

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

August 2, 2011

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 2nd day of August 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 August 2, 2011 at 8:05 a.m., with all Supervisors, except Supervisor Vann present.

Present: Marge Kemp Williams, Senior Deputy County Counsel.
Jon Wrynski, Public Works.
Peggy Scroggins, Auditor-Controller.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Chairman Marshall states a Personnel matter arose after the posting of the August 2, 2011 Agenda regarding an appointment of an individual to act on behalf of the County as it pertains to the Housing and Community Development Department and requests this matter be brought on as a Closed Session matter for Board consideration.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Evans that a matter arose after the posting of the August 2, 2011 Agenda as follows:

Under the Provisions of Government Code Section 54957, the Board will consider/discuss with Legal Counsel the appointment of an individual to act on behalf of the County as it pertains to the Housing and Community Development Department and receive direction on how to proceed with same.

Further, this matter will be placed on the Agenda as Item E under Closed Session items to be considered. Motion carried: All yes. Absent: Supervisor Vann.

Ms. Berry states a matter arose after the posting of the August 2, 2011 Agenda regarding a proclamation for Dave Bates upon his retirement and requests the item be brought on for consideration.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter that a matter arose after the posting of the August 2, 2011 Agenda regarding a proclamation for Dave Bates. Further, the item will be placed on the Consent Agenda as Consent Item No. 16 and considered at that time. Motion carried: All yes. Absent: Supervisor Vann.

Supervisor Evans states a matter arose after the posting of the August 2, 2011 Agenda regarding a water contract for Century Ranch Service Area's 1 and 2, pertaining to emergency water repairs and requests the matter be brought on for Board consideration.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Evans that a matter arose after the posting of the August 2, 2011 Agenda regarding an emergency water contract for repairs at Century Ranch, Service Areas 1 & 2. Further, these contracts will be placed under the Department of Public Works items scheduled for 10:00 a.m. and considered at that time. Motion carried: All yes. Absent: Supervisor Vann.

8:10 a.m. Supervisor Vann is now present.

Chairman Marshall announces the Board will consider the following Closed Session matters:

- A. Under the provisions of Government Code Section 54596.9(a), the Board will consider Carolyn T. Brumley vs. County of Colusa, et. al., Colusa County Case No. CV23807.
- B. Under the provisions of Government Code Section 54957, the Board will meet with Counsel and the Personnel Director to discuss an issue of employee discipline.
- C. Under the Provisions of Government Code Section 54957, a Public Employee Performance Evaluation will be conducted for the Personnel Director. **(Continued from July 26, 2011)**
- D. Under the provisions of Government Code Section 54956.9(b), the Board will discuss with Legal Counsel significant exposure to Litigation in one (1) Case.
- E. Under the Provisions of Government Code Section 54957, the Board will consider/discuss with Legal Counsel the appointment of an individual to act on behalf of the County as it pertains to the Housing and Community Development Department and receive direction on how to proceed with same.

Chairman Marshall declares a recess at 8:11 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.

Clay Castleberry, Michael Azevedo, Public Works.
 Scott Marshall, Russ Jones, Joe Garofalo, Sheriff's
 Department.
 Bill Sheridan, Artois Rice Trust.
 Elizabeth Kelly, Interim Director, Health & Human Services.
 William Cornelius, Interim Director, Behavioral Health.
 Mary Winters, Colusa citizen.
 Joe Damiano, Ag Commissioner.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Marshall. Pledge of Allegiance.

Chairman Marshall makes time to consider the Minutes of the July 26, 2011 Special Session.

Ms. Kemp Williams states for clarification purposes on Page 230 of the July 26, 2011 Special Session Minutes regarding the letter received from the United States Department of the Interior, Bureau of Indian Affairs and an application seeking acceptance of title of real property "in trust" by the United States of America for the Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria, was received by the Assessor's Office on July 7, 2011.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve the Minutes of the July 26, 2011 Special Session. Motion carried: All yes. Absent: None.

Chairman Marshall makes time for period of public comment. Hearing none, Chairman Marshall closes the period of public comment.

Chairman Marshall states that due to time constraints all Closed Session matters not heard will be considered after the last Regular Session items. Noting announcement of Closed Session will follow the close of Closed Session.

9:08 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

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

Chairman Marshall announces Mr. Castleberry will be Interim Director of Public Works until the return of Mr. Bell and thanks Mr. Castleberry for making himself available.

Ms. Kelly updates the Board members on items that pertain to her Department.

Present: Dale Kirby, Sue Graue, Colusa Regional Medical Center.
 Mike Murray, Chris Greer, State Capitol Display.
 Greg Pankey, Director, Information Technology.

9:12 a.m. (9:10 a.m. item on Agenda) PERSONNEL/BEHAVIORAL HEALTH SERVICES – MENTAL HEALTH – 4013: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to authorize the hiring of a pool of extra help: After Hours Client Sitters, TPT, \$25.00 per

shift while scheduled and an additional \$10.00 per hour if called to work, effective August 1, 2011. Motion carried: All yes. Absent: None.

PERSONNEL/HEALTH AND HUMAN SERVICES – HUMAN SERVICES – 5011: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve the following recommended step increase as a result of the Board of Supervisors completing the performance evaluation, held on July 26, 2011 for Elizabeth Kelly, Deputy Director, PFT, MGT Range 32, from Step 1 to Step 2, \$6,202.00 per month, effective June 1, 2011. Motion carried: All yes. Absent: None.

Present: Donna Critchfield, City Council member.
David Wilkinson, NeighborWorks.

C11-180 PUBLIC WORKS – 3010: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve a contract between the County of Colusa and **Clay Castleberry**, as Interim Director of Public Works, effective July 27, 2011, with terms and conditions as set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

9:18 a.m. (9:15 a.m. item on Agenda) SHERIFF/FIXED ASSET: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve the purchase of Quantum Tape Drive backups for the Sheriff's ATIMS Server system, from CDW-G, in the amount of \$1,472.00, an unbudgeted Fixed Asset. Motion carried: All yes. Absent: None.

C11-181 SHERIFF: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve an agreement between the County of Colusa Sheriff's Department and **Cross Electric Company** for a diesel powered emergency backup generator and installation for the City of Colusa, effective August 1, 2011 through December 1, 2011, in the amount of \$53,872.25, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

SHERIFF: It is moved by Supervisor Vann, seconded by Supervisor Evans 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 (2) 2011 Ford Crown Victoria Patrol Units, from Downtown Ford Sales, Sacramento, CA., in an amount not to exceed \$50,000.00, to be funded as follows: \$39,000.00 using RLE Grant Funding and \$11,000.00 using At-Fault Driver Insurance Pay-out. (Utilizing State Bid #1-09-23-14 (Enforcement Vehicles). Motion carried: All yes. Absent: None.

Present: Kathleen Moran, Clerk-Recorder/Election.
Renee McCormick, Ag Commissioner's Office.
Steve Hackney, Director, Planning & Building.

9:25 a.m. (9:20 a.m. item on Agenda) Chairman Marshall makes time for discussion regarding the new State Capitol Display and its completion.

Mr. Murray updates the Board members on the new State Capitol Display project and thanks various individuals who assisted in the completion of the project. He further suggests the Board members assign or appoint a county employee to maintain the display. Discussion is held, with no action taken.

Chairman Marshall expresses appreciation to all those involved for their time and hard work put into the design and completion of the State Capitol display project.

9:30 a.m. Chairman Marshall makes time for a Public Hearing to consider a proposed Resolution of the Board of Supervisors of the County of Colusa, State of California, Adopting A Revised Fee Schedule for Various Services provided by the County Clerk/Registrar of Voters.

Ms. Moran states the fee schedule has not been updated in a long time. Noting some fees will be less due to the automation of certain procedures.

Chairman Marshall calls for public comment.

9:32 a.m. Hearing none, Chairman Marshall closes the Public Hearing.

COUNTY CLERK RECORDER-ELECTIONS/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to adopt **Resolution No. 11-019**, a Resolution of the Board of Supervisors of the County of Colusa, State of California, Adopting a Revised Fee Schedule for Various Services provided by the County Clerk/Registrar of Voters 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.

Present: Thomas R. Parker, County Counsel.

9:33 a.m. Chairman Marshall makes time for a Public Hearing to consider the following matters:

A review and discussion of the annual Grantee Performance Report for the County's open CDBG grant 08-STBG-5163, Maxwell Public Utility District wastewater treatment project, for the period July 1, 2010 to June 30, 2011.

Discussion of local needs and potential future activities that the County can apply for under 2011-2012 CDBG Super Notice of Funding Availability (NOFA).

Mr. Wilkinson updates the Board members on activities regarding the CDBG program and recommends the approval of the Annual Grantee Performance Report. Brief discussion is held.

9:40 a.m. Chairman Marshall calls for public comment. Hearing none, Chairman Marshall closes the Public Hearing.

PLANNING & BUILDING/CDBG: It is moved by Supervisor Indrieri, seconded Supervisor Evans to approve Grantee Performance Report for the period of July 1, 2010 to June 30, 2011 for Grant Number 08-STBG-5163, Maxwell P.U.D., wastewater treatment project and authorize the Director of Planning and Building to sign same on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Chairman Marshall makes time for discussion of local needs and potential future activities that the County can apply for under 2011-2012 CDBG Super Notice of Funding Availability (NOFA).

Mr. Wilkinson states beginning in January 2012 a CDBG Super Notice of Funding Availability will be issued by the State Department of Housing and Community Development. He further states the county can apply for a maximum of \$2.0 million for up to three different activities. Noting eligible activities include housing, public works, economic development, community facilities, public services, and planning. Discussion is held, with no action taken.

9:48 a.m. (9:40 a.m. Item on Agenda) AG COMMISSIONER/AIRPORT SPECIAL/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept bids received for the Airport Improvement project (AIP) 13 Phase 2 Security Fencing, Gates, AWOS III, PAPI, Regulator Upgrade, and Rotating Beacon/Tower Rehabilitation as follows:

1.	BC Schmidt Construction	\$353,700.00
2.	Velluntini Corp, dba Royal Electric	\$352,563.00
3.	Frank Webb Construction	\$264,910.00
4.	Cal Electro, Inc	\$274,885.13

Motion carried: All yes. Absent: None.

AG COMMISSIONER/AIRPORT SPECIAL/BID: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award the bid to Cal Electro, Inc. for the Airport Improvement project (AIP) 13 for Airport Improvement project (AIP) 13, Phase 2, Security Fencing, Gates, AWOS III, PAPI, Regulator Upgrade, and Rotating Beacon/Tower Rehabilitation, in the bid amount of \$ 264,910.00. Motion carried: All yes. Absent: None.

C11-182 AG COMMISSIONER/AIRPORT SPECIAL: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve "Second Amendment to Agreement" to C09-191, for Phase 2-Security Fencing, Gates, AWOS III, PAPI, Regulator Upgrade, and Rotating Beacon/Tower Rehabilitation between the County of Colusa Ag Commissioner's Office/Airport and **Mead & Hunt, Inc.**, effective August 2, 2011, with terms and conditions as set forth in the Second Amendment and all other terms and conditions to remain in full force and effect and authorize the Director of Airport Operations to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Present: Shane Maxey, Sheriff Department.
 Darla Marazzo, Assistant Treasurer-Tax Collector.
 Mary Anderson, Linda Johnson, Child Support.
 Dan Charter, Treasurer-Tax Collector.
 Mike Azevedo, Public Works.

Katherine Ferreira, Central Services.
Steve Bordin, Chief Probation Officer.

9:53 a.m. (9:45 a.m. item on Agenda) PROBATION: It is moved by Supervisor Vann, seconded by Supervisor Evans to designate the Colusa County Probation Department as the County's Entity for Post-Release Supervision Responsibilities. Motion carried: All yes. Absent: None.

9:55 a.m. (9:50 a.m. item on Agenda) CENTRAL SERVICES/BEHAVIORAL HEALTH SERVICES/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept the bid for Media Consulting Services for the Behavioral Health Department for the MHSAs related program services as received and opened on July 20, 2011 as follows:

- Kathy Craigo Media Consulting \$40.00/hour

Motion carried: All yes. Absent: None.

C11-183 CENTRAL SERVICES/BEHAVIORAL HEALTH SERVICES/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award the bid for Media Consulting Services to Kathy Craigo Media Consulting, at the rate of \$40.00/hour. **Further**, approve agreement for professional services between the County of Colusa Behavioral Health Department and **Kathy Craigo Media Consulting**, for media consulting services, effective August 2, 2011 through June 30, 2012, at the rate of \$40.00 per hour and not to exceed \$25,000.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri that the Board finds that it is in the best interest of the county/public to waive the County's formal bid process for the purchase of (1) one changeable road sign for the Department of Health and Human Services, to be used for public safety needs such as use during special events, or extreme weather conditions. Utilizing One-time funds in the amount of \$16,230.00 available through the State -California Department of Public Health, to be expended no later than August 9, 2011. Motion carried: All yes. Absent: None.

HEALTH AND HUMAN SERVICES/RFPs: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept proposals for (1) one changeable road sign for the Department of Health and Human Services, as follows:

- Capitol Barricade, Inc.

Option #1	\$15,944.86
Option #2	\$19,476.86
- Kustom Signals, Inc.

Option #1	\$17,282.34
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Motion carried: All yes. Absent: None.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award the proposal to Capitol Barricade, Inc., Option #1, in the

amount of \$15,944.86. **Further**, approve the purchase of (1) one changeable road sign, Model – Ver-Mac PCMS-320, in the amount of \$15,944.86, for the Department of Health and Human Services, to be used for public safety needs such as special events or extreme weather conditions, to be funded with One-time funds available through the State of California Department of Public Health. Motion carried: All yes. Absent: None.

Present: Carla Hendy, Ag Commissioner's Office.
 Nikki Berry, Cindy Lovelace, Jamie Olhiser, Personnel Department.
 Jeanne Broderman, Probation Department.
 Bev Maxey, Williams citizen.
 Wendy Burke, Candy Grimm, Library.
 Scott Marshall, Shane Maxey, Russ Jones, Mark Troughton, Sheriff's Office.
 Mary Anderson, Linda Johnson, Child Support Services.

10:04 a.m. (9:55 a.m. item on Agenda) COUNTY TREASURER-TAX COLLECTOR: It is moved by Supervisor Evans, seconded by Supervisor Vann to accept the Colusa County Treasurer's Monthly Investment Report for the month of June 2011. Motion carried: All yes. Absent: None.

COUNTY TREASURER-TAX COLLECTOR: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to adopt **Resolution No. 11-020**, a Resolution of the Colusa County Board of Supervisors Authorizing Investments of County Monies in Local Agency Investment Fund 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.

10:10 a.m. (10:00 a.m. item on the Agenda) PUBLIC WORKS/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve Notice to Contractors, Special Provision and Proposal for a Master Job Order Contract to Provide Tree Service on an As-Needed Basis and authorize the Chairman to sign the Notice to Contractors. Further, set August 17, 2011 at 10:00 a.m. to receive and open seals bids and direct the Clerk to publish and post notice for same. Motion carried: All yes. Absent: None.

PUBLIC WORKS/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Notice to Contractors, Special Provision and Proposal for a Master Job Order Contract to Provide Towing Services on an As-Needed Basis and authorize the Chairman to sign the Notice to Contractors. Further, set August 17, 2011 at 10:00 a.m. to receive and open sealed bids and direct the Clerk to publish and post notice for same. Motion carried: All yes. Absent: None.

C11-184 PUBLIC WORKS: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve a contract between Colusa County Public Works and **Billy Wycoff Construction**, for repairs to CSA 1 & 2, Century Ranch Stonyford Water Systems, effective

August 2, 2011 through August 31, 2011, with terms and conditions as set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

10:16 a.m. (10:10 a.m. item on Agenda) Chairman Marshall makes time for Employee Recognition Presentation honoring County Employees reaching milestone years of service for the County of Colusa between January 1, 2011 and June 30, 2011. Noting a reception will follow immediately in the Board of Supervisor's Conference Room 102B, First Floor, Historic Courthouse.

Chairman Marshall presents Certificates to the following employees:

Employee	Department	Years	Position
Norma Avila	DHHS	10	Account Clerk III
Donna Davis Deabel	BHS	10	Therapist III
Candy Grimm	Library	10	Fiscal Program Analyst
Heather Haas	Sheriff	10	Correctional Officer
Carla Hendy	Ag Admin	15	Admin Secretary II
Russell Jones	Sheriff	15	Lieutenant
Jeanne Broderman	Probation	25	Fiscal Admin Officer
Linda Johnson	Child Support	25	Accounting Tech
Shane Maxey	Sheriff	25	Lieutenant
Mark Troughton	Sheriff	25	Sergeant
Mary Anne Azevedo	Ag Comm	30	Assistant Ag Comm
Ezequiel Tapia	Ag Comm	15	Migrant Housing Resident Manager

Chairman Marshall declares a recess at 10:23 a.m. to convene in the Board of Supervisor's Conference Room, 102 B for refreshments and reconvenes at 10:52 a.m. in Regular Session in the Board's chamber with all Supervisors present.

Present: Tom Parker, County Counsel.
Peggy Scroggins, Auditor-Controller.
Steve Hackney, Director, Planning & Building.
Jerry Schantz, Public Works Department.
Kathleen Moran, Clerk-Recorder.
Yolanda Tirado, Ann Nordyke, Board Clerks.

10:52 a.m. (10:45 a.m. item on Agenda) Chairman Marshall makes time to consider whether the County should participate in the Williamson Act, as amended in the "urgency statute" signed into law as AB 1265 on July 15, 2011.

Mr. Sheridan states the State signed into law, AB 1265 on July 15, 2011 regarding the Williamson Act legislation and urges the County to participate in the revised program. Noting it would be a great benefit to the farmers of Colusa County.

Supervisor Vann informs Mr. Sheridan that there have not been any changes in the Williamson Act issues and the State de-funded the program.

Discussion is held regarding subvention payments being restored to Counties, and revenue going back to the County, with no action taken.

11:00 a.m. Chairman Marshall makes time for a continued Public Hearing to consider Redistricting Proposals for County Supervisorial Districts based on 2010 Census data.

Ms. Moran states at the conclusion of the Public Hearing held in June, they were asked to look at the boundaries, and a few changes have been made, which resulted in a Proposal I. She requests the Board members take a look at Proposal I and come back in a couple of weeks with any issues and/or concerns they may have.

Discussion is held regarding past proposals, changes made to the proposals/districts, splitting City's down the middle, cohesiveness of communities, and boundaries throughout the mapping process.

Chairman Marshall calls for public comment.

Ms. Critchfield states as a member of the City Council she is not prepared to speak to this matter today as she has not had sufficient time to get input from the other City Council members.

Ms. White states she understands the difficult decision the Board members have to make. Noting dividing Williams East and West is just not possible.

11:20 a.m. Chairman Marshall calls for any further comment. Hearing none, Chairman Marshall continues the Public Hearing to the August 30, 2011 Board meeting at 10:00 a.m. for further discussion/consideration and possible approval of a proposal.

11:22 a.m. Supervisor Indrieri leaves the Chamber.

11:23 a.m. (11:10 a.m. item on Agenda) Chairman Marshall makes time to consider a Resolution Of The County Of Colusa Board Of Supervisors To Direct The Director Of Planning And Building To Amend Ordinance No. 534 To Include Solar Energy Facilities And To Bring This Amendment Back To The Board Of Supervisors For It's Consideration.

Mr. Hackney states the County Zoning Code, Ordinance No. 534, was written and approved in 1991, twenty years ago. He further states the Code, as written, is outdated, and inconsistent with State laws. He states further the Department has processed several requests for solar energy facilities under the County's current Code, however without a clear written code section for solar energy facilities with definitions, standards, and an appropriately structured fee ordinance to follow, questions and concerns have been raised by various parties. Noting with a Solar Energy Facility Ordinance the Department will be able to clearly define the types, sizes, zones, location, and purposes of solar energy facilities throughout the County. Discussion is held.

PLANNING AND BUILDING/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Evans to adopt **Resolution No. 11-021**, a Resolution Of The County Of Colusa Board Of Supervisors To Direct The Director Of Planning And Building To Amend Ordinance No. 534 To Include Solar Energy Facilities And To Bring This Amendment Back To The Board Of Supervisors For It's Consideration and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: Supervisor Indrieri.

C11-185 PLANNING AND BUILDING: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve an agreement between the County of Colusa Planning and Building Department and **Marquee Fire Protection** for repairs to the sprinklers in the Criminal Justice Facility, effective August 2, 2011 through September 30, 2011, in an amount not to exceed \$3,865.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

C11-186 PLANNING AND BUILDING: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve "Agreement For Professional Services First Time Homebuyer Program Housing Rehab 10-HOME-6992" between the County of Colusa Planning and Building Department and **NeighborWorks**, effective August 2, 2011 through December 31, 2013, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

C11-187 PLANNING AND BUILDING: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve an agreement between the County of Colusa Planning and Building Department and **Arana's Five Star Landscaping**, for the landscaping and irrigation renovation at the Williams Library, effective July 2, 2011 through September 5, 2011, in an amount not to exceed \$14,806.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

C11-188 PLANNING AND BUILDING: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve an agreement between the County of Colusa Planning and Building Department and **Arana's Five Star Landscaping**, for landscaping and irrigation renovation at the Arbuckle Library, effective July 2, 2011 through September 5, 2011, in an amount not to exceed \$12,100.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

11:43 a.m. (11:15 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve changes in Revenue and Appropriations as follows:

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue & Appropriations:</i>				
Family Literacy	00101	6023	479910	\$1,315.79
Family Literacy	00101	6023	53230	\$1,315.79
Total				\$1,315.79

Motion carried: All yes. Absent: Supervisor Indrieri.

AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve the following requests for Contingencies from the 2010-11 budget:

1. \$2,500.00 for Advertising, Fairs and Exhibits to cover unbudgeted contribution to the State Fair to assist with informational publications. Payment authorized June 14, 2011.
2. \$104,378.00 for the Board of Supervisors to cover cost liability settlement. Settlement Agreement and Release of all claims approved by the Board of Supervisors on June 28, 2011, on the Consent Agenda.

Motion carried: All yes. Absent: Supervisor Indrieri.

AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Intra-Budget Transfers No. 11045 through 11055. Motion carried: All yes. Absent: Supervisor Indrieri.

AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Vann to waive the County's formal bid process and approve the purchase of Employee Access Center (EAC) software Module from Sungard/Pentamation. Further, approve Add-On Quote, effective August 2, 2011, in the amount of \$9,458.00, with terms and conditions as set forth in the Add-On Quote and authorize the Auditor-Controller to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: Supervisor Indrieri.

AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve the Colusa County Credit Card Policies and Procedures Manual. Motion carried: All yes. Absent: Supervisor Indrieri.

CONSENT AGENDA: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Consent Agenda Item Nos. 1 through 16 follows:

C11-189 1. HEALTH AND HUMAN SERVICES: Approve Memorandum of Agreement between the County of Colusa Health and Human Services and **the Sacramento County Department of Human Assistance** in which the DHHS is a member county of the North State/Orange CAPI Consortium, effective July 1, 2010 through June 30, 2015, with terms and conditions as set forth in the Memorandum of Agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

C11-190 2. HEALTH AND HUMAN SERVICES: Approve maintenance agreement for a Public Health fax machine between the County of Colusa Health and Human Services and **Ray Morgan Company**, effective July 1, 2011 through June 30, 2012, with terms and conditions as set forth in the Agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

C11-191 3. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement No. C09-169, between the County of Colusa Behavioral Health Services and **the Colusa County Office of Education** to provide outreach and education to children,

youth, families, school staff and communities, and **modifying** the following:

Page 1, Item 3 "TIME OF PERFORMANCE" to be effective through June 30, 2013,

Page 1, Item 5 "COMPENSATION" as set forth in Exhibit B and not to exceed \$50,000.00 per school year without additional written authorization from the County,

Page 2, "Written Notification" shall be modified to read as follows:

"If to the County Colusa County Department of Behavioral Health
Attention: Director
162 E Carson Street
Colusa, CA 95932

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

C11-192 4. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C10-153, between the County of Colusa Behavioral Health Services and the **Colusa Indian Community Council** to provide mental health services linkage to the Native American Community through outreach and engagement and system development efforts for local members and their families of the Cachil Dehe Wintun Tribe, 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.

C11-193 5. AG COMMISSIONER: Approve Cooperative Agreement No. 11-0263-SF, between the County of Colusa Ag Commissioner's Office and the **Department of Food and Agriculture (CDFA)** for the Light Brown Apple Moth, effective July 1, 2011 through September 30, 2011, in an amount not to exceed \$1,629.00 and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

C11-194 6. AG COMMISSIONER: Approve Cooperative Agreement No. 10-0113-SF, between the County of Colusa Ag Commissioner's Office and the **Department of Food and Agriculture (CDFA)** to reimburse the Department of Agriculture for activities to carry out European Grapevine Moth (EGVM) trapping activities, effective February 1, 2011 through June 30, 2011, in an amount not to exceed \$4,690.00 and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

C11-195 7. AG COMMISSIONER: Approve Cooperative Agreement No. 11-0189-SA, between the County of Colusa Ag Commissioner's Office and the **Department of Food and Agriculture (CDFA)** for the Nursery Inspection Program, effective July 1, 2011 through June 30, 2012, in an amount not to exceed \$500.00 and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

C11-196 8. AG COMMISSIONER: Approve Cooperative Agreement No. 11-0174-SF, between the County of Colusa Ag Commissioner's Office and the **Department of Food and Agriculture (CDFA)** for the European Grapevine Moth (EGVM) trapping program, effective July 1, 2011 through December 31, 2011, in an amount not to exceed \$5,132.00 and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

C11-197 9. LIBRARY: Approve Pre-Employment Preparation Worksite Agreement between the County of Colusa County Library and **Colusa County One-Stop** for the Library to become a worksite that provides working experience to one or more One-Stop clients, effective July 22, 2011 through June 30, 2012, with terms and conditions as set forth in the agreement and authorize the County Librarian to sign on behalf of the Board of Supervisors.

C11-198 10. LIBRARY: Approve Master Service Agreement between the County of Colusa County Library and **Tutor.com** for subscription to 700 online one-on-one homework tutoring sessions for lessons taught to County school children in first through twelfth grades, effective July 15, 2011 through July 14, 2012, in the amount of \$8,050.00, with a thirty (30) day written termination clause by either party and authorize the County Librarian to sign on behalf of the Board of Supervisors.

11. PLANNING & BUILDING/PUBLIC HEARING: Set public hearing on **August 16, 2011 at 9:30 a.m.**, at the Colusa County Board of Supervisors chamber, 547 Market Street, Suite 108, Colusa, CA., to consider a lease and sub-recipient agreement and other related documents between the County of Colusa and the Williams Community Center Association and direct the Clerk to publish and post Notice of Hearing.

C11-199 12. PUBLIC WORKS: Ratify Colusa County Public Works contract #1112-03 for towing services, between the County of Colusa Public Works Department and **Sanders Heavy Towing**, effective July 6, 2011 through August 31, 2011, with terms and conditions as set forth in the contract and signed by the Director of Public Works on behalf of the Board of Supervisors.

C11-200 13. PUBLIC WORKS: Ratify Colusa County Public Works contract #1011-31, for repair accident damage to guardrail on River Road at Boggs Levee (PM 8.2), between the County of Colusa Public Works Department and **Central Fence Company, Inc.**, effective June 23, 2011 through July 31, 2011, with terms and conditions as set forth in the contract and signed by the Director of Public Works on behalf of the Board of Supervisors.

C11-201 14. PUBLIC WORKS: Ratify Colusa County Public Works contract #1011-29 to provide cattle-guard addition and modify fencing to increase Roadway width-Peterson Road; County Road No. 47, between the County of Colusa Public Works Department and **Close the Gate Fencing Company**, effective June 15, 2011 through July 15, 2011, with terms and conditions as set forth in the contract and signed by the Director of Public Works on behalf of the Board of Supervisors.

C11-202 15. PUBLIC WORKS: Ratify Colusa County Public Works contract #1112-01 for pick up and disposal of waste oil and by-products, between the County of Colusa Public Works Department and **Ramos Environmental Services**, effective July 1, 2011 through June 30, 2012, with terms and conditions as set forth in the contract and signed by the Director of Public Works on behalf of the Board of Supervisors.

16. DISTRICT ATTORNEY/PROCLAMATION: Adopt a Proclamation Of The Board Of Supervisors County of Colusa State Of California upon the Retirement Of Chief Deputy District Attorney David Lee Bates. **Consent motion carried: All yes. Absent: Supervisor Indrieri.**

Chairman Marshall makes time for discussion of letter dated July 22, 2011 from the Secretary of the Interior Ken Salazar, sent to all Members of Congress asking them to identify lands administered by the Bureau of Land Management (BLM) that are ready for designation as wilderness by the Congress.

Discussion is held regarding BLM land that is currently designated as wilderness, Mr. Parker drafting a letter expressing the County's concerns such as lack of public access, drugs, and the BLM not being able to maintain the land currently designated as wilderness.

Following discussion, direction is given to Mr. Parker to draft a letter stating the County's concerns and issues for the Chairman's signature. Further, Ms. Scroggins is directed to furnish Mr. Parker with figures to include in the letter.

C11-203 ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve 2011 Revised Joint Exercise of Powers Agreement between the Counties of Colusa, Glenn, Sutter and Yuba County and **the North Central Counties Consortium**, effective August 2, 2011, with terms and conditions as set forth in the JPA and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

SUPERVISOR REPORTS OR COMMENTS

Supervisor Carter

Meetings/functions attended:

- LAFCo meeting.
- CASGEM work.
- RCD meeting.
- State Fair Brochure review.
- State Fair Counties dinner.
- Worked shift at the State Fair for County booth.
- Indian Gaming Commission meeting.
- CAPC/DA Open House.
- Colusa County Airport Fly-in.
- Transitional Housing Open House.
- Public Hearing regarding Redistricting.
- Broadband North Valley meeting.
- Fire Chief Meeting.
- Colusa County Farm Bureau meeting.
- Redistrict review.
- Special Board of Supervisors meeting.
- Behavioral Health/Health & Human Services Integration Committee meeting.

Supervisor Vann

Meetings/functions attended:

- State Capitol display unveiling.
- Fouts Springs meeting/calls.
- Meetings on Re-alignment issues.
- Testified on Indian Gaming.
- State Fair booth dinner.
- National Association of Counties annual meeting.
- Urban Counties & Rural Counties meeting.

Agriculture & Rural Affairs Steering Committee meeting.
Ag Sub Committee meeting.
Rural Development meeting.
Broadband issues meeting.
Farm Bill meeting.
Rural Action Caucus.
Update on DWR grant for levee repair.
Special Board of Supervisors meeting.
Met with Health & Human Services and Behavioral Health.
Met with Public Works regarding projects and road conditions.
Met with Mr. Castleberry.
Meeting with Personnel Director.
Public Hearing regarding Redistricting.

Calls/constituent concerns:

Comments regarding proposed annexation of ground in tribal trust.
Railroad-Union Pacific calls on Depot in Arbuckle.
Constituent calls on Arbuckle Depot.

Supervisor Evans

Meetings/functions attended:

Sites JPA meeting.
Met with Personnel and Public Works.
Met with Board of Equalization regarding property tax.
Fouts Springs tour.
Participated in Colusa County Parade.
Special Board meeting.
Public Hearing regarding Redistrict.
RAC meeting
Met with USFS/RCRC.
Met with Personnel Director.
Met with Behavioral Health and Health & Human Services
regarding reorganization.
Meeting at Department Public Works yard.
Tax meeting.
Met with constituent regarding redistricting.

Supervisor Marshall

Meetings/functions attended:

Grand Jury ceremony.
NACo Conference.
Agenda Review.
Special Board meeting.
Meeting regarding Indigent Burial.
Transitional Housing open house.
Meeting regarding emergency backup generator.
Met with County Counsel.
Public Hearing regarding redistricting.
Met with Interim Director of Health & Human Services.

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

Discussion is held regarding the proposed acquisition of property in trust by the Colusa Indian Tribe, with no action taken.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
Public Defender	Albert Smith	\$127.50
Sheriff	The Door Company	\$6,601.00
Child Support	PFI	\$74.00
County Counsel	Hunt & Jeppson	\$5,220.00
Sheriff	Ken's Tractor Service	\$195.00
DHHS-Ambulance	C & L Home Service	\$45.00
Probation	Trinity County Probation	\$2,566.22
DHHS	George Hills Company	\$12,292.10

Motion carried: All yes. Absent: Supervisor Indrieri.

AUDITOR: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Claim Register Sheets for the period of June 28, 2011 through August 1, 2011. Motion carried: All yes. Absent: Supervisor Indrieri.

Ms. Tirado apprises the Board members on items for the August 16, 2011 agenda.

Chairman Marshall declares a recess at 12:26 p.m. to convene in Closes Session and reconvenes at 12:50 p.m. in Regular Session with all Supervisors except Supervisor Indrieri present.

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

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

Under the provisions of Government Code Section 54596.9(a), considered Carolyn T. Brumley vs. County of Colusa, et. al., Colusa County Case No. CV23807 and negotiation guidelines were given to representatives.

Under the provisions of Government Code Section 54957, met with County Counsel and the Personnel Director to discuss an issue of employee discipline and there was nothing to report at this time.

Under the Provisions of Government Code Section 54957, a Public Employee Performance Evaluation was conducted for the Personnel Director and was satisfactorily completed.

Under the provisions of Government Code Section 54956.9(b), discussed with Legal Counsel significant exposure to Litigation in one (1) Case and there is nothing to report at this time.

Under the provisions of Government Code Section 54957, considered the appointment of an individual to act on behalf of the County as it pertains to the Housing and Community Development Department and gave direction on how to proceed with same.

Mr. Parker reads the following into the record:

“The Board of Supervisors authorized County Counsel to draft a letter of authority, to be signed by the Chairman, allowing Dan Obermeyer to act on behalf of the County with regard to the Housing and Community Development Department for the Williams Veterans Hall/Community Center Project from this point forward, with signature approval by the Chairman or Vice-chairman on matters arising from that representation.”

The Board adjourns at 12:55 p.m. to reconvene in Regular Session on August 16, 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