

## 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 30, 2011

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 30<sup>th</sup> day of August 2011 at the hour of 9:00 a.m., Present: Supervisors Mark D. Marshall, Chairman, Denise J. Carter, Thomas A. Indrieri, Gary J. Evans and Kim Dolbow Vann. Absent: None.

Present: Tom Parker, County Counsel.  
Nikki Berry, Personnel Director.  
John Poyner, Dave Bates, District Attorney's Office.  
Jim Bell, Mike Azevedo, Public Works.  
Elizabeth Kelly, Interim Director, Health & Human Services.  
Joe Damiano, Ag Commissioner.  
Steve Hackney, Director, Planning Building.  
David Wilkinson, Neighbor Works.  
Peggy Scroggins, Auditor-Controller.  
Joe Garofalo, Russ Jones, Sheriff's Department.  
Ben Felt, Jean Terkildsin, Don Barker, Sally Barker, Williams Community Center Association.  
Dan Obermeyer, CDS.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Marshall. Pledge of Allegiance.

Chairman Marshall invites all to celebrate the Sacramento Valley Museum's 100<sup>th</sup> anniversary on Saturday, September 3, 2011 from 10 a.m. to 4 p.m. located in Williams, CA.

ADMINISTRATION: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve the Minutes of the August 16, 2011 Regular Session. Motion carried by the following vote:

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

NOES: None.

ABSTAIN: Supervisor Indrieri.

ABSENT: None.

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

9:05 a.m. STAFF REPORTS

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

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

Mr. Bell updates the Board members on items that pertain to his Department. Noting Mr. Wheeler an employee of 33 years has announced he will be retiring next week.

9:12 a.m. (9:10 a.m. item on Agenda) Chairman Marshall makes time for a presentation of a Proclamation to Retired Chief Deputy District Attorney David Lee Bates.

Chairman Marshall reads the following Proclamation into record:

**"UPON THE RETIREMENT OF  
CHIEF DEPUTY DISTRICT ATTORNEY DAVID LEE BATES**

**WHEREAS**, Chief Deputy District Attorney David Lee Bates of the Colusa County District Attorney's Office has unselfishly served the citizens of the County of Colusa with great dedication and distinction for the past 18 years, and upon the occasion of his retirement he is deserving of special recognition and the highest commendations; and,

**WHEREAS**, Chief Deputy District Attorney David Bates was admitted to the California State Bar in December of 1982; and,

**WHEREAS**, Chief Deputy District Attorney David Bates served as a Law Clerk and a Deputy District Attorney with the County of Sonoma from February 01, 1980, to April 1, 1983; and,

**WHEREAS**, Chief Deputy District Attorney David Bates was appointed as a Deputy District Attorney with the County of Colusa on December 6, 1983; and,

**WHEREAS**, Chief Deputy District Attorney David Bates was appointed to the position of Chief Deputy District Attorney on July 1, 1996; and,

**WHEREAS**, Chief Deputy District Attorney David Bates has been a member of the California District Attorneys Association for the past 18 years; and,

**WHEREAS**, Chief Deputy District Attorney David Bates has gained the respect of his peers, law enforcement agencies, and the community he serves, and his body of work epitomizes the legal saying, "If you want peace, work for justice"; and,

**WHEREAS**, Chief Deputy District Attorney David Bates has earned the admiration and respect of the Defense Bar for his professionalism, candor, and ethics; and,

.....

**WHEREAS**, Chief Deputy District Attorney David Bates exemplifies the dedication of prosecutors throughout the State of California who seek to provide the highest level of service and prosecution to their communities.

**NOW, THEREFORE, BE IT RESOLVED** that the Colusa County Board of Supervisors recognize that Chief Deputy David Lee Bates of the Colusa County District Attorney's Office be honored on this occasion of his well-deserved retirement, commended for his superior record of dedicated and highly effective legal service, and extended the sincere gratitude and appreciation of the public.

Passed and adopted this second day of August, 2011."

Chairman Marshall expresses his appreciation, to Mr. Bates, on behalf of the whole Board for his many years of service to the County.

PERSONNEL/DISTRICT ATTORNEY – 2016: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve adding an additional position of extra help Chief Deputy District Attorney, TPT (not to exceed 960 hours in a fiscal year), MGT Range 35, and authorize hiring David Bates, Step 8, \$55.07 per hour, effective September 1, 2011 – November 15, 2011. Motion carried: All yes. Absent: None.

PERSONNEL/PUBLIC WORKS – 3010: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to authorize the creation of the position of County Surveyor/Engineer, PFT, MGT Range 36, effective September 1, 2011 and authorize filling the position. Motion carried: All yes. Absent: None.

**C11-213** PERSONNEL/PUBLIC WORKS – 3010: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve Modification No. 1 to Employment Agreement C11-180, approved on August 2, 2011, between the County of Colusa Public Works Department and **Clay Castleberry**, effective July 27, 2011, with terms as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

PERSONNEL/HEALTH AND HUMAN SERVICES – HUMAN SERVICES – 5011: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to authorize increasing the hourly rate for the extra help position of Welfare Investigator from \$22.00 per hour to \$28.00 per hour, effective August 1, 2011. Motion carried: All yes. Absent: None.

9:23 a.m. (9:15 a.m. item on Agenda) APPOINTMENT/MOUNTAIN VALLEY COOPERATIVE LIBRARY SYSTEM ADVISORY BOARD: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to re-appoint Peggy Townzen to the Mountain Valley Cooperative Library System Advisory Board, effective April 15, 2011 through April 16, 2013. Motion carried: All yes. Absent: None.

APPOINTMENT/PRINCETON WATER WORKS DISTRICT: It is moved by Supervisor Carter, seconded by Supervisor Vann to re-appoint Ed Angus to the Princeton Water Works District, effective June 29, 2011 through June 30, 2015. Motion carried: All yes. Absent: None.

APPOINTMENT/COLLEGE CITY CEMETERY DISTRICT: It is moved by Supervisor Vann, seconded by Supervisor Evans to re-appoint Carole M. Cain to the College City

Cemetery District, effective July 6, 2011 through July 7, 2015. Motion carried: All yes.  
Absent: None.

APPOINTMENT/WILLIAMS FIRE PROTECTION DISTRICT: It is moved by Supervisor Evans, seconded by Supervisor Carter to appoint Douglas J. Turner to the Williams Fire Protection District to fill the expired term of Robert Freed, effective July 18, 2011 through July 17, 2015. Motion carried: All yes. Absent: None.

Present: Donna Critchfield, Colusa City Council member.

APPOINTMENT/WILLIAMS FIRE PROTECTION DISTRICT: It is moved by Supervisor Vann, seconded by Supervisor Evans to appoint Ramon Arias to the Williams Fire Protection District to fill the expired term of Gary Jewett, effective July 18, 2011 through July 17, 2015. Motion carried: All yes. Absent: None.

**C11-214** 9:27 a.m. (9:20 a.m. item on Agenda) HEALTH AND HUMAN SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve CalREDIE Data Use and Disclosure Agreement between the County of Colusa Health and Human Services and **the California Reportable Disease Information Exchange (CaREDIE)**, effective August 30, 2011, with terms and conditions as set forth in the agreement and authorize the County Health Officer to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

**C11-215** HEALTH AND HUMAN SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve the CalREDIE and Local Health Jurisdiction Participation Agreement between the County of Colusa Health and Human Services and the **California Reportable Disease Information Exchange (CaREDIE)** which sets forth the information privacy and security requirements that the local Health Department must follow with respect to all CalREDIE System Data and other personal and confidential information, effective August 30, 2011, with terms and conditions as set forth in the Agreement and authorize the County Health Officer to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

**C11-216** HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Memorandum of Understanding between the County of Colusa Health and Human Services and the **State of California Department of Public Health (CDPH)** for the transfer and storage of medical surge assets which includes Alternate Care Site (ACS), ventilators, N95 masks, and anti-virals, effective August 30, 2011, with terms and conditions as set forth in the MOU and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

9:30 a.m. Chairman Marshall makes time for a Public Hearing to consider the following:

- A proposal to implement a Public Facility Rehabilitation Project known as the Williams Veterans Hall, in accordance with CDBG Regulations, Program Income Waiver Project conditions, the County's CDBG Program Income Reuse Plan.

- A proposal to approve the transfer of \$250,000 from the County's Revolving Loan Account (RLA) to the non-revolving public facility activity for the Williams Veterans Hall rehabilitation project.
- Also, the revocation of Resolution Nos. 10-058 and 10-059, which were improperly noticed, in order to comply with noticing requirements for actions related Citizen Participation requirements for the CDBG Program Income Reuse Plan and Williams Veterans Hall rehabilitation project.

Mr. Hackney and Mr. Obermeyer speak in support of the proposed project.

Chairman Marshall calls for public comment.

Ms. Frias states the citizens of the City of Williams are looking forward to the project moving forward.

9:35 a.m. Chairman Marshall calls for any further comment. Hearing none, Chairman Marshall closes the public hearing.

PLANNING AND BUILDING/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Evans to adopt **Resolution No. 11-022**, a Resolution of the Colusa County Board of Supervisors of Acceptance And Implementation Of Program Income-Funded Waiver Project In Accordance With CDBG Program Income Requirements And Project Waiver Approval For A Public Facility Rehabilitation Project For The Williams Veterans Hall And Revoking Resolution Nos. 10-058 And 10-059 and authorize the Chairman to sign the Resolution. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

**C11-217** PLANNING AND BUILDING It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Sub-recipient Agreement between the County of Colusa and the **Williams Community Center Association** for CDBG Program Income Waiver Request Project – Rehabilitation of the Williams Community Center (aka Williams Veterans Hall), effective August 30, 2011, with terms and conditions as set forth in the Sub-recipient Agreement and authorize Chairman to sign. Motion carried: All yes. Absent: None.

**C11-218** PLANNING AND BUILDING It is moved by Supervisor Evans, seconded by Supervisor Vann to approve Real Property Lease between the County of Colusa and the **Williams Community Center Association** for real property located at 860 C Street, Williams, California 95987, effective August 30, 2011, with terms and conditions as set forth in the Lease and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Ms. Terkilsen thanks Supervisor Marshall for keeping the momentum going on this project and all the members of the Board of Supervisors for their continued support. She states that they plan to turn the veterans building into a facility that they will be proud to own. She expresses her appreciation, again, and thanks everyone for helping make a 19 years 6 month old dream come to reality and giving the community the chance to have a real life community center.

9:43 a.m. Chairman Marshall opens the Public Hearing to consider a proposed Resolution of the County Board of Supervisors Adopting Expenditure Levels for Fiscal Year 2011-2012 as follows:

- |                                   |               |
|-----------------------------------|---------------|
| • Colusa County General Fund      | \$24,803,353. |
| • Walnut Ranch Street Lighting #1 | \$ 13,784.    |
| • Maintenance Area #1             | \$ 407,705.   |

Chairman Marshall calls for public comment.

9:44 a.m. Hearing no public comment, Chairman Marshall closes the public hearing.

AUDITOR-CONTROLLER/RESOLUTION: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to adopt **Resolution No. 11-023**, a Resolution of the County Board of Supervisors Adopting General Fund, Walnut Ranch, And Maintenance Area #1 Expenditure Levels for Fiscal Year 2011-2012 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.

9:47 a.m. (9:40 a.m. item on the Agenda) Chairman Marshall, at the request of the Director of Public Works, continues until re-agendized the Introduction, and first reading, by title only, of proposed Ordinance of the Colusa County Board of Supervisors Amending the Schedule of Fees for the Department of Public Works and setting of September 13, 2011 at 9:30 a.m., for a public Hearing and possible adoption of the proposed Ordinance.

PUBLIC WORKS/BIDS: it is moved by Supervisor Evans, seconded by Supervisor Indrieri to accept and award bids for the Master Job Order Contract to Provide Tree Service on an As-Needed basis as opened and received on August 17, 2011 as follows:

1. Richard's Tree Service, Inc.,
2. West Coast Arborists, Inc., and
2. Big T's Trees

Motion carried: All yes. Absent: None.

PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor

Evans to approve Master Job Order Contract to Provide Tree Service on an As-Needed basis between the County of Colusa Public Works Department and the following:

**C11-219      Richard's Tree Service, Inc.,**  
**C11-220      West Coast Arborists, Inc., and**  
**C11-221      Big T's Trees**

effective August 30, 2011 through August 29, 2012, with terms and conditions as 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 Indrieri, seconded by Supervisor Evans to accept and award bids for the Master Job Order Contract to Provide Towing Services on an As-Needed basis as opened and received on August 17, 2011 to the following:

1. Selover's Inc., dba Selover's Towing
2. Sanders Heavy Towing, and
3. Julio Brincat's High Tech Towing

Motion carried: All yes. Absent: None.

PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve Master Job Order Contract to Provide Towing Services on an As-Needed basis between the County of Colusa Public Works Department and the following:

**C11-222      Selover's Inc., dba Selover's Towing**  
**C11-223      Sanders Heaving Towing, and**  
**C11-224      Julio Brincat's High Tech Towing**

effective August 30, 2011 through August 29, 2012, with terms and conditions as set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Present: Kathleen Moran, County Clerk-Recorder.

**C11-225** PUBLIC WORKS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Modification No. 3 to Agreement C06-279, between the County of Colusa Public Works and **Haling & Associates** for professional services for ground water surface/storm water and landfill gas monitoring at the Evans Road and Stonyford Landfills and modifying the following:

Section 2 "Scope of Services" to include the following tasks:

A closure/post-closure maintenance plan, in accordance with the requirements of the California code of Regulations Title 27, Sections 21790 and 21852, specifically described in Exhibit "G" and

Section 5 "Compensation" increasing compensation by a

lump sum amount of \$17,500.00

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.

PUBLIC WORKS/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to adopt **Resolution No. 11-024**, a Resolution of the Colusa County Board of Supervisors Declaring Certain Fixed Assets as Surplus Property and Authorizing Disposal and authorize the Chairman to sign Resolution. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

10:04 a.m. Supervisor Vann vacates her chair and leaves the Board's chamber.

PUBLIC WORKS: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to rescind a portion of the January 12, 2010 Board action as follows:

" 10:00 a.m. (9:40 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to declare the following equipment:

EQ. #	YEAR /MAKE/MODEL	ASSET #	SERIAL #	ICENSE #
4	1975 FORD ¾ TON PICK UP	0900004	F26YRX20570	E662122
8	1996 DODGE ¾ TON PICK UP	0900008	3B7KF23ZTM190636	1141870
11	1986 FORD 755A LOADER BACKHOE	0900011	C763773	***
20	1968 CATERPILLAR DOZER	0900020	10K437	***
29	1985 CHEVY S10	900029	1GCCS14S4F2230131	E489499
30	1985CHEVY S10	0900030	1GCCS14S9F2230139	E489919
<b>40</b>	<b>1985 JOHN DEERE TRACTOR</b>	<b>0900040</b>	<b>716514</b>	<b>***</b>
40A	1989 EDWARDS HIGHWAY MOWER	0990040	HM74-358	***
50	1969 PETERBILT TRUCK	0900050	288M33255	E533165
51	1969 PETERBILT TRUCK	0900051	288M33256	E533166
78	1986 GMC STRIPER TRUCK	0900078	J8DM7A1S6G3200360	1083995
85	1975 FORD 1 TON PICK UP	0900085	F37MRX20569	E664414
87	1967 CHEVY 1-1/2TON FLATBED	0900087	7CS498Z115392	E472612
97	1959 TAMPO ROLLER	0900097	OG-819	***
98	1972 PETERBILT MIXER	0900098	45553P	1214094
111	1991 FORD ½ TON PICK UP	0900111	1FTEF15YXMKB00495	E351169
112	1991 FORD ½ TON PICK UP	0900112	1FTEF15YIMKB00496	E351170
113	1991 FORD ½ TON PICK UP	0900113	1FTEF15Y3MKB00497	E351171
124	1997 FORD CROWN VICTORIA	0900124	2FALP71W1VX122336	1015233
103	HYSTER ROLLER	0900103	89064	***
<b>125</b>	<b>1988 ELGIN-PELICAN SWEEPER</b>	<b>0900125</b>	<b>P204S</b>	<b>E044262</b>
132	1995 KENWORTH WATER TRUCK	0900132	1NKDLE8X0SR667655	1083968
139	1953 FRUEHAUFF TRAILER	0900139	C31723	E255590
166	1964 LITTLEFORD SHEEPSFOOT	0900166	6482-85	***
191	1965 HYSTER ROLLER	0900191	A78P1576K	***
192	1966 HEIL GALION TRAILER	0900192	66122	E300216
193	1966 HEIL GALION TRAILER	0900193	66123	E300296



held by the Colusa County Department of Public Works as surplus and authorize the equipment be auctioned by Ritchie Brothers Auctioneers. Further, all proceeds from the sale of the surplus equipment be earmarked for upgrading Public Works equipment fleet.  
Motion carried: All yes. Absent: None."

Motion carried: All yes. Absent: Supervisor Vann.

10:08 a.m. Supervisor Vann is now present.

10:08 a.m. (9:50 a.m. item on Agenda) SHERIFF/REQUEST FOR PROPOSALS: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve Request for Proposals for the procurement and installation of one (1) emergency diesel powered backup generator, including housing and fuel storage system for the Colusa County Historic Courthouse, located at 547 Market Street, Colusa, CA., and direct the Clerk to publish and post RFPs. Further, set September 21, 2011 at 10:00 a.m. to receive and open sealed proposals. Motion carried: All yes. Absent: None.

10:15 a.m. (10:00 a.m. item on Agenda) Chairman Marshall makes time for a continued Public Hearing Public Hearing to consider Redistricting Proposals for County Supervisorial Districts based on 2010 Census data.

Ms. Moran states the Board members were presented with proposal "I" and there were some issues that needed to be addressed and with the input of Supervisors Carter and Marshall Proposal "J" was initiated. She states it looks like the map the County has now with the exception of the District 5 boundary being adjusted out to the 2047 Canal and minor other changes. She requests, should, the Board members approve the proposed redistricting map "J" that staff be directed to prepare a summary Ordinance for publication and set introduction and first reading for the September 13, 2011 Board meeting and the Public Hearing and adoption of same for September 27, 2011.

Chairman Marshall calls for public comment.

Chairman Marshall states he is in receipt of an email from Mr. Benoit of LAFCo stating as of the date of this memo, LAFCo has not received any annexation requests from either city and the district boundaries appear to be reasonable and meet the requirements given to the redistricting committee.

Discussion is held regarding the City of Williams' potential population growth, the Board members serving the whole county not just their respective districts and how often redistricting is done.

Chairman Marshall again calls for public comment.

10:28 a.m. Hearing none, Chairman Marshall closes the public hearing.

ADMINISTRATION/COUNTY CLERK-RECORDER: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Redistricting Plan "J", and direct staff to prepare an Ordinance for Board consideration. Further, set September 13, 2011 for Introduction and first reading, by title only, of the proposed Ordinance, September 27,

2011 at 9:30 a.m. for a public hearing to consider second reading and adoption and direct the Clerk to publish and post Notice of Hearing for same. Further, direct staff to draft a summary of proposed Ordinance for publishing and posting. Motion carried: All yes. Absent: None.

Ms. Critchfield states the City Council is very appreciative of Ms. Moran's support and work. She states she wanted to let Supervisors Carter and Evans know the City also appreciates their efforts made to make this change possible.

10:29 a.m. (10:15 a.m. Item on Agenda) COUNTY CLERK RECORDER-ELECTIONS: It is moved by Supervisor Vann, seconded by Supervisor Evans to accept Certificate of Facts re: November 8, 2011 General District Election, as presented by the County Registrar. Motion carried: All yes. Absent: None.

Chairman Marshall declares recess a 10:35 a.m., and reconvenes at 10:50 a.m., with all Supervisors present.

Present: Tom Parker, County Counsel.  
Peggy Scroggins, Auditor-Controller.  
Donna Critchfield, Colusa City Council member.  
Steve Hackney, Director, Planning & Building.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

10:50 a.m. (10:45 a.m. item on Agenda) PLANNING & BUILDING/RFPs: It is moved by Supervisor Vann, seconded by Supervisor Evans to accept proposal for the preparation of the Colusa County Zoning Code Update as follows:

1.	LWC/SWCA	\$198,806.
2.	DeNovo planning Group	\$134,610.
3.	The Planning Center/DC&E	\$103,805.

Motion carried: All yes. Absent: None.

Mr. Hackney requests the presentation from LWC/SWCA, DeNovo Planning Group, and The Planning Center/DC&E consulting firms for the preparation of the Colusa County Zoning Code Update and awarding of proposals be continued to the September 27, 2011 Board meeting.

Chairman Marshall so directs.

Chairman Marshall makes time for approval of the Consent Agenda.

Ms. Scroggins requests Consent Item No. 6, regarding a modification to agreement C04-066, with Albert Smith for Proposition 36 Defense Services be pulled from the Consent Agenda and considered separately.

Chairman Marshall so directs.

CONSENT AGENDA: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve Consent Agenda Item Nos. 1 through 5 and 7 through 14 follows:

1. SHERIFF – 2021/RESOLUTION: Adopt **Resolution No. 11-025**, a Resolution of the Board of Supervisors For The County Of Colusa Of Determination that Teresa Torres, Deputy Sheriff is a local safety officer and has a disability for the purposes of the Public Employees' Retirement Law effective August 19, 2011 and authorize the Chairman to sign the Resolution.

**C11-226** 2. AG COMMISSIONER: Approve Cooperative Agreement Number 11-0316-SF, between the County of Colusa Ag Commissioner's Office and **the Department of Food and Agriculture (CDFA)** for the Phythopphthora Ramorum (Sudden Oak Death), effective July 1, 2011 through June 30, 2012, in the maximum amount of \$1,334.18, and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

**C11-227** 3. HEALTH AND HUMAN SERVICES: Approve Agreement #1168-06, between the County of Colusa health and Human Services and the **California State University, Dominguez Hills** to provide clinical nursing experience for students in the area of public health, effective July 20, 2011 through July 19, 2014, with terms and conditions as set forth in the agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

4. COUNTY COUNSEL/VETERAN'S SERVICES: Approve Certificate of Compliance California Department of Veterans Affairs (CDVA) County Subvention Program, June through December 2011 and authorize the Chairman to sign.

5. COUNTY COUNSEL/VETERAN'S SERVICES: Approve Certificate of Compliance California Department of Veterans Affairs (CDVS) Medi-Cal Cost Avoidance Program, June through December 2011 and authorize the Chairman to sign.

**C11-228** 7. HEALTH AND HUMAN SERVICES: Approve agreement between the Colusa County through it's Department of Health and Human Services and **Colusa County Community Advocates for Children and Families for Child Abuse Prevention Intervention and Treatment**, effective July 1, 2011 through June 30, 2012, in an amount not to exceed \$38,000.00, with a thirty (30) day written termination clause by either party and authorize the Chairman to sign.

**C11-229** 8. PUBLIC WORKS: Approve Modification to Agreement C11-072, between the County of Colusa Public Works Department and **the California Department of Forestry and Fire Protection Conservation Camp Program** modifying "Administrative Fee Daily Rate pursuant to 'Exhibit A" increasing daily rate to \$225.18, effective July 1, 2011, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

**C11-230** 9. PUBLIC WORKS: Ratify Colusa County Public Works Agreement 1112-05, between the County of Colusa Public Works Department and **Quincy Engineering, Inc.**, for design check for the Lenahan Road Bridge at Funks Creek, effective August 9, 2011 through September 16, 2011, in an amount not to exceed \$6,000.00, with a fifteen (15) written termination clause by either party and signed by the Interim Director of Public Works on behalf of the Board of Supervisors.

10. PUBLIC WORKS/NOTICE OF COMPLETION: Accept, as complete, the Construction on Old Highway 99W Road from Freshwater Road to Maxwell Seal-Coat Surfacing,

approve Notice of Completion, and authorize the Interim Director of Public Works to sign on behalf of the Board of Supervisors and direct the Clerk to record same.

11. PUBLIC WORKS/NOTICE OF COMPLETION: Accept, as complete, the Road Rehabilitation on Wilson Bend Road from 1.5 Miles North of SR 45 to 2.8 Miles North of SR45, approve Notice of Completion, and authorize the Interim Director of Public Works to sign on behalf of the Board of Supervisors and direct the Clerk to record same.

**C11-231** 12. AG COMMISSIONER: Approve Agreement #10-0665, between the County of Colusa Ag Commissioner's Office and the Department of Food and Agriculture for the Integrated Pest Control/Weed Management Program, effective January 1, 2011 through December 31, 2011, in an amount not to exceed \$16,599.00, and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

**C11-232** 13. HEALTH AND HUMAN SERVICES: Approve Subcontract Agreement No. IIC-025-12, between the County of Colusa Health and Human Services and the **CSU, Chico Research Foundation, California State University**, Chico on behalf of its Program the **Area 3 Agency on Aging**, effective July 1, 2011 through June 30, 2012, in a maximum amount of \$41,582, with a seventy-five (75) day written termination clause by either party and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

**C11-233** 14. HEALTH AND HUMAN SERVICES: Approve submission of the 2011-2012 Agreement Funding Application (AFA), Agreement No. 2011-12-6 for the Maternal, Child, and Adolescent Health (MCAH) program between the County of Colusa Health and Human Services and **the California Department of Public Health**, effective August 30, 2011, with terms and conditions as set forth in the Agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors. **Consent motion carried: All yes. Absent: None.**

Chairman Marshall makes time to consider Consent Agenda item 6, Third Modification of Agreement and Substitution of Contract to Agreement No. C04-066 between the County of Colusa and Albert Smith for Proposition 36 Defense Services.

Ms. Scroggins expresses concern regarding payment to Mr. Albert Smith, possible modification of same, and payment to Mr. Matthew Smith and requests Board direction. Brief discussion is held.

**C11-234** **Consent Agenda No. 6** COUNTY COUNSEL/PUBLIC DEFENDERS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Third Modification of Agreement And Substitution of Contract to Agreement No. C04-066, between the County of Colusa and Albert Smith for Proposition 36 Defense Services and **substituting Matthew C. Smith**, Attorney at Law, in Albert Smith's stead, effective August 1, 2011, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Further, direct the Auditor-Controller to reissue two separate checks, one to Albert Smith and one to Matthew Smith, for the Public Defender Services/Prop 36. Motion carried: All yes. Absent: None.

### SUPERVISORS REPORTS

Supervisor Marshall

Meetings/functions attended:

Department Fish & Game Stakeholder Advisory Group meeting.  
 Agenda Review.  
 Met with Solano County Supervisors.  
 Fish & Wildlife Strategic Vision Stakeholder Advisory Group.  
 Mobile Library Ribbon cutting.  
 Yuba College Chancellor reception.  
 Community Action Partnership meeting.  
 Williams Community Center meeting.

Supervisor Carter

Meeting/functions attended:

Hispanic Chamber of Commerce dinner.  
 Bill Sterk & Greg Conrado retirement dinner.

Constituent calls/concerns:

Riverbend Estates offsite impacts.  
 River Road near Gridley Road needing additional signage.

Supervisor Evans

Meetings/functions attended:

Met with Supervisor Vann and the Colusa Indian Community regarding trust land annexation.  
 Met with Personnel Director.  
 Met with Public Works Director and staff.  
 Mobile Library Ribbon cutting.

Supervisor Evans speaks to a recently attended Supervisors only meeting in Winters, noting it went better than anticipated. He also speaks to Fouts Springs Youth Facility, stating Fouts stopped accepting wards the 3<sup>rd</sup> week in June. Discussion is held with no action taken.

11:15 a.m. AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve Intra Budget Transfer No. 11056. Motion carried: All yes. Absent: None.

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
To Increase (Decrease) Appropriations:				
General Revenue	00101	1010	410610	(\$4,000.)
Treasurer-Tax Collector	00101	1022	410610	\$4,000.
Total				\$0.00

Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER/PUBLIC HEARING: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to set September 20, 2011 at 9:00 a.m., for a public

hearing for the purpose of hearing proposals for revisions to the Recommended County of Colusa Fiscal Year 2011-12 Budget and direct the Clerk to publish and post Notice of Hearing. (Pursuant to Government Code Sections 29081 and 29088 the hearing may be continued from day to day until concluded, but not to exceed a total of 14 calendar days, AND, the Board must adopt the Final Budget by resolution, no later than October 2, 2011) Motion carried: All yes. Absent: None.

### **SUPERVISORS REPORTS CONTINUED**

#### Supervisor Vann

##### Meetings/functions attended:

Met on Depot in Arbuckle.  
 CSAC- Ag & Natural Resources.  
 RCRC-Board meeting.  
 Meeting with Yuba College.  
 Mushroom Plant project.  
 Transit meeting.  
 North Valley Hispanic Chamber dinner.  
 Met with Director of Personnel regarding Department concerns.  
 Met with Colusa Indian Community regarding Trust ground annexation.  
 Mobile Library Ribbon cutting.

##### Constituent calls/correspondences and concerns:

Fire Department 172 funds.  
 Road damage/repair issues.  
 Transit & Transportation.  
 Arbuckle Library.  
 Unitary Tax/Yuba College.  
 SRA Fee's.  
 Merit system employees.  
 CVGS permits.  
 College City park.

Supervisor Vann states she has been appointed Vice Chair to NACO's Rural Action Caucus.

Chairman Marshall declares a recess at 11:30 a.m., to convene as the Air Pollution Control Board with all Directors present and states the Board is now sitting as The Air Pollution Control District Board and there is a quorum.

Present: Thomas Parker, County Counsel.  
 Peggy Scroggins, Auditor-Controller.  
 Joe Damiano, Casey Ryan, Air Pollution.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

11:30 a.m. AIR POLLUTION CONTROL DISTRICT/RESOLUTION: It is moved by Director Indrieri, seconded by Director Vann to adopt **Resolution No. 11-026**, a Resolution Of The Governing Board Of The Colusa County Air Pollution Control District Approving And Authorizing The Grantee Contract Agreement For The Carl Moyer Off-Road Equipment Replacement Program and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Directors Indrieri, Evans, Vann and Marshall.

NOES: None.

ABSENT: None.

ABSTAIN: Director Carter.

AIR POLLUTION CONTROL DISTRICT/RESOLUTION: It is moved by Director Indrieri, seconded by Director Evans to adopt **Resolution No. 11-027**, a Resolution Of The Governing Board Of The Colusa County Air Pollution Control District Approving and Authorizing The Dealer Contract Agreement For The Carl Moyer Off-Road Equipment Replacement Program and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Directors Indrieri, Evans, Vann and Marshall.

NOES: None.

ABSENT: None.

ABSTAIN: Director Carter.

AIR POLLUTION CONTROL DISTRICT/RESOLUTION: It is moved by Director Indrieri, seconded by Director Evans to adopt **Resolution No. 11-028**, a Resolution Of The Governing Board Of The Colusa County Air Pollution Control District Approving And Authorizing The Salvage Operation Contract Agreement For The Carl Moyer Off-Road Equipment Replacement Program and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Director Indrieri, Evans, Vann and Marshall.

NOES: None.

ABSENT: None.

ABSTAIN: Director Carter.

Chairman Marshall adjourns at 11:40 a.m., as the Air Pollution Control Board and reconvenes as the Board of Supervisors, with all Supervisors and County Counsel present.

Present: Peggy Scroggins, Auditor-Controller.  
Mary Winters, Colusa citizen.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

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

Fund/Department

Vendor

Amount

Behavioral Health	Reading Oil	\$463.92
District Attorney	Reading Oil	\$686.46
District Attorney	Davies Oil	\$164.33
Homeland Security	Motorola	\$4,900.37
DHHS	Office Depot	\$1,225.63
Bldg & Grnds	Office Depot	\$134.17
Sheriff	Office Depot	\$75.06
Library	Wendy Burke	\$87.24
Sheriff	Hoblit Motors	\$43,704.28
Sheriff	Hoblit Motors	\$21,852.14
Sheriff	Downtown Ford Sales	\$48,884.39
Central Services	Staples	\$600.54
DHHS	George Hills Company	\$1,480.50
Public Defender	Mehr Law Office	\$224.10
Public Defender	David R Nelson	\$1,665.00
County Counsel	Law Offices of Richard Montarbo	\$1,508.00
Behavioral Health	William Cornelius	\$81.80

Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Claim Register Sheets for the period of August 16, 2011 through August 29, 2011. Motion carried: All yes. Absent: None.

ADMINISTRATION/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to adopt **Resolution No. 11-029**, a Resolution Of The Colusa County Board Of Supervisors Requesting The Governor Declare A State Wide Emergency Resulting From Infestation Of Dreissenid Mussels Into The Water Bodies Of The State Of California and authorize the Chairman to sign. Further, direct the Clerk to send a letter to Lake County Board thanking them for bringing this matter to the Board's attention. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

ADMINISTRATION/PROCLAMATION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to adopt a Proclamation of the Board of Supervisors of the County of Colusa, State of California in honor of the 100<sup>th</sup> Anniversary of the Williams Union High School built in 1911 and now serving as the Sacramento Valley Museum and authorize the Chairman to sign. Proclamation passed and adopted by the following vote:

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

NOES: None.



ABSENT: None.

Ms. Tirado apprises the Board members on items for the September 13, 2011 agenda.

Chairman Marshall adjourns the meeting in memory of Rueben "Boy" Lopez who gave the ultimate sacrifice in the line of duty for our freedom.

Mr. Parker states San Diego County has a practice of honoring military veterans that have passed away in the line of duty by Proclamation or Resolution and requests whether this is something the Board would be interested in doing.

Brief discussion is held, with the Board members concurring something should be done for those who die in the line of duty.

The Board adjourns at 11:55 a.m. to reconvene in Regular Session on September 13, 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