

Board of Supervisors

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COUNTY OF COLUSA

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BOARD CHAMBERS
547 MARKET STREET, SUITE 108
COLUSA, CA 95932

Agenda

October 9, 2012

Welcome to a meeting of the Colusa County Board of Supervisors. If you are scheduled to address the Board, please state your full name for the record. The Board will not address timed items before they are scheduled. The "Consent Calendar" may be adopted by one motion. Regularly numbered items may be considered at any time during the meeting. All items are listed in accordance with the Ralph M. Brown Act. We invite all members of the public to attend.

9:00 a.m. CALL TO ORDER

- Opening Prayer – Pledge of Allegiance.
- Approval of Minutes of September 25, 2012 Regular Session.
- Period of Public Comment.
- Announcement of Closed Session.

9:05 a.m. STAFF REPORTS- Note: 3 minutes allowed per Department for Staff Reports.

This time is available for any County Staff who may wish to update the Board of Supervisors on projects as they relate to their respective Departments.

9:10 a.m. PERSONNEL

A. **Auditor - Risk Management – 1101**

1. Consider approving an extra help position of Safety Officer, TFT, PFA Range 34, \$3,499.00 - \$4,254.00 per month, effective November 19-November 30, 2012.
2. Consider filling the vacancy of Safety Officer, PFT, PFA Range 34, \$3,499.00 - \$4,254.00 per month, effective December 1, 2012.

B. **Department of Health and Human Services - 5010**

1. Authorize the following recommended step increase as a

result of the Board of Supervisors completing the performance evaluation held September 11, 2012 for Elizabeth Kelly, Deputy Director – Health and Human Services, PFT, MGT Range 32, from Step 2 to Step 3, \$6,512.00 per month, effective June 1, 2012.

2. Authorize the following formal appointment as a result of the Board of Supervisors Closed Session announcement on September 25, 2012: Elizabeth Kelly, Director – Health and Human Services, PFT, DH Range 44, Step 1, \$7,845.00 per month, effective October 1, 2012.

C. **Behavioral Health Services – Mental Health - 4013**

1. Consider adding two positions of Medical Billing Specialist, PFT, MSC Range 20, \$2,481.00 - \$3,016.00 per month, effective November 1, 2012 and authorize to fill.
2. Consider deleting: 2-Account Clerk II positions, PFT, MSC Range 10, \$1,944.00 - \$2,363.00 per month, effective October 31, 2012.
3. Consider filling the vacant flexibly staffed position of 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 November 1, 2012.

9:15 a.m.

ASSESSOR

Consider declaring a 1996 Mercury Sable GS-4-D Sedan, VIN 1MELM50U25A602798-license number E990600 as surplus and authorize the Assessor or his designee to utilize the county approved list of vendors for disposal and/or sale of said vehicle.

9:20 a.m.

TREASURER-TAX COLLECTOR

- A. Consider adopting a Resolution of the Colusa County Board of Supervisors to Hold a Public Auction of Tax Defaulted Property and authorize the Chairman to sign.
- B. Consider approving an agreement between the County of Colusa Treasurer-Tax Collector's Office and **Tax Land Sale Research Services** in association with the sale of tax delinquent properties, effective October 9, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign.

9:25 a.m.

SHERIFF

Consider approving "Eligibility Renewal Application State & Federal Surplus Property Program" and all related documents and authorize the Sheriff and/or his designee to sign on behalf of the Board of Supervisors for submittal of the Application to the California Department of General Services.

- 9:30 a.m. AUDITOR-CONTROLLER/PUBLIC HEARING
- A. Public Hearing to consider the adoption of Appropriation Limits for 2012/13 pursuant to Article XIII B of the California Constitution (Proposition 4) and Section 7910 of the Government Code as follows:
1. Colusa County General Fund \$25,914,543.00
 2. Walnut Ranch Street Lighting #1 \$14,402.00
 3. Maintenance Area #1 \$425,970.00
- B. Consider adopting a Resolution of the County Board of Supervisors Adopting General Fund, Walnut Ranch and Maintenance Area #1 Expenditure Levels for Fiscal Year 2012-2013 and authorize the Chairman to sign.
- 9:40 a.m. AG COMMISSION/SUPERVISOR CARTER
Update on program activities by USDA Wildlife Trapper.
- 9:45 a.m. PUBLIC WORKS
Consider a request from Central Valley Gas Storage to waive the Department of Public Works' Encroachment Permit Fee.
- 9:50 a.m. AUDITOR-CONTROLLER
Direction on payment of claims for Grand Juror members attending City Council and Board of Supervisor meetings as observers, as well as other meetings. **(Continued from September 25, 2012)**
- 9:55 a.m. PLANNING AND BUILDING
- A. Consideration/direction/action regarding the list of applicants to sit on the Zoning Code Steering Committee.
- B. Consider waiving fees for the Colusa County Juvenile Rehabilitation Facility project as follows:
1. Planning and Building's Processing fee for an Notice of Exemption in the amount of \$100.00, and
 2. Clerk and Recorder's fee for filing and posting a Notice of Exemption in the amount of \$50.00.
- C. Consider approving an agreement between the County of Colusa Planning and Building and **Eco-Analysts** for the CEQA/Initial Study for the General Plan and Zoning Amendment for Westervelt Ecological Services, effective October 9, 2012 through November 1, 2013, in the amount of \$26,395.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign.
- 10:15 a.m. RECESS**

- 10:30 a.m. CLOSED SESSION: If the Board of Supervisors does not complete the Closed Session items in the time allotted they will reconvene as time permits.
- A. PUBLIC EMPLOYEE APPOINTMENT – Gov. Code § 54957
Title: [Director of Child Support Services].
 - B. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Significant exposure to litigation pursuant to Gov. Code § 54956.9 subdivision (b), Three (3) Cases.

11:30 a.m. RECESS TO WILL S. GREEN PARK FOR THE COLUSA COUNTY EMPLOYEE APPRECIATION PICNIC IN THE PARK.

12:00 Noon RECESS

- 2:00 p.m. CLOSED SESSION: If the Board of Supervisors does not complete the Closed Session items in the time allotted they will reconvene as time permits.
- A. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION –
Government Code Section 54956.9(a), Curtis Boewer, Workers' Compensation Claim #TIBM-544368 and Colusa County Supervisor Court Case No. CV23866.
 - B. CONFERENCE WITH LABOR NEGOTIATOR – Government Code Section 54957.6
Agency Negotiator Bob Muszar
Employee Organizations:
Department Heads
Management Coalition
DSA
CCEA
Unrepresented
Assistant Personnel Director
County Counsel
Personnel Director
Senior Deputy County Counsel

CONSENT AGENDA ITEMS 1-11

All items are approved by one motion unless pulled by a Board member for separate discussion or action.

1. PLANNING & BUILDING: Approve an agreement between the County of Colusa and **ThyssenKrupp Elevator** for the installation of electronic door edge and battery lowering hydraulics for the Criminal Justice Facility, effective October 9, 2012, in the amount of \$5,170.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign.

2. PLANNING & BUILDING: Approve an agreement between the County of Colusa and **ThyssenKrupp Elevator** for the installation of electronic door edge and battery lowering hydraulics for the Historical Courthouse, effective October 9, 2012, in the amount of \$7,050.00, with a fifteen (15) day written termination clause by either party and authorize the Chairman to sign.
3. ADMINISTRATION/PROCLAMATION/CASA DE ESPERANZA: Adopt A Proclamation of the Board of Supervisors of the County of Colusa, State of California Honoring October 2012 as Domestic Violence Month and authorize the Chairman to sign.
4. COLUSA COUNTY MENTAL HEALTH BOARD/RESIGNATIONS: Accept the recommendation of the Mental Health Board to withdraw Lazaro Hernandez and James Fomin's appointments from the Mental Health Board, due to lack of attendance and direct the Clerk to publish and post Notice of Vacancies.
5. AUDITOR-CONTROLLER- IT DEPARTMENT: Rescind Contract No. C12-242 between the County of Colusa and **Comcast** for internet access and telephone service for staff and clients at 320 5th Street, Colusa, CA, approved on September 25, 2012. due to timing issues the County will not be utilizing Comcast's services.
6. CLERK-RECORDER-ELECTIONS: Set October 23, 2012 for appointment to fill vacancy on the Maxwell Public Utility District Board of Directors. Further, direct the Clerk to publish and post Notice of Vacancy.
7. HEALTH AND HUMAN SERVICES: Approve Modification to Agreement C12-198, between the County of Colusa Health and Human Services and the **Department of Social Services** for adoption services and modifying the agreement to add "Confidentiality" language 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.
8. AG COMMISSIONER: Approve Extension to Lease Agreement C09-291, between the County of Colusa Ag Commissioner and **Colusa Industrial Properties, Inc.**, for Lease of property located at the 100 Sunrise Blvd., Suites E and F, extending the Term of the Lease to be effective through June 30, 2015, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.
9. APPOINTMENTS/DEVELOPMENT DISABILITIES AREA BOARD 3: Re-appoint Amber Kesterson to the Developmental Disabilities Area Board 3, effective October 9, 2012 through October 8, 2015. (**Applications received**: Amber Kesterson)
10. APPOINTMENTS AIR POLLUTION CONTROL DISTRICT HEARING BOARD: Re-appoint Ed Hulbert to the Air Pollution Control District Hearing Board, effective July 3, 2012 through July 4, 2015. (**Applications received**: Ed Hulbert)
11. BEHAVIORAL HEALTH SERVICES: Approve Modification to Agreement C09-169, between the County of Colusa Behavioral Health Services and **Colusa County Office of Education** providing 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, 2013, with all other terms and

conditions to remain in full force and effect and authorize the Chairman to sign.

END OF CONSENT AGENDA

OTHER ITEMS TO BE CONSIDERED AS TIME PERMITS:

12. Supervisors' Reports or Comments.
13. State or Federal Legislation/General Budgetary Matters.
14. Review Claims Register Sheets.
15. ADMINISTRATION
 - A. Consider approving a letter in opposition to the State Fish and Game Commission regarding Notice of Receipt of Petition from Oceana, Center for Biological Diversity and Shark Stewards to list the white shark (*Carcharodon carcharias*) as threatened or endangered under the California Endangered Species Act and authorize the Chairman to sign.
 - B. Consider/discuss/direction to staff regarding water rights to CSA1 &2.

ADJOURN

PERIOD OF PUBLIC COMMENT: Any person may speak about any subject of concern, provided it is within the jurisdiction of the Board of Supervisors and is not already on today's agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes per issue and each individual or group will be limited to no more than 5 minutes each within the 15 minutes allocated per issue. **Note:** *No board action shall be taken on comments made under this comment period.*

ORDINANCES AND PUBLIC HEARINGS: If you challenge in a court action a decision of the Colusa County Board of Supervisors regarding a zoning, planning, land use, or environmental protection matter made at any public hearing described in this notice, you may be limited to raising only those issues (1) you or someone else raised at such public hearing, or (2) raised in written correspondence delivered to the Colusa County Board of Supervisors at, or prior to, such public hearing.

ADA COMPLIANCE: Upon request, Agendas will be made available in alternative formats to accommodate persons with disabilities. In addition, any person with a disability who requires a modification or accommodation to participate or attend this meeting may request necessary accommodation. Please make your request to the County Board Clerk, specifying your disability, the format in which you would like to receive this Agenda, and any other accommodation required no later than 24 hours prior to the start of the meeting.

All supporting documentation is available for public inspection and review in the Office of the Board Clerk (located in the Board Chamber), 547 Market Street, Suite 102, Colusa, CA 95932 during regular business hours 8:30 a.m. to 5:00 p.m., Monday through Friday.

AGENDA NOTE

The Board of Supervisors will be conducting a yearly evaluation of the job performance of the **Director of Planning and Building** on October 23, 2012 in a Closed Session meeting. Comments relevant to this subject may be submitted on a form provided by the Personnel Department (458-0420) prior to 5:00 p.m. Thursday, October 11, 2012. Comments need to be written and signed.