusa County Code.

Ms. Tyler states that the deadline for the Board to adopt the final map and Ordinance for revised Supervisorial District boundaries based on the 2020 census numbers is tomorrow. She further states at the last meeting held December 7, 2021, the Board gave direction to better align each District's representation and the requested changes have been made. She further states that pending any further review or comments, the map is ready for approval.

It is the consensus of the Board that no changes are needed to the map boundaries.

Supervisor Boes states the population numbers on the map's table appear to be inaccurate.

Mr. Azevedo states that the graphical representation won't be affected, but they will make sure the population totals are corrected.

Ms. Tyler states that any motion should include verbiage that the map is adopted with corrected population numbers.

Chair Evans states since the Ordinance does not contain the population numbers, it will not need to be changed.

Mr. Stout states the Chair will need to open the Public Hearing prior to adoption.

11:10 a.m. Chair Evans opens the Public Hearing and calls for public comment.

Ms. Bell thanks the Board for the work they've done.

11:11 a.m. Hearing no other public comment, Chair Evans closes the Public hearing.

BOARD OF SUPERVISORS

1. Adopt **Ordinance No. 820** Establishing the New Boundaries of the Five Supervisorial Districts of the County of Colusa and Amending Chapter 2, Article X, of the Colusa County Code with verification and correction if needed to final population numbers.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

VIII. PURCHASING AND PROCUREMENT/SHERIFF

1. Find that competitive bidding is not in the County's best interest and approve purchase of 25 Axon Taser 7 models from Axon Enterprises, Inc. due to the prior purchase of Axon's body cameras compatibility and trade in discount, and authorize Purchasing Agent to issue Purchase Order.

Comments received by Ms. Tyler and Mr. Navarro.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

IX. COUNTY ADMINISTRATIVE OFFICE

1. Approve FY 21/22 Revenue and Appropriations Inter-Budget Adjustments No. 009. **(4/5 vote required)**

Comments received by Ms. Moore.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Carter

2. Adopt Policy No. 108; Colusa County Communications Policy.

Comments received by Ms. Tyler and Mr. Caporusso.

RESULT:	TABLED TO JANUARY 18, 2022 MEETING
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3. Adopt Policy No. 109; Colusa County Social Media Policy and Procedures striking the proofreading comment on the Policy.

Comments received by Ms. Tyler and Mr. Caporusso.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Carter
AYES:	Evans, Corona, Boes, Smith, Carter

X. BOARD OF SUPERVISORS

1. Chair Evans makes time for a follow up presentation of Colusa County Ambulance Feasibility Study by AP Triton.

Comments received by Ms. Tyler and Mr. Clough.

Direction given to staff to have Mr. Clough utilize options 1 and 3 and the County Administrative Officer is to determine revenue avenues and agendize the item for the January 18, 2022.

2. Adopt **Resolution No. 21-082** allocating \$103,350 of the County's Prop 68 Per Capita funding to Arbuckle Parks & Recreation District as corrected.

Comments received by Ms. Tyler and Ms. Meeker.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Carter
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Carter

XI. SUPERVISORS' REPORTS OR COMMENTS

Supervisors Boes

Meetings/functions attended:

- Transportation and Transit meeting
- CSAC Annual Conference
- Old Tyme Christmas
- Colusa County Arts Council Fundraiser
- Special Board meeting
- Williams City Council meeting
- Child Support LAC meeting
- Williams Festival of Lights

Supervisors Smith

Meetings/functions attended:

- Special Board meeting
- Golden State Finance Authority meeting
- One Stop meeting
- Colusa County Partnership meeting
- Economic Development Infrastructure Initiative meeting
- Transportation and Transit meeting

Supervisor Carter

Meetings/functions attended:

RCRC Executive Committee meeting
CSAC Annual Conference
Old Tyme Christmas
Colusa County Arts Council Fundraiser
Opening of Salmon Bend Art Gallery
Floodplains Advisory Committee meeting
Colusa Groundwater Authority
Executive Committee meeting
Board meeting
RCRC Board of Directors meeting
Hosted Princeton Dumpster Day
RCRC Economic Development meeting
Collaboration on Redistricting Letter
Special Board meeting

Supervisor Evans

Meetings/functions attended:

Sites meetings
Special Board meeting
Agenda Review
Collaboration on Redistricting Letter
Transportation and Transit meeting

XII. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS

Ms. Tyler states she submitted a letter regarding the most recent Assembly District map which groups Colusa with Lake, Yolo and Napa rather than the valley Counties.

Chair Evans declares a recess at 12:36 p.m. to convene in Closed Session.

XIII. CLOSED SESSION/COUNTY COUNSEL

1. EXISTING LITIGATION - Conference with legal counsel pursuant to Government Code § 54956.9, subdivision (d)(1) concerning litigation that has been formally initiated. The case name is National Prescription Opiate Litigation, U.S. District Court, Northern District of Ohio, Case No. 1:17-md-02804-DAP

Chair Evans adjourned the meeting at 12:48 p.m. to reconvene in Regular Session on January 4, 2022 at the hour of 9:00 a.m.

Gary J. Evans, Chair

Attest: Wendy G. Tyler,
Clerk to the Board of Supervisors

BY _____
Patricia Rodriguez, Deputy Clerk