

## 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

June 14, 2011

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 14<sup>th</sup> day of June 2011 at the hour of 8:00 a.m., Present: Supervisors Mark D. Marshall, Chairman, Denise J. Carter, Thomas A. Indrieri, Gary J. Evans and Kim Dolbow Vann. Absent: None.

Chairman Marshall calls to order the Regular meeting of June 14, 2011 at 8:00 a.m., with all Supervisors present.

Present: Tom Parker, County Counsel.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

8:05 a.m. Chairman Marshall states the Board will consider Item C on the Closed Session Agenda first.

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 meet with County Counsel to discuss pending case Michael Phelan v. County of Colusa, Colusa County Superior Court Case No. CV23771.
- B. 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.
- C. Under the provisions of Government Code Section 54957.6, the Board will meet with its designated Negotiators Nikki Berry and Marge Kemp Williams, re: all unit negotiations to receive instructions, and to take possible action.
- D. Under the Provisions of Government Code Section 54957, the Board with Legal Counsel and the Personnel Director will discuss Employee Performance Evaluations for Department Heads and Interim Department Heads.

- E. Under the Provisions of Government Code Section 54957, the Board will consider the disability retirement of a safety employee.

Chairman Marshall declares a recess at 8:06 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:11 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.  
Gerry Hernandez, Colusa County State Fair Exhibit.  
Scott Gruendl, Christine Zoppi, Community Action Partnership.  
Vic Trujillo, Carl Peters, Recology.  
Rande Brookins, Building and Grounds.  
Steve Dennis, Logan Dennis, L.C. Dennis Co.  
Mike Vasquez, CEC Inc.  
Derek Parker, Air Methods, Inc.  
Holly Gallagher, Auditor-Controller/Payroll.  
Scott Marshall, Joe Garofalo, Miguel Villasenor, Sheriff's Department.  
Donna Critchfield, Colusa City Councilmember.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Marshall. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve the Minutes of the May 31, 2011 Regular Session. Motion carried: All yes. Absent: None.

Chairman Marshall makes time for period of public comment.

Ms. Hernandez speaks to the Colusa County State Fair exhibit and states there are only a few days left to sign up as a volunteer. She also speaks to the need for a Colusa County Visitors Guide to distribute at the State Fair and requests financial assistance from the County for production/purchase of same. She requests that this matter be brought on for Board consideration.

Discussion is held regarding the need for a Supervisor to be involved, the amount of money requested, a funding source, content contained within the guide/brochure and production of same.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann that a matter arose after the posting of the June 14, 2011 Agenda regarding a Colusa County Visitors Guide to be distributed at the State Fair. Motion carried: All yes. Absent: None.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann that the County contribute the amount of \$2,500.00 to help with the cost of a Colusa County Visitors Guide to be distributed by the individuals manning the Colusa County State Fair exhibit during the upcoming State Fair, to be funded from Contingencies. Motion carried: All yes. Absent: None.

Chairman Marshall calls for any further Public Comment. Hearing none, Chairman Marshall closes the period of Public Comment.

9:22 a.m. Mr. Parker announces the Board considered the following Closed Session matter:

Under the provisions of Government Code Section 54956.9(a), met with County Counsel to discuss pending case Michael Phelan v. County of Colusa, Colusa County Superior Court Case No. CV23771 and additional direction was given.

Mr. Parker states the following has not been heard by the Board and will be considered later this day:

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.

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

Under the provisions of Government Code Section 54957.6, met with its designated Negotiators Nikki Berry and Marge Kemp Williams, re: all unit negotiations to receive instructions and to take possible action and directions were given.

Under the Provisions of Government Code Section 54957, met with Legal Counsel and the Personnel Director discussed Employee Performance Evaluations for Department Heads and Interim Department Heads and it was determined on a 5/0 vote by the Board of Supervisors that the Board members will review both the Department Heads and Interim Department Heads for any and all Performance Evaluations they are subject to.

Under the Provisions of Government Code Section 54957, considered the disability retirement of a safety employee and on a 5/0 vote by the Board of Supervisors voted to approve the safety employee's eligibility for safety retirement as well as approving donated leave that may be donated to the Employee.

9:24 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

Mr. Cornelius requests that the 10:45 a.m. item C matter for Behavioral Health Department regarding the acceptance of bids for the Patient's Rights Advocate opened and received on May 19, 2011 be pulled from the Agenda at this time.

Chairman Marshall so directs.

Mr. Bell updates the Board members on items that pertain to his Department.

Mr. Hackney updates the Board members on items that pertain to his Department.

Ms. Kelly updates the Board members on items pertaining to the Transitional Housing project.

9:32 a.m. (9:10 a.m. item on Agenda) At the request of the District Attorney, Chairman Marshall pulls from the Agenda a personnel matter regarding a change to the job requirements for the bilingual (Spanish/English) position of Victim Witness Advocate I.

PERSONNEL/PUBLIC WORKS – 3010: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve a request to fill budgeted summer help appointments, up to 5-Road Maintenance Worker I, TFT, MSC Range 12, \$11.77 per hour, effective July 1, 2011. Motion carried: All yes. Absent: None.

PERSONNEL/BUILDINGS AND GROUNDS – MAINTENANCE – 1073: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve a request to add up to one extra help Building Maintenance Worker I, TPT, MSC Range 12, \$12.56 per hour, effective July 1, 2011. Motion carried: All yes. Absent: None.

**C11-117** 9:39 a.m. (9:15 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Modification to agreement C05-112, between the County of Colusa Public Works Department and **Recology Butte Colusa Counties**, providing Franchise collection of Waste and Recycle materials in the Colusa county Valley Floor Area, Provide Operation of Maxwell Transfer Station and Transportation of Waste to a Permitted Landfill, approved on June 14, 2005, and modifying "Compensation" effective July 1, 2011, and as set forth in the modification, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

9:45 a.m. (9:20 a.m. item on Agenda) Chairman Marshall, continues the Treasurer's Monthly Investment Report for May 2011, to the June 28, 2011 Board meeting, due to time constraints.

9:46 a.m. (9:30 a.m. item on Agenda) Chairman Marshall declares time for a Public Hearing regarding the Community Action Plan, as updated by the Colusa-Glenn-Trinity Community Action Partnership and as required by the Department of Community Services and Development.

Ms. Zoppi distributes a print out of a Power Point presentation titled "Colusa-Glenn-Trinity Community Action Partnership 2012-2013, Community Action Plan (CAP)" to those present.

Mr. Gruendl speaks to the Plan as follows:

About Community Action

Colusa-Glenn-Trinity CAP established in 1988,  
Local Determination and Solutions,  
Promote Self-Sufficiency,  
Ensure a Safety Net: Food & Housing, and Reduce the Causes and  
Impacts of poverty.

Services Offered in Colusa

Section 8 housing,  
Utility Assistance-  
Energy Payment  
Wood, propane and oil,  
Weatherization,  
Homeless and Emergency Assistance, and  
Grant Coordination with Partners to meet unique needs.

Who do we help?

Elderly (priority),  
Disabled (priority),  
Families with Children (priority),  
Local people with elevated energy burdens (priority), and  
Residents in need.

2010 in Review

Weatherization crews utilized \$993,100 to complete more than 760 projects in the tri-county area. (201 homes weatherized in Colusa),  
Average annual energy savings is approximately \$600 per household,  
298 Colusa households avoided fuel termination due to HEAP assistance,  
27 Colusa households achieved affordable housing through Section 8 assistance, and  
\$400,000 in Homeless prevention and Rapid Re-housing (HPRP) deployed in Colusa.

Development of Priorities

Planning Meeting with CAP Board of Directors,  
Reflection on services provided,  
Community meeting in Williams,  
Review of past survey input and census data,  
Public hearing, and  
Adoption by CAP Board of Directors.

Colusa Priorities for 2012-2013

Increased Community Capacity Development,  
Increased job development & Vocational training, and  
Increase awareness of existing CAP services-continue services currently offered.

Chairman Marshall calls for public comment.

9:55 a.m. Hearing none, Chairman Marshall closes the Public Hearing.

9:56 a.m. Chairman Marshall declares time for a Public Hearing to consider a General Plan Amendment #10-10-1, LC Dennis Company, Inc., changing the land use designation from AT (Agriculture Transition) to UR (Urban Residential) on property currently zoned R-1-8 (Residential Single Family).

Mr. Hackney speaks in support of approving the land use designation request. Noting the requested change is consistent with the proposed new General Plan update. Discussion is held.

Chairman Marshall calls for Public Comment.

9:57 a.m. Hearing none, Chairman Marshall closes the Public Hearing.

PLANNING AND BUILDING/RESOLUTION: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to adopt **Resolution No. 11-015**, a Resolution of the Colusa County Board of Supervisors Adopting Specific Revisions to the Colusa County General Plan Land Use Element (GPA #10-10-1) For LC Dennis Company, Inc., (Logan Dennis) 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.

10:00 a.m. Chairman Marshall makes time for discussion/direction and possible action regarding a Safety Management Program from KellerOnLine Maintenance Department for the Department of Planning & Building, Maintenance Department.

Mr. Brookins speaks in support of purchasing the Program.

Discussion is held regarding the uses of the program, benefits to other departments, the program being customized for each department, and Risk Management purchasing the program so all County Departments could benefit from the product.

Following discussion, direction is given to Ms. Scroggins to see if the program can be purchased through Risk Management for all County Departments to utilize.

10:08 a.m. (10:05 a.m. item on Agenda) Chairman Marshall makes time to consider an agreement for MPTS Property Tax System Maintenance between the Assessor's Office and Megabyte Systems, Inc.

Mr. Zoller speaks in support of approving the agreement.

Discussion is held regarding the significant increase in the agreement, term of the contract, and exhibits not coinciding with the agreement.

Following discussion, it is the consensus of the Board members, the Assessor obtain clarification in regards to the exhibits and the term of the proposed agreement and return on June 28, 2011 for further Board consideration.

10:25 a.m. (10:10 a.m. item on Agenda) Chairman Marshall makes time to consider the Certification Statement Regarding Composition of LPC Membership.

Mr. Parker speaks to approving the Report without a specific county employee name on it. Discussion is held.

LOCAL CHILD CARE PLANNING COUNCIL COLUSA COUNTY OFFICE OF EDUCATION: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve "Certification Statement Regarding Composition of LPC Membership" as mandated in AB 1542 (Chapter 270, Statutes 1997; California Department of Education Code Section 8499.3, and authorize the Chairman to sign the Certification Statement. Motion carried: All yes. Absent: None.

Chairman Marshall makes time to consider the Local Child Care Planning Council (LPC) County Priorities Report Form.

Supervisor Vann recommends pulling the item from the Agenda for the presence of a member from the Local Child Care Planning Council/County Office of Education. Chairman Marshall so directs.

10:27 a.m. (10:15 a.m. item on agenda) SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Vann that the Board finds that it is in the best interest of the county/public to waive the County's formal bid process and approve the purchase of one new Jail Sally Port Door for the County Jail, in the amount of \$6,601.00 plus electrical from the Door Company. Motion carried: All yes. Absent: None.

Chairman Marshall makes time for discussion regarding emergency back-up generator project for 547 Market Street, Colusa County Historical Courthouse building. Brief discussion is held.

Following discussion, Chairman Marshall suggests setting up a Committee consisting of Supervisors Marshall and Evans, Mr. Brookins-Building & Grounds Supervisor and Mr. Pankey-Information Technology to consult with the Sheriff's staff regarding the emergency backup generator project.

Ms. Kemp-Williams requests the Board revisit the previously continued Assessor's item regarding the approval of an agreement for MPTS Property Tax System Maintenance with Megabyte Systems, Inc. Chairman Marshall so directs.

Ms. Kemp-Williams addresses the Board members concerns and speaks in support of approving the agreement, with a 1 year term. Discussion is held.

**C11-118** ASSESSOR: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve an agreement for MPTS Property Tax System Maintenance between the County of Colusa Assessor's Office and **Megabyte Systems, Inc.**, effective July 1, 2011 through June 30, 2012, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Chairman Marshall declares a recess at 10:42 a.m. and reconvenes in Regular Session at 11:01 a.m., with all Supervisors and County Counsel present.

Present: Marge Kemp-Williams, Senior Deputy County Counsel.  
Donna Critchfield, Colusa City Council member.  
Peggy Scroggins, Auditor-Controller.  
Katherine Ferreira, Central Services.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

11:02 a.m. (10:45 a.m. item on Agenda) CENTRAL SERVICES: It is moved by Supervisor Vann, seconded by Supervisor Carter that the Board finds the following county vehicles are surplus/disposal property for the Fiscal Year 2010-2011:

1998	EMC	Aerotech Bus	Literacy
1990	Dodge	Dakota	Assessor
2005	Ford	Crown Victoria	Sheriff
2005	Ford	Crown Victoria	Indian Gaming
1994	Ford	Bronco	Sheriff
2001	Ford	Taurus	Welfare
1995	Ford	Crown Victoria	Substance Abuse

And, further, delete same from the 2010-11 county inventory. Motion carried: All yes. Absent: None.

**C11-119** CENTRAL SERVICES/PERSONNEL: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve addendum to Equipment Lease Agreement and Non-Appropriation Addendum to agreement C06-276, between the County of Colusa and **Advanced Document Concepts**, adding a Kyocera Taskalfa 225c Copier for the Personnel Department, at a lease payment of \$130.00 per month, for a term of 60 months, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/DISTRICT ATTORNEY: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve purchase of one (1) Dell latitude E5520 laptop computer, for the District Attorney's Office, through Dell Incorporated, in the amount of \$1,471.58, to be funded by Victim Witness (00101-2036-57011). (Pricing guaranteed through the State negotiated WSCA Contract #WN99ABZ) Motion carried: All yes. Absent: None.

**C11-120** CENTRAL SERVICES/HEALTH AND HUMAN SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Maintenance Agreement between the County of Colusa Health and Human Services and **Advanced Document Concepts**, for a TASKalfa 520i Copy Machine for the Department of Health and Human Services, effective May 1, 2011 through April 30, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

**C11-121** CENTRAL SERVICES/BOARD OF SUPERVISORS: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve modification to agreement between the County of Colusa and **Safe Side Security** (approved October 5, 1998) for installation of a security system at 546 Jay Street, Colusa, CA., effective June 14, 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 the Modification and all related documents. Motion carried: All yes. Absent: None.

**C11-122** CENTRAL SERVICES/BOARD OF SUPERVISORS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve addendum to agreement between the County of Colusa and **Safe Side Security** for provision of a camera system and maintenance services at 546 Jay Street, Colusa, CA., effective April 20, 2011, with terms and conditions as set forth in the Addendum and all other terms and conditions to



remain in full force and effect and authorize the Chairman to sign the Addendum and all related documents. Motion carried: All yes. Absent: None.

**C11-123** CENTRAL SERVICES/COUNTY COUNSEL: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Addendum to agreement between the County of Colusa and **Safe Side Security** for provisions of a camera system and maintenance services at (County Counsel's Office) located at 1213 Market Street, Colusa, CA., effective June 14, 2011, with terms and conditions as set forth in the Addendum and authorize the Chairman to sign the Addendum and all related documents. Motion carried: All yes. Absent: None.

**C11-124** CENTRAL SERVICES/COUNTY COUNSEL: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve Addendum between the County of Colusa and **Safe Side Security** for provisions of a burglary alarm system and monitoring services at (County Counsel's Office) located at 1213 Market Street, Colusa, CA., effective June 14, 2011, with terms and conditions as set forth in the Addendum and authorize the Chairman to sign the Addendum and all related documents. Motion carried: All yes. Absent: None.

Chairman Marshall states that at the request of the Interim Director of Behavioral Health Services Head the acceptance of the bids for the Patient's Rights Advocate as received and opened on May 19, 2011 was pulled from the agenda.

The Clerk requests the Board acknowledge that bids were not received for the Patient's Rights Advocate bid. Brief discussion is held.

Following discussion, the Board members acknowledge that bids were not received by the Department of Behavioral Health Services for the Patient's Rights Advocate.

11:27 a.m. (10:55 a.m. item on Agenda) 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 &amp; Appropriations:</i>				
Sheriff	00101	2021	467505	\$4,784.64
Sheriff	00101	2021	51012	\$4,225.84
Sheriff	00101	2021	51013	\$60.00
Sheriff	00101	2021	51022	\$498.80
Total				\$4,784.64
County Library	00101	6021	479470	\$375.00
County Library	00101	6021	53251	\$375.00
Total				\$375.00
County Library	00101	6021	479310	\$2,370.67

County Library	00101	6021	53230	\$2,370.67
Total				\$2,370.67
County Library	00101	6021	479910	\$2,433.00
County Library	00101	6021	53230	\$2,433.00
Total				\$2,433.00
Clerk-Recorder	00101	2070	479317	\$276.00
Clerk-Recorder	00101	2070	53120	\$276.00
Total				\$276.00
Sheriff	00101	2021	467102	\$1,564.82
Sheriff	00101	2021	51012	\$1,401.68
Sheriff	00101	2021	51022	\$163.14
Total				\$1,564.82
Sheriff	00101	2021	467510	\$5,477.99
Sheriff	00101	2021	51012	\$4,847.09
Sheriff	00101	2021	51022	\$630.90
Total				\$5,477.99
Victim Witness	00101	2036	454659	\$13,485.00
Victim Witness	00101	2036	51010	\$4067.00
Victim Witness	00101	2036	51016	(\$197.00)
Victim Witness	00101	2036	510171	\$312.00
Victim Witness	00101	2036	510172	\$312.00
Victim Witness	00101	2036	51019	(\$1,463.00)
Victim Witness	00101	2036	51021	\$2,740.00
Victim Witness	00101	2036	51022	(\$358.00)
Victim Witness	00101	2036	51029	(\$10.00)
Victim Witness	00101	2036	51030	\$507.00
Victim Witness	00101	2036	51031	(\$11.00)
Victim Witness	00101	2036	51033	(\$63.00)
Victim Witness	00101	2036	51035	\$6.00
Victim Witness	00101	2036	53060	(\$332.00)
Victim Witness	00101	2036	53061	(\$234.00)
Victim Witness	00101	2036	53090	\$9.00
Victim Witness	00101	2036	53120	\$225.00
Victim Witness	00101	2036	53121	\$28.00
Victim Witness	00101	2036	53150	(\$67.00)
Victim Witness	00101	2036	53170	\$1,661.00
Victim Witness	00101	2036	53171	(\$40.00)
Victim Witness	00101	2036	53180	\$502.00
Victim Witness	00101	2036	53190	\$3,583.00
Victim Witness	00101	2036	53200	\$209.00
Victim Witness	00101	2036	53229	\$674.00
Victim Witness	00101	2036	53250	(\$499.00)

Victim Witness	00101	2036	53253	\$600.00
Victim Witness	00101	2036	53260	(\$198.00)
Victim Witness	00101	2036	57002	\$27.00
Victim Witness	00101	2036	57003	\$390.00
Victim Witness	00101	2036	57004	\$54.00
Victim Witness	00101	2036	57018	\$379.00
Victim Witness	00101	2036	57019	\$151.00
Victim Witness	00101	2036	57065	\$521.00
Total				\$13,485.00
Sheriff	00101	2021	454608	\$6,285.13
Sheriff	00101	2021	51012	\$5,629.91
Sheriff	00101	2021	51022	\$655.22
Total				\$6,285.13
DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
To Increase (Decrease) Appropriations:				
Sheriff	00101	2021	53120	\$83.77
Sheriff	00101	2021	57011	\$1,255.89
Total				\$1,339.66
Jail-SLESF	02341	002341	53090	\$505.15
Jail-SLESF	02341	002341	53120	\$2,099.00
Jail-SLESF	02341	002341	53220	\$254.08
Jail-SLESF	02341	002341	57001	\$516.35
Total				\$3,374.58

Motion carried: All yes. Absent: None.

**AUDITOR-CONTROLLER:** It is moved by Supervisor Vann, seconded by Supervisor Evans to authorize, during the month of July 2011, the County Auditor-Controller to process and mail all "Board Attention" and "Board Approval" claims on a weekly basis. Further, direct the Auditor-Controller to provide detailed information for these claims to the Board at their first meeting in August 2011. Motion carried: All yes. Absent: None.

Chairman Marshall makes time to provide direction to the County Auditor-Controller regarding requested payments during the month of July for new contracts, and contracts due for renewal, but not previously submitted to the Board for approval.

Ms. Scroggins states she does not anticipate any issues with new contracts but the question has come up previously. Noting she has sent a notice to all Department Heads and no one has responded. Discussion is held.

Following discussion, it is the consensus of the Board members payment(s) for new contracts shall wait until the first meeting in August 2011.

11:31 a.m. (11:00 a.m. item on Agenda) Chairman Marshall makes time for a presentation and action on recommendations of Risk Management RFP Committee regarding Employee Assistance (EAP) Program Services to Colusa County.

Supervisor Carter states the Board made the decision on May 31, 2011 to contract with MHN for Employee Assistance Program Services and states Ms. Scroggins has found out new information regarding the same.

Ms. Scroggins states the County has learned that the County can get the same services from MHN through CSAC-EIA/Alliant and CSAC-EIA are able to negotiate a lower rate with MHN. Noting the County does not have to do anything additional and MHN is fully aware of the situation.

Discussion is held regarding the motion made on May 31, 2011 to contract with MHN, rescinding the motion, having direct contact with the entity (CSAC-EIA), and contacting CSAC-EIA to get the same started.

Following discussion, it is the consensus of the Board members to place on the June 28, 2011 Agenda consideration to rescind the May 31, 2011 motion approving contracting with MHN for Employee Assistance Program Services.

Chairman Marshall makes time for a Status/update regarding redistricting.

Mr. Schantz states there is no new information to present to the Board at this time. Noting a Public Hearing has been set for June 21, 2011, at Colusa Industrial Properties (CIP), Conference Room, 6:00 p.m. – 9:00 p.m. for public input. Discussion is held, with no action taken.

Mr. Parker requests that Consent Item No. 11 regarding the adoption of procedures for utilizing donated leave as approved by the Personnel Policy Committee be pulled from the Agenda at this time.

CONSENT AGENDA: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Consent Agenda Item Nos. 1 through 10 follows:

**C11-125**            1.        BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C10-112, between the County of Colusa Behavioral Health Services and **Cherokee House** for the recovery and rehabilitation of person addicted to excessive use of mind-altering chemicals, and modifying "Time of Performance" to be effective July 1, 2011 through June 30, 2013, with a fourteen (14) day written termination clause by either party, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

**C11-126**            2.        BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C08-193, between the County of Colusa Behavioral Health Services and **Yolo Community Care Continuum**, for services for a long-term residential treatment program for mentally disable adults and modifying the following:

Page 2, "CONTRACT TERM" as follows:

"Unless, sooner terminate, as hereinafter provided, the term of this Agreement shall be from July 1, 2008 through June 30, 2013. Notwithstanding the foregoing, this Agreement may be terminated by either party upon sixty (60) days written notice. In the event of such termination, this Agreement shall become null and void and of no further force or effect."

Page 7, Written Notification, "If to County" shall be modified to read as follows:

County of Colusa County  
Department of Behavioral Health  
Attn: Director  
162 East Carson Street  
Colusa, CA 95932

EXHIBIT "B" paragraph 4 shall be modified to read as follows:

"The current rate of reimbursement is \$144.00 per client/per day all inclusive."

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

**C11-127**                    3.        BEHAVIORAL HEALTH: Approve Modification to Agreement C08-219, between the County of Colusa Behavioral Health Services and **Sunrise Gardens** for services for mentally disabled adults residing within a licensed community care facility, and modifying the terms of the agreement as follows:

Page 3, Section B "TERM" as follows:

"Unless sooner terminated, as hereinafter provided, the term of this Agreement shall be from July 1, 2008 through June 30, 2013. Notwithstanding the foregoing, this Agreement may be terminated by either party upon sixty (60) days written notice. In the event of such termination, this Agreement shall become null and void and no further force of effect."

Page 8, Item 14 'If to County" as follows:

County of Colusa  
Department of Behavioral Health  
Attn: Director  
162 East Carson Street  
Colusa, CA 95392

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

**C11-128**                    4.        BEHAVIORAL HEALTH: Approve Modification to Agreement C08-194, between the County of Colusa Behavioral Health Services and **Victor Treatment Centers, Inc.**, for day-treatment mental health services, and modifying the

terms of the agreement as follows:

Exhibit A "PROCEDURE FOR OBTAINING AUTHORIZATION FOR DAY TREATMENT AND ANCILLARY MENTAL HEALTH SERVICES" shall be modified to read as follows:

Colusa County Point of Authorization  
Attn: Director  
162 East Carson Street  
Colusa, CA 95932

Exhibit B "COMPENSATION" paragraph 5 shall be modified to read as follows:

Deaf and Hard of Hearing clients in Santa Rosa	\$70.00/day of residence
Day Treatment Intensive, Full Day	\$202.43/day of service
Day Treatment Habilitative, Full Day	\$131.24/day of service
Case Management	\$2.02/minute
Mental Health Services (including TBS)	\$2.61/minute
Medication Support Services (psychiatrist only)	\$4.82/minute
Crisis Intervention Services	\$3.88/minute

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

5. SHERIFF/PUBLIC HEARING: Set a public hearing on June 28, 2011 at 9:30 a.m., pursuant to Government Code Section 30061 regarding Fiscal Year 2010-11 Supplemental Law Enforcement Services Funds expenditure plans and direct the Clerk to publish and post Notice of Hearing for same.

**C11-129** 6. AG COMMISSIONER: Approve Agreement 11-C0005, between the County of Colusa Ag Commissioner's Office and **Department of Pesticide Regulation** for the 2011-2012 Pesticide Use Reporting Program, effective July 1, 2011 June 30, 2012, in the amount of \$13,596.00, with a thirty (30) days written termination clause by either party and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

**C11-130** 7. AG COMMISSIONER: Approve Cooperative Agreement 11-0082-SA, between the County of Colusa Ag Commissioner's Office and **the Department of Food and Agriculture (CDFA)** for the Organic Program, effective July 1, 2011 through June 30, 2012, in the amount of \$3,970.00, with a thirty (30) day written termination clause by either party and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

**C11-131** 8. AG COMMISSIONER: Approve Amendment to Agreement C06-021, between the County of Colusa Ag Commissioner's Office and **the California Bee Breeders Association, Inc.**, allowing the County to provide inspection of incoming bees for Small Hive Beetle (SHB) a B-rated pest of California Department of Food and Agriculture, and modifying term of contract to be effective through December 31, 2011, with all other terms and conditions to remain in full force and effect and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

**C11-132** 9. PLANNING & BUILDING: Approve Modification to Agreement C11-010, between the County of Colusa Planning & Building Department and **Dunn**

**Environmental, Inc.**, for the water supply assessment (Hydrogeologic Evaluation) for the Adams Tentative Subdivision Map TSM 09-5-1 and modifying #3 Time of Performance to be effective through September 30, 2011 with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

**C11-133** 10. CHILD SUPPORT SERVICES: Approve Laboratory Services Agreement between the County of Colusa Department of Child Support Services and **Laboratory Corporation of America Holdings (LabCorp)** for genetic testing services, effective June 14, 2011 through June 30, 2012, with terms and conditions as set forth in the agreement and authorize the Director of Child Support Services to sign on behalf of the Board of Supervisors. **Consent motion carried: All yes. Absent: None.**

SUPERVISOR REPORTS OR COMMENTS

Supervisor Carter

Meetings/functions attended:

- CSAC Legislative Conference.
- CSAC-EIA Board meeting.
- Sac-Sierra EMS Board meeting.
- Attended Colusa County Fair.
- Participated in Colusa County Parade.
- Insurance RFP
- Jon Richter retirement party.

Constituent calls regarding:

- Dodge Road condition.
- Walnut Ranch green waste.
- State Park issues.

Supervisor Indrieri

Meetings/functions attended:

- Attended Colusa County Fair.
- Participated in Colusa County Parade.

Supervisor Evans

Meetings/functions attended:

- Met with Personnel.
- Participated in Colusa County Parade.

Supervisor Vann

Meetings/functions attended:

- CSAC Legislative Conference.
- Attended Colusa County Fair.
- Participated in Colusa County Parade.

Supervisor Marshall

Meetings/functions attended:

- Attended Colusa County Fair.
- Participated in Colusa County Parade.

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

Supervisor Vann speaks to possible State budget cuts and the effect on small counties.

AUDITOR: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Claim Register Sheets for the period of May 31, 2011 through June 13, 2011. Motion carried: All yes. Absent: None.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
Personnel - Sheriff	Carol Thomas MD	\$390.00
Public Defender	Mehr Law Office	\$330.30
Communications	Valley Clinical & Consulting	\$450.00
Public Defender	Brandon T Williams	\$1,035.00
Probation	Trinity County Probation	\$3,078.97
Probation	Leo Green	\$330.00
Assessor	Megabyte Systems	\$9,708.39
Road	Lawson Products	\$1,268.69
DHHS-Ambulance	C & L Home Service	\$45.00
Road	Richard's Tree Service	\$4,000.00
DHHS	Affordable Office Furniture	\$1,933.99
Road	Ken Bowen Construction	\$13,138.00
Airport Enterprises	Ken Bowen Construction	\$2,960.00

Motion carried: All yes. Absent: None.

ADMINISTRATION: It is moved by Supervisor Evans, seconded by Supervisor Carter to appoint Jeff Sutton as the land owner and Mary Fahey as staff person to the Integrated Regional Water Management Group, effective June 14, 2011. Motion carried: All yes. Absent: None.

Supervisor Vann states a matter arose after the posting of the June 14, 2011 Agenda regarding transmission of employee information to the Personnel Department and requests the item be brought on for discussion.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Evans that a matter arose after the posting of the June 14, 2011 Agenda regarding transmission of employee information to the Personnel Department. Motion carried: All yes. Absent: None.

Supervisor Vann states this is a letter to the Auditor and reads same as follows:

"To: The Auditor Controller Staff  
Risk Management Staff  
IT Staff

From: The Board of Supervisors



Date: June 14, 2011

Subject: Information Directive

As the Employee Relation Officer in Colusa County which is a confidential role, it is important to view information needed to establish facts regarding various scenarios under the department of Personnel.

Effective immediately any and all information requested by the Personnel Department shall be provided at once.

All information requested from any sub departments under the Auditor-Controller, shall also comply with the above and provide any information requested at once.

Any Personnel items that are brought to the department (Auditor-Controller, Risk Management), need to be forwarded to Personnel immediately for the appropriate action."

She states this is not the exact wording and will wait for Ms. Berry to return with the actual letter.

Ms. Scroggins states to the best of her knowledge any information requested has been shared with Ms. Berry.

Ms. Berry states she needs to see the backup information.

Mr. Scroggins states she called and emailed Ms. Berry several times in an attempt to find out what it was exactly that was needed and Ms. Berry did not return any phone calls or emails.

Discussion is held regarding availability of and promptness of any and all information requested by Mrs. Berry, being provided to her during the Auditor-Controller's absence. Discussion is also held as to Ms. Berry being able to access the Auditor-Controller's computers for information required by Personnel's staff.

Ms. Gallagher states normal procedure for releasing any personal employee information to any other department would be to inform her Department Head first before releasing any information. She further states a lot to the functions that Ms. Berry is speaking they do not have access to because the County did not buy into those portions of the program.

Supervisor Evans states from his point of view anything to do with personnel, Ms. Berry should have direct access to.

Chairman Marshall states the intent of the Board is that everyone work together and that the Personnel Department have access to personnel information when appropriate and reads the following into the record:

"To: The Auditor Controller Staff  
Risk Management Staff  
IT Staff

From: The Board of Supervisors

Date: June 14, 2011

Subject: Information Directive

As the Employee Relations Officer in Colusa County which is a confidential role, it is important to view information needed to establish facts regarding various scenarios under the department of Personnel.

Effective immediately any and all information requested by the Personnel Department shall be provided at once.

All information requested from any sub departments under the Auditor-Controller, shall also comply with the above and provide any information requested at once.

Any Personnel items that are brought to this department (Auditor-Controller, Risk Management), need to be forwarded to Personnel immediately for the appropriate action."

Ms. Scroggins requests, for clarification purposes, what "at once" means.

Chairman Marshall states that she provide the requested information within a reasonable time, that it does not mean that she drop everything at once and provide the requested information.

ADMINISTRATION/PERSONNEL/AUDITOR-CONTROLLER: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve a letter addressed to the Auditor-Controller, dated June 14, 2011, regarding the transmission of employee related information to the Personnel Department upon request. Motion carried: All yes. Absent: None.

Ms. Tirado apprises the Board members on items for the June 28, 2011 agenda.

12:12 p.m. Supervisor Carter vacates her chair and leaves the Board's chamber.

Chairman Marshall declares a recess at 12:14 p.m. to reconvene in Closed Session and reconvenes at 12:45 p.m., in Regular Session with all Supervisors and County Counsel present.

Present: Jim Bell, Mike Azevedo, Public Works Department.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Parker announces the Board met to consider the following in Closed Session:

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 guidance was given.

The Board adjourns at 12:47 p.m. to reconvene in Regular Session on June 28, 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