

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

June 26, 2012

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 26TH day of June 2012 at the hour of 8:00 a.m. Present: Supervisors Gary J. Evans, Chairman, Thomas A. Indrieri, Denise J. Carter, and Mark D. Marshall. Absent: Supervisor Kim Dolbow Vann.

Chairman Evans calls to order the Regular meeting of June 26, 2012 at 8:00 a.m., with all Supervisors, except Supervisor Vann present.

Present: Thomas R. Parker, County Counsel.
Peggy Scroggins, Auditor-Controller.
Nikki Berry, Personnel Director.
Yolanda Tirado, Ann Nordyke, Board Clerks.

8:05 a.m. Mr. Parker states the Board of Supervisors will consider Closed Session matters as posted on the Agenda.

Chairman Evans declares a recess at 8:05 a.m. to convene in Closed Session and reconvenes in Regular Session at 9:04 a.m. with all Supervisors, except Supervisor Vann present.

Present: Thomas R. Parker, County Counsel.
Peggy Scroggins, Auditor-Controller.
Nikki Berry, Personnel Director.
Dennis Cross, Cross Electric.
Ben Felt, CDS.
Bill Fenton, Interim Chief Probation Officer.
Jim Bell, Director, Public Works.
Mike Davies, Mary Winter, Colusa citizens.
Jeff Lucas, Kathy Craigo, Premier Mushroom.
Charlie Myers, Charlie's Electric.
Joe Matz, Amy Jennigas, RBCC.
Charles F. Manhart, Cathy Dominico, Casey J. Cox, Arbuckle Fire.
Karen Anania, Planning & Building.
Donna Critchfield, City of Colusa Councilmember.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Evans. Pledge of Allegiance.
Chairman Evans makes time for a period of Public Comment. Hearing none, Chairman Evans closes the period of Public Comment.

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

Public employee appointment of Chief Probation Officer, pursuant to Government Code Section 54957. He states there was nothing to report at this time.

Public employee discipline/dismissal/release, pursuant to Government Code Section 54957 in two (2) matters. He states one matter was discussed and there was nothing to report at this time.

Mr. Parker states conference with Labor Negotiator, Bob Muszar, pursuant to Government Code Section 54957.6., for the purpose of instructing its representatives regarding negotiations with the Colusa County Employees' Association, Colusa County Deputy Sheriffs' Association and Management Unit will be continued to later today.

9:07 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

Mr. Damiano briefly speaks to the 2011 Crop Report. He also informs the Board members of the upcoming Old Time Fly-In to be held at the Colusa County Airport, Saturday July 21, 2012 and invites all to attend.

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

9:10 a.m. Chairman Evans makes time to consider the appointment of temporary employees for the county workforce.

Ms. Berry requests Mental Health/Welfare be added to the Board of Supervisors and department number 1011 be added. She further requests the Board strike under Behavioral Health, Elizabeth Gould-Benjamin, After Hours Client Sitter, Extra Help, \$25.00 per shift when assigned standby, Plus \$10.00 per hour while sitting.

Ms. Scroggins requests the motion include "all extra help individuals that are PERS annuitants are hired under Government Code 21224, with the exception of the Interim Probation Chief position." Discussion is held.

PERSONNEL/PERSONNEL: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve appointment of temporary employees for the county workforce, effective July 1, 2012, further, all Extra Help individuals that are PERS annuitants are hired under Government Code 21224, with the exception of the Interim Probation Chief position as follows:

AG COMMISSIONER – 2060

Curtis Gardner Agricultural Aide \$12.00 per hour

MIGRANT HOUSING – 1075

Luis Sanchez Maintenance Worker I \$12.56 per hour

Marcie Rios Account Clerk II \$11.96 per hour

AUDITOR/CONTROLLER – 1021

Juanita Cabe Clerical Extra Help \$9.60 per hour

BOARD OF SUPERVISORS/MENTAL HEALTH/WELFARE – 4010/5010/1011

Ed Smith Extra Help \$50.69 per hour

PERSONNEL – 1040

Gail Ellersick Office Assistant III \$10.58 per hour

CENTRAL SERVICES – 1109

Angela Gross Temporary Extra Help \$10.58 per hour

ELECTIONS – 1051

Krista Lovelace Extra Help Elections Clerical \$10.50-13.00 p/h

Erika Wescoatt Extra Help Elections Clerical \$10.50-13.00 p/h

Devin Pearson Extra Help Elections Delivery II \$13.00 p/h

Peter Jukusky Extra Help Elections Clerical \$10.50-14.50 p/h

PLANNING & BUILDING – 1074

Joseph Teal Extra Help \$10.58 per hour

PLANNING & BUILDING - 1073

Blake Duggins Extra Help \$12.56 per hour

DISTRICT ATTORNEY – 2016

Phillip Rennick Extra Help Attorney \$45.00 per hour

Cynthia DeWoody DA Enforcement Officer \$22.07 per hour

LIBRARY – 6021

William Applegate Library Assistant I \$10.58 per hour

Rebecca Christy Library Assistant I \$11.11 per hour

Marie Dennis Library Assistant I \$13.51 per hour

Rose Ann Ellis Library Assistant I \$14.19 per hour

Sharron Johnson Library Assistant I \$12.87 per hour

Mary Massa Library Assistant I \$14.19 per hour

America Morales Library Assistant I \$10.58 per hour

Ricardo Ramirez Mobile Computer Lab Asst/Driver \$11.11 per hour

Kathryne Salazar Library Assistant I \$11.67 per hour

HEALTH AND HUMAN SERVICES – 4012

Sherri Bailey Extra Help \$27.03 per hour

Kathleen Cook Extra Help \$27.03 per hour

ENVIRONMENTAL HEALTH – 4019

Roger Davies Extra Help Environmental Spec. III \$29.07 per hour

PROBATION – 20363

Sarah Regnani Counselor II – Extra Help \$18.10 per hour

ANIMAL CONTROL – 2077

Tawnya Applegarth Animal Control Officer \$13.24 per hour

Cameron Turner Animal Control Officer – TPT \$13.24 per hour

PUBLIC WORKS – 3010

Ernest Apaseo Road Maint Worker – Extra Help \$11.77 per hour

Hayden Duron Road Maint Worker – Extra Help \$11.77 per hour

Zachary Manville Road Maint Worker – Extra Help \$11.77 per hour

Eusibio Ocegueda Road Maint Worker – Extra Help \$11.77 per hour

SOLID WASTE – 04000

Shannon Ibbotson Fee Collector \$9.00 per hour

Shirley Rennick Fee Collector \$9.00 per hour

CSA I & 2 – 02657/02660

Scott Smith Water Systems Operator \$23.35 per hour

Loren Scilingo District Water Pump Operator \$1200.00 per month

TRANSIT – 04002

William Tanner Transit Driver \$15.78 per hour

Martin Vasquez Transit Driver \$12.98 per hour

Ronald Wellborn Transit Driver \$13.63 per hour

PROBATION – 2035

William Fenton Interim Chief Probation Officer \$54.76 per hour

BEHAVIORAL HEALTH – 4013

~~Elizabeth Gould Benjamin After Hours Client Sitter Extra Help \$25.00 per shift when assigned standby. Plus \$10.00 per hour while sitting~~

Christine Knight Therapist II Extra Help \$23.35 per hour

MENTAL HEALTH – 4013

Valerie Lawrence Client Sitter Extra Help \$25.00 per shift

When assigned standby. Plus \$10.00 per hour while sitting

Motion carried: All yes. Absent: Supervisor Vann.

Chairman Evans continues the following to the July 31, 2012 Board meeting:

PERSONELL/HEALTH AND HUMAN SERVICES – 5011 Consider filling a Social Worker III position, PFT, PF Range 27, \$2,972 – \$3,631 per month; effective July 1, 2012 and fill utilizing the Merit System hiring list.

CONSENT AGENDA: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve Consent Agenda Items 1 through 24 as follows:

C12-122 1. HEALTH AND HUMAN SERVICES: Approve Modification to agreement C11-161, between the County of Colusa Health and Human Services and **Chellie Gates** for grievance review officer activities as outlined in the GOMEZ V SAENZ Lawsuit Settlement, modifying Section 3 "Time of Performance", to be effective July 1, 2012, Section 5 "Compensation" and Section 6 "Method of Payment" with terms as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-123 2. HEALTH AND HUMAN SERVICES: Approve Modification to agreement C11-163, between the County of Colusa Health and Human Services and **Colusa County One-Stop Partnership** for services for participants in the Independent Living Program, modifying Section 3 "Time of Performance" to be effective July 1, 2012 through June 30, 2013, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-124 3. HEALTH AND HUMAN SERVICES: Approve an agreement between the County of Colusa Health and Human Services and **Colusa County Community Advocates for Parents and Children** for provision of Child Abuse Prevention, Intervention and Treatment programs, services and activities, effective July 1, 2012 through June 30, 2013, in an amount not to exceed \$38,000.00, with a thirty (30) day written termination clause by either party and authorize the Chairman to sign.

C12-125 4. HEALTH AND HUMAN SERVICES: Approve Modification to agreement CC11-160, between the County of Colusa Health and Human Services and **Wendy K. Lyle, PhD** for provision of evaluation services, psychotherapy services, counseling services, consultation services and court services, modifying Section 3 "time of Performance" to be effective July 1, 2012, Section 5 "Compensation" and Section 6 "Method of Payment" with terms as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-126 5. HEALTH AND HUMAN SERVICES: Approve Maintenance Agreement between the County of Colusa Health and Human Services and **Ray Morgan Company** for the Public Health's fax machine, effective July 1, 2012 through June 30, 2013, with terms and conditions as set forth in the Agreement and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors.

C12-127 6. HEALTH AND HUMAN SERVICES: Approve Modification to agreement C11-107, between the County of Colusa Health and Human Services and **Advanced Window Cleaning & Services** to provide vacation and sick leave relief for department employee, and modifying Section 3, "Time of Performance" to be effective July 1, 2012 through June 30, 2013, Section 6 "Method of Payment" as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-128 7. HEALTH AND HUMAN SERVICES: Approve an agreement between the County of Colusa Health and Human Services and **Dr. Lou Anne Cummings**, to serve as Colusa County Health Officer, effective July 1, 2012 through June 30, 2013, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign.

C12-129 8. HEALTH AND HUMAN SERVICES: Approve Modification to Agreement C06-087, between the County of Colusa Health and Human Services and **Craig A. Schaap and Pamela A. Schaap MacKean, as the Co-Trustees of the George and Phoebe Schaap Trust of 1983**, Commercial Lease for property located at 124 E. Webster Street and modifying Section 1, "Parties to the Lease", Section 3, "Term" to be effective June 1, 2012 through May 31, 2014 and Section 9, "Maintenance, Repairs and Alterations" with terms and conditions as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-130 9. SHERIFF: Approve an agreement between the County of Colusa Sheriff's Department and **P.J. Helicopters** to provide helicopter assistance to the Sheriff's Office for investigation, People Searches, Recon, Eradication and Recover of Illegal Marijuana grows discovered within Colusa County, effective June 26, 2012 through December 30, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

10. SHERIFF/REQUEST FOR PROPOSALS/NOTICE TO BIDDERS: Approve Notice To Bidders/Request for Proposals for the Sheriff's Office for one (1) "2012 Colusa County Sheriff Office's C(CCSO) Side by Side utility Terrain Vehicle" . Further, set August 1, 2012 at 3:00 p.m. to receive and open sealed bids/proposals and direct the Clerk to publish and post Notice to Bidders/Request for Proposals for same.

C12-131 11. BEHAVIORAL HEALTH SERVICES: Approve Modification to agreement C11-106, between the County of Colusa Behavioral Health Services and **Brothers Janitorial** for janitorial services at the Behavioral Health Services Building, modifying Item 2e, with terms as set forth in the Modification, effective through June 30, 2013, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-132 12. BEHAVIORAL HEALTH SERVICES: Approve Modification to agreement C11-183, between the County of Colusa Behavioral Health Services and **Kathy Craigo Media Consulting**, modifying Page 1, item 3, "Time of Performance" to be effective through June 30, 2013, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-133 13. BEHAVIORAL HEALTH SERVICES: Approve Modification to agreement C07-054, between the County of Colusa Behavioral Health Services and **Willow Glen Care Center** for community residential treatment services, modifying Page 3, item C "Payment for Services" and "Exhibit D" with terms as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-134 14. BEHAVIORAL HEALTH SERVICES: Approve Modification to agreement C09-169, between the County of Colusa Behavioral Health Services and **Colusa County Office of Education** to provide outreach and education to children, youth, families, school staff and communities, modifying Page 1, item 3 "Time of Performance" to be effective through June 30, 2014 and Page 1, item 5 "Compensation" as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-135 15. BEHAVIORAL HEALTH SERVICES: Approve Modification to agreement C10-153, between the County of Colusa Behavioral Health Services and **the Colusa Indian Community Council** to provide the County with Mental Health Services linkage to the Native American Community through outreach and engagement and system development efforts for local members and their families of the Cachil Dehe Wintun Tribe, and modifying Page 1, item 3, "Time of Performance" to be effective July 1, 2012 through June 30, 2013, Page 1, Item 5, "Compensation", Page 9, Exhibit A, "Scope of Work" and Page 10, Exhibit B, "Compensation" with terms as set forth in the codification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-136 16. BEHAVIORAL HEALTH SERVICES: Approve Pro-Active Bronze Agreement for Automatic Door Equipment located at the Behavioral Health Department, 162 E. Carson Street, Colusa, CA, between the County of Colusa Behavioral Health Services and **Besam Entrance Solutions**, effective June 26, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

C12-137 17. BEHAVIORAL HEALTH SERVICES: Approve Standard Agreement Amendment to 10-NNA06, between the County of Colusa Behavioral Health Services and **Department of Alcohol and Drug Programs** (non-Drug Medi-Cal Program), modifying term of contract **from** July 1, 2010 to June 30, 2012 **to** July 1, 2010 to June 30, 2013, as set forth in Amendment, with all other terms and conditions to remain in full force and effect and authorize the Interim Director of Behavioral Health Services to sign on behalf of the Board of Supervisors.

C12-138 18. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C10-129, between the County of Colusa Behavioral Health Services and **St. Helena Hospital and St. Helena Hospital Center for Behavioral Health** for certain hospital-based psychiatric inpatient services, modifying Page 3, Item B, "Term" to be effective through June 30, 2014, with a sixty (60) day written termination clause by either party and Page 3, Item C, "Rates" as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

C12-139 19. AG COMMISSION: Approve Cooperative Agreement Number 12-0180-SA, between the County of Colusa Ag Department and **Department of Food and Agriculture (CDFA)** for California Organic Inspections, effective July 1, 2012 through June 30, 2013, in the maximum amount of \$2,500.00 and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

20. TREASURER-TAX COLLECTOR: Accept the Colusa County Treasurer's Monthly Investment Report for May 2012.

C12-140 21. COUNTY COUNSEL/ADMINISTRATION: Approve Modification to agreement C11-177, between the County of Colusa and **Hunt & Jeppson** to provide services with respect to various issues currently pending pertaining to personnel matters in the County Counsel's Office, modifying Paragraph 1, "Representation" Paragraph 2(a), "Compensation" and adding Paragraph 2(d), "Compensation" with terms as set forth in the Modification and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

22. PLANNING & BUILDING/PUBLIC HEARING: Set a Public Hearing July 31, 2012 at 9:30 a.m. to consider the Colusa County 2030 General Plan Update and Associated Environmental Impact Report – The General Plan provides guidance on reaching a future envisioned twenty (20) or more years in the future. Addressed by the 2030 General Plan Update are land use decisions relating to housing, protection of agriculture, expansion of County road systems, development of recreation resources, promotion of job creation, and other goals and policies that will guide future decision throughout the unincorporated areas of Colusa County. Further, direct the Clerk to publish and post Notice of Hearing.

23. CLERK RECORDER/ELECTIONS: Accept Official Certified Statement of Election Results for the Presidential Primary election held on June 5, 2012.

C12-141 24. PERSONNEL: Approve an Agreement for Special Services between the County of Colusa Personnel Department and **Liebert Cassidy Whitmore** for five days of personnel related training as part of the North State Employment Relations Consortium for FY 2012-2013, effective, at a cost of \$3,750.00, with day written termination clause by either party and authorize the Chairman to sign. **Consent motion carried: All yes. Absent: Supervisor Vann.**

9:15 a.m. Chairman Evans continues the purchase of two (2) additional Spacesaver shelving units for the Behavioral Health Services Department, from Systems & Space, Inc., in the amount of \$3,727.26, to be funded 100% through MHPA Capital Facilities to the July 31, 2012 Regular meeting.

BEHAVIORAL HEALTH SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve the transfer of MHPA allocation in the amount of \$100,000.00 from Innovation to Prudent Reserve. Motion carried: All yes. Absent: Supervisor Vann.

ADMINISTRATION/APPOINTMENT/CITY OF COLUSA OVERSIGHT BOARD: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to appoint Marilyn Acree as the public member to the City of Colusa Oversight Board. Motion carried: All yes. Absent: Supervisor Vann.

C12-142 9:20 a.m. PROBATION: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve an agreement between the County of Colusa Probation Department and **County of Shasta** for Implementing, Training and Accessing Assessments.Com Risk Needs Assessment Web Based Software, 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: Supervisor Vann.

C12-143 PROBATION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve an agreement between the County of Colusa Probation Department and **County of Glenn** for beds for the detention of juveniles and wards of Glenn County Juvenile Hall, effective July 1, 2012 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: Supervisor Vann.

PROBATION/REQUEST FOR PROPOSALS: It is moved by Supervisor Carter, seconded by Supervisor Marshall to accept proposal for two (2) used full-size passenger sedans for the Probation Department as received and opened May 30, 2012 at 2:00 p.m. as follows:

Hoblit Motors, Colusa, CA		
Vehicle #1 – 2011 Mercury Grand Marquis		\$18,827.74
Vehicle# 2- 2011 Mercury Grand Marquis		\$18,827.74

Motion carried: All yes. Absent: Supervisor Vann.

Chairman Evans makes time to award proposal for two (2) used full-size passenger sedans for the Probation Department and approve purchase of same.

Mr. Fenton states the Department has budgeted \$27,000. to purchase used vehicles and the proposal came in around \$37,000, so the Department is requesting approval for one vehicle and the Department will put the remaining vehicle in next years budget.

Discussion is held regarding budgeted amount for purchase, whether the vehicles will be available after the budgets are approved at the proposed price, vehicles currently available to choose from, the use of contingencies to cover the purchase second vehicle.

Supervisor Marshall suggests approving the purchase of two (2) vehicles to avoid the risk of the proposed vehicles not being available when budgets are approved and taking the remaining funds from contingencies. Further discussion is held.

PROBATION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to award proposal for two (2) used full-size passenger sedans for the Probation Department to **Hoblit Motors** and approve purchase of two (2) ~~one (1)~~ 2011 Mercury Grand Marquis, in the amount of \$18,827.74 each from Hoblit Motors, to be funded from the current budget. Motion carried: All yes. Absent: Supervisor Vann.

ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve letter of support for the Central Valley Flood Protection Plan. Motion carried: All yes. Absent: Supervisor Vann.

9:30 a.m. Chairman Evans makes time for a Public Hearing to consider approval and adoption of the Arbuckle-College City Fire Protection District's request for increased Fire Mitigation Fees.

Chairman Evans inquires whether the Public Hearing should have been held by the Arbuckle College City Fire Protection District since they are an elected body.

Mr. Parker states the Public Hearing has to occur in front of the body that is going to impose the fees, which is the Board of Supervisors.

Mr. Cox speaks in support of increasing the Fire Mitigation Fees.

Chairman Evans calls for public comment.

9:38 a.m. Hearing none, Chairman Evans closes the Public Hearing.

ARBUCKLE-COLLEGE CITY FIRE PROTECTION DISTRICT/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to **adopt Resolution No. 12-015**, a Resolution of the Colusa County Board of Supervisors Adopting Increase in Fire Mitigation Fees for the Arbuckle-College City Fire Protection District and authorize the Chairman to sign.

Chairman Evans calls for any further discussion or comments from the Board members.

Supervisor Carter expresses concern the date the study was prepared is not within the proposed resolution. She further suggests adding same in the 3rd "Whereas" of the proposed resolution. Discussion is held.

Following discussion, Supervisor Marshall amends his motion to reflect the addition of the date to the 3rd "Whereas" within the resolution.

ARBUCKLE-COLLEGE CITY FIRE PROTECTION DISTRICT: It is moved by Supervisor Marshall, seconded by Supervisor Carter to adopt **Resolution No. 12-015**, a Resolution of the Colusa County Board of Supervisors Adopting Increase In Fire Mitigation Fees For The Arbutle-College City Fire Protection District, as amended and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

9:43 a.m. Chairman Evans makes time for a Public Hearing to consider the fiscal year 2012-2013 Economic Development Community Development Block Grant Over-The-Counter Allocation Application by the County of Colusa in the amount of \$5,016,216.00 which would provide a low interest loan to Premier Mushrooms.

Mr. Lucas speaks in support of adopting the proposed resolution approving the application.

Supervisor Marshall states the addition of year round jobs is very important to the County. He further states he hosted a tour of the facility and was most impressed with the employees and facility itself.

Chairman Evans calls for public comment.

9:48 a.m. Hearing none, Chairman Evans closes the Public Hearing.

PREMIER MUSHROOM/RESOLUTION It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to adopt **Resolution No. 12-016**, a Resolution Of The Colusa County Board Of Supervisors Approving An Application For Funding From The Economic Development Allocation Of the State CDBG Program And Identifying The Responsible Party For Grant Administration, authorize the Director of Planning and Building to sign the Application and all related documents for submission to State and the Chairman to sign the Resolution. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

9:49 a.m. Chairman Evans makes time for a Public Hearing to consider a proposed Ordinance of the Board of Supervisors of the County of Colusa Amending Ordinance No. 715 of the Colusa County Code Chapter 2, Section 16.2(a).

Mr. Parker states the Board held the first reading of the proposed Ordinance on June 12, 2012 and this is the second reading and Public Hearing. Noting the proposed Ordinance does not increase the pay of the Supervisors.

Chairman Evans calls for public comment.

9:50 a.m. Hearing none, Chairman Evans closes the Public Hearing.

COUNTY COUNSEL/BOARD OF SUPERVISORS/ORDINANCE: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve second reading, by title only, and adopt **Ordinance No. 747**, an Ordinance of the Board of Supervisors of the County of Colusa Amending Ordinance No. 715, of the Colusa County Code Chapter 2, Section 16.2(a), authorize the Chairman to sign the Ordinance and direct the Clerk to publish and post same. Ordinance passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

C12-144 9:51 a.m. (9:45 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Modification to Agreement C05-112, between the County of Colusa Public Works Department and **Recology Butte Colusa Counties**, modifying Section 5 "Compensation" increasing the rate set in 2011 by 3.11% according to annual change in the Consumer Price Index, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Vann.

PUBLIC WORKS/RESOLUTION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to adopt **Resolution No. 12-017**, a Resolution of the Board of Supervisors of the County of Colusa, State of California Prohibiting Parking on a Portion of State Highway 20 and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

Present: Shane Maxey, Sheriff's Department.

PUBLIC WORKS/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to adopt **Resolution No. 12-018**, a Resolution of the Board of Supervisors of the County of Colusa, State of California Adopting a Mandatory Commercial Recycling Program and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

PUBLIC WORKS/ORDINANCE/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve introduction and first reading, by title only, of a proposed Ordinance of the Colusa County Board of Supervisors Granting a County-wide Pipeline Franchise to Depue Warehouse Company, Inc. Further, adopt **Resolution No. 12-019**, a Resolution of the Colusa County Board of Supervisors Declaring it's Intent to Grant a Pipeline Franchise to Depue Warehouse Company and setting a July 31, 2012 at 9:30 a.m. for a Public Hearing for same, authorize the Chairman to sign the Resolution and direct the Clerk to publish and post same. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: Supervisor Vann.

PUBLIC WORKS/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept and award bids for a Master Job Order Contract for Construction Rental Equipment **Without** Operator for County Road Maintenance on an as-needed basis, as received and opened on June 13, 2012 at 10:00 a.m. as follows:

1. Billy Wycoff Construction
2. David M. McCullough Excavating
3. All American Rentals, Inc.
4. Whitney Construction

Motion carried: All yes. Absent: Supervisor Vann.

PUBLIC WORKS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Master Job Order Contract for Construction Rental Equipment **Without** Operator for County Road Maintenance on an as-needed basis, between the County of Colusa Public Works Department and the following:

- | | |
|----------------|--------------------------------|
| C12-145 | Billy Wycoff Construction |
| C12-146 | David M. McCullough Excavating |
| C12-147 | All American Rentals, Inc. |
| C12-148 | Whitney Construction |

effective July 1, 2012 through June 30, 2013, with terms and conditions as set forth in the contracts and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Vann.

PUBLIC WORKS/BIDS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to accept and award bids for the Master Job Order Contract for Transportation and Construction Rental Equipment **With** Operator for County Road Maintenance, on an as-needed basis as received and opened on June 13, 2012 at 10:00 a.m. as follows:

-
1. Dewitt Bros., & Company, Inc
 2. Billy Wycoff Construction
 3. Butte Sand and Gravel
 4. David M. McCullough Excavating
 5. Whitney Construction, Inc.,
 6. F & L Farms Trucking, Inc.,
 7. Cook Construction

Motion carried: All yes. Absent: Supervisor Vann.

PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve contracts for a Master Job Order Contract for Transportation and Construction Rental Equipment **With** Operator for County Road Maintenance, on an as-needed basis, between the County of Colusa Public Works Department and the following:

C12-149	Dewitt Bros., & Company, Inc
C12-150	Billy Wycoff Construction
C12-151	Butte Sand and Gravel
C12-152	David M. McCullough Excavating
C12-153	Whitney Construction, Inc.,
C12-154	F & L Farms Trucking, Inc.,
C12-155	Cook Construction

effective July 1, 2012 through June 30, 2013, with terms and conditions as set forth in the contracts and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Vann.

10:10 a.m. (9:55 a.m. item on Agenda) SHERIFF: It is moved by Supervisor Carter, seconded by Supervisor Indrieri that the Board finds that it is in the best interest of the County/public to waive the County's formal bid process and approve the purchase of four (4) patrol vehicles, two (2) from Folsom Lake Ford and two (2) from Wondries Fleet Group, cost for each Police package vehicle, including emergency equipment is \$38,000.00, to be funded with 2010 Rural Law Enforcement Grant (utilizing the Los Angeles Airports Contract #DA 4672 and the Cooperative Purchase Provision of the County of Los Angeles PO DP-SH-1232135-1). Motion carried: All yes. Absent: Supervisor Vann.

SHERIFF/REQUEST FOR PROPOSALS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to accept Request for Proposals for the Sheriff's Office for one (1) 38 foot Gooseneck Mobile Command Trailer as received and opened on June 1, 2012 at 3:00 p.m. as follows:

- | | | |
|----|---|--------------|
| 1. | Nomad Global Communication Solutions, Inc | \$184,596.78 |
| 2. | TPD Trailers Inc., | \$111,447.97 |

Motion carried: All yes. Absent: Supervisor Vann.

SHERIFF/RFP: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award RFP for the Sheriff's Office for one (1) 38 foot Gooseneck Mobile Command Trailer to **Nomad Global Communication Solutions, Inc.**, in the RFP amount

of \$184,596.78. Further, direct the Sheriff to return at a later date with contract for same. Motion carried: All yes. Absent: Supervisor Vann.

C12-156 SHERIFF: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve an agreement between the County of Colusa Sheriff's Department and **Swatt/Miers Architects** to provide the County an Animal Control Facility Needs Assessment, Feasibility/Building Study, effective June 26, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Vann.

10:31a.m. (10:00 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Intra-Budget Transfer Nos. 12072 through 12080. Motion carried: All yes. Absent: Supervisor Vann.

AUDITOR-CONTROLLER/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to adopt **Resolution No. 12-020**, a Resolution of the Colusa County Board of Supervisors Authorizing Contract Third Party Administrator to Reject, Settle, Compromise or Approve Workers' Compensation Claims Filed Against the County and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

Chairman Evans makes time to consider intent of use of Title III Funds, not obligated, by September 30, 2012.

Ms. Van Warmerdam states the County has Title III funds not obligated to any project at this time and funds not obligated by the County by September 30, 2012 shall be returned to the Treasury of the United States. She further states the project under this title shall be approved by the participating county only following a 45 day public comment period. Discussion is held.

ADMINISTRATION/AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to authorize Ms. Van Warmerdam to prepare the 45 day public comment notice regarding Title III funds and the use thereof and direct the Clerks to publish and post notice of same. Motion carried: All yes. Absent: Supervisor Vann.

AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to authorize the Auditor-Controller to write off bad debts accumulated by rehabilitation loan in the names of Della West, in the amount of \$35,370.52 and for Harold and Eleanor Pearson, in the amount of \$35,000.00. Motion carried: All yes. Absent: Supervisor Vann.

Chairman Evans declares a recess at 10:46 a.m. and reconvenes at 10:54 a.m. with all Supervisors except Supervisor Vann present.

Present: Thomas R. Parker, County Counsel.

Peggy Scroggins, Auditor-Controller.
Elizabeth Kelley, Benny Strickland Health & Human Services.
Joe Damiano, Ag Commissioner.
Kent Johanns, Planning & Building Department.
Jim Bell, Director, Public Works Department.
Mary Winters. Colusa citizen.
Yolanda Tirado, Ann Nordyke Board Clerks.

C12-157 10:54a.m. (10:10 a.m. item on Agenda) HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Memorandum of Understanding between the County of Colusa Department of Health and Human Services with the Colusa County Office of Education and **Dos Rios Continuum of Care** for the purpose of preventing homelessness of potential discharges and ensuring the linkage of clients to mainstream resources, effective June 12, 2012, with terms and conditions as set forth in the MOU and authorize the Interim Director of Health and Human Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: Supervisor Vann.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Marshall, seconded by Supervisor Carter that the Board finds that it is in the best interest of the county/public to waive the County's formal bid process and approve the purchase of forty-one (41) HP 8200 Elite Small form Factor Computers as part of the California SAWS Consortium IV project workstation refresh requirement, in the amount of \$46,870.00, to be funded by Federal and State Allocations. (Purchase is in compliance with the State Procurement process through the Consortium). Motion carried: All yes. Absent: Supervisor Vann.

C12-158 HEALTH AND HUMAN SERVICES: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve a Professional Services Agreement between the County of Colusa Health and Human Services and **Art Martinez, PHD.**, to provide the County Indian Child Welfare Act services, effective May 1, 2012, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Vann.

C12-159 HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve an agreement between the County of Colusa Health and Human Services and **Jean Rumiano**, for provision of legal services, including, but not limited to, consultation, advice, pleadings and court appearance, as are required in the representation of the County in matters relating to juvenile court dependency proceedings, proceedings to terminate parental rights and appeals there from, effective July 1, 2012 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: Supervisor Vann.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri that the Board finds that it is in the best interest of the County/public to waive the County's formal bid process for the purchase of one (1) changeable road sign for the Department of Health and Human Services, to be used for public safety needs, such as use during special events, or extreme weather conditions, to be funded with one time funds in the amount of \$17,000.00 through the State of California Department of Public Health, Emergency Preparedness Office. Motion carried: All yes. Absent: Supervisor Vann.

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

- | | | |
|----|------------------------|-------------|
| 1. | Capitol Barricade, Inc | \$16,974.98 |
| 2. | Signs Seen | \$19,144.13 |
| 3. | Kustom Signals, Inc | \$19,966.00 |

Motion carried: All yes. Absent: Supervisor Vann.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award and approve the purchase of one (1) changeable road sign model PCMS-320/Graph/Hyd – 1x130 watt solar panel with modem to Capitol Barricade, Inc. in the proposal amount of \$16,974.98. Motion carried: All yes. Absent: Supervisor Vann.

Chairman Evans declares a recess 11:06 a.m. and convenes as the In-Home Supportive Services Public Authority (IHSS) Board with all Supervisors present except Supervisor Vann and states there is a quorum present.

Present: Tom Parker, County Counsel.
Elizabeth Kelley, Interim Director Health & Human Services.
Peggy Scroggins, Auditor-Controller.
Mary Winters, Colusa citizen.
Joe Damiano, Ag Commissioner.
Kent Johanns, Planning & Building Department.
Yolanda Tirado, Ann Nordyke, Board Clerks.

C12-160 IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY (IHSS): It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve an Employer-Employee Relations Consulting Services Agreement between the County of Colusa In-Home Supportive Services Public Authority and **Robert J. Muszar** to provide labor negotiation, and related services, effective May 1, 2012 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: Supervisor Vann.

Chairman Evans adjourns at 11:08 a.m. as the IHSS Public Authority Board and reconvenes as the Board of Supervisors, with all Supervisors except Supervisor Vann present.

Present: Tom Parker, County Counsel.
Elizabeth Kelley, Interim Director Health & Human Services.
Peggy Scroggins, Auditor-Controller.
Mary Winters, Colusa citizen.
Joe Damiano, Ag Commissioner.
Kent Johanns, Planning & Building Department.
Yolanda Tirado, Ann Nordyke, Board Clerks.

11:08 a.m. (10:45 a.m. item on Agenda) Chairman Evans makes time to accept quotes for the Ag Commissioner's Office for the purchase of one 2012 pickup truck.

Mr. Damiano states he received a call yesterday informing him that quote number 3 from Steve Harper Ford has been withdrawn.

AG COMMISSION/QUOTES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept the following quotes for the Ag Commissioner's Office for the purchase of one (1) 2012 pickup truck:

- | | | |
|----|------------------------------|------------------------------------|
| 1. | Hoblit Motors | \$21,000.00 |
| 2. | Downtown Ford Sales | \$22,652.70 |
| 3. | Steve Harper Ford | \$20,511.00 (withdrawn) |

Motion carried: All yes. Absent: Supervisor Vann.

AG COMMISSION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award and approve the purchase of one (1) 2012 pickup truck for the Ag Commissioner's Office from Hoblit Motors, in the quote amount of \$21,000.00. Motion carried: All yes. Absent: Supervisor Vann.

11:10 a.m. (10:50 a.m. item on Agenda) Chairman Evans makes time to discuss and possibly take action on waiving fees for Planning & Building Categorical Exemption, building permit and County Clerk filing fees for the Local Youthful Offender Rehabilitative Facility Construction (Juvenile Facility).

Supervisor Marshall expresses concern that this may be a bit premature, noting a site has not been approved at this point. Discussion is held.

Following discussion, it is the consensus of the Board members present the matter regarding the waiver of fees for Planning & Building Categorical Exemption, building permit and County Clerk filing fees for the Local Youthful Offender Rehabilitative Facility Construction (Juvenile Facility) be pulled from the agenda until re-agendized.

C12-161 PLANNING & BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve an agreement between the County of Colusa Planning and Building Department and **Cross Electric Company** for the procurement and installation of one (1) Diesel Powered Emergency Backup Generator including housing and fuel storage system for the Historic Courthouse, effective June 26, 2012 through December 14, 2012, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Vann.

11:17 a.m. (10:55 a.m. item on Agenda) COUNTY COUNSEL/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to adopt **Resolution No. 12-021**, a Resolution Of The Board Of Supervisors Of The County Of Colusa Designating The Board As The Decision-Making Authority Regarding Public Convenience Necessity As It Relates to Applications for Liquor License and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

AYES: Supervisors Indrieri, Carter, Marshall and Evans.

NOES: None.

ABSENT: Supervisor Vann.

Chairman Evans makes time to consider a refund to Tim Lewis Communities (TLC) of advanced Community Facility District (CFD) Special Tax payment for 2005-06 fiscal years, in the amount of \$20,475.00.

Mr. Parker states research has been done with the assistance of the County Auditor and records show that TLC made advance CFD special tax payments by two checks which were deposited in the County Treasury. He further states based upon the facts and legal consideration the \$20,475 should be refunded to TLC as requested without interest.

Discussion is held regarding payment of the \$20,475. too Tim Lewis Communities (TLC) and the entities responsible for repaying the advanced funds.

Ms. Scroggins states the entities responsible for repaying the advanced funds are the Arbuckle Fire District (49.524%), the County Sheriff's Department within the General Fund (45.714%) and the CFD Admin Fund (4.762%). Noting these factors were used to allocate the advanced funds originally. Further discussion is held.

Following discussion, the Board of Supervisors directs the advanced payments be refunded by the Arbuckle Fire District and the Sheriff's Department over a two year period, 50% from the 2012-13 CFD collections and 50% from the 2013-14 CFD collections. The CDF Admin Fund will refund 100% in 2012-13, based on the following distribution:

	Total due TLC	2012-13	2013-14
Arbuckle Fire	\$10,140	\$5,070	\$5,070
Sheriff Department	\$ 9,360	\$4,680	\$4,680
CDF Admin Fund	\$ 975	\$ 975	

Further, in order to refund Tim Lewis Communities 100% in 2012-13, the CDF Admin Fund has sufficient funds to loan Arbuckle Fire and the Sheriff Department the 2013-14 refund due TLC. The Arbuckle Fire and Sheriff's Department will repay the CFD Admin Fund for the 50% loan in 2013-14 (\$5,070 and \$4,680 respectively).

COUNTY COUNSEL: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve a refund to Tim Lewis Communities of advanced Community Facility District (CFD) Special Tax payment for FY 2005-06, in the amount of \$20,475.00. Further, County Counsel will write a letter to the Arbuckle Fire District informing them of the Board's decision, and their reduced CFD collections in the 2012-13 and 2013-14 fiscal years. Motion carried: All yes. Absent: Supervisor Vann.

COUNTY COUNSEL: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve a request for contingencies in the amount of \$41,168.89 to cover the costs of Board-approved contracts that provide services for the General Fund-Public Defender 00101-2019. Motion carried: All yes. Absent: Supervisor Vann.

Chairman Evans continues discussion and possible action regarding Comment Letter to the City of Colusa regarding proposed City of Colusa Annexation of Vann Property to the July 31, 2012 Regular Board meeting.

SUPERVISORS' REPORTS OR COMMENTS

Supervisor Carter

Meetings/Functions attended:

City Council meeting.
 Central Valley Flood Protection Board meeting.
 First 5 Board meeting.]
 AFMA meeting with Congressmen Garamendi.
 Bike Plan meeting.
 Colusa Farmers market.

Chairman Evans makes time to consider "Board Approval" and "Board Attention" claims.

Ms. Scroggins requests direction as to payment of various claims during the month of July 2012. She requests authority to pay claims that should be issued prior to the July 31, 2012 Board meeting, based on the specific circumstance and at her discretion. She states she already has authority to pay most claims that will incur penalties if they are held until the next Board meeting, however, during July there will be other situations in which the department may need a check issued on a timelier basis. Ms. Scroggins further states she will not process any claims that require "Board Approval". Discussion is held.

Following discussion, direction is given to the Auditor-Controller to pay claims as she deems necessary.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
DHHS	Co of San Bernardino	\$46,870.00
Communications	Valley Clinical & Consulting	\$450.00
Sheriff	Valley Clinical & Consulting	\$900.00
Ads, Exhibits, Fairs	Patti Turner	\$60.58
Ads, Exhibits, Fairs	Ralph Minto	\$627.95
DHHS	Craig Schaap	\$1,237.50
DHHS	Pamela Schaap MacKean	\$1,237.50
DHHS	Craig Schaap	\$1,237.50
DHHS	Pamela Schaap MacKean	\$1,237.50
Personnel	Liebert Cassidy Whitmore	\$8,924.26
Probation	Trinity County Probation	\$9,277.02
Bldg & Grnds	Ron Azevedo Backflow	\$60.00
Library	Colusa County One-Stop	\$400.00

Motion carried: All yes. Absent: Supervisor Vann.

AUDITOR: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Claim Register Sheets for the period of June 12, 2012 through June 24, 2012. Motion carried by the following vote:

AYES: Supervisors Carter, Marshall, and Evans.

NOES: None.

ABSENT: Supervisor Vann.

ABSTAIN: Supervisor Indrieri.

Chairman Evans declares a recess at 11:46 a.m. to reconvene in Closed Session and reconvenes in Regular Session at 12:47 p.m. with all Supervisors except Supervisors Indrieri and Vann present.

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

Mr. Parker announces the Board met with Labor Negotiator, Bob Muszar, pursuant to Government Code Section 54957.6., for the purpose of instructing its representatives regarding negotiations with the Colusa County Employees' Association, Colusa County Deputy Sheriffs' Association and Management Unit. He states there was nothing to report at this time.

The Board adjourns at 12:51 p.m. to reconvene in Regular Session on July 31, 12, 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