

## Board of Supervisors

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



## County of Colusa

Wendy G. Tyler, CAO/Clerk to the  
Board of Supervisors/Risk Manager  
Ann Nordyke, Chief Deputy Clerk  
Patricia Rodriguez, Deputy Clerk  
Melissa Kitts, Deputy Clerk  
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## COLUSA COUNTY BOARD OF SUPERVISORS

### Minutes

April 11, 2023

**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 11<sup>th</sup> day of April 2023 at the hour of 9:00 a.m. Present: Supervisors Janice A. Bell, J. Merced Corona, Daurice K. Smith, Gary J. Evans and Kent S. Boes.

Opening Prayer - Pledge of Allegiance

#### PERIOD OF PUBLIC COMMENT

Mr. White states that the Friends of the Colusa County Library is holding their annual wine tasting event on Saturday, May 6, 2023. He further states that he appreciates the continued generosity and support from the Supervisors for this event.

Mr. Bressler reports County road issues on Gridley Highway and Adobe Roads.

#### REPORT OUT OF MARCH 28, 2023 CLOSED SESSION

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. Counsel states direction given to Staff with no reportable action.

2. EMPLOYEE PERFORMANCE EVALUATION  
California Government Code section 54957(b). Title: Community Development Director. Counsel states direction given to Staff with no reportable action.

ANNOUNCEMENT OF CLOSED SESSION

Counsel announces Closed Session as follows:

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
2. 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.

**I. STAFF REPORTS**

Ms. Rhodes states she regrets any confusion regarding the intent for the Workshop for employee recruitment and retention and wanted to share the challenges they are experiencing. She further states there will be another workshop scheduled for May 9, 2023.

Ms. Edwards speaks to items pertaining to her department including the new Deputy Clerk II, increased fees, her efforts to find a more affordable program for filing 700 forms, file relocation, grant opportunities, Special District landowner elections, and legislation impacting her department.

Ms. Kelly states that up to 49 local consumers have lost over \$40,000 in EBT benefits due to fraudulent activity from a skimming device. She further states consumers that were impacted by the fraud will have their benefits restored, though it will take some time. She further recommends consumers arrange having benefits received through direct deposit as it provides more security than having funds issued on a card.  
**(Handout on File in the Board Clerk's Office)**

Supervisor Corona asks if any arrests have been made.

Ms. Kelly states that CDSS has been working with the FBI, but to her knowledge no arrests have been made.

Supervisor Smith asks if there is any bridge funding for people that have been affected.

Ms. Kelly states she doesn't have the control to provide funds in that way unfortunately and their funds will be restored, but it will take time.

Mr. Plucker states the California Municipal Finance Authority (CMFA) has provided nearly \$37,000 to be donated to local nonprofits. He states that after discussions with the CAO, they feel the donation should be equally distributed among the Nickels Soil Lab, the Friends of the Colusa County Animal Shelter and the Friends of the Colusa County Free Library. He further states he will move forward with these suggestions as long as there are no objections from the Board.

Ms. Allen provides an update on items pertaining to her Departments including planting, water allocations, staff training, preliminary mill and Unclaimed Gas Tax (UGT) estimates, Migrant Center projects and the opening of the Migrant Center, which is scheduled for Monday, April 17, 2023.

Ms. Tyler states she met with the two City Managers and SSV representatives on the draft RFP for emergency medical ground transportation. She further states they would like to meet with the local Fire Chiefs to discuss details of the RFP and anticipate having a draft for distribution by the end of the month. She states that the Fire Chief's Association request the County adopt a fireworks ordinance. Each Fire District has the ability to create their own enforcement measures per State Fire Code. Barring any objections, she'd like to contact the Fire Chiefs and let them know firework enforcement is within their authority and the County doesn't need to create an Ordinance. She states the second CEDS meeting was held and there is concern about the poor response to the survey that was distributed. She further states they will now offer the survey in Spanish and are planning a social media and print media push in hopes to get a better response.

### **CONSENT AGENDA**

Ms. Tyler requests to pull Item No. 1 and bring back at the next meeting and requests Item No. 2 be pulled and considered separately.

Chair Boes so directs.

Approve Consent Items 3 through 6.

3. **HEALTH AND HUMAN SERVICES**

Approve Contract No. **C23-072** Subcontract (Agreement No. AP 2223-03 S001) Amendment AM1 with **Chico State Enterprises**, for Senior Nutrition Program funding, effective July 1, 2022, and authorize County Administrative Officer to sign.

4. **SHERIFF**

Approve Contract No. **C23-073** 1<sup>st</sup> Amendment with the **Board of State and Community Corrections** ("BSCC"), for the Jail Construction project and authorize the Sheriff to sign.

5. **SHERIFF**

Approve Contract No. **C23-074** 1<sup>st</sup> Modification with **Clark & Sullivan Construction and Broward Builders, Inc** for the Jail project and authorize the County Administrative Officer to sign.

6. **PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH**

Approve Contract No. **C23-075** Amendment 1 to Participation Agreement with **California Mental Health Services Authority (CalMHSA)**, for the Behavioral Health Quality Improvement Program (BHQIP).

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Evans
<b>SECONDER:</b>	Bell
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

1. BOARD OF SUPERVISORS  
Approve the March 27, 2023 Special Meeting Board of Supervisors and Department Head Workshop Minutes and the March 28, 2028 Board of Supervisors Meeting Minutes.

<b>RESULT:</b>	<b>PULLED</b>
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Chair Boes makes time for Consent Item No. 2.

**9:30 a.m.** Supervisor Evans states he has a conflict and leaves the room.

2. COMMUNITY DEVELOPMENT DEPARTMENT/PLANNING UNIT  
Adopt **Resolution No. 23-016** authorizing recordation of Parcel Map #22-15 and authorize the County Surveyor to record same.

Comments received by Mr. Plucker.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Smith
<b>SECONDER:</b>	Corona
<b>AYES:</b>	Corona, Boes, Kalfsbeek-Smith, Bell
<b>ABSENT:</b>	Evans

**9:32 a.m.** Supervisor Evans rejoins the session and is now seated.

- III. HUMAN RESOURCES
  1. Approve salary increase for Deputy Sheriff Trainee to \$4,100 per month.

Comments received by Ms. Rhodes, Asst. Sheriff Bradwell, and Ms. Tyler.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kalfsbeek-Smith
<b>SECONDER:</b>	Evans
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

2. Approve Amendment to Personnel Rule 1.121 Outside Employment and associated annual declaration form.

Comments received by Ms. Rhodes and Ms. Tyler.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Corona
<b>SECONDER:</b>	Bell
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

3. Adopt Revised Job Class Table reflecting the salary increase for the classification of Deputy Sheriff Trainee approved by the Board on April 11, 2023.

Comments received by Ms. Rhodes.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kalfsbeek-Smith
<b>SECONDER:</b>	Evans
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

#### IV. AUDITOR

1. Approve Special Claims as follows:

<u>Invoice #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
7328	PUBLIC WORKS	THREE29 MEDIA LLC	\$562.50

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Evans
<b>SECONDER:</b>	Kalfsbeek-Smith
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

Chair Boes recesses as the Board of Supervisors at 9:48 a.m. and states they are now sitting as Colusa County Air Pollution Control District Board with all Directors present.

#### V. AG COMMISSIONER/AIR POLLUTION CONTROL

1. **SITING AS COLUSA COUNTY AIR POLLUTION DISTRICT BOARD**

Ratify Contract No. **C23-076** Amendment 1 (G19-AGIP-12-1) with the **California Environmental Protection Agency Air Resources Board**, reducing funding and clarify Grantee requirements. **Further**, Ratify Contract No. **C23-077** Amendment 2 (G19-AGIP-12-2) with the **California Environmental Protection Agency Air Resources Board**, to extend the grant end date to August 30, 2025, for the Funding Agricultural Replacement Measures for Emission Reductions (FARMER) Program for FY: 2019/2020.

Comments received by Ms. Allen, Mr. Ryan and Ms. Tyler.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kalfsbeek-Smith
<b>SECONDER:</b>	Bell
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

Chair Boes adjourns as the Colusa County Air Pollution Control District Board at 9:53 a.m. and states they are now sitting as the Colusa County Board of Supervisors with all Supervisors present.

**VI. CLERK/RECORDER**

1. Adopt **Resolution No. 23-017** approving an Additional Two Dollar (\$2.00) Fee for Recording the First Page of Every Instrument, Paper or Notice Required or Permitted by Law to be Recorded for the purpose of implementation and ongoing operation of a Restrictive Covenant Modification Program.

Comments received by Ms. Edwards, Ms. Tyler and Mr. Stout.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Corona
<b>SECONDER:</b>	Kalfsbeek-Smith
<b>AYES:</b>	Corona, Boes, Kalfsbeek-Smith, Bell
<b>NAYS:</b>	Evans

Chair Boes declares a recess at 10:13 a.m. to reconvene at 10:25 a.m.

**VII. SHERIFF**

1. Receive report on the status of the Emergency Household Water Tank Program.

Comments received by Lt. Cooper, Ms. Olivares and Ms. Tyler.

**VIII. HEALTH AND HUMAN SERVICES**

1. Approve Closure of the Department of Health and Human Services Eligibility Lobby on the following dates for the purpose of processing Medi-Cal Redeterminations: April 25, May 23, June 20, July 18, August 22, September 19, and October 17<sup>th</sup> 2023 and January 23, February 27, March 26, April 23 and May 21, 2024.

Comments received by Ms. Kelly.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kalfsbeek-Smith
<b>SECONDER:</b>	Bell
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

**IX. PUBLIC WORKS/ROAD DEPARTMENT**

1. Presentation/Discussion on Road Maintenance Criteria and Activities.

Comments received by Mr. Azevedo, Ms. Tyler, Ms. Edwards, Ms. Meeker, Ms. Kelly and Mr. Wright.

**X. COUNTY ADMINISTRATIVE OFFICE**

1. Presentation on Loss Prevention and Safety activities.

Comments received by Mr. Manouse.

2. Adopt **Resolution No. 23-018** Approving the Form and Authorizing the Execution of Certain Lease Financing Documents in Connection with the Offering and Sale of Certificates of Participation Relating Thereto to Finance the Cost of Certain Capital Projects and Authorizing and Directing Certain Actions with Respect Thereto.

Comments received by Ms. Tyler and Mr. Small.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Corona
<b>SECONDER:</b>	Evans
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

**XI. BOARD OF SUPERVISORS**

Chair Boes makes time to approve the nomination/appointment of the Colusa County Citizens Advisory Committee on Emergency Medical Ground Transportation.

**(Applications received: Matt Alonso- District 1, Donald Litchfield, Gumerlindo "Bo" Salazar, Jr., Paul C. Harmon, Tim Kelley, Ralph Newlin - District 2, Andrea Armstrong - District 3, Allen Beck, Tyson Urrutia, James F. Manhart, - District 4, and Jeffrey Winters, Barbara Sachs, Colleen Wrynski - District 5)**

Further, appoint two at large members representing the EMS/First Responder community for a two-year term, or provide direction to staff as to further process for appointment **(Applications received: Gumerlindo "Bo" Salazar Jr., Paul C. Harmon, Tim Kelley, Tyson Urrutia, James F. Manhart, Barbara J. Sachs, Colleen Wrynski)**

Comments received by Ms. Tyler, Mr. Salazar, Ms. Meeker and Ms. Sachs.

Supervisor Smith nominates Mr. Salazar and Mr. Uruttia to serve as the two At-Large Members representing the EMS/First Responder Community.

Appoint Mr. Salazar and Mr. Uruttia as the two At- Large members representing the EMS/First Responder community to the Colusa County Citizens Advisory Committee on Emergency Medical Ground Transportation to serve a two-year term.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Smith
<b>SECONDER:</b>	Bell
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

Approve nomination/appointment to the Colusa County Citizens Advisory Committee on Emergency Medical Ground Transportation to serve a term that coincides with the nominating Supervisor's term of office as follows:

District 1: Matt Alonso;  
District 2: Donald Litchfield;  
District 3: Andrea Armstrong;  
District 4: Allen Beck; and  
District 5: Jeffrey Winters

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Evans
<b>SECONDER:</b>	Corona
<b>AYES:</b>	Evans, Corona, Boes, Kalfsbeek-Smith, Bell

**XII. SUPERVISORS' REPORTS OR COMMENTS**

Supervisor Evans

Meetings/functions attended:

- Colusa Groundwater Authority meeting
- Transportation Commission and Transit Agency meeting
- Sites Sub-Committee meetings
- Colusa City Council meeting
- Sac Valley Basin Wide Air Pollution Control meeting
- Community Economic Development Strategy meeting
- Constituent calls regarding roads

Supervisor Smith

Meetings/functions attended:

- Colusa Groundwater Authority meeting
- One Stop Special meeting
- Transportation Commission and Transit Agency meeting
- Colusa City Council meeting
- Community Economic Development Strategy meeting
- Participated in "Literacy for All" recording

Supervisor Bell

Meetings/functions attended:

- City of Colusa Planning Commission meeting
- LAFCo meeting
- La Malfa's Yuba City office opening
- Caltrans meeting discussion about traffic circle near Marguerite
- Gang Resistance Education and Training (G.R.E.A.T.) graduation
- Constituent calls

Supervisor Corona

Meetings/functions attended:

- LAFCo meeting
- Constituent calls
- Funeral
- FFA Annual Awards ceremony



Supervisor Boes

Meetings/functions attended:

- Transportation Commission and Transit Agency meeting
- Karen's House Board meeting - Karen's House is hosting their golf tournament on May 19, 2023.
- Williams Cannabis workshop
- LAFCo meeting
- Community Economic Development Strategy meeting

**XIII. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS**

None.

Chair Boes declares a recess 11:54 a.m. to convene in Closed Session.

**XIV. CLOSED SESSION/ COUNTY COUNSEL**

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

2. 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

Chair Boes adjourned the meeting at 1:27 p.m. to reconvene in Regular Session on April 25, 2023 at the hour of 9:00 a.m.

\_\_\_\_\_  
Kent S. Boes, Chair

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

BY \_\_\_\_\_  
Melissa Kitts, Deputy Clerk