

Board of Supervisors

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



COUNTY OF COLUSA

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Minutes

September 7, 2010

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 7th day of September 2010 at the hour of 8:00 a.m., with Closed Session scheduled for 8:05 a.m. Present: Supervisors Kim Dolbow Vann, Chairman, Denise J. Carter, Thomas A. Indrieri, Mark D. Marshall and Gary J. Evans. Absent: None.

Present: Thomas R. Parker, Marge Kemp-Williams, County Counsel's Office.
Cindy Lovelace, Interim Personnel Director.
William Cornelius, Interim Director, Behavioral Health Services.
Scott Marshall, Sheriff.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Chairman Vann calls to order the Regular meeting of September 7, 2010 at 8:00 a.m.

Mr. Parker announces the Board will consider the following Closed Session items:

- A. Under the Provisions of Government Code Section 54957, County Counsel and the Interim Personnel Director will discuss with the Board personnel matters and possible action – 1 case.
- B. Under the Provisions of Government Code Section 54957, County Counsel and the Interim Personnel Director will discuss with the Board personnel matters and possible action – 2 cases.
- C. Under the Provisions of Government Code Section 54956.9, County Counsel will discuss with the Board pending litigation in the matter of the County of Colusa vs Connor Davis, Superior Court Case Number CV23783.
- D. Under the Provisions of Government Code Section 54956.8, the Board will meet with its Negotiator, to discuss the possible purchase/sale of real property located at 825 Bridge Street, Colusa, CA.

Chairman Vann declares a recess at 8:05 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:10 a.m., with all Supervisors present.

Present: Jim Bell, Jon Wrynski, Public Works Department.
Mary Winters, Colusa citizen.
Robert Zunino, Assistant Auditor-Controller.
Cindy Lovelace, Interim Personnel Director.
Elizabeth Kelly, Interim Director, Health & Humans Services.
William Cornelius, Interim Director, Behavioral Health Services.
Doctor Marilyn Kennedy, Colusa County Film Commission.
Thomas R. Parker, County Counsel.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Vann. Pledge of Allegiance.

ADMINISTRATION/MINUTES: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve the Minutes of the August 24, 2010 Regular Session. Motion carried: All yes. Absent: None.

Chairman Vann declares time for a period of public comment. Hearing none, Chairman Vann closes the period of public comment.

Mr. Parker announces the Board met in Closed Session regarding the following matters:

- Under the Provisions of Government Code Section 54957, County Counsel and the Interim Personnel Director discussed with the Board personnel matters and in one (1) case. The Board directed that negotiations be carried out with Dr. Toribio and as part of negotiations no County of Colusa resident would be turned away from the proposal. **(See Supervisors Minutes Book page 282)**

- Under the Provisions of Government Code Section 54957, County Counsel and the Interim Personnel Director discussed with the Board personnel matters in two (2) cases and staff was given direction.

- Under the Provisions of Government Code Section 54956.9, County Counsel discussed with the Board pending litigation in the matter of the County of Colusa vs Connor Davis, Colusa Superior Court Case Number CV23783 and authorized County Counsel to withdraw legal action.

- Under the Provisions of Government Code Section 54956.8, the Board met with its Negotiator and discussed the possible purchase/sale of real property located at 825 Bridge Street, Colusa, CA., and directed negotiators to inform the interested party the County is not interested, at this time, in selling said property.

9:05 a.m. STAFF REPORTS

At the request of the Director of Public Works, Chairman Vann pulls from the Consent Agenda, item No. 7, ratifying an agreement between the County of Colusa Public Works Department and Lannie's Septic Service until reauthorized.

9:12 a.m. (9:10 a.m. item on Agenda)PERSONNEL/HEALTH AND HUMAN SERVICES/HEALTH-4012: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve filling the vacancy of Office Assistant III, PFT, MSC Range 10, \$1,944.00 - \$2,363.00 per month, effective October 1, 2010. Motion carried: All yes. Absent: None.

PERSONNEL/HEALTH AND HUMAN SERVICES-5011: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve filling the vacancy of Office Assistant I/II, PFT, MSC Range 1/5, \$1,560.00 - \$1,896.00/\$1,720.00 - \$2,091.00 per month, effective October 1, 2010, utilizing the Merit Systems Hiring List. Motion carried: All yes. Absent: None.

Present: Doris Gomez, Revenue & Recovery.
Dr. Marilyn Kennedy, Chair Colusa County Film Commission.

9:15 a.m. HEALTH AND HUMAN SERVICES: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve a request to transfer \$185,000.00 from Public Health Realignment Fund 02811 to Social Services Realignment Fund 02810, per Welfare & Institution Code (WIC) 17600.20. Motion carried: All yes. Absent: None.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to designate Elizabeth Kelly, Interim Director of Health and Human Services as a Board member on the Community Action Partnership Board, replacing Beth Meyerson who resigned from County service, effective September 7, 2010. Motion carried: All yes. Absent: None.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to designate Donna Dennis, Adult Protective Services/Child Protective Services Program Manager, as alternate on the Community Action Partnership Board, replacing Jack Lawrence, who passed away and Kay Sharpe, who retired from County service, effective September 7, 2010. Further, direct the Clerk to prepare a letter of appreciation for the Chairman's signature regarding Mr. Lawrence's dedication and service to the County and mail same to Mrs. Minnie Lawrence. Motion carried: All yes. Absent: None.

CONSENT AGENDA: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve Consent Agenda Item Nos. 1 through 6 and 8 through 13 as follows:

1. HEALTH AND HUMAN SERVICES/RESOLUTION: Adopt **Resolution No. 10-036**, a Resolution of the Colusa County Board of Supervisors Declaring the Colusa County Department of Health and Human Services as the Lead Administrative Agency for the Child Abuse Prevention, Intervention and Treatment Program (CAPIT), the Community-Based Grants for the Prevention of Child Abuse and Neglect (CBCAP) and the Promoting Safe and Stable Families (PSSF) Programs and authorize the Chairman to sign.

C10-221 2. HEALTH AND HUMAN SERVICES: Approve a Maintenance Agreement between the County of Colusa Health and Human Services and **Ray Morgan Company**, for the Public Health fax machine, effective July 1, 2010 through June 30, 2011, with terms and conditions as set forth in the agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of

Supervisors.

C10-222 3. HEALTH AND HUMAN SERVICES: Approve Subcontract Agreement No. IIC-025-11, between the County of Colusa Health and Human Services and **the CSU, Chico Research Foundation, California State University, Chico on behalf of its program the Area 3 Agency on Aging**, effective July 1, 2010 through June 30, 2011, with terms and conditions as set forth in the agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

4. AUDITOR-CONTROLLER/PUBLIC HEARING: Approve setting September 21, 2010 at 1:30 p.m. for a Public Hearing in the Board of Supervisors Chambers for the purpose of hearing proposals for revisions to the Recommended County of Colusa Fiscal Year 2010-11 Budget and direct the Clerk to publish and post Notice of same. (Pursuant to Government Code Sections 29081 and 29088 the hearing may be continued from day to day until concluded, but not to exceed a total of 14 calendar days, and the Board must adopt the Final Budget by resolution, no later than October 2, 2010).

5. PLANNING AND BUILDING/PUBLIC HEARING: Set a public hearing October 5, 2010 at 9:30 a.m., to consider a proposed Ordinance of the County of Colusa Approving the Development Agreement by and Between the County of Colusa and Central Valley Gas Storage, LLC., and direct the Clerk to publish and post Notice of same.

C10-223 6. PUBLIC WORKS: Ratify agreement between the County of Colusa Public Works Department and **Ramos Environmental Services** for the pick up and disposal of waste oil and by-products, effective August 1, 2010 through June 30, 2011, with terms and conditions as set forth in the agreement and signed by the Director of Public Works on behalf of the Board of Supervisors.

8. PUBLIC WORKS: Authorize the Director of Public Works to issue an Encroachment Permit to the Arbuckle Revitalization Committee closing Main Street (5th Street) between Lucas Street and 6th Street and closing Hall Street between the railroad tracks and the alley between 5th Street and 6th Street for the Annual Car Show and BBO to be held on October 31, 2010.

C10-224 9. PUBLIC WORKS: Ratify agreement between the County of Colusa Public Works Department and **Sanders Heavy Towing** to provide towing services, effective August 1, 2010 through June 30, 2011, with terms and conditions as set forth in the agreement and signed by the Director of Public Works on behalf of the Board of Supervisors.

C10-225 10. PUBLIC WORKS: Ratify agreement between the County of Colusa Public Works Department and **Butte Sand and Trucking** for trucking services with operator, effective August 17, 2010 through June 30, 2011, with terms and conditions as set forth in the agreement and signed by the Director of Public Works on behalf of the Board of Supervisors.

C10-226 11. PUBLIC WORKS: Ratify agreement between the County of Colusa Public Works Department and **Dunton Construction to install concrete box culverts on**

Wildwood Road, effective August 9, 2010 through September 30, 2011, with terms and conditions as set forth in the agreement and signed by the Director of Public Works on behalf of the Board of Supervisors.

C10-227 12. SHERIFF: Ratify Project Agreement Number G09-03-05-L01 between the County of Colusa Sheriff's Department and **Department of Parks and Recreation Off-Highway Motor Vehicle Recreation Division Grants and Cooperative Agreement Program** for Law Enforcement, effective July 8, 2010 through July 7, 2011, with terms and conditions as set forth in the agreement and signed by the Sheriff on behalf of the Board of Supervisors.

C10-228 13. AG COMMISSIONER/AIRPORT ENTERPRISE: Ratify Grant Agreement between the County of Colusa Airport and **The U.S. Department of Transportation Federal Aviation Administration** for Project Number 3-06-0048-12 installation of rotating beacon and pole, perimeter fencing and gates, Runway 13-31 PAPI and AWOS III, effective July 22, 2010, with terms and conditions as set forth in the Grant Agreement and signed by the Director of Airport Operations on behalf of the Board of Supervisors.
Consent Motion carried: All yes. Absent: None.

9:25 a.m. APPOINTMENT/CHILDREN AND FAMILIES COMMISSION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to re-appoint Ginger Harlow (formerly Ginger Hansen) to the Children and Families Commission, effective May 13, 2010 through May 14, 2013. Motion carried: All yes. Absent: None.

Chairman Vann inquires whether there is any State or Federal Legislation/ General Budgetary Matters to discuss. She states the Public Hearing regarding the County budget will be starting on September 21, 2010 at 1:30 p.m. in the Board's Chamber.

ADMINISTRATION/SUPERVISOR CARTER: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve a proposal from Kelleher Paint for 9 Screen Shades (cordless lift) pattern #RC0294, Cortina/Harvest and installation of same in the amount of \$2,906.23. Motion carried: All yes. Absent: None.

Chairman Vann makes time to consider appointment of an alternate to the Trindel Board.

Supervisor Marshall states he has been asked to step down as the alternate noting a perceived possible conflict with his day job. Discussion is held.

Following discussion, the Board consensus is that Supervisor Carter be appointed as alternate to the Trindel Board.

9:32 a.m. (9:30 a.m. item on the Agenda) ADMINISTRATION/COLUSA COUNTY FILM COMMISSION/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to adopt **Resolution No. 10-037**, a Resolution of the Colusa County Board of Supervisors, State of California Designating The Colusa County Film Commission To Serve As Its Regional Film Partner with the California Film Commission and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

9:37 a.m. (9:35 a.m. item on Agenda) REVENUE AND RECOVERY/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to adopt **Resolution No. 10-038**, a Resolution of the Colusa County Board of Supervisors Declaring Its Intention to Participate in the Interagency Tax Refund Program and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

Present: Harry Krug, Renee McCormick, Ag Commissioner's Office.

9:40 a.m. BEHAVIORAL HEALTH: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve a Notice of Termination to Del Norte Clinics, Inc., regarding Colusa County Contract Number C108-188 and authorize the Interim Director of Behavioral Health Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve Special Claims as follows:

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
Sheriff	Sutter Buttes Communications	\$6,145.30
Homeland Security	Sutter Buttes Communications	\$2,781.25
Jail	Valley Clinical Consulting	\$450.00
Central Services	Chevron Texaco Business Card	\$238.95
Behavioral Health	Colusa Regional Medical Center	\$50.00

Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Claim Register Sheets for the period of August 24, 2010 through September 6, 2010. Motion carried: All yes. Absent: None.

SUPERVISORS' REPORTS OR COMMENTS

Supervisor Carter

Meetings/Functions attended

Department of Behavioral Health issues.

Personnel Director Application review.

RCD meeting.

LAFCo meeting.
Website Committee meeting.

Supervisor Marshall

Meetings/Functions attended
CAP meeting.
Defensive Drivers refresher course.
Personnel Director Application review.

Supervisor Evans

Meetings/Functions attended
USFS meeting, RCRC.
Sites JPA meeting.
Budget meetings.

C10-229 9:45 a.m. AG COMMISSIONER/MIGRANT HOUSING: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve an agreement between County of Colusa Migrant Farm Housing and **HydroScience Operations, Inc.**, to provide the County with professional services required for wastewater operations at the County of Colusa's Migrant Housing Facilities' Wastewater Treatment Plant (WWTP), effective August 1, 2010, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Chairman Vann makes time to consider/approve a Prop 40 JPA for Colusa River Park Bike Path Project with the City of Colusa.

Discussion is held regarding responsibility for maintenance of the bike path after the completion of the project, consideration of the families currently living in the proposed project area, and who owns the levee.

C10-230 ADMINISTRATION/SUPERVISOR INDRIERI/PROP 40: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve Prop 40 JPA between the County of Colusa and the City of Colusa for Colusa River Park Bike Path Project, effective September 7, 2010, with terms and conditions as set forth in the JPA and authorize the Chairman to sign. Further, authorization to Supervisor Indrieri to make necessary changes, correction to the JPA as needed. Motion carried: All yes. Absent: None.

C10-231 9:52 a.m. (9:50 a.m. item on Agenda) PLANNING & BUILDING/COUNTY SUPERINTENDENT OF SCHOOLS: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve plan and agreement between the County of Colusa and **Terminix Pest Control** for the treatment of termites located in the Superintendent Office at 146 7th Street, Colusa, CA., effective September 7, 2010, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried by the following votes:

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

NOES: Supervisor Carter.

ABSENT: None.

Chairman Vann continues to the September 21, 2010 Board meeting additional appointments to the General Plan Steering Committee.

10:00 a.m. CENTRAL SERVICES/PROPOSALS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to accept proposals for the Colusa County Departmental 2010/2011 envelope order as follows:

- | | |
|-----------------------------|------------|
| • Vic's Printing | \$2,034.02 |
| • Tri-City Technologies | \$2,085.22 |
| • Crown Point Envelopes | \$2,238.93 |
| • Davis Printing & Copying | \$2,344.15 |
| • Response Envelope, Inc., | \$2,450.14 |
| • Johnson Printing & Design | \$2,680.81 |
| • Wag Media Group | \$5,896.54 |

Motion carried: All yes. Absent: None.

CENTRAL SERVICES/PROPOSALS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award the Colusa County Departmental 2010/2011 envelope order to Vic's Printing, in the proposal amount of \$2,034.02 . Motion carried: All yes. Absent: None.

10:05 a.m. AUDITOR-CONTROLLER: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve Intra-Budget Transfer Number 10076 and 10077. Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER/STONYFORD RECREATION DISTRICT/ MAXWELL PARKS & RECREATION DISTRICT/PROP 40: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to allow the Stonyford Recreation Area Fund #03180 and potentially Maxwell Parks & Recreation District Fund #03170 to carry forward negative cash balances and accrue negative interest while waiting for Prop 40 Park Grant reimbursement from the State. Motion carried: All yes. Absent: None.

Chairman Vann continues to the September 21, 2010 Board meeting consideration/possible action regarding unallocated Prop 40 funds in the amount of \$202,361.

Chairman Vann makes time for discussion/direction regarding County offices being kept open to the public during the lunch hour 12 noon through 1:00 p.m.

Discussion is held as to which County Departments should be open during the lunch hour 12 noon through 1:00 p.m., and possible amendments to the County's current ordinance pertaining to office hours.

Following discussion, Chairman Vann directs Mr. Parker, County Counsel to make appropriate amendments to the County Ordinance pertaining to office hours to bring ordinance up to date with current practices of the Departments.

Ms. Tirado apprises the Board members of items set for the September 21, 2010 Agenda.

The Board adjourns at 10:24 a.m. to reconvene in Regular Session on September 21, 2010 at the hour of 9:00 a.m.

Kim Dolbow Vann, Chairman

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

BY _____
Ann Nordyke, Board Clerk