

Board of Supervisors

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



County of Colusa

Wendy G. Tyler, CAO/Clerk to the
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COLUSA COUNTY BOARD OF SUPERVISORS

Minutes

June 21, 2022

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 21st day of June 2022 at the hour of 9:00 a.m. Present: Supervisors Daurice K. Smith, Kent S. Boes, Gary J. Evans and J. Merced Corona. Absent: Supervisor Denise J. Carter.

Opening Prayer - Pledge of Allegiance

PERIOD OF PUBLIC COMMENT

Mr. King presents Los Vaqueros Reservoir Expansion Project proposed by Contra Costa County.

REPORT OUT OF JUNE 7, 2022 CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Government Code Section 54956.9(a), Olam Tomato Processors, Inc., and Olam West Coast, Inc. v. County of Colusa, Colusa County Superior Court case No. CV24598.
Direction was given to staff.
2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant exposure to litigation pursuant to California Government Code section 54956.9(d)(2): One matter. Direction was given to staff.
3. EMPLOYEE PERFORMANCE EVALUATION-California Government Code section 54957(b). Title: County Counsel. Direction was given to staff.

I. STAFF REPORTS

Mr. Plucker gives an update regarding California Economic Resilience Funds (CERF) funding. He states there are concerns that the County will be competing with urban areas with the inclusion into the Sacramento region. He further states Valley Vision will be holding a kickoff conference on June 30, 2022, from 2:00 p.m. to 4:00 p.m. at the CIP conference room and both cities have been invited along with other agencies.

Ms. Tyler states that the CERF application is due on July 25, 2022. She further states she has received requests to establish subcommittees and she would like to see Supervisors Smith take on that assignment.

Ms. Kelly gives an update on COVID-19.

Ms. Allen states she was notified by CDFA and USDA APHIS that the unsolicited seeds coming from China are being distributed within the County once again. She further states that it was unconfirmed what the seeds are. She also states some counties have reported receiving live plants as well.

Mr. Azevedo states he received notification from FEMA that the Draft Flood Insurance Study has been distributed and a meeting with staff will be scheduled to review the study.

Ms. Tyler states on June 8, 2022, the Board received a letter from Colusa Industrial Properties requesting to have an item placed on the Agenda to discuss a through the fence access agreement for the Airport, and with the Board's permission, she would like to place the item on the Agenda for August 16, 2022. It is the consensus of the Board to Agendize the item for the August 16, 2022 meeting.

CONSENT AGENDA

Chair Corona makes time to approve Consent Item No's 1 through 25.

Supervisor Boes requests Item No's 1 and 20 be pulled and considered separately.

Chair Corona so directs.

Approve items No.'s 2 through 19 and 21 through 25.

2. **AG COMMISSIONER**

Approve Contract No. **C22-114** Cooperative Agreement (No. 22-0298-0000-SA) with the **California Department of Food and Agriculture (CDFA)** for Certified Farmers Market Program services, effective July 1, 2022.

3. **PROCLAMATION**

Adopt a Proclamation declaring the month of July 2022 as Sexual Assault Awareness Month.

4. **PROCLAMATION**

Adopt a Proclamation Honoring Reclamation District 108 on the 150th Anniversary of its formation.

5. **APPOINTMENT/BEHAVIORAL HEALTH BOARD**

Appoint Alfred Sellers, Jr., to the Colusa County Behavioral Health Board as an At-Large Alternate Member to serve a 3-year term, effective June 21, 2022 through June 20, 2025. **(Application received: Alfred Sellers, Jr.)**

6. COMMUNITY DEVELOPMENT DEPARTMENT
Approve Contract No. **C22-115** 2nd amendment to the **Wanda Stephens** CDBG Rehabilitation Loan Agreement.
7. COUNTY ADMINISTRATIVE OFFICE
Ratify Contract No. **C22-116** Memorandum of Understanding (MOU) with **J.R. Simplot Company**, for the operation of the gates on Farinon Road.
8. HEALTH AND HUMAN SERVICES
Approve Contract No. **C22-117** Grant Agreement with **California Department of Public Health** to implement the local Oral Health Program, effective July 1, 2022.
9. HEALTH AND HUMAN SERVICES
Approve Contract No. **C22-118** MOU between the Colusa County Department of Health and Human Services and the **North Central Counties Consortium (NCCC)**.
10. PURCHASING AND PROCUREMENT/HEALTH AND HUMAN SERVICES
Approve Contract No. **C22-119** 1st Modification to **Julian Delgado, MD**, for Public Health Officer services, effective July 1, 2022.
11. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-120** with **Willow Glen Care Center** to provide board and care services, effective July 1, 2022.
12. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-121** 3rd Modification to **Granite Wellness Centers** for substance abuse recovery and related behavioral health services effective, July 1, 2022.
13. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-122** 1st Modification to **North Valley Behavioral Health LLC** for inpatient psychiatric services, effective July 1, 2022.
14. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-123** with **Kings View Corporation** for data collection and analysis services, effective July 1, 2022.
15. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-124** 5th Modification to **BHC Heritage Oaks Hospital, Inc.** for hospital-based psychiatric inpatient service, effective July 1, 2022.
16. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-125** 4th Modification to **Restpadd of Red Bluff** for inpatient psychiatric services, effective July 1, 2022.
17. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-126** 5th Modification to **Mountain Valley Child & Family Services, Inc.** for mental health services, effective July 1, 2022.
18. PURCHASING AND PROCUREMENT
Approve Proposals from **Advanced Document Concepts** for copier/printer lease

and maintenance services for the following County Departments, and authorize the Purchasing Agent to sign the proposals and subsequent lease agreements with **Superior California Office Equipment**:

Advanced Document Concepts**C22-127** Clerk/Recorder**C22-129** Probation**C22-131** Assessor**C22-133** Ag Department**C22-135** HHS One Stop & Admin**Superior California Office Equipment****C22-128** Clerk/Recorder**C22-130** Probation**C22-132** Assessor**C22-134** Ag Department**C22-136** HHS One Stop & Admin19. PURCHASING AND PROCUREMENT/COOPERATIVE EXTENSION

Ratify Contract No. **C22-137** agreement with **Advanced Document Concepts** for maintenance of copier and approve Contract No. **C22-138** equipment lease agreement with **Superior California Office Equipment** for copier lease.

21. PUBLIC WORKS/ROAD DEPARTMENT

Adopt **Resolution No. 22-021** certifying Colusa County's maintained County road mileage for 2021.

22. PUBLIC WORKS/ROAD DEPARTMENT

Approve Contract No. **C22-139** 5th Modification to the Facility Use License agreement with the **Sites Project Authority**, for the use of county-owned property located at 122 Highway 99, Maxwell, CA.

23. SHERIFF

Approve the Colusa County Sheriff's Office Field Services Division and Correctional Services Division (Jail) 2021-2022 Supplemental Law Enforcement Funds Spending Plans (County FY 2022-2023), in the amount of \$106,160.00

24. SHERIFF/OES

Adopt **Resolution No. 22-022** authorizing Sheriff/OES Director or the Assistant Sheriff/Assistant OES Director to sign grant application documents, receive and expend funds for ongoing State Homeland Security & Emergency Management Performance Grant Programs.

25. TREASURER

Accept May 2022 Treasury Monthly Investment Report as presented.

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

Chair Corona makes time to consider Consent Item No. 1.

BOARD OF SUPERVISORS

1. Approve the Minutes from the June 7, 2022 Regular meeting as corrected.

Comments received by Supervisor Boes.

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

Chair Corona makes time for consent item No. 20.

RISK MANAGEMENT

20. Approve **Policy No. 510** Automated External Defibrillator (AED) Policy and Procedure to comply with the requirements of the California Health and Safety Code, Section 1797.196. as amended.

Comments received by Supervisor Boes.

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

III. BOARD OF SUPERVISORS/COLUSA COUNTY WATER DISTRICT (CCWD)

Chair Corona makes time for a presentation and approval of a letter supporting the Colusa County Water District's (CCWD) Groundwater Recharge Project in order to apply for upcoming Grant Funding opportunities.

Comments received by Ms. Murphy, Mr. Vanderwahl and Mr. King.

1. Approve a letter supporting the Colusa County Water District's (CCWD) Groundwater Recharge Project in order to apply for upcoming Grant Funding opportunities

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

9:43 a.m. (9:30 a.m. Item on Agenda)

PUBLIC HEARING

Chair Corona makes time for a Public Hearing and adoption of a Resolution to approve and authorize the execution of a Joint Exercise of Powers Agreement with the **California Municipal Finance Authority (CMFA)** and the issuance of \$150,000,000 in tax-exempt revenue bonds by the CMFA for the financing of the Aymium, LLC. Project (formerly California Renewable Carbon).

Comments received by Mr. Plucker.

9:46 a.m. Chair Corona opens the Public Hearing and calls for public comment.

Mr. King states he would like to know who Aymium is and who owns them.

Ms. Heupel states that Aymium is a brand name and is registered as a Delaware LLC. She further states the company is out of New York and is made up of private shareholders.

9:51 a.m. Chair Corona calls for further public comment. Hearing none, Chair Corona closes the Public Hearing.

1. Adopt **Resolution No. 22-023** to approve and authorize the execution of Contract No. **C22-140** a Joint Exercise of Powers Agreement with the **California Municipal Finance Authority (CMFA)** and the issuance of \$150,000,000 in tax-exempt revenue bonds by the CMFA for the financing of the Aymium, LLC. project (formerly California Renewable Carbon).

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

9:52 a.m. (9:30 a.m. Item on Agenda)

PUBLIC HEARING

Chair Corona makes time for a Public Hearing and adoption of a Resolution approving CEQA Exemptions and General Plan Amendment PD-21-14 changing the land use designation on 21.5 acres of land to Commercial (C). **Further**, introducing by title only and passage of a corresponding Ordinance adopting CEQA Exemptions and amending the zoning to Highway Service Commercial (C-H) of the same area.

Comments received by Mr. Plucker.

9:56 a.m. Chair Corona opens the Public Hearing and calls for public comment.

Ms. Galvan states this property belongs to her uncle, who has ran a trucking business for 14 years and she is requesting the Board's approval.

9:57 closes. Chair Corona calls for further public comment. Hearing none, Chair Corona closes the Public Hearing.

2. Adopt **Resolution No. 22-024** approving CEQA Exemptions and General Plan Amendment PD-21-14 changing the land use designation on 21.5 acres of land to Commercial (C). **Further**, Adopt **Ordinance 824** adopting CEQA Exemptions and amending the zoning to Highway Service Commercial (C-H) of the same area.

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

IV. SHERIFF/OES

Chair Corona makes time for an update on the County's Emergency Household Water Procurement and Distribution program. Further approve contracts for the procurement and delivery of potable water on an as needed basis, under the County's Emergency Household Water Procurement and Distribution plan.

Comments received by Lt. Jones, Ms. Tyler and Mr. King.

1. Approve contracts for the procurement and delivery of potable water on an as needed basis, under the County's Emergency Household Water Procurement and Distribution plan with the following:

C22-141 Lee Traynham dba Traynham Ranch
C22-142 Action Sanitary, Inc.
C22-143 Ralph Keeley III

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

2. Adopt **Resolution No. 22-025** certifying continuance of local drought emergency.

Comments received by Lt. Jones

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

Chair Corona makes time for the MHSa Annual Update for Mental Health Services Act (MHSa) Three Year Plan.

Comments received by Ms. Scroggins and Ms. Puga.

V. BEHAVIORAL HEALTH

1. Approve the 2022-23 Annual Update for Mental Health Services Act (MHSa) Three Year Plan.

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

VI. HUMAN RESOURCES

1. Approve Contract No. **C22-144** a Side Letter Agreement to the 2019-2023 **CCEA MOU** which establishes compensation guidelines, addressing sleep time for 24-hour shifts.

Comments received by Ms. Church.

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

VII. AUDITOR

Chair Corona makes time to accept the annual report of Imprest Cash and Change Funds.

Comments received by Ms. Doble.

1. Accept annual report of Imprest Cash and Change Funds.

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

2. Approve Special Claims as follows:

<u>Invoice #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
983188707	BEHAVIORAL HEALTH	SIERRA TREATMENT CENTER	\$17,100.00
983189178	BEHAVIORAL HEALTH	SIERRA TREATMENT CENTER	\$14,850.00
2676863	CENTRAL SERVICES	VITAL RECORDS CONTROL	\$277.49

Comments received by Ms. Tyler.

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

Chair Corona declares a recess at 10:22 a.m. and reconvenes in Regular Session at 10:30 a.m. and states that they are now sitting as the Colusa County Air Pollution Control District with all Directors present, except Director Carter.

Comments received by Ms. Allen.

VIII. AG COMMISSIONER/AIR POLLUTION CONTROL

1. SITTING AS THE COLUSA COUNTY AIR POLLUTION CONTROL DISTRICT

Adopt **Resolution No. 22-026** authorizing the Air Pollution Control District Officer to accept the grant funds awarded under the California Air Resources Board's Prescribed Burn Reporting and Monitoring Support Program and approve Contract No. **C22-145** Grant Agreement (G21-PBRM-05) with the **State of California Environmental Protection Agency**, effective June 1, 2022, and authorize the Air Pollution Officer to sign.

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

Chair Corona adjourns as the Air Pollution Control District at 10:32 a.m. and states that they are now sitting as the Colusa County Board of Supervisors with all Supervisors present, except Supervisor Carter.

Comments received by Mr. Azevedo.

IX. PUBLIC WORKS/ROAD DEPARTMENT

1. Adopt a **Resolution No. 22-027** approving a project list for fiscal year 2022-23 funded by SB 1: the Road Repair and Accountability Act of 2017.

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

X. COUNTY COUNSEL

Chair Corona makes time for an update from the Ambulance Ad-hoc Committee and approval of a Resolution to Place a Tax Measure for Emergency Medical Ground Transport Services on the November 8, 2022 general elections ballot. **(4/5th vote required)**

Comments received by Supervisor Smith, Mr. Poland, Ms. Tyler, Mr. Stout, Chief Gilbert and Mr. Selover.

Direct staff to strike sunset provision section 18C-16 from the Ordinance and state that this is for emergency medical ground transport services.

1. Adopt **Resolution No. 22-028** to Place a Tax Measure for Emergency Medical Ground Transport Services on the November 8, 2022 general elections ballot. **(4/5th vote required)**

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

XI. COUNTY ADMINISTRATIVE OFFICE

1. Chair Corona makes time for a discussion and provide direction to staff concerning request from Colusa County Waterworks District #1 for assistance with grant administration, policy development and governance.

Comments received by Ms. Tyler

Direct to staff to identify administrative support in an amount not to exceed \$1000.00 per month.

2. Approve letter to Governor Newsom requesting full funding of the Williamson Act in the FY 22/23 State Budget.

Comments received by Ms. Tyler.

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

XII. SUPERVISORS' REPORTS OR COMMENTS

Supervisors Boes

Meetings/functions attended:
Budget Ad-Hoc meeting
Colusa Fair Parade
RACE Ribbon Cutting
Williams City Council meeting
Transportation and Transit meeting

Supervisor Smith

Meetings/functions attended:
Colusa County Fair
CERF Funding meeting
RCRC meeting
Calfire Tour
GSFA meeting
Transportation and Transit meeting

Supervisor Evans

Meetings/functions attended:

- Sites meeting
- Colusa Fair Parade
- Forest Service meeting
- Private Contractors meeting
- Transportation and Transit meeting

Supervisor Corona

Meetings/functions attended:

- Agenda Review
- RACE Ribbon Cutting
- EMCC meeting
- Budget Ad-Hoc meeting
- Colusa Fair Parade
- Constituent calls for road conditions

XIII. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS

Ms. Tyler states there will be a Special Meeting on June 30, 2022, at 11:00 a.m. to approve the Recommended Budget. Mr. Azevedo states there is \$1.5 billion dollars in the State's Proposed Budget to retire senior water rights for the benefit of the environment.

Chair Corona adjourned the meeting at 11:36 a.m. to reconvene in Regular Session on August 2, 2022 at the hour of 9:00 a.m.

J. Merced Corona, Chair

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

BY _____
Patricia Rodriguez, Deputy Clerk