

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
Board of Supervisors/Risk Manager
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COLUSA COUNTY BOARD OF SUPERVISORS

Minutes

December 20, 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 20th day of December 2022 at the hour of 9:00 a.m.
Present: Supervisors Daurice K. Smith, Denise J. Carter, Gary J. Evans and Kent S. Boes.
Absent: Supervisor J. Merced Corona.

Opening Prayer - Pledge of Allegiance

PERIOD OF PUBLIC COMMENT

None.

REPORT OUT OF DECEMBER 6, 2022 CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9(a), *Semon v. County of Colusa*, Colusa County Superior Court case No. CV24391. Counsel states direction given to Staff with no reportable action.

2. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9 (d)(2): One matter. Counsel states direction given to Staff with no reportable action.

ANNOUNCEMENT OF CLOSED SESSION

Counsel announces Closed Session items as follows:

1. EXISTING LITIGATION - Conference with legal counsel pursuant to Government Code § 54956.9, subdivision (d)(1) concerning litigation that has been formally initiated. County of Colusa v. City of Colusa, et.al. Sacramento County Superior Court Case Number 34-2022-8000385 1-CU WMGDS.

2. EXISTING LITIGATION - Conference with legal counsel pursuant to Government Code § 54956.9, subdivision (d)(1) concerning litigation that has been

formally initiated. *Center for Biological Diversity v. County of Colusa, et al.*, US District Court for the Eastern District of California, No.: 1:20-cv-0076 DAD-EPG.

I. STAFF REPORTS

Mr. Plucker provides an update on building code changes that will be going into effect on January 1, 2023.

Mr. Azevedo states that due to the holidays, the Maxwell Transfer Station will have modified operating hours, but collection will remain on schedule.

Ms. Rose Gallo-Vasquez reports that the election results are complete. She further states she has been working with the newly elected Clerk-Recorder to assist with the transition and the department is hoping to provide updated recording fees later in the year.

Mr. Charter provides a report on current rates and states that the numbers are predicting a recession.

Ms. Tyler states the Board received correspondence regarding the CalFire Fire Severity Maps and there will be a public meeting held on January 3, 2023 at 6:00 p.m. at the Stonyford Community Hall. She further states that on December 14, 2022, the Board received an anonymous letter requesting the Board adopt an ethics clause that should be followed by candidates during elections. Mr. Stout states that since candidates are not yet elected officials, any policy would be very difficult to enforce. Ms. Gallo-Vasquez states there is a form called the Code of Fair Campaign Promises that candidates have the option of signing, stating they will adhere to a certain set of rules during the campaign. She further states that she will forward it to Ms. Tyler.

II. BOARD OF SUPERVISORS

1. Adopt a Proclamation honoring Rose Gallo-Vasquez for her years of service to the citizens of Colusa County.

Comments received by Ms. Tyler.

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

CONSENT AGENDA

Approve Consent Item No.'s 1 through 17.

1. BOARD OF SUPERVISORS

Approve the December 6, 2022 Board of Supervisors Regular meeting minutes.

2. APPOINTMENT/WILLIAMS CEMETERY DISTRICT

Reappoint Joyce Fulcher (Dist. 3) to the Williams Cemetery District to serve a 4-year term effective December 16, 2022 through December 15, 2026. **(Application**

received: Joyce Fulcher)

3. PROCLAMATION/FISH & GAME
Adopt a Proclamation in Recognition of Fish and Game Officer, Brett Gomes.
4. APPOINTMENT/SACRAMENTO RIVER FIRE PROTECTION DISTRICT
Reappoint Rande Brookins to the Sacramento River Fire District to serve a 4 year term, effective November 4, 2022 through November 3, 2026. **(Applications received: Rande Brookins)**
5. APPOINTMENT/RESOURCE CONSERVATION DISTRICT
Reappoint Allen Gobel and Thomas Hickok to the Resource Conservation District to serve 4-year terms effective November 26, 2022 to November 25, 2026. **(Applications Received: Allen Gobel and Thomas Hickok)**
6. BEHAVIORAL HEALTH
Approve Contract No. **C22-245**, 6th Modification to MOU with **California Health and Wellness**, for coordination of services by extending the term through December 31, 2023.
7. CLERK RECORDER/ELECTIONS
Acknowledge receipt of the Certified Election Results for the Statewide General Election held November 8, 2022.
8. COUNTY ADMINISTRATIVE OFFICE
Ratify Contract No. **C22-246** Local Assistance and Tribal Consistency Fund Award Terms and Conditions.
9. COUNTY ADMINISTRATIVE OFFICE
Authorize Board Clerk to assign Contract Number **C22-247** to Amendment 1 with the **State of California Department of Water Resources** agreement number 4600014671 for Colusa County Bottled and Hauled Water Project.
10. COUNTY ADMINISTRATIVE OFFICE
Approve corrected Inter-Budget No. IB-001.
11. PUBLIC WORKS/ROAD DEPARTMENT/AIRPORT
Approve reassignment of Tee Hangar lease **#5**, Contract No. **C22-248 with W.A. Yerxa Family Revocable Trust and #16**, Contract No. **C22-249** with **Allan Myers** effective December 20, 2022 and authorize Airport Manager to sign the lease agreements.
12. PUBLIC WORKS/ROAD DEPARTMENT/AIRPORT ENTERPRISE
Adopt **Resolution No. 22-056** 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 Airport Improvement Program (AIP) Matching Grant.
13. PURCHASING AND PROCUREMENT/BUILDING & GROUNDS MAINTENANCE
Adopt plans, specifications and working details to re-roof the Plaza Building located at 220 12th Street in Colusa, CA.

14. PURCHASING AND PROCUREMENT/BUILDING & GROUNDS MAINTENANCE
Approve Contract No. **C22-250**, 1st Modification to **All About Building Inc.**, for the renovations of the Adult Residential Facility, Cypress House located at 282 10th Street, Williams, CA.
15. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C22-251**, 2nd Modification to **Aurora Behavioral Healthcare-Santa Rosa**, for mental health services.
16. SHERIFF
Ratify Contract No. **C22-252** (No. G22-03-05-L01/Contract No. C32-34-092), with the **California Department of Parks and Recreation** for on-going OHV Grant-Law Enforcement, effective October 4, 2022.
17. TREASURER
Accept November 2022 Treasury Monthly Investment Report as presented.

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

IV. HUMAN RESOURCES

1. Approve salary range adjustments for the classifications of Public Health Nurse I/II/III (PHN) effective January 1, 2023 as follows: PHN I from PF38 (\$5,236 - \$8,588) to PF41 (\$5,639 - \$9,249); PHN II from PF42 (\$5,780 - \$9,481) to PF45 (\$6,226 - \$10,210); and PHN III from PF46 (\$6,382 - \$10,465) to PF49 (\$6,874 - \$11,270).

Comment received by Ms. Rhodes and Ms. Kelly.

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

V. AUDITOR

1. Approve Special Claims as follows:

<u>Invoice #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
03-22-728	HUMAN RESOURCES	MUNICIPAL RESOURCE GROUP LLC	\$23,560.00

Comments received by Ms. Tyler.

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

2. Presentation and discussion of report on Development Impact Fees collected and expended for Fiscal Year 2021-22.

Comments received by Ms. Van Warmerdam.

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

3. Direction to Auditor's Department regarding the State Controller's Office Apportionment Allocation of Property Tax Revenue Audit Findings.

Comments received by Ms. Wheeler, Ms. Navarro and Ms. Tyler.

RESULT:	CONTINUED TO JANUARY 17, 2023 MEETING
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VI. COMMUNITY DEVELOPMENT DEPARTMENT

1. Adopt **Resolution No. 22-057** authorizing the County Administrative Officer (CAO) to apply for, receive and execute any necessary documents for Regional Early Action Planning Grant Program of 2021 (REAP 2.0). **Further**, authorize the County Administrative Officer to enter into Contract No. **C22-253**, as approved by County Counsel, with the **Regional Housing Authority** to serve as a sub-recipient for any awarded funds.

Comments received by Mr. Plucker, Mr. Becerra and Ms. Tyler.

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

VII. COUNTY COUNSEL/COMMUNITY DEVELOPMENT

1. Adopt **Ordinance No. 828** adopting a CEQA Exemption and County Code Text Amendment to add Article V (Electric Vehicle Charging Station Permitting Process) to Chapter 5 (Building Code).

Comments received by Mr. Plucker and Mr. Stout.

RESULT:	APPROVED [3 TO 1]
MOVER:	Carter
SECONDER:	Smith
AYES:	Boes, Smith, Carter
NAYS:	Evans
ABSENT:	Corona

COUNTY COUNSEL

2. Introduction and first reading by title only, of a proposed Ordinance adding Chapter 18C (Emergency Medical Ground Transportation Transactions and Use Tax Ordinance) to the Colusa County Ordinance Code; **Further**, set January 3, 2023, for second reading and adoption and direct the Clerk to post notice of same; designate County Counsel to prepare a summary of the ordinance to be published by the Clerk of the Board.

Comments received by Mr. Stout and Ms. Tyler.

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

COUNTY COUNSEL

2. Direction given to staff to draft a Resolution for the formation of the Citizens Advisory Committee to include the following criteria:

Each Committee Member shall serve a 2-year term and represent an individual Supervisorial District, be a resident of that District, and be nominated by the Supervisor representing that District. Further the Committee will be comprised of ~~5~~ 7 members and of which will include 2 At-Large members representing the first responder community.

Further direction to CAO to work with the City Manager of Colusa and the City Administrator of Williams to draft criteria for RFP with assistance from Sierra-Sacramento EMS.

VIII. COUNTY ADMINISTRATIVE OFFICE

1. Presentation on Loss Prevention and Safety activities.

Comments received by Mr. Manouse.

2. Introduction and first reading by title only of a proposed ordinance amending appendix A of Section 2-100 of Article XVI of Chapter 2 of the County Code (Conflict of Interest Code). Further set January 3, 2023 for second reading and adoption and direct the Clerk to post notice of same; designate County Counsel to prepare a summary of the ordinance to be published by the Clerk of the Board.

Comments received by Ms. Tyler.

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

3. Adopt Colusa County Debt Management Policy (Policy No. 215).
Comments received by Ms. Tyler.

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

Vice-Chair Boes recesses at 10:22 a.m. and states they are now sitting as the Colusa County Flood Control and Water Conservation District with all Directors present except J. Merced Corona.

IX. COLUSA COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

1. **SITTING AS COLUSA COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT**
Approve Contract No. **C22-254**, 1st Modification to **IronSight LLC**, for consulting services associated with the Sites Reservoir Project.

Comments received by Ms. Tyler and Ms. Vann.

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

2. **SITTING AS COLUSA COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT**
Adopt Colusa County Flood Control and Water Conservation District Debt Management Policy.

Comments received by Ms. Tyler and Ms. Vann.

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

Vice-Chair Boes adjourns as the Colusa County Flood Control and Water Conservation District at 10:27 a.m. and states they are now sitting as the Board of Supervisors with all Supervisors present except J. Merced Corona.

X. BOARD OF SUPERVISORS

1. Approve letter of support for Colusa Subbasin DWR Proposition 68 (Round 2) Grant application for Sustainable Groundwater Management implementation.

Comments received by Supervisor Carter.

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

2. Adopt a Proclamation honoring District 5 Supervisor, Denise J. Carter for her 14 years of service to the citizens of Colusa County.

Comments received by Ms. Tyler.

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

XI. SUPERVISORS' REPORTS OR COMMENTSSupervisor Smith

Meetings/functions attended:
 One Stop Board meeting
 FEMA Remap issues

Supervisor Boes

Meetings/functions attended:
 DHHS Employee Appreciation Event
 Regional Housing Authority Board meeting
 Behavioral Health Advisory Board meeting
 Williams City Council meeting
 Agenda Review

Supervisor Evans

Meetings/functions attended:
 Sites Meetings

Supervisor Carter

Meetings/functions attended:
 RCRC and GSFA Board meetings
 Groundwater Authority Board meeting and Ad-Hoc meetings
 RD108 Board meeting
 River Partners Sac River Restoration Open House
 Meeting with Supervisor Elect Bell

XII. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS
None.

Vice-Chair Boes declares a recess at 10:40 a.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. County of Colusa v. City of Colusa, et.al. Sacramento County Superior Court Case Number 34-2022-8000385 1-CU-WMGDS

2. EXISTING LITIGATION - Conference with legal counsel pursuant to Government Code § 54956.9, subdivision (d)(1) concerning litigation that has been formally initiated. *Center for Biological Diversity v. County of Colusa, et al.*, US District Court for the Eastern District of California, No.: 1:20-cv-0076 DAD-EPG

Vice-Chair Boes adjourned the meeting at 11:03 a.m. to reconvene in Regular Session on January 3, 2023 at the hour of 9:00 a.m.

Kent S. Boes, Vice-Chair

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

BY _____
Melissa Kitts, Deputy Clerk