

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-chairman



COUNTY OF COLUSA

KATHLEEN MORAN, COUNTY CLERK
YOLANDA TIRADO, CHIEF BOARD CLERK
ANN NORDYKE, BOARD CLERK
(530) 458-0508
0Hcocolusa@countyofcolusa.org
1Hboardclerk@countyofcolusa.org
WWW.COLUSACOUNTYCLERK.COM

Minutes

March 13, 2012

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 13th day of March 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 March 13, 2012 at 8:14 a.m., with all Supervisors present.

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

8:14 a.m. Mr. Parker announces the Board of Supervisors will meet to consider the following Closed Session matters:

- A. Under the provisions of Government Code Section 54957, a Public Employee Performance Evaluation will be conducted for the position of Agricultural Commissioner, Sealer of Weights and Measures, Director of Air Quality Standards, Migrant Housing and Airport Operations (**Continued from February 21, 2012.**)
- B. Under the provisions of Government Code Section 54957, the Board will discuss with the Personnel Director departmental updates regarding personnel matters and discipline.
- C. Under the provisions of Government Code Section 54956.9(b)(3), the Board of Supervisors will meet with County Counsel to discuss significant exposure to litigation, provide direction and take action as appropriate.
- D. 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 8:17 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:12 a.m., with all Supervisors present.

Present: Thomas R. Parker, County Counsel.
 Peggy Scroggins, Auditor-Controller.
 Cindy Lovelace, Assistant Personnel Director.
 Jim Bell, Clay Castleberry, Mike Azevedo, Public Works Department.
 Mary Winters, Michael Davies, Colusa citizens.
 Renee McCormick, Ag Commissioner's Office.
 Debbie Hickel, CCEA.
 Bill Cornelius, Interim Director, Behavioral Health Services.
 Wayne Zoller, Assessor.
 Russ Jones, Shane Maxey, Sheriff's Office.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Evans. Pledge of Allegiance.

Supervisor Carter requests the following additions/deletions on Page 58 and 59 of the February 21, 2012 Regular Session Minutes be added/deleted as follows:

Page 58

"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~~ **review** the Plan ~~over~~ and ~~make~~ **submit comments and suggestions to the Central Valley Flood Protection Board**".

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 **challenges**
 Protecting Urban areas @ **200 year level**
100/200 year protection
 Flood protection for small communities
 Deviating from the **existing state plan of flood control**
 No ~~insurances~~ **assurances** for Rural and Ag protection
 Terminology throughout the Plan- "**economically feasible**"

Page 59

Land owner ~~insurances~~ **assurances**
 Improved flood warning systems
 Attending workshops
 Lack of discussions during Workshops for attendees
 Cherokee ~~Creek~~ **Canal**

Discussion is held regarding the Plan being a four (4) Phase process and Phases three (3) and four (4) being canceled, Cherokee ~~Creek~~ **Canal**, 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.

Further discussion is held regarding the environmental attachments, the next step in the plan, protection of small

communities/urban areas and rural areas becoming intentional breaches
"transitory storage" due to weaker levees.

ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve the Minutes of February 21, 2012 Regular Session with additions and deletions, as requested. Motion carried: All yes. Absent: None.

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

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

Under the provisions of Government Code Section 54957, a Public Employee Performance Evaluation was to be conducted for the position of Agricultural Commissioner, Sealer of Weights and Measurers, Director of Air Quality Standards, Migrant Housing and Airport Operations. Mr. Parker states this matter was discussed in regards to procedures. He further states the Performance Evaluation has been continued to the March 20, 2012 Board meeting.

Under the provisions of Government Code Section 54957, the Board discussed with the Personnel Director departmental updates regarding personnel matters and discipline. He states there was nothing to report at this time.

Under the provisions of Government Code Section 54956.9(b)(3), the Board of Supervisors met with County Counsel to discuss significant exposure to litigation, provide direction and take action as appropriate. He states no final action was taken on the matter and there was nothing to report at this time.

Mr. Parker further states the following Closed Session matter will be discussed at 1:30 p.m. later today:

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.

9:15 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

Ms. Lovelace states Mr. Zoller has been the only employee, to her knowledge, to reach the milestone of 40 years of service to the County.

Chairman Evans presents Mr. Zoller with a lapel pin for 40 years of service to Colusa County.

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

Present: Robert Zunino, Margaret Van Warmerdam, Auditors' Office.
 Joe Damiano, Ag Commissioner.
 Greg Pankey, IT Director.

Mr. Bell introduces Joan Carr and Brad Danielson, new employees of the Department of Public Works. He speaks at length to road projects throughout the County. Discussion is held, with no action taken.

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

Mr. Azevedo updates the Board members on items as they pertain to Solid Waste, noting an upcoming Colusa County Tire Amnesty Day will be held on March 24, 2012 at the Maxwell Transfer Station from 8:00 a.m. to 3:30 p.m.

Ms. Scroggins updates the Board members on PERS Potential Changes to Employers Rates Due to Board Review of Economic Assumptions and AB 1028 changes in the law regarding PERS retired annuitants. Discussion is held.

Ms. Scroggins speaks further to the 2012-13 Tax and Revenue Anticipation Note (TRAN) stating generally the TRAN is used for cash flow issues, some public entities use the TRANs to make money. She states arbitrage potential is very limited due to reduced interest rate spread, noting the minimum TRAN is \$1.5 million and the County would qualify for \$2.5 million, however, positive revenue effects of the PG&E Power Plant for Colusa County are not considered. Stating further the County's June 30, 2012 Cash Balance and Cash Flow is evaluated to determine if the County is eligible. She requests, based on this information, whether the Board would be interested in the Auditors' Office moving forward with the process to pursue a TRAN in 2012-13. Noting it is a very lengthy and detailed process with no assurance that the County would qualify.

Discussion is held regarding the advantages and disadvantages, cash flow, and being fiscally responsible.

Following discussion, it is the consensus of the Board members not to pursue a TRAN in 2012-13.

9:50 a.m. (9:10 a.m. item on Agenda) PERSONNEL/PROBATION – 2035: It is moved by Supervisor Marshall, seconded by Supervisor Carter to appoint William Fenton, Interim Chief Probation Officer, TFT, DH Range 51, Step 5, \$54.76 per hour, effective March 5, 2012. Motion carried: All yes. Absent: None.

PERSONNEL/DEPARTMENT HEALTH AND HUMAN SERVICES – 5010: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve a salary increase for the position of Director of Health and Human Services, from DH Range 38, Step 5, \$8,237.00 per month to DH Range 44, Step 5, \$9,535.00 per month, effective April 1, 2012 and authorize to fill the position. Motion carried: All yes. Absent: None.

PERSONNEL/BEHAVIORAL HEALTH SERVICES – 4010: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve a salary increase for the position of Director of Behavioral Health Services, from DH Range 38, Step 5 \$8,237.00 per month to DH Range 42, Step 5, \$9,081.00 per month, effective April 1, 2012 and authorize to fill the position. Motion carried: All yes. Absent: None.

PERSONNEL/SUBSTANCE ABUSE – 4011: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to amend the requirements in the job description for the

position of Therapist I, PF Range 29, \$3,121.00 - \$3,794.00 per month, effective April 1, 2012, and authorize filling the current vacancy as a flexibly staffed Therapist I/II/III, PFT, PF Range 29/31/35, \$3,121.00 - \$3,794.00/\$3,277.00 - \$3,984.00/\$3,613.00 - \$4,392.00 per month effective April 1, 2012. Motion carried: All yes. Absent: None.

PERSONNEL/SHERIFF – 2021: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve a salary increase for the position of Sheriff, from ELE Range 16, Step 5 \$8,968.00 per month to ELE Range 16, Step 5, \$9,685.00 per month, effective April 1, 2012. Motion carried by the following vote:

AYES: Supervisors Indrieri, Carter, Vann and Evans.

NOES: None.

ABSENT: None.

ABSTAIN: Supervisor Marshall.

PERSONNEL/SHERIFF – 2021: It is moved by Supervisor Vann, seconded by Supervisor Carter to add the position of Deputy Sheriff Trainee, Limited Term, Full Time, \$2,240.00 per month plus benefits while in the Academy, effective April 1, 2012, and authorize to fill the position. Motion carried: All yes. Absent: None.

10:01 a.m. (9:20 a.m. item on Agenda) SHERIFF/RFPS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept Request for Proposals for Consulting/Planning Services and Updating of Current Emergency Operations plans for the County of Colusa Sheriff's Office as received and opened on February 14, 2012 at 10:00 a.m.:

- | | | |
|----|--|-------------|
| 1. | Howell Consulting | \$10,250.00 |
| 2. | Jan Decker dba Crisis Management Consulting | \$18,500.00 |

Motion carried: All yes. Absent: None.

Chairman Evans makes time to consider awarding Request For Proposals and approving a Professional Services Agreement for the Consulting/Planning Services and updating of Current Emergency Operations plans for the County of Colusa Sheriff's Office.

Mr. Jones speaks in support of awarding the Request For Proposal to Howell Consulting and approving an agreement with same.

SHERIFF/RFPS: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to award Request For Proposals for the Consulting/Planning Services and updating of Current Emergency Operations plans for the County of Colusa Sheriff's Office.

Brief discussion is held as to approval of the agreement with Howell.

Supervisor Vann states she did not specify a consulting firm to award the Request For Proposal to and withdraws her motion.

Supervisor Indrieri withdraw his motion.

C12-038 SHERIFF/RFPS: It is moved by Supervisor Marshall, seconded by Supervisor Vann to award the Request For Proposals to Howell Consulting in the RFP amount of \$10,250.00. Further, approve a Professional Services Agreement between the County of Colusa and **Howell Consulting** for the Consulting/Planning Services and Updating of Current Emergency Operations Plans for the County of Colusa Sheriff's Office, effective March 13, 2012 through April 16, 2012, with all terms and conditions set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

SHERIFF/NOTICE TO BIDDERS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Notice to Bidders for the Sheriff's Office for two (2) personal Watercrafts plus trailers to be purchased by the Sheriff's Office under the 2011-2012 Boating and Waterways Equipment Grant and direct the Clerk to publish and post Notice to Bidders. Further, set April 2, 2012 at 10:00 a.m., to receive and open same. Motion carried: All yes. Absent: None.

C12-039 SHERIFF: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve an agreement between the County of Colusa Sheriff's Department and **Swatt/Miers Architects** for the Colusa County Animal Control Assessment and Building Feasibility Study, effective March 13, 2012, with terms and conditions as set forth in the agreement and authorize Chairman to sign. Motion carried: All yes. Absent: None.

10:13 a.m. (9:30 a.m. item on Agenda) AG COMMISSION/MIGRANT HOUSING: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to authorize the Director of Migrant Housing to pursue Community Development Block Grant Program Funding (CDBG) for projects at the Migrant Housing Center. Motion carried: All yes. Absent: None.

10:16 a.m. (9:40 a.m. item on Agenda) CENTRAL SERVICES/AG COMMISSION/MIGRANT CENTER/RFPS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to accept Request For Proposals for the purchase of mattresses and box springs for the Migrant Center as follows:

- American Furniture, Yuba City, CA \$ 3,408.41
- Don's Furniture Warehouse, Yuba City, CA \$ 6,408.19
- Marysville Furniture, Marysville, CA \$11,071.41

Motion carried: All yes. Absent: None.

CENTRAL SERVICES/AG COMMISSION/MIGRANT CENTER/RFPS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to award RFP for the purchase of mattresses and box springs for the Migrant Center to American Furniture, in the RFP amount of \$3,408.41. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/VETERANS SERVICES-WILLIAMS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to declare an old and inoperable Fox Stove, County Fixed Asset ID #0003418, as surplus. Motion carried: All yes. Absent: None.

Ms. Ferreira states the stove has become a hazard to the Williams Veterans Hall and requests direction for disposal of same.

Supervisor Marshall states the stove had become unsafe and was leaking gas, which caused the County to have the meter removed from the building. He further states the Veterans Service Officer has asked Mr. Brookins to remove the stove and take it to the recycling center but the cost of having the Maintenance employees remove the stove is not economically feasible for the County. Discussion is held.

Following discussion, direction is given to Central Services to contact Mr. Simmons for information on the contractor interested in the Fox Stove.

C12-040 CENTRAL SERVICES/BEHAVIORAL HEALTH SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve "Business Class Service Order Agreement" ID# 4867566, between the County of Colusa Behavioral Health Services and **Comcast** for internet services, effective March 13, 2012, with terms and conditions as set forth in the Agreement and authorize the IT Director to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/BEHAVIORAL HEALTH SERVICES/NOTICE TO BIDDERS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Bid Documents and Specifications and Notice to Bidders for an ADA Compliant Door Operator Improvements for the Department of Behavioral Health Main Entrance Location and authorize the Chairman to sign the Notice to Bidders and direct the Clerk to publish and post Notice of same. Further, set April 4, 2012 at 10:00 a.m. to receive and open sealed bids. Motion carried: All yes. Absent: None.

C12-041 CENTRAL SERVICES/BEHAVIORAL HEALTH SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Equipment Lease Agreement, Delivery & Acceptance Certificate and Non-Appropriation Addendum between the County of Colusa Behavioral Health Department and **Wells Fargo Financial Leasing, Inc./Advanced Document Concepts** for copier Model TASKalfa-4500i, effective March 13, 2012, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

10:30 a.m. (9:50 a.m. item on Agenda) PLANNING AND BUILDING: It is moved by Supervisor Vann, seconded by Supervisor Carter to waive the Permit Fees and Plan Check Fees for the remodel of the Williams Library Restroom and the Arbuckle Library Restroom. Motion carried: All yes. Absent: None.

PLANNING AND BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Vann to waive the County Permit and Plan Check Fees on the construction/rehab for the Williams Veteran's Hall. Motion carried: All yes. Absent: None.

10:32 a.m. (9:55 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve Intra-Budget Transfer Nos. 12021 through 12029. Motion carried: All yes. Absent: None.

Chairman Evans makes time for a Presentation and discussion of Revenue and Expenditure Status Reports for the County operating funds for the month ended January 31, 2012.

Ms. Scroggins states as of January 31, 2012 Revenue is at 52% and Expenditures are at 48%. She expresses concern regarding the Clerk & Recorder, Coroner, Grand Jury, Public Defender, Fouts Springs Youth Facility, Care of Juvenile and Burial of Indigents. Discussion is held, with no action taken.

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

| DEPARTMENT NAME | FUND # | DEPT # | ACCT# | AMOUNT |
|---|--------|--------|--------|----------------|
| <i>Increase Revenue & Appropriations:</i> | | | | |
| Road Fund | 00110 | 3010 | 455500 | (\$15,799.16) |
| Total | | | | (\$15,799.16) |
| Road Fund | 00110 | 3010 | 53230 | (\$15,799.16) |
| Total | | | | (\$15,799.16) |
| Road Fund | 00110 | 3010 | 479470 | \$6,001.79 |
| Total | | | | \$6,001.79 |
| Road Fund | 00110 | 3010 | 53090 | \$2,000.00 |
| Road Fund | 00110 | 3010 | 53163 | \$23.94 |
| Road Fund | 00110 | 3010 | 53170 | \$600.00 |
| Road Fund | 00110 | 3010 | 53171 | \$415.00 |
| Road Fund | 00110 | 3010 | 53230 | \$1,625.80 |
| Road Fund | 00110 | 3010 | 57058 | \$113.53 |
| Road Fund | 00110 | 3010 | 57064 | \$1,223.52 |
| Total | | | | \$6,001.79 |
| DEPARTMENT NAME | FUND # | DEPT # | ACCT# | AMOUNT |
| <i>To Increase (Decrease) Appropriations:</i> | | | | |
| Road Fund | 00110 | 3010 | 53180 | \$102,395.43 |
| Road Fund | 00110 | 3010 | 53230 | \$5,119.77 |
| Road Fund | 00110 | 3010 | 59397 | (\$107,515.20) |
| Total | | | | \$0.00 |

Motion carried: All yes. Absent: None.

Chairman Evans declares a recess at 10:37 a.m. and reconvenes at 10:53 a.m., with all Supervisors, except Supervisor Marshall present.

Present: Jim Bell, Mike Azevedo, Department of Public Works.
 Steve Hackney, Director, Planning & Building.
 Mary Winters, Colusa citizen.
 Peggy Scroggins, Auditor-Controller.
 Thomas R. Parker, County Counsel.
 Donna Critchfield, City of Colusa Council member.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

10:53 a.m. (10:00 a.m. item on Agenda) APPOINTMENTS/GROUNDWATER MANAGEMENT: It is moved by Supervisor Carter, seconded by Supervisor Vann to reappoint to the Colusa County Groundwater Management of the following individuals:

- Lorraine Marsh, effective March 13, 2012 through March 14, 2017
- James Erdman, effective March 23, 2012 through March 24, 2017
- G. Bruce Rolen, effective March 23, 2012 through March 24, 2017

Motion carried: All yes. Absent: Supervisor Marshall.

APPOINTMENTS/COLUSA CEMETERY DISTRICT: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to appoint Dennis John Newgard to the Colusa Cemetery District, to fill the vacancy created by the resignation of Ken Flagor, effective March 13, 2012 through March 14, 2016. Motion carried: All yes. Absent: Supervisor Marshall.

10:55 a.m. (10:05 a.m. item on Agenda) PUBLIC WORKS/BIDS: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to accept the bids for the Department of Public Works for repair on damaged Bridge Rails at various locations through the County as received and opened on February 29, 2012 at 10:00 a.m. as follows:

- | | | | |
|----|-------------------------------------|-------------|--------------|
| 1. | Central Fence Company, San Jose CA. | \$80,207.16 | 10% Bid Bond |
| 2. | Dunton Construction, Anderson, CA | \$36,685.00 | 10% Bid Bond |

Motion carried: All yes. Absent: Supervisor Marshall.

C12-042 PUBLIC WORKS/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Vann to award the bid to Dunton Construction, in the bid amount of \$36,685.00 for the construction on County Roads Repair of Damaged Bridge Rails at various locations. Further, approve an agreement between the County of Colusa Department of Public Works and **Dunton Construction**, for construction on county roads repair of damaged bridge rails at various locations BR8000, effective March 13, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Marshall.

PUBLIC WORKS/NOTICE TO BIDDERS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Notice to Bidders, Bid Specification, and proposal for the purchase of budgeted fixed asset, one (1) 10 horsepower three phase – 240 volt rotary air compressor for the Colusa County Road Department Williams Yard, authorize the Chairman to sign the Notice to Bidders and direct the Clerk to publish and post same. Further, set April 4, 2012 at 10:00 a.m. to receive and open sealed bids. Motion carried: All yes. Absent: Supervisor Marshall.

PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter that the Board finds it is in the best interest of the county to waive the formal bid process and approve the purchase of the following unbudgeted fixed assets:

- One (1) 2011 F550 Regular Cab Truck 4x2 Cab/Chassis with a Dump body, in an amount not to exceed \$48,000.00
- One (1) 2011 F550 Extended Cab Truck 4x2 Cab/Chassis with Dump body, in an amount not to exceed \$50,000.00.
- Two (2) 2011 F350 Regular Cab Truck 4x4 Cab/Chassis with Snow Plow, in an amount not to exceed \$37,000.00 each.

utilizing the California Multiple Award Schedule (CMAS). Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans declares a recess at 11:10 a.m. to convene as the Colusa County Water Conservation and Flood Control District, with all Supervisors, except Supervisor Marshall present.

Present: Jim Bell, Mike Azevedo, Clay Castleberry, Public Works.
Steve Hackney, Director, Planning & Building
Mary Winters, Colusa citizen.
Peggy Scroggins, Auditor-Controller.
Thomas R. Parker, County Counsel.
Donna Critchfield, City of Colusa Council member.
Yolanda Tirado, Ann Nordyke, Board Clerks.

C12-043 COLUSA COUNTY WATER CONSERVATION AND FLOOD CONTROL DISTRICT:

It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve a Funding Agreement between the County of Colusa and **Sutter-Butte Flood Control Agency (SBFCA)** granting \$10,000.00 to be used to fund efforts related to an agriculture flood zone, effective March 13, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Marshall.

Chairman Evans makes time to adopt a Resolution of the Board of Supervisors of the County of Colusa supporting and endorsing the five guiding principles of the Agriculture Floodplain Management Alliance.

Supervisor Carter reads the five guiding principles from the resolution as follows:

- 1) Support and protect the economic viability and vitality of agriculture industries and dependant small communities.
- 2) Recognize the benefits locally and nationally of the agricultural uses of the floodplain as a practical means to limit long-term flood risk while supporting a critical element of our economy and the security of our food supply.
- 3) Include provisions for agricultural and small dependant communities that allow for practical and feasible replacement of and reinvestment in industrial and commercial structures, to ensure long term socio-economic sustainability.

- 4) Establish flood insurance rates for agricultural and small dependant communities that are economically manageable by property owners while contributing to the overall fiscal viability of the NFIP.
- 5) Provide a role for representatives of the agricultural and small dependant communities to participate in the process of developing recommended modifications to the NFIP that are specific to address these and related issues.

Discussion is held.

COLUSA COUNTY WATER CONSERVATION AND FLOOD CONTROL DISTRICT/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to adopt **Resolution No. 12-005**, a Resolution of the Board of Supervisors of the County of Colusa supporting and endorsing the five guiding principles of the Agriculture Floodplain Management Alliance and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Vann and Evans.

NOES: None.

ABSENT: Supervisor Marshall.

Chairman Evans adjourns as the Colusa County Water Conservation and Flood Control District and reconvenes in Regular Session at 11:19 a.m., with all Supervisors, except Supervisor Marshall present.

Present: Jim Bell, Mike Azevedo, Clay Castleberry, Public Works.
Steve Hackney, Director, Planning & Building
Mary Winters, Colusa citizen.
Peggy Scroggins, Auditor-Controller.
Thomas R. Parker, County Counsel.
Donna Critchfield, City of Colusa Council member.
Yolanda Tirado, Ann Nordyke, Board Clerks.

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

C12-044 1. HEALTH AND HUMAN SERVICES: Approve modification to C11-232, to Subcontract Agreement No. IIC-025-12, between the County of Colusa Health and Human Services and **CSU, Chico Research Foundation, California State University, Chico on behalf of its program the Area 3 Agency on Aging**, with terms as contained in the Modification and all other terms and conditions to remain in full force and effect and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

2. Correct the minutes of February 7, 2012 to read:
PERSONNEL – 1040
Authorize the following recommended step increase as a result of the Board of Supervisors completing the performance evaluation held January 24, 2012 for

Nicole Berry, Personnel Director, PFT, DH Range 35, from Step 1 to Step 2, \$6,609.00 per month, effective December 1, 2011 ~~January 1, 2012~~.

3. COMMUNITY ADVOCATES FOR PARENTS AND CHILDREN: Approve a request to allow CAPC to place an activity/display on the lawn of the Colusa Historical Courthouse during the month of April 2012. **Consent motion carried: All yes. Absent: Supervisor Marshall.**

Chairman Evans makes time to consider adoption a Resolution of the Colusa County Board of Supervisors Approving a Mitigated Negative Declaration and Adopting Tentative Subdivision Map #09-5-1.

11:20 a.m. Supervisor Vann recuses herself and leaves the Board's Chamber.

Mr. Parker states for the record Supervisor Vann has recused herself and left the Chamber during all aspects of the proceedings regarding this matter.

COUNTY COUNSEL/PLANNING & BUILDING/RESOLUTION/PLANNING COMMISSION APPEAL/ADAMS GROUP: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to adopt **Resolution No. 12-006**, a Resolution of the Colusa County Board of Supervisors Approving a Mitigated Negative Declaration and Adopting Tentative Subdivision Map #09-5-1 and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter and Evans.

NOES: None.

ABSENT: Supervisors Vann and Marshall.

ABSTAIN: None.

11:27 a.m. Supervisor Vann is now present.

Chairman Evans makes time for an update/report on the February 29, 2012 Trindel Meeting.

Ms. Scroggins states the Trindel Meeting was attended by her and Supervisor Carter and speaks to the following:

- 2012-13 premiums for all insurances were set for the budget. Overall Trindel's premiums decreased 2.62%. Colusa County's insurance premiums decreased 5.8%. (Workers' comp, Liability, Property, Airport/Aircraft, Crime/Bond, Watercraft, Medical Malpractice, and Pollution)
- Starting April 1, 2012, Trindel will be administering all workers' comp claims. Trindel has hired three people for the new Workers' Compensation Division.
- There was a very lengthy discussion regarding the workers' compensation self-insured retention (SIR).

- Detailed presentation was made by Mike Harrington, Actuary from Bickmore Risk Services.
- Mike Harrington does the actuarial valuations for both Trindel Insurance Fund and also CSAC-Excess Insurance Authority (EIA) and is quite knowledgeable about both organizations.
- SIR levels of \$125,000, \$250,000, \$300,000 and \$500,000 were discussed.
- Discussion about EIA's Excess Workers' Comp program (EWC) and the agenda item and actions at the March EIA Board meeting.
 - EIA's EWC program is under-funded
 - It is projected that the EWC program equity will be \$2.3M at June 30, 2012.
 - This is not within EIA's Target Funding level.
 - Estimated Equity at 70% Confidence Level would be \$30.4M, 80% - \$57.8M, 90% - \$99.7M.
 - In order for EIA to reach their Target Funding level, they will need to increase workers' comp premiums or assess the members of the program.
 - For a number of years Trindel members have been encouraging EIA to fund appropriately, based on actuarial reports, in order to prevent future assessments, to no avail. EIA was concerned about losing members if they raised workers' comp rates.
 - EIA has now recognized they need to do something because it is not getting better. The 2012-13 worker comp rates for counties are going up on average 10.5%; schools up 12.8% and cities and other public entities 11.6%.
- By increasing the SIR, we do not anticipate reducing premiums necessarily... but will instead be paying the appropriate cost based on actuarial valuations.
- If Trindel increases the SIR we will still be responsible for EIA assessments. However, each year that Trindel members have a higher SIR, that assessment liability will be reduced.
- Trindel did an analysis of claims that exceeded the current \$125,000 SIR. They are not the "bad", unpredictable/unpreventable claims that we might expect. They are strains, slips, trips and falls, etc.
- In other words, these claims may be/should be preventable.
- We need the Board's full support and encouragement of the Department Heads to ensure we have an effective safety and loss prevention program.
- It's not up to one person; every employee in the County needs to support the safety and loss prevention program in order to reduce costs and exposures.
- We know we will have claims that exceed the \$125,000 SIR, but we will be building up equity each year to be ready for the big hits.
- Trindel's workers' comp program is funded at the 90% Confidence Level.
- There was discussion about taking this item back to individual County Boards, and also the court ruling that JPA members have authority to vote on behalf on their Boards when appointed.

Ms. Scroggins further states after a very detailed lengthy discussion and presentation the Trindel Board voted to increase the workers' comp SIR from \$125,000 to \$300,000. Discussion is held, with no action taken.

Chairman Evans makes time to consider Participation in the California PaintCare Paint Recycling Program.

Mr. Azevedo speaks in support of participating in the California PaintCare Paint Recycling Program. He states the letter of intent it is not a binding contract. Discussion is held.

Following discussion, Chairman Evans continues the participation in the California PaintCare Paint Recycling Program to the April 3, 2012 Board meeting.

ADMINISTRATION/SUPERVISOR EVANS: It is moved by Supervisor Vann, seconded by Supervisor Carter to appoint members of the Board of Supervisors to various committees, commissions, boards, and liaison assignments for 2012 as follows:

COMMITTEES, COMMISSIONS, BOARDS, & DISTRICT VOTING
MEMBER ASSIGNMENTS FOR 2012

CALIFORNIA STATE ASSOCIATION OF COUNTIES

BOARD OF DIRECTORS

Kim Dolbow Vann
Mark D. Marshall, (alt)

CSAC E.I.A.

Denise J. Carter
Mark D. Marshall, (alt)

CHILDREN AND FAMILIES COMMISSION/FIRST 5

Denise J. Carter

Appointed 2/7/12 Board Meeting

COLUSA BASIN DRAINAGE DISTRICT

Gary J. Evans

COLUSA COUNTY PARTNERSHIP/COLUSA ONE STOP GOVERNING BOARD

Denise J. Carter

COMMUNITY ACTION PARTNERSHIP

Mark D. Marshall
Denise J. Carter

DEPARTMENT OF MENTAL HEALTH SERVICES ADVISORY BOARD

Mark D. Marshall

ECONOMIC DEVELOPMENT CORPORATION/COLUSA COUNTY CHAMBER OF COMMERCE LIAISON

Thomas A. Indrieri

EMERGENCY MEDICAL CARE COMMITTEE

Mark D. Marshall

FOUTS SPRINGS YOUTH FACILITY

Gary J. Evans
Kim Dolbow Vann

HEALTHY KID'S HEALTHY FUTURE GOVERNING BOARD

Denise J. Carter

INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE

Thomas A. Indrieri

Denise J. Carter

LOCAL AGENCY FORMATION COMMISSION (LAFCO)

Denise J. Carter

Gary J. Evans

Thomas A. Indrieri (alt)

LOCAL TRANSIT AGENCY & TRANSPORTATION COMMISSION

Gary J. Evans

Kim Dolbow Vann

Thomas A. Indrieri

NATIONAL ASSOCIATION OF COUNTIES (NACO)

Mark D. Marshall

Kim Dolbow Vann (alt)

NORTHERN CENTRAL COUNTIES CONSORTIUM (WIB)

Thomas A. Indrieri

PROPOSITION 36 ADVISORY COMMITTEE

Thomas A. Indrieri

REGIONAL COUNCIL OF RURAL COUNTIES (RCRC)

Kim Dolbow Vann

Mark D. Marshall (alt)

Appointed 2-7-12 Board Meeting

SACRAMENTO RIVER CONSERVATION AREA FORUM

Gary J. Evans

SACRAMENTO VALLEY BASIN WIDE AIR POLLUTION CONTROL COUNCIL

Denise J. Carter

SIERRA SACRAMENTO EMS

Denise J. Carter

SITES JPA

Kim Dolbow Vann

Gary J. Evans

TREASURY OVERSIGHT COMMITTEE

Denise J. Carter

Thomas A. Indrieri (alt)

TRINDEL

Denise J. Carter

Peggy Scroggins

AIRPORT ADVISORY COMMITTEE

Denise J. Carter

COLUSA COUNTY COMMUNITY ADVOCATES FOR PARENTS & CHILDREN (COLUSA CAPC)

Denise J. Carter

COLUSA CITY COUNCIL LIAISON

Denise J. Carter

FIRE PROTECTION DISTRICTS

Mark D. Marshall

Gary J. Evans

HOSPITAL BOARD LIAISON

Mark D. Marshall

COLUSA COUNTY FARM SHOW COMMITTEE-FAIR BOARD

Denise J. Carter

Thomas A. Indrieri (alt)

RESOURCE CONSERVATION DISTRICT

Denise J. Carter

TEHAMA-COLUSA WATER USER'S ASSOCIATION

Gary J. Evans

Kim Dolbow Vann (alt)

WILLIAMS CITY COUNCIL LIAISON

Mark D. Marshall

2012

FEDERAL APPOINTMENTS

RESOURCE ADVISORY COMMITTEE

Christy K. Scofield

COLUSA COUNTY BOARD OF SUPERVISORS AD-HOC COMMITTEES

Committees will disband once project is completed

Colusa/City Master Tax Share Sub-committee

Gary J. Evans

Kim Dolbow Vann

Cortina Landfill Sub-committee

Mark D. Marshall

Kim Dolbow Vann

Employee MOU Negotiating Sub-committee

Gary J. Evans

Thomas A. Indrieri

PG&E Sub-committee

Gary J. Evans

Kim Dolbow Vann

Land Sales Sub-committee

Mark D. Marshall

Kim Dolbow Vann

Budget Sub-committee

Gary J. Evans
Kim Dolbow Vann

General Plan Sub-committee

Kim Dolbow Vann
Thomas A. Indrieri

Medical Marijuana Identification Program Sub-committee

Mark D. Marshall
Gary J. Evans
Thomas R. Parker, County Counsel
John Poyner, District Attorney
Elizabeth Kelley, Interim Director, Health and Human Services

Williams Veteran's Hall, Sub-committee

Gary J. Evans
Mark D. Marshall

County Contracts: Insurance Portion Sub-committee

Mark D. Marshall

Economic Development Sub-committee (JPA)

Thomas A. Indrieri
Kim Dolbow Vann

Development Impact Fees Sub-committee

Kim Dolbow Vann
Gary J. Evans

Personnel Policies Sub-committee

Gary J. Evans
Mark D. Marshall

Policy and Procedures Sub-committee

Gary J. Evans
Kim Dolbow Vann

Juvenile Hall Sub-committee

Mark D. Marshall
Kim Dolbow Vann
Steve Bordin, Chief Probation Officer

Walnut Ranch/Water System Ad-hoc committee

Thomas A. Indrieri
Denise J. Carter
Steven Hackney, Director Planning & Building
Thomas R. Parker, County Counsel

Septic Ordinance Ad-hoc committee

Gary J. Evans
Mark D. Marshall
Steven Hackney, Director, Planning & Building
James Bell, Director, Public Works
Elizabeth Kelley, Interim Director, Health and Human Services
Environmental Health Director or his designee

Members at Large
 Dominickus (Nick) J. Weigel, III, North Star Engineering
 Rich Ellison, Ellison Plumbing
 California Engineering Company

Department Head Group

Mark D. Marshall

Governing Board of the Northern Sacramento Valley Integrated Regional Water Management Group

Gary J. Evans
 Robert Harper
 Lewis Bair

Audit Committee

Kim Dolbow Vann
 Thomas Parker, County Counsel
 Peggy Scroggins, Auditor-Controller.
 Robert Zunino, Assistant Auditor

Motion carried: All yes. Absent: Supervisor Marshall.

SUPERVISOR REPORTS AND/OR COMMENTS

Supervisor Indrieri

Meetings/Functions attended
 Met with Librarian.
 Met with Ms. Mary Winters, and Jon Benoit of LAFCo
 Met with Supervisor Carter.
 Received various constituent calls.

Supervisor Carter

Meetings/Functions attended
 CAP Board meeting.
 LAFCo meeting.
 Airport Committee meeting.
 Trindel Board meeting.
 CSAC-EIA Board meeting.
 Ag Zone meeting.
 Central Valley Flood Protection Plan Draft Public Comment
 at CVFPB meeting.
 Sierra- Sac EMS Board meeting.
 One Stop Board meeting.
 Mental Health Board meeting.
 Met with Ms. Moran, Tirado and Nordyke re: New Agenda
 Request format.

Supervisor Vann

Meetings/Functions attended
 National Association of Counties.
 RCRC-Lobbying for rural counties on federal issues re: Rural
 Road Safety, transportation funds, and NFIP.
 Meeting at Governor's Office.

Department liaison issues.

Supervisor Evans

Meetings/Functions attended

Grand Jury.

Sacramento Forest Service.

LAFCo meeting.

Met with Maxwell citizens re: birds.

IRWM meeting in Willows.

Transit & Transportation.

Ethics Harassment training.

Waste Disposal meeting in Willows.

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

| <u>Fund/Department</u> | <u>Vendor</u> | <u>Amount</u> |
|------------------------|----------------------------------|---------------|
| Central Services | Chevron & Texaco | \$303.14 |
| MHSA Prev & Interven | Williams Unified School District | \$2,000.00 |
| Public Defender | Calvo Investigations | \$196.00 |
| Elections | Clark Translations | \$150.00 |
| Board of Supervisors | Daniel P Feldhaus CSR Inc | \$468.90 |
| Air Pollution | Strain Ranches | \$10,435.00 |
| District Attorney | Reading Oil | \$63.92 |
| Bldgs & Grnds | Thyssenkrupp Elevator | \$382.50 |
| Air Pollution | Strain Ventures | \$13,353.00 |

Motion carried by the following vote:

AYES: Supervisors Indrieri, Carter and Evans.

NOES: None.

ABSENT: Supervisor Marshall.

ABSTAIN: Supervisor Vann.

AUDITOR: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve Claim Register Sheets for the period of February 21, 2012 through March 12, 2012. Motion carried by the following vote:

AYES: Supervisors Indrieri, Carter, and Evans

NOES: None.

ABSENT: Supervisor Marshall.

ABSTAIN: Supervisor Indrieri.

Chairman Evans declares a recess at 12:13 p.m., to reconvene in Closed Session at 1:35 p.m., and reconvenes in Regular Session at 4:14 p.m. with all Supervisors present.

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

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

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

Chairman Evans announces the Board considered the following Closed Session matter:

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. With County Counsel excused, discussion was held with outside counsel and direction was given to staff.

The Board adjourns at 4:16 p.m. to reconvene in Regular Session on March 20, 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