

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 17, 2011

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 17th 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 17, 2011 at 8:00 a.m. with all Supervisors, except Supervisor Vann present.

Present: Tom Parker, County Counsel.
Greg Pankey, Information Technology.
Yolanda Tirado, Ann Nordyke, Board Clerks.

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

Under the provisions of Government Code Section 54956.9(b), the Board will meet with County Counsel, Assessor and IT Director to discuss a matter that creates significant exposure to litigation.

Under the provisions of Government Code Section 54956.9(b1), the Board will discuss with Legal Counsel Significant Exposure to Litigation in one (1) Case.

Under the provisions of Government Code Section 54956.9(a) the Board will meet with County Counsel to discuss pending case Gerald B. DeLucchi as Trustee of the Gerald B. DeLucchi Living Trust Plaintiff, vs. County of Colusa et al., Defendants, Colusa County Superior Court, Case No.CV23754.

Supervisor Evans states a matter arose after the posting of the May 17, 2011 Agenda regarding ongoing litigation in the existing Curtis Bower case and requests this be brought on for discussion and/or consideration.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter that the Board finds that a matter arose after the posting of the May 17, 2011 Agenda regarding a letter received by Supervisor Evans pertaining to the

existing Curtis Bower case, and under the provisions of Government Code Section 54956.9(a) the Board will meet with County Counsel to discuss existing litigation (Curtis Bower). Further, the matter will be considered as item "D" under Closed Session matters to be heard. Motion carried: All yes. Absent: Supervisor Vann.

Supervisor Evans states he would also like to add an Item "D" under Personnel regarding process and procedural steps as it pertains to donated leave. Discussion is held as to the urgency of the matter.

8:07 a.m. Supervisor Vann is now present.

Following discussion, it is the consensus of the Board members the matter regarding donated leave is not an urgent matter and can be placed on the May 31, 2011 Agenda for Board consideration.

Supervisor Evans states an item arose after the posting of the May 17, 2011 Agenda regarding the proper procedural steps when conducting Personnel business and requests the matter be brought on for consideration under Closed Session as item "E". Discussion is held.

ADMINISTRATION: It is moved by Supervisor Evans, seconded by Supervisor Vann that a matter regarding a Personnel issue arose after the posting of the May 17, 2011 Agenda, and under the provisions of Government Code Section 54957, the Board will discuss an ongoing unidentified investigation. Further, the matter will be placed on the Agenda as item "E" under Closed Session matters to be heard. Motion carried: All yes. Absent: None.

Chairman Marshall declares a recess at 8:12 a.m., to convene in Closed Session and reconvenes in Regular Session at 9:10 a.m., with all Supervisors present.

Present: Tom Parker, County Counsel.
Nikki Berry, Personnel Director.
Robert Zunino, Assistant Auditor-Controller.
Jim Bell, Mike Azevedo, Jon Wrysinski, Public Works.
Mary Winters, Colusa citizen.
Shane Maxey, Sheriff's Department.
Bill Cornelius, Interim Director, Behavioral Health Services.
Joe Damiano, Renee McCormick, Ag Department.
Elaine Rominger, Arbuckle citizen.
Marion C. Mathis, Colusa County Planning Commission.
Mike Churk, Carol Churk, Meridian citizens.
Ed Hulbert, Colusa Industrial Properties.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Marshall. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve the Minutes of the May 3, 2011 Regular Session. Motion carried: All yes. Absent: None.

Chairman Marshall makes time for a period of 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(b), the Board met with County Counsel, Assessor and IT Director to discuss a matter that creates significant exposure to litigation and guidance was given to parties.

Under the provisions of Government Code Section 54956.9(b1), the Board discussed with Legal Counsel Significant Exposure to Litigation in one (1) Case and direction was given.

Under the provisions of Government Code Section 54956.9(a) the Board met with County Counsel to discuss pending case Gerald B. DeLucchi as Trustee of the Gerald B. DeLucchi Living Trust Plaintiff, vs. County of Colusa et al., Defendants, Colusa County Superior Court, Case No.CV23754 and states the settlement offers were rejected and there is nothing further to report.

Under the provisions of Government Code Section 54956.9(a), the Board discussed with Legal Counsel the Curtis Boewer litigation and direction was given to staff.

Under the provisions of Government Code Section 54957, the Board met with County Counsel and Personnel to discuss a Personnel investigation and there was no reportable information that came out of the meeting and direction was given to staff.

9:15 a.m. (9:10 a.m. PERSONNEL/AIR POLLUTION CONTROL – 4015: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve a request to add the position of Deputy Air Pollution Standards Officer, PFT, PF Range 36, \$3,699.00 - \$4,496.00 per month, effective July 1, 2011 and authorize recruitment to fill the position by promotion and further authorize deleting the position vacated by the promotion. Motion carried by the following vote:

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

NOES: Supervisor Evans.

ABSENT: None.

PERSONNEL/AG COMMISSIONER: It is moved by Supervisor Vann, seconded by Supervisor Evans to authorize a one lump sum payoff, unbudgeted – funds available, for accumulated sick leave for Jon Richter upon his retirement on June 1, 2011, as provided in Colusa County Code 45.8.5.6.3. Motion carried: All yes. Absent: None.

PERSONNEL/BEHAVIORAL HEALTH SERVICES – MENTAL HEALTH – 4013: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to authorize a request to fill

the vacant position of Family Specialist, PFT, PF Range 31, \$3,277.00 - \$3,984.00 per month, effective June 1, 2011. Motion carried: All yes. Absent: None.

C11-086 9:21 a.m. (9:15 a.m. item on Agenda) LIBRARY: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve an agreement between the County of Colusa and **Verizon Wireless** "Local Government Entity Authorized User Agreement" for State of California Wireless Services (Master Contract # 1S-05-58-02) to allow the Library to provide wireless internet access for laptop computers that will be used on the Mobile Learning Library Bus, effective May 20, 2011, with terms and conditions as set forth in the Agreement and authorize the County Librarian to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Chairman Marshall makes time to consider awarding \$11,000.00 to the County Library to implement wireless Internet access and printing in 7 County Library buildings and the Mobile Library Learning Vehicle and award funds from the Central Valley Gas Storage (CVGS) contribution to the County. Discussion is held regarding the costs, security issues, putting policies in place for use of access, budgeting for future years for the wireless access, and money being transferred from the Planning & Buildings budget to the Library budget. Discussion is held.

LIBRARY: It is moved by Supervisor Carter, seconded by Supervisor Vann to award \$11,000.00 to the County Library to implement wireless Internet access in 7 County Library buildings and the Mobile Library Learning Vehicle and wireless printing in 7 Library buildings and awarding funds from the Central Valley Gas Storage (CVGS) contribution to the County. Further, authorize the Auditor-Controller to transfer the funds into the County Library budget. Motion carried: All yes. Absent: None.

C11-087 9:30 a.m. (9:20 a.m. item on Agenda) SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Agreement Number 2011-19, between the County of Colusa Sheriff's Department and **the Drug Enforcement Administration of the United States Department of Justice** for acceptance and use of funds from the Domestic Cannabis Eradication Suppression Program to combat illegal marijuana cultivation, effective January 1, 2011 through December 31, 2011, in the amount of \$20,000.00, with a thirty (30) day written termination clause by either party and authorize the Sheriff to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

C11-088 9:35 a.m. (9:25 a.m. item on Agenda) CENTRAL SERVICES/HEALTH AND HUMAN SERVICES: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve an agreement between the County of Colusa Health and Human Services and **Cross Electric Company** for installation of a 30 amp, 120 volt circuit for the Department of Health and Humans Services' portable trailer, effective May 17, 2011, in the total amount of \$3,867.44, with a thirty (30) day written termination clause by either party an authorize the Chairman to sign. Motion carried: All yes. Absent: None.

9:36 a.m. (9:30 a.m. item on Agenda) PUBLIC WORKS/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Evans to accept bids for the Department of Public Works for the Construction on Wilson Bend Road Rehabilitation from 1.5 Miles North of SR 45 to 2.8 Miles North of SR45, as received and opened on May 4, 2011 at 10:00 a.m., as follows:

1.	Wapahoe Construction dba Freddies Grading & Paving	
	Option 1	\$287,956.80
	Option 2	\$325,150.80
2.	Northwest Paving	
	Option 1	\$300,550.00
	Option 2	\$336,000.00
3.	Vintage Paving	
	Option 1	\$328,105.60
	Option 2	\$313,892.60
4.	Franklin Construction	
	Option 1	\$353,210.00
	Option 2	\$374,815.00
5.	Wayne Reedy Construction	
	Option 1	\$359,431.00
	Option 2	\$344,936.00
6.	DeWitt Brothers & Company	
	Option 1	\$367,572.00
	Option 2	\$359,107.00

Motion carried: All yes. Absent: None.

C11-089 PUBLIC WORKS/BIDS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to award the bid to Wapahoe Construction dba Freddies Grading & Paving, in the bid amount of \$287,956.80 for **Option 1**. Further, approve a contract between the County of Colusa Public Works Department and **Wapahoe Construction dba Freddies Grading & Paving** for the Construction on Wilson Bend Road Rehabilitation from 1.5 Miles North of SR 45 to 2.8 Miles North of SR45, effective May 17, 2011, in the bid amount of \$287,956.80, with terms and conditions set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

PUBLIC WORKS/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Evans to accept bids for the Department of Public Works for Construction on Old Highway 99W Freshwater Road to Maxwell Seal-Coat Surfacing, as received and opened on May 4, 2011 at 10:00 a.m. as follows:

1.	Advantage Paving & Excavating	\$291,246.20
2.	Intermountain Slurry Seal	\$304,832.70
3.	International Surfacing Systems	\$316,177.20
4.	Northwest Paving	\$329,716.00
5.	Windsor Fuel Company	\$330,635.00

6. Franklin Construction \$434,834.00

Motion carried: All yes. Absent: None.

Mr. Bell states the two lowest bids were irregular bids in the fact that they were not bound.

Discussion is held regarding the informality of two of the bids received; the binding being a minor informality and waiving said informality of the two bids submitted.

C11-090 PUBLIC WORKS/BIDS: It is moved by Supervisor Evans, seconded by Supervisor Carter to waive the informality of the unbound bid and award bid to Advantage Paving & Excavating, in the bid amount of \$291,246.20. Further, approve an agreement between the County of Colusa Public Works Department and **Advantage Paving & Excavating** for the Construction on Old Highway 99W Freshwater Road to Maxwell Seal-Coat Surfacing, effective May 17, 2011, in the bid amount of \$291,246.20, with terms and conditions set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

9:47 a.m. (9:35 a.m. item on Agenda) At the request of the Chief Probation Officer, Chairman Marshall pulls from the Agenda approval of an agreement with the County of Glenn for placement of minors and certain juvenile court wards in the Glenn County Juvenile Hall.

9:48 a.m. (9:40 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Carter to deny/reject a Claim against the County for damages filed by Kenneth Stacey on April 25, 2011. Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Intra-Budget Transfer Numbers 11027 through 11036. Motion carried: All yes. Absent: None.

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

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue & Appropriations:</i>				
CSA#2 Stonyford	02657	002657	410510	\$1,1356.20
CSA#2 Stonyford	02657	002657	441900	\$6,380.00
CSA#2 Stonyford	02657	002657	479312	\$109.00
CSA#2 Stonyford	02657	002657	479700	\$504.80
Total				\$8,130.00
CSA#2 Stonyford	02657	002657	51010	\$0.48
CSA#2 Stonyford	02657	002657	51022	\$0.44
CSA#2 Stonyford	02657	002657	51035	\$2.00
CSA#2 Stonyford	02657	002657	53120	\$6,803.73

CSA#2 Stonyford	02657	002657	53230	\$1,323.35
Total				\$8,130.00
Solid Waste	04000	0000	441900	\$14,000.00
Solid Waste	04000	0000	468007	\$42,000.00
Solid Waste	04000	0000	479321	\$637.000
Total				\$56,637.00
Solid Waste	04000	0000	53130	\$15.16
Solid Waste	04000	0000	53220	\$13.04
Solid Waste	04000	0000	53230	\$56,608.80
Total				\$56,637.00
Elections	00101	1051	455999	\$5,000.00
Total				\$5,000.00
Elections	00101	1051	57025	\$5,000.00
Total				\$5,000.00

Motion carried: All yes. Absent: None.

9:50 a.m. (9:45 a.m. item on Agenda) Chairman Marshall makes time for a presentation by DeNovo Planning Group regarding the General Plan Update Draft Land Use Map.

Mr. Hackney distributes maps of Arbuckle, College City, Colusa, Grimes, Maxwell, Princeton, I-5 at South County Line, Stonyford-Lodoga, and Williams and states the maps are drafts of the proposed changes to the General Plan Land Use Maps and speaks briefly to same.

Mr. Ritchie gives a brief overview of the steps, policies and workshops completed to date. Noting the maps that were distributed are a result of the joint workshops of the Board of Supervisors and the Planning Commission. Further, noting the maps has been put on the General Plan website for anyone who interested in reviewing them.

Discussion is held regarding the Issues & Opportunities report, Upland Transition designation, Agricultural uplands, policy criteria, and the completed preliminary goals and policies.

Mr. Ritchie states the following is a tentative adoption timeline of the General Plan update:

August 2011	Complete Public Review Draft General Plan,
September 2011	Complete Pubic Draft EIR,
September-November 2011	Public Circulation and review of General Plan and Draft EIR,

March 2012

Adoption of Final General Plan.

Chairman Marshall thanks everyone for their participation and De Novo for their hard work.

Chairman Marshall, at the request of the Interim Director of Health and Human Services pulls from the Agenda Consent Agenda Item No. 2 regarding a personal services agreement with County of Shasta for Regional Epidemiological Services.

Supervisor Evans request Consent Item Nos. 1 and 17 be pulled and considered separately. Chairman Marshall so directs.

CONSENT AGENDA: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Consent Agenda Item Nos. 3 through 16 as follows:

C11-091 3. HEALTH AND HUMAN SERVICES: Approve Amendment to Agreement C08-137, between the County of Colusa Health and Human Services and **Colusa Regional Medical Center**, for the provision of Dietary Services for the Senior Nutrition Program, approved on July 8, 2008 and amending the following:

1. Article 1, Term of Contract: to be effective July 1, 2011 through June 30, 2012, and
2. Exhibit B, Project Cost, I. Meals: County will pay Contractor Three and 58/100 dollars (\$3.58) per meal plus sales tax of 8.25%, for a total cost of Three and 88/100 per meal (\$3.88).

with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-092 4. AG COMMISSIONER: Approve agreement between the County of Colusa Ag Commissioner's Office and **California Crop Improvement Association**, for seed certification, effective July 1, 2011 through June 30, 2012, in an amount not to exceed \$3,500.00, with a ten (10) day written termination clause by either party and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

C11-093 5. AG COMMISSIONER: Approve Annual Work Plan Agreement and Financial Plan, Number 11-73-06-0250-RA, between the County of Colusa Ag Commissioner's Office and **the United States Department of Agriculture Animal and Plant Health Inspection Service Wildlife Services (APHIS-WS)**, effective July 1, 2011 through June 30, 2012, in an amount not to exceed \$56,646.00, and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

6. PLANNING AND BUILDING/PARCEL MAP/RESOLUTION: Adopt **Resolution No. 11-013**, a Resolution of the Colusa County Board of Supervisors Authorizing the Recordation of Parcel Map Number 08-1-2, David and Judy Kalfsbeek, authorize the Chairman to sign the Resolution and the Clerk to record same.

C11-094 7. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C08-178, between the County of Colusa Behavioral Health Services and **Youth for Change**, for access to Medi-Cal Specialty Mental Health services for children placed out-of-county, approved April 1, 2008 and modifying agreement as follows:

Page 1, Item 3 "TERM" to be effective July 1, 2011 through June 30, 2013, with a sixty (60) day written termination clause by either party, and

Page 5, Exhibit "B", Item 1, Authorization and rates for Specialized Mental Health Services shall be modified as follows:

A.	Mental Health Services	\$1.73 per minute
B.	Case Management, Brokerage	\$1.73 per minute
C.	Medication Support	\$4.62 per minute

with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-095 8. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C08-180, between the County of Colusa Behavioral Health Services and **Helios Healthcare, LLC**, for Behavioral Health clients in need of 24-hour skilled nursing facilities, approved April 1, 2008 and modifying agreement as follows:

Exhibit C, Item A, "TERM" to be effective through June 30, 2013,

with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-096 9. BEHAVIORAL HEALTH SERVICES: Approve Modification to agreement C10-148, between the County of Colusa Behavioral Health Services and **North Valley Behavioral Health**, to provide acute care for the mentally disordered persons approved on July 1, 2010 and modifying the agreement as follows:

Page 2, Item 3, "PAYMENT"

County agrees to pay at the all-inclusive rate of Seven Hundred Ninety Eight Dollars (\$798.00) per day. Contractor shall submit monthly to County, an invoice and supporting documentation as required by County.

County shall pay Contractor at the established provisional rate within (30) days following the submission of the invoice and all supporting documentation as required by County.

with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-097 10. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C07-054, approved on December 1, 2006, between the County of Colusa Behavioral Health Services and **Willow Glen Care Center**, providing for a community residential treatment facility and modifying agreement as follows:

PAYMENT FOR SERVICES item "C", Page 3 as follows:

"Total reimbursement by County payable under the terms and conditions of this Agreement shall not exceed Eighty Thousand Dollars and no cents (\$80,000.00) in any fiscal year without additional written authorization from County. This amount is contingent upon funding availability through the State of California for Mental Health Services"

Exhibit "D" shall be modified to read as follows:

<u>Number of Clients</u>	<u>Daily Rate</u>
01 – 45	\$131.00
46 – 85	\$111.00
86 – 125	\$91.00

with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C11-098 11. PUBLIC WORKS: Approve annual Road Damage Repair Agreement (Gas Well) between the County of Colusa Public Works Department and **Royale Energy, Inc.**, to cover the cost of repair of any county roads associated with Gas Well drilling by Royale Energy, effective May 5, 2011 through May 4, 2012, with terms and conditions as set forth in the agreement and authorize the Director of Public Works to sign on behalf of the Board of Supervisors.

C11-099 12. PUBLIC WORKS: Approve Agreement for CAMS-Cost Accounting Management System, between the County of Colusa Public Works Department and **Cascade Software Systems, Inc.**, for accounting software maintenance and system support, effective July 1, 2011 through June 30, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

C11-100 13. PUBLIC WORKS: Ratify Modification to Agreement C10-039, between the County of Colusa Public Works Department and **Taber Consultants**, entered into on February 1, 2010 for Foundation Investigation Services (0910-22) and modifying Section 2 "Time of Performance" extending the date of completion to June 30, 2011, with all other terms and conditions to remain in full force and effect and signed by the Director of Public Works on behalf of the Board of Supervisors.

C11-101 14. PUBLIC WORKS: Approve Annual Road Damage Repair Agreement (Gas Well) between the County of Colusa Public Works Department and **Venoco, Inc.**, to cover the cost of repair of any county roads associated with Gas Well drilling by Venoco, Inc., effective May 5, 2011 through May 4, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

15. MAXWELL FIRE PROTECTION DISTRICT/APPOINTMENT: Approve continued appointment of William S. Barrett, Sr., to the Maxwell Fire Protection District, effective through December 2, 2011.

16. PLANNING AND BUILDING/PUBLIC HEARING: Set a Public Hearing on June 14, 2011 at 9:30 a.m., in the Colusa County Board of Supervisors Chamber, 547 Market Street, Colusa, CA to consider General Plan Amendment #10-10-1, LC Dennis

Company, Inc., and direct the Board Clerk to publish and post Notice of Hearing for same. **Consent motion carried: All yes. Absent: None.**

Supervisor Evans expresses concern regarding the Change Order for the transitional housing project. Discussion is held.

C11-102 Consent Agenda Item No. 1. HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve Change Order between the County of Colusa Health and Human Services and **D&A Mfg Home Construction**, related to the Colusa Independence Transitional Housing Project regarding change in parking lot surface and drainage, installation of a postal receptacle, installation of street light (required by City), privacy slats in chain link fence, wheel chair lift, asphalt encroachment near North access to hospital (request by County Public Works), replacement of a portion of sidewalk at Webster and D Street for the manufactured units at construction site, 713 D St., Colusa, CA., effective May 17, 2011, with terms and conditions as set forth in Change Order and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Supervisor Evans requests clarification as to what budget the missing money is being paid from and as to what the missing payment is for. Discussion is held.

Consent Agenda Item No. 17. DISTRICT ATTORNEY/REVENUE AND RECOVERY/VICTIM WITNESS: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve funds in the amount of \$500.00 to cover a discrepancy/missing payment within the Revenue and Recovery Department for the Victim Witness Program, to be funded from the District Attorney's budget. Motion carried: All yes. Absent: None.

SUPERVISORS REPORTS AND/OR COMMENTS

Supervisor Carter

Insurance RFP work.
 Attended Central Valley Gas luncheon.
 Central Valley Gas site tour.
 LAFCo meeting.
 Department Head meeting.
 Mental Health Board meeting.

Supervisor Vann

Supervisor Vann speaks to State budget issues noting the largest hits to the County will be the criminal justice funding, changes to Mental Health-Children's Behavioral Health programs, the State programs within school districts and the possibility of the school districts having to fund those programs. Discussion is held with no action taken.

Supervisor Marshall

Met with County Assessor.
 Williams City Council meeting.
 Meeting regarding AB 1167.
 Attended Colusa County Historical Preservation Committee awards.
 Attended Friends of the Library Wine & Cheese tasting.
 Attended redistricting meeting.

Agenda review.
 Attended Central Valley Gas appreciation luncheon.
 Attended Little Stony Creek Fishing Day.

AUDITOR: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Claim Register Sheets for the period of May 3, 2011 through May 16, 2011. Motion carried: All yes. Absent: None.

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	Trinity County Probation	\$2,992.14
Migrant Housing	Ken Bowen Construction	\$3,959.00
Communications	Valley Clinical & Consulting	\$450.00
Library	Colusa Floor Covering	\$725.00
Clerk Recorder	PFA Inc	\$217.87
District Attorney	Roy G Shannon Esq	\$450.00
Bldg & Grounds	Jeff Savage Plumbing	\$802.18
District Attorney	Jerry's Stereo	\$4,494.82

Motion carried: All yes. Absent: None.

Ms. Tirado apprises the Board members of items for the May 31, 2011 agenda.

Chairman Marshall declares a recess at 10:25 a.m., and reconvenes in Regular Session at 10:46 a.m., with all Supervisors and County Counsel present.

Present: Jim Bell, Mike Azevedo, Jon Wrynski, Public Works Department.
 Mary Winters, Colusa citizen.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

10:46 a.m. (10:45 a.m. item on Agenda) Chairman Marshall makes time to consider a Resolution of the Colusa County Board of Supervisors Acknowledging Support of the City of Colusa's Application for Proposition 84 Park Bond Funds for the Purpose of Creating a Regional Park for Leisure and Sports Activities.

Supervisor Carter states the following resolution is a show of support for the City of Colusa applying for Proposition 84 Park Bond Funds for an athletic park.

Discussion is held as to where the park maybe located and the need for such a park in the community.

ADMINISTRATION/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Carter to adopt **Resolution No. 11-014**, a Resolution of the Colusa County Board of Supervisors Acknowledging Support of the City of Colusa's Application for Proposition 84 Park Bond Funds for the Purpose of Creating a Regional Park for Leisure

and Sports Activities and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

Chairman Marshall makes time for a presentation regarding Supervisor's redistricting issues.

Chairman Marshall states the Board is in receipt of an emailed letter dated Monday, May 16, 2011, from Jan McClintock, City Manager, regarding written Comments for the Board of Supervisor's Meeting of May 17th and states Ms. McClintock as requested this be read into the record.

Ms. Critchfield states the emailed letter in question has not come before the City Council.

Chairman Marshall reads the following into the record:

"Dear members of the Board of Supervisors;

I am unable to attend the meeting due to scheduling conflicts. I would like to go on record as requesting that the Board of Supervisors reconsider option E, which I have been led to believe is the leading redistricting option at this point in time. Option E has the City of Colusa and immediately surrounding area represented by 3 members of the Board of Supervisors similar to the situation that exists today.

This makes it very difficult for the City to discuss things with members of the Board of Supervisors in draft format without violating the Brown Act. Any discussions involving 3 members of the Board of Supervisors would be a violation and individual meetings would be create the potential for a serial meeting. This is important because most actions within the City have to potential of impacting constituents in all 3 supervisor's districts.

If you compare this situation to the City of Williams where there are only 2 supervisor's representing the residents of the City of Williams to or either Arbuckle or Maxwell where their interests are represented by only one of the supervisors, one could envision a situation where the Board is challenged as to equal representation. The question from others become why does Colusa have 3 Board members representing their area while other areas are represented by fewer members? I have seen this very situation exist where I have lived in the past.

Additionally, there is the issue of like or similar interests. This is a concern for the property across from the County Fairgrounds referred to as Colusa Crossings. This property owner has already requested annexation into the City and the process is well underway. The City's General Plan call for this area to be developed. There seems to be quite a difference in the potential concerns or interests of this property owner, or for those who might live in this area after development, as opposed to the interests of those living in rural

western Colusa County. These competing concerns or interests could be difficult for the Supervisor representing the district.

The City would respectfully request that the City limits and ultimate urban boundaries as currently on file with LAFCO since 1984 be considered for representation by 2 members of the Board of Supervisors as opposed to 4 members.

Respectfully,

Jan McClintock
City Manager
425 Webster Street
Colusa, CA 95932
Ph: 530-458-4740 ext 105
Fax: 530-458-8674"

Ms. Moran states she was not directed to shepherd this project but has made these types of matters a priority by attending available trainings that pertain to redistricting. Noting the Board may choose to put someone else in charge of shepherding this project, if, they so choose. She further speaks to the procedures and time frame of the proposed redistricting.

Mr. Schantz speaks to the population changes from 2000-2011 for District 4, stating there has been very little increase, District 5 has decreased in population, District 3 exploded with the housing development which lead to an approximate 36.58% increase, District 2 had a 13.8% increase, and District 1 had a 19.05% increase a 13.91% increase overall.

Lengthy discussion is held regarding the proposed redistricting lines, population, goals of the redistricting committee, keeping District areas defined, keeping communities together, various scenarios used in regards to splitting the Districts, the cohesiveness of the community being considered, and areas that have not changed in population.

Chairman Marshall states the Committee would like each of the Supervisors to look over the proposed maps and come up with any other proposals that are fair and equitable for all the Districts.

Mr. Moran sates the Redistricting Committee is capable of putting the mapping on the Supervisor's computers or on their personal laptops for their convenience. She further sates the final decision is the Board's and that the final decision should be made prior to November 1, 2011. Ms. Moran further requests the redistricting issue be placed on every Agenda for updates, if needed.

Chairman Marshall directs the Clerk to place discussion/update of the Supervisory redistricting on all upcoming Agendas. Noting a Public Hearing will be held for public input regarding the same in the near future.

The Board adjourns at 11:45 a.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