

## Board of Supervisors

Kim Dolbow Vann, District I,  
Thomas A. Indrieri, District II  
Mark D. Marshall, District III  
Gary J. Evans, District IV,  
Chairman  
Denise J. Carter, District V,  
Vice-chair



## COUNTY OF COLUSA

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### Minutes

February 21, 2012

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 21<sup>st</sup> day of February 2012 at the hour of 8:00 a.m., Present: Supervisors Gary J. Evans, Chairman, Thomas A. Indrieri, Denise J. Carter, Kim Dolbow Vann and Mark D. Marshall. Absent: None.

Chairman Evans calls to order the Regular meeting of February 21, 2012 at 8:05 a.m., with all Supervisors present.

Present: Thomas R. Parker, County Counsel.  
Cindy Lovelace, Assistant Personnel Director.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Chairman Evans states the Public Employee Performance Evaluation scheduled for the position of Agricultural Commissioner, Sealer of Weight and Measures, Director of Air Pollution Standards, Migrant Housing Manager and Airport Manager will be conducted after the 1:30 p.m. presentation, time permitting. Noting Transportation and Transit is scheduled for 3:00 p.m. in the Chamber.

Ms. Lovelace states the Personnel Department received Mr. Damiano's evaluation late Friday and has not had time to distribute same to the Board.

Mr. Parker requests the matter be pulled from the Agenda and reagendaized at a later date. Chairman Evans so directs.

8:07 a.m. Mr. Parker announces the Board of Supervisors will consider Closed Session matters as follows:

Under the provisions of Government Code Section 54957, the Board of Supervisors will meet with the Personnel Director to discuss the employment of a public employee(s), in four (4) cases.

Under the provisions of Government Code Section 54956.9(b)(3), the Board of Supervisors will meet with the Senior Deputy County Counsel to discuss significant exposure to litigation, provide direction and take action as appropriate.

Under the provisions of Government Code Section 54956.9(b)(1), the Board of Supervisors will meet with legal counsel to discuss matters involving significant exposure to litigation against the County of Colusa in one or more cases.

Chairman Evans declares a recess at 8:08a.m. to convene in Closed Session and reconvenes in Regular Session at 9:11 a.m., with all Supervisors present.

Present: Thomas R. Parker, County Counsel.  
Peggy Scroggins, Robert Zunino, Auditor-Controllers' Office.  
Steve Bordin, Chief Probation Officer.  
Elizabeth Kelley, Interim Director, Health & Human Services.  
Cindy Lovelace, Assistant Personnel Director.  
Jim Bell, Mike Azevedo, Public Works Department.  
Mary Winters, Colusa citizen.  
Joe Damiano, Renee McCormick, Ag Commissioner's Office.  
Eduardo Olmedo, Sherry Tune, USFS.  
Angela Fulcher, Williams citizen.  
Donna Critchfield, City of Colusa, City Council.  
Scott Marshall, Shane Maxey, Sheriffs' Office.  
Holly Gallagher, Payroll & Fish & Game Commission.  
James Day, CAITrans.  
Mark Dunton, Joy Dunton, Dunton Construction.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Evans. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Vann to approve the Minutes of February 7, 2012 Regular Session. Motion carried: All yes. Absent: None.

Chairman Evans sates on page 27 of the February 7, 2012 Minutes, discussion was held about convening in Closed Session at 1:30 p.m., at the Chamber of Commerce Conference room to discuss various Closed Session matters. He states Closed Session was not convened to the Chamber of Commerce but held in the Board's conference room.

Chairman Evans makes time for a Period Public Comment. Hearing none, Chairman Evans closes the Public Comment period.

Mr. Parker announces under the provisions of Government Code Section 54957, the Board of Supervisors met with the Personnel Director to discuss the employment of a public employee(s), in four (4) cases. The Board on a 5/0 vote, motion made by Supervisor Vann, seconded by Supervisor Marshall instructed the Personnel Department to make an offer of appointment regarding the position of an Interim Probation Department Chief.

9:13 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

Mr. Damiano updates the Board members on items that pertain to Migrant Housing.

9:19 a.m. (9:10 a.m. item on Agenda) PERSONNEL/PROBATION – 2035: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve a salary increase for the position of Chief Probation Officer, from DH Range 50, Step 5 - \$7,650.00 to DH Range 50, Step 5 - \$8,899.00 per month, effective March 1, 2012 and authorize to fill the position. Motion carried: All yes. Absent: None.

PERSONNEL/PROBATION – 2035: It is moved by Supervisor Marshall, seconded by Supervisor Carter to authorize filling the vacant Deputy Probation Officer I/II position, PFT, DSA Range 31/35, \$3,053.00 - \$3,711.00/\$3,367.00 – \$4,093.00 per month, effective March 1, 2012. Motion carried: All yes. Absent: None.

Chairman Evans makes time to consider the following Personnel matters regarding the District Attorney's Office:

Deleting the following positions effective December 31, 2011:

District Attorney 2016 (80%)/DA Indian Gaming 002258 (20%), District Attorney Chief Investigator, PFT, MGT Range 52.

District Attorney 2016 (54%)/VPBG 2008 (10%)/Welfare Fraud 20161 (1%)/DA Indian Gaming 002258(25%)/Victim Witness 2036 (10%), Fiscal Program Analyst, PFT, MSC Range 7.

District Attorney 2016 (95%)/DA Indian Gaming 002258 (5%), Senior Legal Secretary, PFT, MSC Range 6, **and**

Adding the following positions, effective January 1, 2012 budgeted

District Attorney – 2016 (100%):

District Attorney Chief Investigator, PFT, MGT Range 52.  
Fiscal Program Analyst, PFT, MSC Range 7.  
Senior Legal Secretary, PFT, MSC Range 6.

Supervisor Vann requests the deletion and addition of positions be continued to the next Board meeting. Brief discussion is held.

Following discussion, Chairman Evans continues the deletion and addition of the above mentioned positions to the March 13, 2012 Board meeting.

**C12-031** 9:24 a.m. (9:20 a.m. item on Agenda) PROBATION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve a contract between the County of Colusa Probation Department and **TRG Consulting** for the juvenile hall construction project, effective through February 28, 2016, with terms and conditions as set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Present: John Poyner, Sharon Reische, District Attorney's Office.

9:29 a.m. (9:25 a.m. item on Agenda) DISTRICT ATTORNEY: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve Contingency Funds in the amount

of \$10,350.00 for the District Attorney's Office to provide funding for payment of the contract with New Dawn Technologies (C12-018, approved February 7, 2012) for the upgrade of software and the purchase of new computer equipment. Motion carried: All yes. Absent: None.

Chairman Evans declares a recess at 9:32 a.m. and reconvenes at 9:42 a.m. with all Supervisors present.

Present: Peggy Scroggins, Holly Gallagher, Auditor-Controllers' Office.  
 Thomas R. Parker, County Counsel.  
 Carol Pearson, Veterans Services Officer.  
 Barbara Salazar, Transit.  
 Cindy Lovelace, Assistant Personnel Director.  
 Donna Critchfield, City of Colusa, City Council.  
 Mary Winters, Colusa citizen.  
 Kathleen Moran, Clerk-Recorder.  
 Mary Anderson, Bevann McDaniel, Child Support.  
 Scott Marshall, Emit Whiting, Shane Maxey, Merced Corona,  
 Sheriff's Department.  
 Elizabeth Kelly, Maria Oliver, Stefanie Schantz, Christine  
 Fusaro, Health & Human Services.  
 Steve Bordin, Chief Probation Officer.  
 Jim Bell, Robert Norman, Daryl Pride, Mike Azevedo,  
 Department of Public Works.  
 Steve Hackney, Director, Planning & Building.  
 Eduardo Olemdo, Sherry Tune, Mendocino National Forest.  
 Wayne Zoller, Andrea Correa, Assessors' Office.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

9:42 a.m. (9:30 a.m. item on Agenda) Chairman Evans makes time for a Presentation regarding Mendocino National Forest, Grindstone Ranger District, FY 2011 Updates and Accomplishments.

Mr. Olmedo updates the Board members on items that pertains to Mendocino National Forest and speaks to the following:

Ecological Restoration Efforts,  
 Pacific Ridge Timber Sale, completed Fall 2011,  
 Hazardous Fuel Reduction,  
 2011: 435 acres treated (fuels)  
 2012: Pacific, Trough, and Sullivan Ridges,  
 Colusa Resource Advisory Committee, (RAC)  
 2011: Four projects approved for \$22,694.00  
 Recreation Activities and Improvements,  
 State OHV Grant Funding:  
 OHV Enduro Events,  
 Campgrounds,  
 Trail Closure Orders to protect resources during rain events.

Mr. Olmedo states this is a summary of the projects the Forest Service has been working on and introduces Ms. Sherry Tune the new Mendocino National Forest Supervisor.

Ms. Tune states this is her second week in the Mendocino National Forest and is really glad to be here and looks forward to working in the Mendocino National Forest. Discussion is held, with no action taken.

**C12-032** 9:55 a.m.(9:45 a.m. item on Agenda) COUNTYCLERK-RECORDER-ELECTIONS: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to ratify and approve Standard Agreement 11G26105, between the County of Colusa Elections Department and the **State of California Secretary of State** for the HAVA Polling Place Accessibility Training Program, effective February 15, 2012 through December 31, 2012, in an amount not to exceed \$20,000.00 and authorize the County Clerk to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

9:55 a.m. (9:50 a.m. item on Agenda) APPOINTMENTS/COLUSA MOSQUITO ABATEMENT DISTRICT: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to re-appoint Vic Townzen and Tom Critchfield to the Colusa Mosquito Abatement District, effective March 9, 2012 through March 8, 2016. Motion carried: All yes. Absent: None.

APPOINTMENT/COLLEGE CITY CEMETERY DISTRICT: It is moved by Supervisor Vann, seconded by Supervisor Carter to appoint Ernest Steven Dawley to the College City Cemetery District to fill a vacancy created by the expired term of Rebecca Myers, effective February 21, 2012 through February 20, 2016. Motion carried: All yes. Absent: None.

10:00 a.m. Chairman Evans makes time for the Employee Recognition Presentation honoring County Employees reaching milestone years of service for the County of Colusa between July 1, 2011 and December 31, 2011. He states a reception will immediately follow in the Board of Supervisors Conference Room 102B, First Floor, Historic Courthouse.

Chairman Evans presents each employee with a certificate for years of service and thanks them for same.

Steve Bordin	Probation	Chief Probation Officer	10
Steven Hackney	Planning & Building	Director Of Planning & Building	10
Maria Oliver	DHHS	Eligibility Worker II	10
Jamie Sachs	Probation	Deputy Probation Officer II	10
Stefanie Schantz	DHHS	Eligibility Worker III	10
Emit Whiting	Sheriff	Deputy Sheriff	10
Christine Fusaro	DHHS	Staff Services Manager	15
Holly Gallagher	Auditor-Controller	Payroll/Employee Benefits Specialist	15
Joe Garofalo	Sheriff	Sergeant	15
Bevann McDaniel	Child Support	Child Support Specialist II	20
Robert Norman	DPW	Road Maintenance Lead Worker	20
Merced Corona	Sheriff	Sergeant	25
Andrea Correa	Assessor	Assessment Office Manager	25
Daryl Pride	DPW	Assistant Engineer	25

Barbara Salazar	Transit	Transit Manager	25
Cynthia Lovelace	Personnel	Asst Personnel Director	30
Carol Pearson	Veterans Services	Asst Veterans Services Officer	30
Gerald Schantz	DPW	Dept Information Systems Mgr/ Engineering Technician III	30
Wayne Zoller	Assessor	Assessor	40

Chairman Evans declares a recess at 10:09 a.m. and convenes at 10:48 a.m., as the Air Pollution Control Board with all Directors present.

Present: Thomas R. Parker, County Counsel.  
Peggy Scroggins, Auditor-Controller.  
Joe Damiano, Casey Ryan, Ag Commissioner's Office.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

10:48 a.m. (10:45 a.m. item on Agenda) AG COMMISSIONER/AIR POLLUTION CONTROL DISTRICT/RESOLUTION: It is moved by Director Marshall, seconded by Director Vann to adopt **Resolution No. 12-003**, a Resolution Of The Governing Board Of The Colusa County Air Pollution Control District Approving The Amendments To Appendix H, Section 93115.3 (ATCM For Stationary CI Engines-Exemptions) Of The Rules And Regulations Of The Colusa County Air Pollution Control District and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

Chairman Evans adjourns the Air Pollution Control Board at 10:55 a.m. and reconvenes in Regular Session, with all Supervisors present.

Present: Thomas R. Parker, County Counsel.  
Peggy Scroggins, Auditor-Controller.  
Joe Damiano, Casey Ryan, Ag Commissioner's Office.  
Miguel Villasenor, Sheriff's Office.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

10:55 a.m. (10:50 a.m. item on Agenda) SHERIFF/JAIL: It is moved by Supervisor Marshall, seconded by Supervisor Vann to approve the purchase of high definition video recording equipment from "Security Control Systems" and installation of same for an approximate cost of \$1,790.00. Motion carried: All yes. Absent: None.

**C12-033** SHERIFF/JAIL: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve a purchase of replacement security equipment and professional services agreement between the County of Colusa Sheriff's Department and **Security Control Systems**, effective January 1, 2012 through December 31, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

11:00 a.m. (10:55 a.m. item on Agenda) PLANNING AND BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve out-of-state travel for the Building Inspector to attend a seminar on continuing education from March 5-9, 2012. Motion carried: All yes. Absent: None.

Chairman Evans makes time to consider a request for Contingency funds in the amount of \$2,000.00 for Education and Travel for the Building Inspector.

Mr. Hackney states the individual will need \$400.00 for meals and \$800.00 for the seminar and the remainder would be for hotel registration.

Ms. Scroggins states Central Services can book the hotel and register the individual for the seminar utilizing the County Visa Card. She further states the individual will then need to submit a travel advance request to the Auditor-Controller's Office for meals. Discussion is held.

PLANNING AND BUILDING: It is moved by Supervisor Vann, seconded by Supervisor Marshall to approve Contingency Funds, in the amount of \$2,000.00, for continuing Education and Travel for the Building Inspector to attend a seminar on continuing education from March 5-9, 2012. Motion carried: All yes. Absent: None.

PLANNING AND BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Vann to approve a travel advance in an amount not to exceed \$400.00 for the Building Inspector to attend a seminar on continuing education from March 5-9, 2012. Motion carried: All yes. Absent: None.

Present: Holly Gallagher, Jon Wrynski, Fish & Game Commission.

11:09 a.m. (11:00 a.m. item on Agenda) CENTRAL SERVICES/LIBRARY/BIDS: It is moved by Supervisor Marshall, seconded by Supervisor Vann to accept bids for the Williams and Arbuckle Libraries, for ADA Accessibility Improvements to the bathrooms as received and opened on February 3, 2012 as follows:

- Charles Fusaro Construction, Colusa, CA
 

Arbuckle Library	\$39,453.00
Williams Library	\$36,058.00
- Aztec Real Estate & Developers, Yuba City, CA
 

Arbuckle Library	\$30,458.78
Williams Library	\$29,415.43
- Mattes Construction, Citrus Heights, CA
 

Arbuckle Library	\$26,250.00
Williams Library	\$22,250.00

Motion carried: All yes. Absent: None.

**C12-034** CENTRAL SERVICES/LIBRARY: It is moved by Supervisor Marshall, seconded by Supervisor Carter to award the bid to Mattes Construction, in the bid amounts of \$26,250.00-Arbuckle Library and \$22,250.00- Williams Library. Further, approve an agreement between the County of Colusa and **Mattes Construction** for ADA

Accessibility Restroom Improvements for the Arbuckle and Williams Library Locations, effective February 21, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/MIGRANT/RFPs: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to authorize Central Services to proceed with RFPs for Migrant Housing for the purchase of mattresses, and box springs. Motion carried: All yes. Absent: None.

Chairman Evans makes time to declare guns in the possession of the Fish & Game Commission as surplus and authorizing the sale of the guns through Kittle's, an Authorized firearms dealer as follows:

<b>ASSET ID</b>	<b>ASSET DESCRIPTION</b>
0700034	SHOTGUN STEVENS 940E 20G
0700035	SHOTGUN STEVENS 940E 20G
0700036	30.06 EDDYSTONE RIFLE
0700037	222 SAVAGE REMINGTON RIFLE
0700038	1ARASKA 3.5 JAP RIFLE
0700039	WESTERN FIELD NF 22
0700040	BREDA-BRESCIA 12 GAUGE
0700041	ITHACA NF 16 GAUGE
0700155	22 CALIBER RIFLE M1581
0700156	22 CALIBER RIFLE M1581
0700157	22 CALIBER RIFLE M1581
0700158	22 CALIBER RIFLE M1581
0700159	22 CALIBER RIFLE M1581
0700160	22 CALIBER RIFLE M1581
0700161	22 CALIBER RIFLE M1581
0700162	22 CALIBER RIFLE M1581
0700163	22 CALIBER RIFLE M1581
0700164	22 CALIBER RIFLE M1581
0700165	22 CALIBER RIFLE M1581

Ms. Ferreira states the Fish & Game Commission is in possession of guns which were previously used for Hunter Safety courses and now that the guns are no longer being used, the Commission has expressed interest in deeming the items surplus and exploring options regarding the sale of same.

Discussion is held regarding the condition of the guns, who has possession of the guns, and the County obtaining possession of the guns.

Following discussion, Chairman Evans continues until reagentized the matter of declaring guns in the possession of the Fish & Game Commission as surplus and authorizing the sale of same to allow the Commission and the Sheriff time to take possession of the guns.



11:21 a.m. (11:10 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve Intra-Budget Transfer No. 12017. Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve changes in 2011/12 Revenue and Appropriations as follows:

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue &amp; Appropriations:</i>				
Sheriff	00101	2021	467550	\$3,785.40
Total				\$3,785.40
Sheriff	00101	2021	51012	\$3,390.77
Sheriff	00101	2021	51022	\$384.63
Total				\$3,785.40
Sheriff	00101	2021	467102	\$782.41
Total				\$782.41
Sheriff	00101	2021	51012	\$620.49
Sheriff	00101	2021	51022	\$72.22
Sheriff	00101	2021	53120	\$89.70
Total				\$782.41
Sheriff	00101	2021	467505	\$23,520.25
Total				\$23,520.25
Sheriff	00101	2021	51012	\$20,748.26
Sheriff	00101	2021	51013	\$320.00
Sheriff	00101	2021	51022	\$2,451.99
Total				\$23,520.25
Sheriff	00101	2021	4544608	\$1,316.00
Total				\$1,316.00
Sheriff	00101	2021	51012	\$1,058.00
Sheriff	00101	2021	51013	\$40.00
Sheriff	00101	2021	51022	\$128.00
Sheriff	00101	2021	53253	\$90.00
Total				\$1,316.00
Sheriff	00101	2021	467510	\$11,579.60
Total				\$11,579.60
Sheriff	00101	2021	51012	\$9,458.36
Sheriff	00101	2021	51013	\$130.00
Sheriff	00101	2021	51022	\$1,114.08
Sheriff	00101	2021	53120	\$173.59

Sheriff	00101	2021	53140	\$703.57
Total				\$11,579.60
Sheriff	00101	2021	467550	\$3,754.40
Total				\$3,754.40
Sheriff	00101	2021	51012	\$3,363.01
Sheriff	00101	2021	51022	\$391.39
Total				\$3,754.40
Recorder	00101	2070	479317	\$79.60
Total				\$79.60
Recorder	00101	2070	57011	\$79.60
Total				\$79.60
CSA1	02660	002660	441900	\$594.91
CSA1	02660	002660	479321	\$281.00
Total				\$875.91
CSA1	02260	002660	53230	\$875.91
Total				\$875.91
Probation	00101	2035	454676	\$60,000.00
Total				\$60,000.00
Probation	00101	2035	53050	\$2,638.25
Probation	00101	2035	53060	\$1,800.00
Probation	00101	2035	53061	\$2,660.00
Probation	00101	2035	53120	\$5,350.00
Probation	00101	2035	53170	\$2,454.50
Probation	00101	2035	53230	\$400.00
Probation	00101	2035	53231	\$4,250.00
Probation	00101	2035	57001	\$2,500.00
Probation	00101	2035	57043	\$27,000.00
Probation	00101	2035	57064	\$1,500.00
Probation	00101	2035	57065	\$4,600.00
Probation	00101	2035	57360	\$4,847.25
Total				\$60,000.00

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
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To Increase (Decrease) Appropriations:

MHSA Cap Facilities	02943	002943	57105	\$13,000.00
Total				\$13,000.00
Mental Health	00106	4013	57143	\$20,000.00
Mental Health	00106	4013	57146	\$60,000.00
Mental Health	00106	4013	59390	(\$80,000.)

Total				\$0.00
MHSA CSS	02936	002936	55280	\$80,000.00
Total				\$80,000.00
Sheriff	00101	2021	51012	\$1,752.21
Sheriff	00101	2021	51022	\$203.92
Sheriff	00101	2021	53171	\$17.61
Sheriff	00101	2021	53230	\$11,737.64
Sheriff	00101	2021	53251	\$45.00
Total				\$13,756.38
Sheriff	00101	2021	53120	\$10,630.49
Sheriff	00101	2021	53190	\$143.64
Sheriff	00101	2021	57001	\$1,374.68
Sheriff	00101	2021	57018	\$317.70
Sheriff	00101	2021	57038	\$336.12
Sheriff	00101	2021	57039	\$10,714.41
Sheriff	00101	2021	57064	\$20,124.97
Total				\$43,642.01
Homeland Security	00101	20811	53120	\$4,647.03
Homeland Security	00101	20811	53180	\$4,880.00
Homeland Security	00101	20811	57039	\$3,221.92
Total				\$12,748.95
Sheriff	00101	2012	57147	\$29,850.82
Total				\$29,850.82

Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to adopt **Resolution No. 12-004**, a Resolution Of The Board Of Supervisors Of The County Of Colusa Authorizing Application To The Director Of Industrial Relations, State Of California, For A Certificate Of Consent to Self Insure Workers' Compensation Liabilities and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

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

1. COLUSA COUNTY TREASURER-TAX COLLECTOR: Accept the Colusa County Treasurer's Monthly Investment Report for January 2012.

2. DISTRICT ATTORNEY: Approve out-of-state travel for Chief Investigator Dave Markss to attend the FBI National Academy Associates Training Conference in Grapevine, TX from July 28, 2012 through August 1, 2012.
3. SHERIFF/PROCLAMATION: Adopt a Proclamation of the Colusa County Board of Supervisors Honoring Steven R. Mullen Upon His Retirement As Deputy Sheriff From the Colusa County Sheriff's Office and authorize the Chairman to sign.

**C12-035** 4. PUBLIC WORKS: Approve Contract to Auction between the County of Colusa Department of Public Works and **Ritchie Bros. Auctioneers** for the auction of surplus property as designated on Schedule A of the contract, effective March 27, 2012, with terms and conditions as set forth in the contract and authorize the Director of Public Works to sign on behalf of the Board of Supervisors. **Consent motion carried: All yes. Absent: None.**

#### SUPERVISOR REPORTS AND/OR COMMENTS

##### Supervisor Indrieri

Meetings/Functions attended

Met Director of Planning & Building re: Historical Courthouse bathrooms.

Constituent calls/questions.

##### Supervisor Carter

Meetings/Functions attended

Farm Show.

Farm Show Ag Leadership Breakfast.

Colusa City Council meeting.

Colusa County Farm Bureau Annual meeting.

Tour Stony Gorge & East Park Reservoir.

Cattlemen's Holiday Topper.

Met with constituents re: Central Valley Flood Protection Plan.

CSAC Leadership Symposium.

##### Supervisor Marshall

Meetings/Functions attended

Met with Williams City Council.

PARMA conference.

Williams Fire Protection Authority recognition night.

11:30 a.m. Chairman Evans makes time to conduct a hearing regarding the East Camp Road Bridge Replacement bid protest letters submitted by Timberworks and R.A. Nemetz Construction.

Mr. Bell states Department staff established an Underutilized Disadvantaged Business Enterprise (UDBE) goal of 11.00 percent for this project and the apparent low bidder achieved 0.006 percent UDBE participation. He further states staff has received two letters protesting the award to the lowest bidder because the good faith effort demonstrated by the apparent Low Bidder was minimal and insufficient to meet the County's goal of 11 percent. He states staff has reviewed the apparent low bidders UDBE good faith effort and finds that the Low Bidder did in fact demonstrate a

good faith effort to meet the UDBE participation for this contract. Noting based upon that review the apparent low bidder is the most responsive and staff believes that UDBE participation test has been met.

Mr. Parker states County Counsel's Office and the Public Works Department recommends that the bid protest be denied by the Board based upon the lawful compliance of the apparent low bidder with the applicable laws and regulations for Underutilized Disadvantaged Business Enterprises (UDBE's). He states further staff recommends that the apparent low bidder's bid be accepted by the Board of Supervisors and the contract be awarded to same. Discussion is held.

Chairman Evans calls for public comment. Hearing none, Chairman Evans closes the public comment period of the hearing.

Mr. Azevedo states there were 15 bids received and opened. He states one bid submitted by Timberworks was submitted unbound and is considered an informal bid and one bid submitted by Whitney Construction was rejected upon opening as the Addendum and Bid Bond were omitted from the Bid proposal.

PUBLIC WORKS DEPARTMENT/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to deny the bid protest based upon the lawful compliance of the apparent low bidder for reasons set forth by Department of Public Works staff. Further, accept the bids for the Department of Public Works for the East Camp Road Bridge Replacement at Spring Creek 4000127A as received and opened on January 25, 2012 at 10:00 a.m. as follows:

- |    |   |                              |
|----|---|------------------------------|
| 1. | Dunton Construction Company<br>Anderson, CA                               | \$384,484.00<br>10% Bid Bond |
| 2. | R.A. Nemetz Construction<br>Galt, CA                                      | \$498,000.00<br>10% Bid Bond |
| 3. | Trent Construction, Gerber, CA  | \$500,344.00<br>10% Bid Bond |
| 4. | RnR Construction Corp<br>Sacramento, CA                                   | \$505,250.00<br>10% Bid Bond |
| 5. | AJ Vasconi General Engineering<br>Concord, CA                             | \$506,277.00<br>10% Bid Bond |
| 6. | Timberworks Shasta Services, Inc<br>Mt. Shasta, CA (bid unbound-informal) | \$510,661.52<br>10% Bid Bond |
| 7. | Andrew L. Lee, Inc, General Engineering<br>Lodi, CA                       | \$520,855.00                 |

		10% Bid Bond
8.	McGuire & Hester, Oakland, CA	\$524,820.00
		10% Bid Bond
9.	R.E. McCollum Construction, Inc., Cedar Ridge, CA	\$528,600.00
		10% Bid Bond
10.	Viking Construction, Rancho Cordova, CA	\$544,765.00
		10% Bid Bond
11.	Shasta Constructors, Redding, CA	\$546,906.00
		10% Bid Bond
12.	Wopahoe DBA Freddy's Grading & Paving Lincoln, CA	\$554,485.00
		10% Bid Bond
13.	Franklin Construction, Chico, CA	\$564,847.00
		10% Bid Bond
14.	Lamon Construction, Co., Inc Yuba City, CA	\$579,976.00
		10% Bid Bond

Motion carried: All yes. Absent: none.

**C12-036** PUBLIC WORKS DEPARTMENT/BIDS: It is moved by Supervisor Marshall, seconded by Supervisor Vann to award bid for the East Camp Road Bridge Replacement at Spring Creek 4000127A to Dunton Construction, in the bid amount of \$384,484.00. Further, approve a contract between the County of Colusa and **Dunton Construction** for the East Camp Road Bridge Replacement at Spring Creek 4000127A, effective February 21, 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 DEPARTMENT/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Marshall to accept the bids for the Department of Public Works for The Myers Road Rehabilitation from 0.60 Miles West of Cortina Vineyard Road to Cortina Vineyard Road 1B0050, as received and opened on February 1, 2012 at 10:00 a.m., as follows:

1.	Delta Construction Company, Inc., Sacramento, CA	
	Option 1	\$260,000.00
	Option 2	\$258,000.00
2.	Northwest Paving, Redding, CA 96001	
	Option 1	\$254,338.00
	Option 2	\$252,220.00

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3. Lamon Construction Co., Inc., Yuba City, CA
 

Option 1	\$220,460.00
Option 2	\$244,610.00
  
  4. Knife River Construction, Chico, CA
 

Option 1	\$247,925.00
Option 2	\$235,475.00
  
  5. Vintage Paving, Co., Inc., Winters, CA
 

Option 1	\$280,390.00
Option 2	\$246,440.00
  
  6. Advantage Paving, Yerka, CA
 

Option 1	\$205,225.00
Option 2	\$211,275.00
  
  7. JD Pasquetti, Lincoln, CA
 

Option 1	\$210,775.00
Option 2	\$208,300.00
  
  8. Franklin Construction, Inc., Chico, CA
 

Option 1	\$209,125.00
Option 2	\$219,775.00
  
  9. DeWitt Bros & Co., Inc., Yuba City, CA
 

Option 1	\$235,681.00
Option 2	\$238,091.00
  
  10. Wayne Reedy Construction, Marysville, CA
 

Option 1	\$269,830.00
Option 2	\$240,280.00
  
  11. Biondi Paving & Engineering, Sacramento, CA
 

Option 1	\$232,305.00
Option 2	\$263,730.00
  
  12. Whitney Construction, Orland, CA
 

Option 1	\$298,715.00
Option 2	\$332,270.00
  
  13. Wapahoe Construction DBA  
 Freddie's Grading & Paving, Lincoln, CA
 

Option 1	\$243,649.00
Option 2	\$242,559.00

Motion carried: All yes. Absent: None.

**C12-037** PUBLIC WORKS DEPARTMENT/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Vann to award the bid for the Myers Road Rehabilitation from 0.60 Miles West of Cortina Vineyard Road to Cortina Vineyard Road 1B0050 to JD Pasquetti, Option 2, in the bid amount of \$208,300.00. Further, approve a contract

between the County of Colusa and **JD Pasquetti**, for the Myers Road Rehabilitation from 0.60 Miles West of Cortina Vineyard Road to Cortina Vineyard Road 1B0050, effective February 21, 2012, with terms and conditions as set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

SUPERVISORS REPORT CONTINUED:

Supervisor Evans

Meetings/Functions attended

Met with Maxwell citizens regarding birds.

Chairman Evans makes time to consider/discuss the Williams Community Center Association using the Old Justice Court building in Williams during the remodel of the Williams Vets Hall.

Supervisor Marshall states the Williams Community Center Association is in need of a place to meet during the remodeling of the Williams Vets Hall and recommends allowing the Association using the Old Justice Court building during this time frame. He states further the Association would be responsible for paying the utilities in excess of \$275.00. Discussion is held.

ADMINISTRATION/WILLIAMS COMMUNITY CENTER ASSOCIATION/COUNTY COUNSEL: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to direct County Counsel to prepare a lease agreement for the use of the Old Justice Court building in Williams during the remodel of the Williams Vets Hall with the Williams Community Center Association. Further, the Williams Community Center Association will be responsible for any utilities in excess to \$275.00 per month. Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Claim Register Sheets for the period of February 7, 2012 through February 20, 2012. Motion carried: All yes. Absent: None.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
County Counsel	Daniel P Feldhaus CSR Inc	\$3,393.70
County Counsel	Ison Law Group	\$4,167.95
County Counsel	Hunt & Jeppson	\$2,440.00
Behavioral Health	Liebert Cassidy Whitmore	\$760.00
Air Pollution	Mayflower Farms	\$20,265.00
Probation	Charles Fusaro Construction	\$1,878.50
Probation	Willows Glass	\$1,090.25

Motion carried: All yes. Absent: None.

Chairman Evans makes time to consider selection of a date for the Joint/Cities County meeting.



Supervisor Carter states she has been in contact with FEMA and DWR and they are willing to do a presentation the week of April 23, 2012. Discussion is held regarding presenters, time, date and venue.

Following discussion, it is the consensus of the Board to hold the Joint Cities and County meeting on April 25, 2012 with time and venue to be determined.

Chairman Evans declares a recess at 12:11 p.m. and reconvenes at 1:35 p.m., with all Supervisors, except Supervisor Vann present.

Present: Thomas R. Parker, County Counsel.  
Tom Ellis, Westside Levee District.  
Lewis Bair, General Manager Reclamation Dist. 108 &  
Central Valley Flood Control Association, Board of  
Director.  
Ashley Indrieri, Family Water Alliance.  
Jim Bell, Mike Azevedo, Public Works Department.  
Donna Critchfield, City of Colusa, City Council.  
Joe Damiano, Ag Commissioner.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

1:35 p.m. (1:30 p.m. item on Agenda) Chairman Evans makes time for consideration/discussion and possible action regarding the California Central Valley Flood Protection Plan (Plan).

Supervisor Carter states the Draft Flood Protection Plan came out December 30, 2011. She states the Plan is extremely important and affects Colusa County in a few different areas. She further requests staff look the Plan over and make comments suggestions. (See Supervisors Minute Book Page 62)

Mr. Bair gives a brief background of the Plan, noting there were quite a few individuals involved in the development of the Plan.

1:38 p.m. Supervisor Vann is now present.

Mr. Bair further states there is a chance to direct DWR to correct the Plan but they have a very tight schedule. He speaks further to the following:

- Four step process
- Funding
- Protecting Urban areas
- 100/200 year protection
- Flood protection for small communities
- Deviating from the plan
- Rural and Ag protection
- No insurances
- Terminology throughout the Plan

Further discussion is held regarding the environmental attachments, the next step in the plan, protection of small communities/urban areas and intentional breeches. (See Supervisors Minute Book Page 62)

Mr. Ellis states he has spent a lot of time on the Plan. He further states he feels the two tiered flood protection has been inflicted upon us. He states they have spent two and one-half years working on the Plan and in his opinion it is an eco system not a flood system plan. He speaks further to the following:

- Land owner insurances
- Improved flood warning systems
- Attending workshops
- Lack of discussions during Workshops for attendees
- Cherokee Creek

Discussion is held regarding the Plan being a four (4) Phase process and Phases three (3) and four (4) being canceled, Cherokee Creek, effects the Plan would have on adjacent farmers/farming, and Supervisor Carter drafting a letter to the Central Valley Flood Protection Board for the Chair's signature. (See Supervisors Minute Book Page 62)

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri that Supervisor Carter draft a letter to Central Valley Flood Protection Board in strong opposition of the Central Valley Flood Protection Plan and authorize the Chairman to sign upon completion. Motion carried: All yes. Absent: None.

Chairman Evans makes time to consider appointment of members of the Board of Supervisors to various committees, commissions, boards, and liaison assignments for 2012.

He states the 2012 Liaison assignments will be the same as the 2011 assignments, except that the Library will now be under Supervisor Indrieri and the Treasurer-Tax Collector will be under Supervisor Carter.

### 2012 DEPARTMENT LIAISON ASSIGNMENTS

Supervisor Marshall

- Probation
- Assessor
- District Attorney

Supervisor Evans

- Personnel
- Public Works
- Auditor/Controller
- County Counsel

Supervisor Indrieri

- Clerk-Recorder
- Child Support
- Library

Supervisor Carter

- Ag Commissioner
- Behavioral Health Services

Cooperative Extension  
Treasurer-Tax Collector

Supervisor Vann  
Planning and Building  
Sheriff  
Health and Human Services

Chairman Evans declares a recess 2:26 p.m. to reconvene in Closed Session and reconvenes at 3:12 p.m. in Regular Session with all Supervisors present.

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

Mr. Parker announces the Board considered Closed Session matters as follows:

Under the provisions of Government Code Section 54956.9(b)(3), the Board of Supervisors met with the Senior Deputy County Counsel to discuss significant exposure to litigation, provide direction and take action as appropriate. He states there was nothing to report on this time.

Under the provisions of Government Code Section 54956.9(b)(1), the Board of Supervisors met with legal counsel to discuss matters involving significant exposure to litigation against the County of Colusa in one or more cases. He states there was nothing to report.

The Board adjourns at 3:13 p.m. to reconvene in Regular Session on March 13, 2012 at the hour of 9:00 a.m.

\_\_\_\_\_  
Gary J. Evans, Chairman

Attest: Kathleen Moran, County Clerk  
and ex-officio Clerk to the Board of  
Supervisors

BY \_\_\_\_\_  
Ann Nordyke, Deputy Board Clerk