

## 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

KATHLEEN MORAN, COUNTY CLERK  
YOLANDA TIRADO, CHIEF BOARD CLERK  
ANN NORDYKE, BOARD CLERK II  
(530) 458-0508  
[cocolusa@countyofcolusa.org](mailto:cocolusa@countyofcolusa.org)  
[boardclerk@countyofcolusa.org](mailto:boardclerk@countyofcolusa.org)  
WWW.COLUSACOUNTYCLERK.COM

---

---

### Minutes

November 22, 2011

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 22<sup>nd</sup> day of November 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.

Chairman Marshall calls to order the Regular meeting of November 22, 2011 at 8:06 a.m., with all Supervisors present.

Present: Thomas R. Parker, County Counsel.  
Nikki Berry, Personnel Director.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Parker states a matter arose after the posting of the November 22, 2011 Agenda regarding pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al., Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058 and requests the matter be brought on for consideration.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Evans that a matter arose after the posting of the November 22, 2011 Agenda regarding pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al., Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058. Motion carried: All yes. Absent: None.

Chairman Marshall states the matter will be placed on the Closed Session Agenda as item "D".

Ms. Berry states a matter arose after the posting of the November 22, 2011 Agenda regarding additional information to the County Surveyor Engineer job description and requests this matter be brought on for consideration.

ADMINISTRATION/PERSONNEL: It is moved by Supervisor Vann, seconded by Supervisor Evans that a matter arose after the posting of the November 22, 2011 Agenda regarding the County Surveyor Engineer job description and corrections/modification to same. Motion carried: All yes. Absent: None.

Discussion is held as to whether proposed changes would make a difference in the requirements of the position, pay rate, the reason for the modification and whether it should be re-flown with proposed changes/modifications.

Following discussion, Chairman Marshall states the matter will be considered during the 9:10 a.m. Personnel items, as item "F".

Chairman Marshall questions whether the Board should hold a Special Closed Session in December 2011.

8:16 a.m. Supervisor Vann vacates her chair and leaves the room.

Brief discussion is held regarding setting a Special Closed Session to discuss potential ruling of an appeal, and possible dates for the meeting.

Following discussion, it is the consensus of those Board members present to hold a Special Closed Session on Tuesday, December 6, 2011 at 9:00 a.m.

8:21 a.m. (8:05 a.m. item on Agenda) Mr. Parker announces the Board will consider the following Closed Session items:

- A. Under the provisions of Government Code Section 54957, the Board will meet with the Personnel Director to discuss an employee's performance, provide direction, and if, determined appropriate, take action.
- B. Under the provisions of Government Code Section 54957, the Board will discuss departmental updates regarding potential discipline.
- C. Under the provisions of Government Code Section 54956.9, Legal Counsel and the Personnel Director will discuss with the Board pending litigation.
- D. Under the provisions of Government Code Section 54956.9(a), the Board will meet with County Counsel to discuss pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al., Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058.

Chairman Marshall declares a recess at 8:21 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:20 a.m., with all Supervisors present.

Present: Thomas R. Parker, County Counsel.  
 Nikki Berry, Personnel Director.  
 Peggy Scroggins, Auditor-Controller.  
 Elizabeth Kelley, Interim Director, Health and Human Services.  
 Jim Bell, Director, Public Works Department.  
 Mary Winters, Bonnie Davies, Michael Davies, Colusa citizens.  
 Miguel Villasenor, Shane Maxey, Joe Garofalo, Sheriff's Department.

Mary Anderson, Child Support.  
Joe Damiano, Renee McCormick, Ag Commissioner's  
Office.  
Steve Bordin, Jeanne Broderman, Kristen Simmons, Gerardo  
Munoz, Probation Department.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Marshall. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve the Minutes of the November 8, 2011 Regular Session. Motion carried: All yes. Absent: None.

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

Chairman Marshall calls for announcement of Closed Session matters.

Mr. Parker states in Closed Session and under the provisions of Government Code Section 54957, the Board met with the Personnel Director to discuss an employee's performance, provide direction, and, if, determined appropriate, take action and there was no action to report.

Mr. Parker further states due to time constraints Closed Session Items B, and C, along with Item D, which was brought on earlier this morning by a unanimous vote, will be heard after all public items have been considered.

9:29 a.m. (9:05 a.m. item on the Agenda) STAFF REPORTS

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

Mr. Bell updates the Board members on items that pertain to his Department. He further states there was a water leak at Century Ranch over the Veterans Day weekend and Mike Azevedo, Public Works and J.R. Scilingo, CSA employee worked the Holiday weekend to remedy the problem. He states he would like to give special recognition to them for a job well done.

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

9:34 a.m. (9:10 a.m. item on Agenda) Ms. Berry states she would like to publicly acknowledge Kristen Simmons, Deputy Probation Officer II as the 2011-2012 CPOC North State Winner.

Chairman Marshall congratulates Ms. Simmons on her accomplishments, noting it is an honor to be recognized at the State level.

PERSONNEL/PROBATION – 2035: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve the payment for 59 hours of vacation time totaling \$1,388.13, incorrectly applied for Eduardo Campos. Motion carried: All yes. Absent: None.

PERSONNEL/CHILD SUPPORT – 2017: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to fill a vacancy due to retirement of one Child Support Specialist I/II, PFT, MSC Range 19/23, \$2,421.00 - \$2,942.00/\$2,669.00 - \$3,243.00 per month, effective January 1, 2012. Motion carried: All yes. Absent: None.

PERSONNEL/HEALTH & HUMAN SERVICES – 5011: It is moved by Supervisor Vann, seconded by Supervisor Carter to add and fill one extra help Program Manager II, MGT Range 12, Step 5, \$27.13 per hour, effective November 28, 2011 for APS/CPS due to staff shortages. Motion carried: All yes. Absent: None.

Present: Kathleen Moran, Clerk-Recorder.

PERSONNEL/HEALTH AND HUMAN SERVICES -PUBLIC AUTHORITY – 5012: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to delete the extra help position of Staff Services Analyst, TPT, PF Range 29, \$19.21 per hour, effective October 31, 2011. Motion carried: All yes. Absent: None.

PERSONNEL/HUMAN SERVICES – 5011: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to add an extra help position of Staff Services Analyst, TPT, PF Range 29, \$19.21 per hour, effective November 1, 2011 and authorize to fill. Motion carried: All yes. Absent: None.

PERSONNEL/PUBLIC WORKS: It is moved by Supervisor Vann, seconded by Supervisor Evans to correct the County Surveyor Engineer job description as follows:

Page 1: under Position Purpose: add Engineer after Surveyor and  
Page 3: add Number 12 to read "May serve as the County Road  
Commissioner as directed."

Motion carried: All yes. Absent: None.

Ms. Berry states an item arose after the posting of the November 22, 2011 Agenda regarding addition of a County Surveyor/Engineer position, and requests this matter be brought on for consideration.

ADMINISTRATION/PERSONNEL: It is moved by Supervisor Carter, seconded by Supervisor Evans that a matter arose after the posting of the November 22, 2011 Agenda regarding addition of a County Surveyor/Engineer position. Motion carried by the following vote:

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

NOES: Supervisor Indrieri.

ABSENT: None.

Ms. Berry states the Department is seeking additional help in areas where needed.

Lengthy discussion is held regarding whether the County, historically has had two Surveyors, who is performing the job currently, funding the positions, and restructuring of the Department.

PERSONNEL/PUBLIC WORKS: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve adding the position of County Surveyor/Engineer, PFT, MGT Range 36, effective November 22, 2011, and authorize to fill the position. Motion carried by the following vote:

AYES: Supervisors Carter, Evans, and Marshall.

NOES: Supervisors Indrieri and Vann.

ABSENT: None.

**C11-275** 9:55 a.m. (9:15 a.m. item on Agenda) PROBATION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve Amendment to Agreement C11-135, approved June 28, 2011, between the County of Colusa Probation Department and **Glenn County Juvenile Hall**, for bed space, with modifications as set forth in the Amendment and all other terms and conditions to remain in full force and effect and authorize the Chief Probation Officer to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Present: Katherine Ferreira, Central Services.  
Robert Zunino, Assistant Auditor-Controller.

**C11-276** PROBATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Amendment to Agreement C11-136, approved June 28, 2011, between the County of Colusa Probation Department and **Bi-County Juvenile Hall**, for bed space, with modifications as set forth in the Amendment and all other terms and conditions to remain in full force and effect and authorize the Chief Probation Officer to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

**C11-277** PROBATION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve Modification to Agreement C09-070, approved April 7, 2009, between the County of Colusa Behavioral Health and Colusa County Probation Department and **APL Counseling**, to include services as follows:

Exhibit B  
Scope of Services

Provide impulse control education in group settings as well as individually to individuals committed to the Colusa County Jail. The program utilized will be Impulse Mapping, an evidence based program utilizing cognitive behavior therapy.

Program participants, upon release from custody will continue their education in group and individual settings while in the community.

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.

10:00 a.m. (9:20 a.m. item on Agenda) HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve "FCC Application for Radio Service Authorization: Wireless Telecommunications Bureau Public Safety and Homeland Security Bureau" through Sutter Buttes Communication and authorize the Interim Director of Health and Human Services to sign and submit same. Motion carried: All yes. Absent: None.

Chairman Marshall declares a recess at 10:02 a.m., and convenes as the Governing Board of the In-Home Supportive Services Advisory Committee and states there is a quorum present.

Present: Thomas Parker, County Counsel.  
 Jim Bell, Director, Public Works.  
 Katherine Ferreira, Central Services.  
 Kathleen Moran, County Clerk-Recorder.  
 Peggy Scroggins, Robert Zunino, Auditor-Controller's.  
 Shane Maxey, Miguel Villasenor, Joe Garofalo, Sheriff's Office.  
 Mary Winters, Bonnie Davis, Michael Davies, Colusa citizens.  
 Elizabeth Kelly, Interim Director, Health & Human Services.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

**C11-278** IN-HOME SUPPORTIVE SERVICES ADVISORY COMMITTEE: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Memorandum of Understanding (MOU) between the Colusa County In-Home Supportive Services and the **Glenn County In-Home Supportive Services Public Authority** for administrative services for the provision of implementation of Public Authority administrative services due to staffing constraints for DHHS, effective November 1, 2011 through June 30, 2012, with terms and conditions as set forth in the MOU and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Chairman Marshall adjourns at 10:05 a.m. as Governing Board of the In-Home Supportive Services Advisory Committee and reconvenes as the Colusa County Board of Supervisors, with all Supervisors present.

Present: Thomas Parker, County Counsel.  
 Jim Bell, Director, Public Works.  
 Katherine Ferreira, Central Services.  
 Kathleen Moran, County Clerk-Recorder.  
 Peggy Scroggins, Robert Zunino, Auditor-Controller's.  
 Shane Maxey, Miguel Villasenor, Joe Garofalo, Sheriff's Office.  
 Mary Winters, Bonnie Davis, Michael Davies, Colusa citizens.  
 Elizabeth Kelly, Interim Director, Health & Human Services.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

**C11-279** 10:07 a.m. (9:25 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve "Contract to Repair the CSA 1 Century Ranch Water System" between the County of Colusa Public Works Department and **Billy Wycoff Construction**, effective November 9, 2011 through May 30, 2012, in an amount not to exceed \$10,000.00, with a fifteen (15) day written termination

clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to waive the County's formal bid process and authorize the Director of Public Works to purchase two (2) 2012 4WD Cab/Chassis F350 pickups, in an amount not to exceed \$60,000.00, utilizing the CMAS State Contract pricing, to be funded through the current budget. Motion carried: All yes. Absent: None.

10:10 a.m. (9:30 a.m. item on Agenda) SHERIFF/REQUEST FOR PROPOSALS: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Request For Proposal for Colusa County Sheriff's Animal Control Facility Needs Assessment, Feasibility/ Building Study. Further, set January 6, 2012 at 3:00 p.m. to receive and open sealed proposals, authorize the Chairman to sign the RFP and direct the Clerk to publish and post notice for same. Motion carried: All yes. Absent: None.

SHERIFF/REQUEST FOR PROPOSALS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to accept proposal from Charlie's Electric, in the amount of \$18,657.00, for the procurement and installation of one (1) 400 amp Manual Transfer Switch and power cords at the Colusa County Sheriff's Office. Motion carried: All yes. Absent: None.

**C11-280** SHERIFF: It is moved by Supervisor Carter, seconded by Supervisor Evans to approve an agreement between the County of Colusa Sheriff's Department and **Charlie's Electric** for procurement and installation of one (1) 400 amp Manual Transfer Switch and power cord at the Colusa County Sheriff's Office, effective through February 1, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

SHERIFF: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to waive the County's formal bid process and authorize the repair of the roof at the Sheriff's Department. Further, direct the Sheriff to return at a later date with a contract for same. Motion carried: All yes. Absent: None.

10:18 a.m. (9:40 a.m. item on Agenda) CLERK-RECORDER/ELECTIONS: It is moved by Supervisor Vann, seconded by Supervisor Evans to accept Certificate of Election Results for the November 8, 2011 District Elections held in the Westside Water District and the Stonyford Recreation and Park District. Motion carried: All yes. Absent: None.

**C11-281** 10:20 a.m. (9:45 a.m. item on Agenda) CENTRAL SERVICES/SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve Equipment Lease Agreement between the County of Colusa Sheriff's Office and **Wells Fargo Financial/Advanced Document Concepts** for renewal/upgrade and maintenance services of copying equipment as follows:

Kyocera TASKalfa 6500i

effective November 22, 2011, with terms and conditions as set forth in the Equipment Lease Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

**C11-282** CENTRAL SERVICES: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve an agreement between the County of Colusa Central Services and **Nor Cal Steel**, for county-wide collection and disposal of surplus scrap metals and vehicles, effective November 22, 2011 through June 30, 2013, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Vann to approve adding D & S ventures to the County's approved vendor list for disposal of surplus county property, including scrap metals and vehicles. Motion carried: All yes. Absent: None.

10:30 a.m. (9:50 a.m. item on Agenda) AG COMMISSIONER/AIRPORT SPECIAL/REQUEST FOR PROPOSALS: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Request for Proposal (RFP) for the Airport Land Use Compatibility Plan Update. Further, set January 11, 2012 at 3:00 p.m., to receive and open sealed proposals; January 24, 2012 to award and direct the Clerk to publish and post notice of RFP. Motion carried: All yes. Absent: None.

**C11-283** 10:40 a.m. (9:55 a.m. item on Agenda) PLANNING & BUILDING: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve Memorandum of Understanding between the County of Colusa and **the Judicial Council of California, Administrative Office of the Courts** for court facility services relating to the Criminal Justice Facility (Facility #06-A2), and the Bunker Building (Facility #06-A3) effective March 30, 2009, with terms and conditions as set forth in the MOU and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

PLANNING & BUILDING: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Loan documents to be used for First Time Home Buyer (FTHB) and Owner Occupied Rehabilitation (OOR) for the Home Grant Program as follows:

- FTHB Deed of Trust
- FTHB Lead Disclosure
- FTHB Loan Agreement
- FTHB Notice of Default
- FTHB Promissory Note
- OOR Deed of Trust
- OOR Loan Agreement
- OOR Notice of Default
- OOR Promissory Note
- OOR Rescission Notice and
- OOR Servicing Disclosure

Motion carried: All yes. Absent: None.

Chairman Marshall declares a recess at 10:45 a.m. and reconvenes at 10:53 a.m., with all Supervisors and County Counsel present.

Present: Peggy Scroggins, Robert Zunino, Auditor's Office.  
Dan Charter, Darla Marazzo, Treasurer-Tax Collector's Office.



Mary Winters, Bonnie Davies, Michael Davies, Colusa citizens.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

10:55 a.m. (10:10 a.m. item on Agenda) AUDITOR-CONTROLLER/REQUEST FOR PORPOSALS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to accept Request for Proposals for Countywide Audit Services, which includes County Financial Audit, Local Transportation Commission Financial Audit, Transit Agency Financial Audit, Local Transportation Commission Performance Audit, Transit Agency Performance Audit, County’s Investment Policy, Investment Portfolio and Risk, and Compliance Audit, and Federal Financial Assistance Programs for Fiscal Years ending June 30, 2012, 2013, and 2014 as received and opened on November 4, 2011 as follows:

|    |                       |              |
|----|-----------------------|--------------|
| 1. | Collins Accountancy   | \$124,190.00 |
| 2. | Gallina LLP           | \$224,600.00 |
| 3. | Reznick Group         | \$276,300.00 |
| 4. | Smith and Newell CPAs | \$151,538.00 |
| 5. | Vargas and Company    | \$258,100.00 |

Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER/REQUEST FOR PROPOSALS: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to award RFP for the Countywide Audit Services, to Smith and Newell CPAs in the RFP amount of \$ 151,538.00 which includes County Financial Audit, Local Transportation Commission Financial Audit, Transit Agency Financial Audit, Local Transportation Commission Performance Audit, Transit Agency Performance Audit, County’s Investment Policy, Investment Portfolio and Risk, and Compliance Audit, and Federal Financial Assistance Programs for Fiscal Years ending June 30, 2012, 2013, and 2014, based on recommendations from the Countywide Audit RFP Ad Hoc Committee. Motion carried: All yes. Absent: None.

**C11-284** AUDITOR-CONTROLLER: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve a contract between the County of Colusa **and Smith and Newell** to perform the Countywide Audit for Fiscal Years ending June 30, 2012, 2013 and 2014 in the RFP amount of \$ 151,538.00, effective November 22, 2011, with all terms and conditions set forth in the contract and authorize the Chairman to sign. Motion carried by the following vote:

- AUES: Supervisors Carter, Indrieri, Evans and Vann.
- NOES: Supervisor Marshall.
- ABSENT: None.

Chairman Marshall clarifies his no vote by stating; in his opinion the County should rotate Auditors periodically.

AUDITOR-CONTROLLER: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Intra Budget Transfer number 11072 and Budget Transfer number 12001. Motion carried: All yes. Absent: None.

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

| DEPARTMENT NAME                        | FUND # | DEPT # | ACCT# | AMOUNT     |
|--|--------|--------|-------|------------|
| To Increase (Decrease) Appropriations: |        |        |       |            |
| Housing Rehabilitation                 | 02645  | 222645 | 53180 | \$250,000. |
| Total                                  |        |        |       | \$250,000. |

Motion carried: All yes. Absent: None.

11:38 a.m. (10:20 a.m. item on Agenda) Chairman Marshall makes time for discussion and possible action regarding a Resolution of the County of Colusa Planning Commission Expressing to the Colusa County Board of Supervisors The Need for a Code Enforcement Officer in Colusa County.

Mr. Parker states several members of the Planning Commission expressed concern regarding policy issues they have sent to the Board for consideration.

Discussion is held regarding the need for a Code Enforcement Officer, benefits to the County, Hearing Boards vs. Hearing Officers, with no action taken.

11:52 a.m. (10:25 a.m. item on Agenda) APPOINTMENTS/SACRAMENTO RIVER FIRE PROTECTION DISTRICT: It is moved by Supervisor Carter, seconded by Supervisor Vann to re-appoint Roger Moore and Leonard (Len) E. Bolen to the Sacramento River Fire Protection District, effective November 16, 2011 through November 17, 2015. Further, appoint John Miller to the Sacramento River Fire Protection District, to fill the vacancy created by the resignation of Michael Keller, effective November 22, 2011 through November 17, 2012. Motion carried: All yes. Absent: None.

APPOINTMENTS/COLUSA CEMETERY DISTRICT: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to re-appoint John B. Arnold to the Colusa Cemetery District, effective November 27, 2011 through November 28, 2015. Motion carried: All yes. Absent: None.

11:54 a.m. (10:45 a.m. item on Agenda) CORTINA CREEK FLOOD AND WATER CONTROL DISTRICT: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to re-appoint Braly George Zumwalt to the Cortina Creek Flood and Water Control District, effective November 22, 2011 through November 21, 2015. Motion carried: All yes. Absent: None.

11:55 a.m. (10:50 a.m. item on Agenda) TREASURER-TAX COLLECTOR: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to accept the Colusa County Treasurer's Monthly Investment Report for October 2011. Motion carried: All yes. Absent: None.

Chairman Marshall makes time to consider/accept the Colusa County Treasurer's 2012 Goals and Investment Policy.

Mr. Charter states the Treasurer/Tax Collector's goals are as follows:

1. Stay within the investment policy.
2. maintain 50% or greater liquidity, if bonds yield 4%.
3. If bond yields go to 5% or greater maintain 40% liquidity.
4. If bonds yield got to 6% or greater maintain 30% liquidity or 5% if a 2 year or less maturity.
5. Invest in government or quasi government AAA rate bonds with a 11-year maximum maturity.

TREASURER-TAX COLLECTOR: It is moved by Supervisor Carter, seconded by Supervisor Evans to accept the Colusa County Treasurer's 2012 Goals and Investment Policy, as submitted.

Discussion is held regarding County Resolution No. 93-083 Authorizing the Treasurer-Tax Collector to Invest Surplus Funds in Governmental Securities with Maturities Over Five Years and the discrepancy with what is stated in the Treasurer's Goals and Investment Policy as it pertains to Goal Number 5.

Following discussion, Supervisor Carter withdraws her motion. Supervisor Evans withdraws his second.

Chairman Marshall directs Mr. Charter to clarify the discrepancy and return on December 20, 2011 for acceptance of the Treasurer's Goals and Investment Policy.

Chairman Marshall inquires as to any State or Federal Legislation/General Budgetary Matters. He inquires as to the progress of the Cal Card program.

Ms. Scroggins states the cards are in the process of being issued and once received mandatory training will be held and cards will be distributed.

Chairman Marshall, at the request of the Ag Commissioner, pulls from the Agenda, Consent Item No. 2 regarding approval of a Standard Agreement 11-OMS-933, between the County of Colusa Migrant Farm Housing and the Department of Housing and Community Development for the irrigation project.

CONSENT AGENDA: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve Consent Agenda Item Nos. 1, 3 and 4 as follows:

1. COLUSA COUNTY/STATE FAIR: Approve California State Fair 2012 Counties Exhibits Entry Form as presented for the 2012 California State Fair and authorize the Chairman to sign.

**C11-285** 3. PUBLIC WORKS: Approve Annual Road Damage Repair Agreement (Gas Well) between the County of Colusa Public Works Department and **Foothill Energy, Inc.**, to cover the cost of repair of any county roads associated with gas well drilling, effective November 8, 2011 through November 7, 2012, with terms and conditions as set forth in the agreement and authorize the Director of Public Works to sign on behalf of the Board of Supervisors.

4. ADMINISTRATION/PUBLIC WORKS: Correct Consent Agenda item No. 2, approved on October 25, 2011 as follows:

"C11-263 2. PUBLIC WORKS: Ratify Modification to C11-230, Colusa County Public Works Contract ~~1112-06~~, 1112-05, between the County of Colusa Public Works and **Quincy Engineering, Inc.**, for design check for the Lenahan Road Bridge at Funks Creek, extending effective date from August 9, 2011 through September 16, 2011 **to** August 9, 2011 through October 28, 2011, with all other terms and conditions to remain in full force and effect and signed by the Director of Public Works on behalf of the Board of Supervisors.

**Consent motion carried: All yes. Absent: None.**

SUPERVISORS' REPORTS OR COMMENTS.

Supervisor Carter

Meetings/Functions attended:

National Flood Insurance Program-Local Ag Zone  
Workgroup.

Farm Bureau Farm City Breakfast.

Treasury Oversight meeting.

Airport Advisory Committee meeting.

Colusa Chamber Reception.

Letters to:

Colusa Rural Fire Fighter re: Thank you for washing Historical  
Courthouse.

Ashley Indrieri for Flood Conservation for State RCD  
speech award.

Rande Brookins, Thank you card.

Supervisor Evans

Meetings/functions attended:

Joint Cities and County meeting.

Supervisor Vann

Meetings/functions attended:

Joint Cities and County meeting.

Colusa Casino Wintun Indians.

Family Water Alliance Annual Dinner/Meeting.

Farm City Breakfast.

Colusa Generation Station Grand Opening.

RCRC Executive Committee Hearing meeting.

FEMA-Ag Zone designation working group.

Calls regarding:

General Plan.

Road repairs.

Conference call-NACo, regarding Waters of the US.

Supervisor Marshall

Meetings/functions attended:

Joint Cities and County meeting.

AUDITOR: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Claim Register Sheets for the period of November 8, 2011 through November 21, 2011. Motion carried: All yes. Absent: None

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

|                    |                       |            |
|--------------------|-----------------------|------------|
| Public Defender    | Charles Henry Lee     | \$1,168.20 |
| County Counsel     | Hunt & Jeppson        | \$4,280.00 |
| Building & Grounds | David Clayton         | \$150.00   |
| Behavioral Health  | Sierra Vista Hospital | \$9,207.00 |

Motion carried: All yes. Absent: None.

12:25 p.m. Supervisor Carter vacates her chair and leaves the Board's chamber.

Ms. Tirado apprises the Board members of item set for the December 20, 2011 Agenda.

Chairman Marshall declares a recess at 12:26 p.m. to convene in Closed Session and reconvenes at 12:30 p.m. in Regular Session, with all Supervisors, except Supervisor Carter present.

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

Mr. Parker states announcement of the Closed Session matter regarding the following will be made after all Closed Session matters are heard:

Under the provisions of Government Code Section 54956.9(a) with County Counsel to discuss pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al , Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058.

Chairman Marshall declares a recess at 12:31 p.m., to convene in Closed Session at 1:30 p.m., and reconvenes in Regular Session at 2:52 p.m., with all Supervisors, except Supervisor Carter present.

Present: Thomas Parker, County Counsel.  
Mike Azevedo, Amy Gwinnup, Public Works.  
Pat Ash, Williams, City Council.  
Barbara Salazar, Transit.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Chairman Marshall makes time for announcement of Closed Session matters considered.

Mr. Parker states the Board decided not to discuss/consider Closed Session Item B as follows:

Under the provisions of Government Code Section 54957, departmental updates regarding potential discipline.

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

Under the provisions of Government Code Section 54956.9, Legal Counsel and the Personnel Director discussed with the Board pending litigation and guidance was given.

Under the provisions of Government Code Section 54956.9(a) the Board met with County Counsel to discuss pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al., Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058, stating this matter has been settled and exact terms will be announced at a later date.

The Board adjourns at 2:55 p.m. to reconvene in Regular Session on December 20, 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