

Board of Supervisors

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



COUNTY OF COLUSA

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Minutes

May 3, 2011

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 3rd day of May 2011 at the hour of 8:00 a.m., Present: Supervisors Mark D. Marshall, Chairman, Denise J. Carter, Thomas A. Indrieri, and Gary J. Evans. Absent: Supervisor Kim Dolbow Vann.

Chairman Marshall calls to order the Regular meeting of May 3, 2011 at 8:00 a.m. with all Supervisors, except Supervisor Vann present.

Present: Tom Parker, County Counsel.
Ann Nordyke, Board Clerk.

8:05 a.m. Mr. Parker announces the Board will consider the following Closed Session matters:

- A. Under the provisions of Government Code Section 54956.9(a), the Board will discuss with County Counsel pending litigation. To specifically identify the litigation would jeopardize the ability of the County to conclude existing settlement negotiations to its advantage.
- B. Under the provisions of Government Code Section 54956.8, the Board will meet with staff to discuss and consider options regarding real property.
- C. Under the provisions of Government Code Section 54956.9(a), the Board will meet with County Counsel to discuss pending case Michael Phelan v. County of Colusa, Colusa County Superior Court Case No. CV23771.

Chairman Marshall declares a recess at 8:06 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:05 a.m., with all Supervisors present.

Present: Tom Parker, County Counsel.
Nikki Berry, Personnel Director.
Peggy Scroggins, Auditor-Controller.
Jim Bell, Mike Azevedo, Public Works.

Elizabeth Kelly, Interim Director, Health & Human Services.
William Cornelius, Interim Director, Behavioral Health.
Steve Bordin, Chief Probation Officer.
Donna Critchfield, Colusa City Councilmember.
Gerry Hernandez, UC Cooperative Extension.
Jean Terkeldsen, Williams citizen.
Valerie Sterling, Angela Jaconetti, Mental Health Services.
Julia Spiess, Alta Gas.
Lucy Penning, Gridley citizen.
Liz Anderson, Bear Valley Ranch citizen.
Bob Schneider, Sara Husby, Woodland citizen.
Kathy Craigo, Behavioral Health Media.
Mary Winters, Katiee Towzen, Colusa citizens.
Ashley Indrieri, Family Water Alliance.
Ann Nordyke, Board Clerk.

Prayer by Chairman Marshall. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve the Minutes of the April 19, 2011 Regular Session. Motion carried: All yes. Absent: None.

Chairman Marshall makes time for a period of public comment.

Ms. Hernandez distributes a four (4) page document titled "Colusa County State Fair Exhibit" and speaks to same, noting if anyone is interested in participating in the staffing of the State Fair Exhibit to please contact her at 100 Sunrise Blvd., Suite E, or at 458-0570.

Chairman Marshall calls for any further public comment. Hearing none, Chairman Marshall closes the period of public comment.

Mr. Parker announces the Board considered the following Closed Session matters:

Under the provisions of Government Code Section 54956.9(a), the Board discussed with County Counsel and Risk Management pending litigation and to specifically identify the litigation would jeopardize the ability of the County to conclude existing settlement negotiations to its advantage. Discussion was held and direction was given.

Under the provisions of Government Code Section 54956.8, the Board met with staff and discussed and considered options regarding real property and the Board on a 5/0 vote, voted unanimously to authorize the Sheriff's office to act as the County negotiator with the assistance of County Counsel. Further authorize the Sheriff's Office to retain Carmelita Medina Silva, Realtor to assist as the County's negotiator for the possible acquisition of property located at 819 Bridge Street and negotiating instruction were given.

Under the provisions of Government Code Section 54956.9(a), the Board met with County Counsel and discussed pending case Michael Phelan v. County of Colusa, Colusa County Superior Court Case No. CV23771 and a settlement offer was accepted by the Board on a 5/0 vote, with terms to be announced at a future Board meeting when the written settlement is prepared.

9:05 a.m. STAFF REPORTS

Ms. Ferreira updates the Board members on items as they pertain to the County Cal Card program timeline and initiation of same. Noting Ms. Scroggins has finalized the Policy and Procedures portion of the program and will return in the near future for further Board consideration.

Ms. Kelly states, at the request of the Supervisors, she looked into the possibility of Health & Human Services having funds that could be utilized for Burial of Indigents. Noting the Department already makes determinations regarding burial of indigents and states it would be an agreeable fit for the agency.

Brief discussion is held regarding cost, Health & Human Services currently doing the work, and the possibility of Burial of Indigents being placed under the Department of Health & Human Services.

Chairman Marshall directs Ms. Kelly to contact the Treasurer/Tax Collector to discuss same and return at a later date for further Board consideration.

Ms. Berry states a Personnel item arose after the posting of the May 3, 2011 Agenda regarding amending the job description for the position of Victim Witness Advocate I/II (VWA) to modify the experience requirements for same.

ADMINISTRATION/PERSONNEL/DISTRICT ATTORNEY: It is moved by Supervisor Vann, seconded by Supervisor Indrieri that the Board finds that a Personnel matter arose after the posting of the May 3, 2011 Agenda regarding a possible amendment of the experience requirements for the job description of the position of Victim Witness Advocate I/II. Further, the matter will be placed under Personnel items to be considered as Item "D". Motion carried: All yes. Absent: None.

Mr. Bell requests Consent Agenda Item # 9 regarding an Annual Road Damage Repair Agreement (Gas Well) with Royale Energy, Inc., be pulled from the Agenda until re-agendized. Chairman Marshall so directs.

Mr. Bell further speaks to items that pertain to his department.

Mr. Cornelius requests Consent Agenda Item No. 7 regarding a proclamation declaring May 12, 2011 the 10th Annual "Stamp Out Stigma Day" be moved under the 9:40 a.m. Behavioral Health items.

Chairman Marshall so directs. He states the item will be considered as Item "C" under the 9:40 a.m. scheduled Behavioral Health items.

9:22 a.m. (9:10 a.m. item on Agenda) PERSONNEL/HEALTH AND HUMAN SERVICES – HUMAN SERVICES – 5011: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve filling the vacant position of Eligibility Worker I/II, PFT, MSC Range

8/12, \$1,851.00-2,250.00/\$2,041.00 – \$2,481.00 per month, effective July 1, 2011 and authorize recruitment utilizing the Merit Systems list. Motion carried by the following vote:

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

NOES: Supervisor Evans.

ABSENT: None.

PERSONNEL/HEALTH AND HUMAN SERVICES – HUMAN SERVICES – 5011: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve adding an additional position of Eligibility Worker I/II, PFT, MSC Range 8/12, \$1,851.00 – \$2,250.00/\$2,041.00 – \$2,481.00 per month, effective July 1, 2011 and authorize recruitment utilizing the Merit Systems list. Motion carried by the following vote:

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

NOES: Supervisor Evans.

ABSENT: None.

Chairman Marshall makes time to consider a request to fill an unfunded flexibly staffed position of PHN I/II/III, permanent full time, PF Range 35/39/43, \$3,613.00 - \$4,392.00/\$3,984.00 – \$4,843.00/\$4,392.00 - \$5,339.00 per month, effective May 15, 2011.

Ms. Berry states the position is unfunded but the Department does have funds available to fund the position.

Discussion is held regarding the currently staffed nurse(s), what happens if funding source goes away, and referring this matter to the budget committee.

Following discussion, it is the consensus of the Board members to refer the request to fill an unfunded flexibly staffed position of PHN I/II/III, permanent full time to the budget committee.

PERSONNEL/BEHAVIORAL HEALTH SERVICES – MENTAL HEALTH – 4013: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to add the following position: Peer Support Specialist, PFT, MSC Range 10, \$1,944.00 - \$2,363.00 per month, effective June 1, 2011 and authorize filling the position. Motion carried by the following vote:

AYES: Supervisors Carter, Indrieri and Vann.

NOES: Supervisors Evans and Marshall.

ABSENT: None.

PERSONNEL/DISTRICT ATTORNEY-VICTIM WITNESS – 2036: It is moved by Supervisor Vann, seconded by Supervisor Carter to authorize amending the job description for the position of Victim Witness Advocate I/II (VWA) to modify the

experience requirements for the VWA I position to **preferred** instead of required, effective May 3, 2011. Motion carried: All yes. Absent: None.

9:37 a.m. (9:15 a.m. item on Agenda) Chairman Marshall makes time to accept Certificates of Election Results for the April 12, 2011 Special Election for Walnut Ranch Measure E and Maxwell Fire Protection District Measure F.

Ms. Moran states two special mail ballot elections were held and speaks briefly to same. She further requests each item be taken in separate motions.

COUNTY CLERK RECORDER-ELECTIONS: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to Accept Certificates of Election Results for the April 12, 2011 Special Election for Walnut Ranch Measure E and Maxwell Fire Protection District Measure F. Motion carried: All yes. Absent: None.

COUNTY CLERK RECORDER-ELECTIONS: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to acknowledge receipt of Report of Costs for Walnut Ranch Measure E, unbudgeted costs, paid through Elections budget 1051. Motion carried: All yes. Absent: None.

Ms. Moran states the Maxwell Fire Protection District Cost Report is for informational purposes only and no action is required. She also states included is a summary sheet of the costs incurred by the Election Department to hold the special election. Noting Maxwell Fire Protection has been invoiced for their portion of the special election and we are now waiting for payment of same.

Supervisors Vann and Indrieri state they were under the impression the County was to be reimbursed for the election charges.

Mr. Parker states the County will be reimbursed for the Walnut Ranch Measure "F" as taxes are collected.

Chairman Marshall states for the record the Board members acknowledge receipt of the Maxwell Fire Protection District Cost Report.

Chairman Marshall makes time to consider a security system agreement with Safe Side Security, Inc., for the purchase and installation of a security system in the Clerk-Recorder-Elections Office.

Ms. Moran states cost for the security system is currently in the budget. Noting this system is for the Clerk-Recorders Office and the election room downstairs. Discussion is held.

C11-075 COUNTY CLERK RECORDER-ELECTIONS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve "Security System Agreement" between the County of Colusa Clerk Recorder-Elections Department and **Safe Side Security, Inc.**, for the purchase and installation of a security system in the Clerk-Recorder-Elections Office, effective April 13, 2011, in the total amount of \$1,865.00 for the sale and installation of the system and a Monthly Monitoring Service fee in the amount of \$23.00 per month, with a thirty (30) day written termination clause by either party and authorize the Clerk-

Recorder to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Chairman Marshall makes time to consider a Modification to Agreement C98-219, with Safe Side Security, Inc., for installation of a security system at 546 Jay Street, Colusa, CA. Brief discussion is held.

Following discussion, Ms. Ferreira states the modification would provide the option for other Departments to piggyback onto the existing agreement, if, they chose to participate. Discussion is held.

C11-075a CENTRAL SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Modification to Agreement C98-219, between the County of Colusa Central Services and **Safe Side Security, Inc.**, for installation of a security system at 546 Jay Street, Colusa, CA., effective May 3, 2011, with terms and conditions as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried by the following vote:

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

NOES: Supervisor Carter.

ABSENT: None. **(Motion rescinded, see page 130)**

Chairman Marshall makes time to discuss and approve Addendum to Equipment Installation Agreement C98-219, with Safe Side Security, Inc., for installation of a camera system and monitoring services at 546 Jay Street, effective April 20, 2011, in an amount not to exceed \$19,055.00.

Ms. Ferreira states, at the request of the Board, this modification will provide for the installation of a security system county-wide, a camera system and monitoring services are determined per the proposal.

Chairman Marshall states it does not make sense that one portion of the Historical Courthouse have security and not the rest of the building. He further states the funding could come from one or two places, Contingencies and or Building & Grounds-Maintenance then the monthly charges could be billed out to the participating Departments. Noting he has no preference one way or the other.

Ms. Scroggins states typically the money would come from Building & Grounds Maintenance for maintenance of the building, then, if sufficient funds are not available to cover the cost from the Maintenance budget, it would then come to the Board for Contingencies. Noting she would recommend that route due to the fact that Building & Grounds Maintenance routinely has money left over at year end.

Discussion is held regarding monthly monitoring fees, how the participating departments would be charged out, placement of cameras and coming back at a later date with a monitoring agreement and the monthly fees and or charges for further Board consideration.

Following discussion, Chairman Marshall continues the matter regarding approval of the Addendum to Equipment Installation for a camera system and monitoring services at 546 Jay Street, Colusa, CA to a later date to allow Ms. Ferreira to return with the above mentioned documentation and information.

Chairman Marshall inquires as to whether the Board should rescind their previous motion regarding a Modification of Agreement to C98-219, with Safe Side Security, Inc. for installation of a security system.

Mr. Parker replies in the affirmative.

ADIMINISTRATION/CENTRAL SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to **rescind the previous motion** to approve Modification of Agreement C98-219, between the County of Colusa Central Services and Safe Side Security, Inc., for installation of a security system at 546 Jay Street, Colusa, CA., effective May 3, 2011. Motion carried: All yes. Absent: None. **(See page 129, contract number C11-075a)**

9:56 a.m. (9:25 a.m. item on Agenda) DISTRICT ATTORNEY/REVENUE & RECOVERY/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to adopt **Resolution No. 11-012**, a Resolution of the Board of Supervisors of the County of Colusa Amending Resolution 10-001, Establishing a 15% Administrative Cost for Collecting Victim Restitution Collections Pursuant to California Penal Code Section 1203.1 and authorize the Chairman to sign. Motion carried by the following vote:

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

NOES: None.

ABSENT: None.

C11-076 9:57 (9:30 a.m. item on Agenda) LIBRARY: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve agreement for Performer Entertainment Services between the County of Colusa Library and **The Fratello Marionettes** to perform a puppet show at the Library "Dia de Los Libros" with the event to be held on May 21, 2011, effective May 3, 2011, in an amount not to exceed \$400.00, with a twenty-four (24) hour notice of termination by the County to Performer and authorize the County Librarian to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

9:59 a.m. (9:35 a.m. item on Agenda) SHERIFF/RFPs: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to accept Request for Proposals for the Sheriff's Department for Jail Inmate Medical Services as received and opened on April 21, 2011 at 4:00 p.m. as follows:

CFMG , Monterey, CA	\$394,140.00
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Motion carried: All yes. Absent: None.

SHERIFF/RFPs: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to conceptually award the Request for Proposals to **CFMG** in the RFP amount of

\$394,140.00 for the Sheriff's Department Jail Inmate Medical Services. Further, direct the Sheriff to return at a later date with a contract for same for Board consideration. Motion carried: All yes. Absent: None.

C11-077 11:03 a.m. (9:40 a.m. item on Agenda) BEHAVIORAL HEALTH SERVICES: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve an agreement between the County of Colusa Behavioral Health Services and **Kings View Corporation** to provide computerized management information services and support, other management consulting services and assistance with billing of all Pay Sources, effective May 3, 2011, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

BEHAVIORAL HEALTH SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve the revised Mental Health Board Bylaws and direct the Clerk to advertise for one (1) permanent and three (3) alternate positions for the Colusa County Mental Health Board. Motion carried: All yes. Absent: None.

Consent Agenda item 7. BEHAVIORAL HEALTH SERVICES/PROCLAMATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to adopt a Proclamation of the Colusa County Board of Supervisors Declaring Thursday, May 12, 2011 the 10th Annual "Stamp Out Stigma Day" and authorize the Chairman to sign. Proclamation passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

10:17 a.m. (9:45 a.m. item on Agenda) HEALTH AND HUMAN SERVICES/RFPs: It is moved by Supervisor Vann, seconded by Supervisor Evans to accept proposals submitted to the Department of Health and Human Services, in February 2011 to install a 30 amp, 120 volt circuit to the Department's (DHSS) portable trailer as follows:

- | | | |
|----|--------------------|------------|
| 1. | Cross Electric | \$3,867.44 |
| 2. | WKD Electric | \$4,595.00 |
| 3. | Charlie's Electric | \$4,253.00 |

Motion carried: All yes. Absent: None.

HEALTH AND HUMAN SERVICES/RFPs: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to award proposal for installation of a 30 amp, 120 volt circuit for the Department of Health and Human Services to Cross Electric, in the proposal amount of \$3,867.44. Further, direct the Interim Director of Health and Human Services to return at a later date with a contract for same for Board consideration. Motion carried: All yes. Absent: None.

C11-078 10:20 a.m. (9:50 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve a Road Improvement Agreement for Gas Storage project between the County of Colusa and **Central Valley Gas Storage, LLC.**, resurfacing designated county road routes prior to completion of the

project, effective May 3, 2011 through May 2, 2014, with term and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

10:22 a.m. (9:55 a.m. item on Agenda) Chairman Marshall makes time for a presentation and discussion of Revenue and Expenditure Status Reports for the County operating funds for the month ended March 31, 2011.

Ms. Scroggins states revenue is at 62% and expresses concern regarding Revenue & Recovery, County Counsel, Building & Grounds, Public Defender, Fouts Springs, Clerk & Recorder, Burial of Indigents, and Care of Juvenile Wards. Noting overall the General Fund is at 67%. Discussion is held, with no action taken.

AUDITOR/CONTROLLER: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve changes in Revenue and Appropriations as follows:

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue & Appropriations:</i>				
Homeland Security	00101	20811	455999	(\$799.88)
Total				\$0.00
DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>To Increase (Decrease) Appropriations:</i>				
Sheriff	00101	2021	53170	\$259.97
Sheriff	00101	2021	53231	\$3,760.00
Sheriff	00101	2021	57039	\$545.43
Sheriff	00101	2021	57064	\$70.35
07/08Designation Total				\$4,635.75
Homeland Security	00101	20811	53120-7450	\$1,328.25
Homeland Security	00101	20811	57064-7450	\$615.93
07/08Designation Total				\$1,944.18
Sheriff	00101	2021	59390	(\$2,597.93)
Sheriff	00101	2021	53250	\$2,597.93
07/08Designation Total				\$0.00

Motion carried: All yes. Absent: None.

10:27 a.m. (10:10 a.m. item on Agenda) Chairman Marshall makes time to consider the matter regarding the Master Tax Agreement with the City of Colusa.

Mr. Parker states the requested material has been transmitted and as of today no communication on the topic has been received.

Discussion is held regarding whether or not the County is still working off the old agreement and, if, the County can collect impact fees.

Mr. Reische suggests a meeting with all the committee members.

Chairman Marshall requests that Mr. Reische have the City's Attorney contact the County's Counsel and set up a meeting.

Chairman Marshall makes time to consider a contract with the Williams Community Center Association for use of the Williams Vet hall.

Chairman Marshall speaks briefly in support of approving the proposed contract. Noting he has given the Community Center a draft copy of the contract and the Association is on board with this.

C11-079 ADMINISTRATION/CITY OF WILLIAMS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve a contract between the County of Colusa and **Williams Community Center Association**, for use of the Williams Vet's Hall, effective May 3, 2011, with all terms and conditions set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

C11-080 ADMINISTRATION/COUNTY COUNSEL: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve an agreement for professional services between the County of Colusa and **Dudek** regarding the Cortina Landfill project, effective July 1, 2011, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Chairman Marshall makes time to consider changes to current County Policy and Procedure Committee Membership terms.

Mr. Parker states the Board of Supervisors, in March of 2008, set the makeup of its Policy Committee as consisting of two Board members, the County Counsel and two employees who were to be elected by the employees at large. This makeup was approved on March 18, 2008 and on March 23, 2010 the Board called for election of the two employee positions on the Committee.

He further states the balloting was held in April of that year and on April 29, 2010; Beth Robey (then Director of HHS) and Robert Zunino (Assistant Auditor-Controller/Assistant Risk Manager) were announced as the top two vote-getters in the election. Ms. Robey was to serve a two year term (2010-2012) and Mr. Zunino was to serve a one-year term (2010-2011). He states further since that time Ms. Robey has left County employment for a new position and Mr. Zunino's term expired in April 2011 and no replacement has been sought for Ms. Robey as yet and as of the date of the agenda item only three of the five Committee members are able to serve on this body, the two Board members and County Counsel. Discussion is held.

ADMINISTRATION/COUNTY COUNSEL: It is moved by Supervisor Vann, seconded by Supervisor Evans to authorize two year terms for each employee member of the Policy Committee.

Mr. Parker offers an amendment to the analysis presented in the Agenda Request packet which is to start with a two (2) year term and a three (3) year term, thereafter each term will be (2) two year terms. Discussion is held.

ADMINISTRATION/COUNTY COUNSEL: It is moved by Supervisor Vann, seconded by Supervisor Evans to **amend** the motion to establish two year terms for each employee member of the Policy Committee **to reflect** the terms to be as follows:

One (1) two (2) year term and
One (1) three (3) year term.

Further, thereafter, each employee committee member term will be two (2) year terms. Motion carried: All yes. Absent: None.

ADMINISTRATION/COUNTY COUNSEL: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve the calling for employee applications to serve on the Policy and Procedures Committee through secret ballot election for terms consistent with current terms as set by the Board of Supervisors, and set the secret ballot election for June 13-16, 2011, in the Clerk-Recorder's Office. Motion carried: All yes. Absent: None.

Chairman Marshall declares a recess at 10:49 a.m. and reconvenes in Regular Session at 11:00 a.m., with all Supervisors and County Counsel present.

Present: Donna Critchfield, Colusa City Council member.
Julia Spiess, Alta Gas.
Lucy Penning, Gridley citizen.
Liz Anderson, Bear Valley Ranch.
Bob Schneider, Sara Husby, Woodland citizens.
Kathy Craigo, Behavioral Health Media.
Mary Winters, Katie Towzen, Vance Boyes, Colusa citizens.
Ashley Indrieri, Family Water Alliance.
Ann Nordyke, Board Clerk.

11:00 a.m. Chairman Marshall makes time for discussion and possible action regarding the Alta Gas wind energy project on Walker Ridge in western Colusa County.

Ms. Spiess states the wind energy project on Walker Ridge is a 70 mega watt wind project. She further states some concerns were expressed regarding the involvement by the landowners and since then Alta Gas has met with several of the landowners. She states some 20 questions were compiled which Alta Gas will be following up on. She states messages had been left for 19 landowners and will continue to follow up with them and that Alta Gas has sent out about 75 letters, last week, letting the landowners know that there is an open line of communication with all those involved.

Supervisor Evans states he appreciates Alta Gas reaching out to the landowners.

Chairman Marshall calls for public comment.

Ms. Anderson states she is representing Bear Valley Ranch an organic farm adjacent to the proposed wind farm and speaks briefly to concerns of the landowner.

Mr. Schnider speaks in opposition of the proposed wind project, noting the environmental and habitat concerns such as bats, fire, visual impact and the lack of rejuvenation due to possible soil containments. He suggests the Board members take the precautionary measure regarding this measure.

Mr. Davis expresses concern regarding "the look of the towers" in the area and suggests before the Board get behind this project they be aware of all of the ramifications.

Mr. Boyes speaks in opposition to the proposed project stating the beauty of the county should be preserved.

Chairman Marshall calls for any further comments.

Supervisor Evans states the public comments are well taken and understood by this Board. But states the project may still go through, if, Lake County supports it and gives the go ahead to the project.

11:38 a.m. Chairman Marshall states, at the request of the Director of Public Works, Consent Agenda Item No. 9, regarding an Annual Road Damage Repair Agreement (Gas Well) with Royale Energy, Inc. has been pulled from the Agenda.

CONSENT AGENDA: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Consent Agenda Item Nos. 1 through 6, 8, 10 and 11 as follows:

C11-081 1. AG COMMISSIONER: Approve an agreement between the County of Colusa Ag Commissioner's Office and **California Rice Commission** for increased rice herbicide regulatory surveillance, effective May 1, 2011 through July 15, 2011, in an amount not to exceed \$9,000.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign.

2. DISTRICT ATTORNEY: Approve monetary compensation to victim in the amount of \$1,859.29 for replacement of four (4) vandalized tires due to retaliation for witness testimony, to be funded from the District Attorney's Budget.

C11-082 3. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C08-222, between the County of Colusa Behavioral Health Services and **The Sail House Inc.**, to provide mental health services to adult residents of Colusa County who have a mental illness and who are in need of long-term supportive treatment in addition to basic care and supervision and **modifying** "Term of Agreement" to be effective through June 30, 2013, with a sixty (60) day written termination clause by either party and "Payments" at the rate of \$575.00 per client, per month, for supplemental services and in an amount not to exceed \$14,000.00, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-083 4. COUNTY COUNSEL/ADMINISTRATION: Ratify a Retention Agreement for Confidential Personnel Hearing between the County of Colusa and **Judge Judith Chirlin** to conduct an administrative hearing pursuant to Colusa County Code Chapter 45 sections 6.6-6.7 with regard to the termination of a Behavioral Health Manager, effective April 19, 2011, with terms and conditions as set forth in the Retention Agreement and signed by Margaret Kemp-Williams on behalf of the Board of Supervisors.

5. ADMINISTRATION: Correct the Minutes of June 24, 2008 as follows:

"APPOINTMENT/MAXWELL CEMTERY DISTRICT: It is moved by Supervisor Evans, seconded by Supervisor Marshall to re-appoint William Barrett to the Maxwell Cemetery District, effective June 30, 2008 through ~~June 30, 2011~~ June 29, 2012. Motion carried: All yes. Absent: Supervisor Yerxa."

6. LOCAL CHILDCARE PLANNING COUNCIL/APPOINTMENT: Amend Minutes of March 22, 2011 as follows:

"9:35 a.m. (9:15 a.m. item on Agenda) APPOINTMENT/LOCAL CHILD CARE PLANNING COUNCIL-COLUSA COUNTY OFFICE OF EDUCATION: It is moved by Supervisor Vann, seconded by Supervisor Carter to appoint and re-appoint the following members to the Local Child Care Planning Council (LPC) as follows:

Trisha Hendrickson to fill the vacancy created by Bonnie Davies, Consumer, **effective March 22, 2011 – September 16, 2013**,
Pam Niehues – Child Care Provider (re-appointment), **effective March 4, 2011 – March 3, 2014**,
Donna Dennis – Colusa County Dept of Health and Human Services, Public Agency Representative (re-appointment), **effective March 4, 2011 – March 3, 2014**,
Jennifer Long – First 5 Colusa, Community Representative (re-appointment), **effective March 4, 2011 – March 3, 2014**.

Motion carried: All yes. Absent: None."

C11-084 8. BEHAVIORAL HEALTH SERVICES: Approve a Modification to Agreement C09-309, between the County of Colusa Behavioral Health Services and **Prudencio G. Samson, M.D.** for psychiatric treatment and counseling services to patients of the Colusa County Department of Mental Health, modifying Item 3 "TIME of PERFORMANCE" to be effective through June 30, 2013 and Item 5 "COMPENSATION" not exceed \$40,000.00 in any fiscal year without additional written authorization from County, and with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-085 10. PUBLIC WORKS: Ratify Colusa County Public Works Agreement 10-11-24 between the County of Colusa and **Quincy Engineering** to provide engineering services, effective April 20, 2011 through June 30, 2011, in an amount not to exceed \$4,410.00, with a fifteen (15) day written termination clause by either party and signed by the Director of Public Works on behalf of the Board of Supervisors.

11. COOPERATIVE EXTENSION/PROCLAMATION: Ratify a Proclamation of the Board of Supervisors of the County of Colusa Upon the Retirement of Jerry Schmierer from the Colusa county Cooperative Extension, State of California and signed by the Chairman. **Consent motion carried: All yes. Absent: None.**

SUPERVISOR REPORTS OR COMMENTS

Supervisor Carter

Meetings/functions attended:

Walnut Ranch annexation issues.
Prop 40 Princeton project review.
Scout Cabin follow-up conversations.
Website work.
Insurance RFP opening.
InterRhythms.
Community Action Partnership Board meeting.
4-H Scholarship interviews.
Indian Gaming Committee meeting.

Supervisor Indrieri

Meetings/functions attended:

Indian Gaming Committee meeting.
Maxwell High School Board meeting re: possible cuts to school Ag Department.
Met with several constituents on various issues.
Prop 40 issues re: State ban on travel hindered final inspection of Colusa High School Stadium restroom project and Princeton project.
Contacted by Maxwell residents and asked about disposal of trash on 14 acres of rice land that the Maxwell School Ag Department want to farm for fundraisers.

Supervisor Evans

Meetings/functions attended:

County Counsel meeting.
Personnel/Probation meeting.

Supervisor Marshall

Meetings/functions attended:

Williams City Council meeting.
Williams Community Center.
Williams Fire hall cook and dye eggs.
CAP Board meeting.
Agenda Review.
Williams Easter egg hunt.

Chairman Marshall inquires as to any State or Federal Legislation/General Budgetary Matters for discussion.

Mr. Bell states the county-wide fuel bids are due to expire and requests direction from the Board. Discussion is held.

Following discussion, it is the consensus of the Board members that Mr. Bell contact the current fuel suppliers and inquire whether they would be willing to extend the existing contracts for another year.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
Probation	Leo Green	\$275.00
Probation	Charles Fusaro Construction	\$900.00
Probation	Paul Rainsbarger	\$7.77

Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve Claim Register Sheets for the period of April 19, 2011 through May 2, 2011. Motion carried: All yes. Absent: None.

Ms. Nordyke apprises the Board members on items for the May 17, 2011 agenda.

The Board adjourns at 11:57a.m. to reconvene in Regular Session on May 17, 2011 at the hour of 9:00 a.m.

Mark D. Marshall, Chairman

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

BY _____
Ann Nordyke, Board Clerk