

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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YOLANDA TIRADO, CHIEF BOARD CLERK
ANN NORDYKE, BOARD CLERK
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Minutes

October 23, 2012

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 23rd day of October 2012 at the hour of 9:00 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 October 23, 2012 at 9:00 a.m., with all Supervisors present.

Present: John Ketelsen, Counsel.
Robert Zunino, Assistant Auditor-Controller.
Elizabeth Kelly, Director, Health & Humans Services.
Miguel Villasenor, Michael Bradwell, Sheriffs' Department.
Nikki Berry, Personnel Director.
Mary Winters, Colusa citizen.
Jim Bell, Director, Public Works.
Michael Laffin, Behavioral Health.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Evans. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve the Minutes of the October 9, 2012 Regular Session. Motion carried: All yes. Absent: None.

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

Mr. Ketelsen announces the Board will consider the following Closed Session matters at their scheduled times:

10:30 a.m. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54957 Title: Director of Planning and Building Services.

CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation Significant exposure to litigation pursuant to Gov. Code § 54956.9 subdivision (b), Three (3) Cases.

1:30 p.m. 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

9:05 a.m. STAFF REPORTS:

Mr. Bell updates the Board members on matters that pertain to his department. Noting DWR & FEMA, will be hosting a presentation on Wednesday, November 7, 2012, 8:30 a.m. to 4:00 p.m. located at CIP, regarding map changes the County will be facing.

Ms. Kelly updates the Board members on matters that pertain to her Department.

Ms. Berry states an item arose after the posting of the October 23, 2012 Agenda regarding a request from the Auditor-Controller's Office to fill a vacancy of an Accountant II, PFT, PF Range 34, \$3,195.00 - \$3,884.00 per month, effective December 1, 2012. Further, should the Accountant II position be filled by a successful candidate within her department, she be authorized to fill that vacancy.

ADMINISTRATION/PERSONNEL: It is moved by Supervisor Marshall, seconded by Supervisor Vann that a matter arose after the posting of the October 23, 2012 Agenda regarding filling the vacancy of an Accountant II, PFT, PF Range 34, \$3,195.00 - \$3,884.00 per month, effective December 1, 2012, within the Office of the Auditor-Controller. Motion carried: All yes. Absent: None.

PERSONNEL/AUDITOR – 1021: It is moved by Supervisor Marshall, seconded by Supervisor Carter to fill a vacancy of Accountant II, PFT, PF Range 34, \$3,195.00 - \$3,884.00 per month, effective December 1, 2012. Further, should the Accountant II position be filled by a successful candidate within the Auditor-Controller's Office authorize filling the vacancy created by the promotion. Motion carried: All yes. Absent: None.

C12-254 9:10 a.m. SHERIFF: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve an Addendum to agreement C06-276, between the County of Colusa and **Advanced Document Concepts/US Bank Equipment Finance**, to **add** the Sheriff's Department (Jail) to the existing agreement for the addition of a Kyocera FS-3640MFP copy machine, effective October 23, 2012, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign all related documents. Motion carried: All yes. Absent: None.

SHERIFF/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to authorize rescinding Resolution Number 12-034, a Resolution of the Board of Supervisors of Colusa County, State of California of Designation of Applicant's Agent Resolution, adopted on September 25, 2012. **Further**, adopt **Resolution No. 12-043**, a Resolution of the Board of Supervisors of Colusa County State of California of Designation of Applicant's Agent Resolution and authorize the Chairman to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

CONSENT AGENDA: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Consent Agenda Items 1 through 7 as follows:

1. SACRAMENTO RIVER FIRE PROTECTION DISTRICT/APPOINTMENT: Re-appoint John Miller to the Sacramento River Fire Protection District, effective July 18, 2012 through July 17, 2016. (**Applications received: John Miller**)

2. TREASURER-TAX COLLECTOR: Accept the Colusa County Treasurer-Tax Collector's Monthly Investment Report for September 2012.

3. COLUSA CEMETERY DISTRICT/RESIGNATION: Accept the resignation of Bonita J. Peterson from the Colusa Cemetery District, effective October 9, 2012 and direct the Clerk to publish and post Notice of Vacancy.

4. PERSONNEL: Correct the Minutes of September 11, 2012 to read as follows:

"MENTAL HEALTH – 4013: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to add an additional position of Licensed Psychiatric Technician, ~~Limited Part Time (LPT) PFT, TPT, PFA Range 26,~~ ~~\$2,878.00 – \$3,499.00 per month 31,~~ **\$20.02 per hour**, effective October 1, 2012. Motion carried: All yes. Absent: None."

5. PERSONNEL/UNREPRESENTED GROUP/FLOATING HOLIDAY: Approve request designating December 24, 2012 as the Unrepresented Group's floating holiday for calendar year 2012.

C12-255 6. COUNTY LIBRARY: Approve License Agreement between the County of Colusa Library and **EBSCO Publishing** for annual subscription and use of EBSCO Publishing for online magazine articles from over 1000 magazine titles, effective November 1, 2012 through October 31, 2013, with terms and conditions as set forth in the Agreement and authorize the County Librarian to sign on behalf of the Board of Supervisors.

C12-256 7. PUBLIC WORKS: Ratify agreement 1213-08, between the County of Colusa Public Works Department and **Chrisp Company** to apply thermoplastic pavement markings, effective September 1, 2012 through October 31, 2012, with terms

and conditions as set forth in the agreement and signed by the Director of Public Works on behalf of the Board of Supervisors. **Consent motion carried: All yes. Absent: None.**

Present: Donna Critchfield, City of Colusa Council member.
Wendy Burke, County Librarian.

C12-257 9:15 a.m. PROBATION: It is moved by Supervisor Marshall, seconded by Supervisor Vann to approve an agreement between the County of Colusa Probation Department and **Scott S. Hamm, MAI** for appraisal services of the Colusa County Juvenile Rehabilitation Facility, effective October 23, 2012 through December 3, 2012, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

PROBATION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to declare a 1999 Chevy Malibu, license number 1219669, as surplus property, and authorize the Chief Probation Officer and/or his designee to utilize the county approved list of vendors for disposal and/or sale of said vehicle. Motion carried: All yes. Absent: None.

SUPERVISORS' REPORTS OR COMMENTS

Supervisor Marshall

Meeting/functions attended:

Dinner, Marysville, CA, hosted by Recology.

Supervisor Marshall announces the HCD Grant was awarded for the expansion of the Mushroom facility. Noting the money to be paid back to the County will amount to over five million dollars.

9:20 a.m. PUBLIC WORKS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter that the Board finds it is in the best interest of the public to waive the County's formal bid process and authorize the Director of Public Works to purchase a Tiger Model TM-60SDC 60" side Rotary Mower, in an amount not to exceed \$22,500.00 from Municipal Maintenance Equipment, to be funded from the current budget and utilizing the CMAS contract with the Department of General Services Procurement Division. Motion carried: All yes. Absent: None.

SUPERVISORS' REPORTS OR COMMENTS CONTINUED

Supervisor Carter

Meetings/functions attended:

One-Stop Special meeting,

Supervisor Evans

Meetings/functions attended:

Various constituent calls re: roads.

9:25 a.m. AUDITOR-CONTROLLER: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Intra-Budget Transfer No. 12111. Motion carried: All yes. Absent: None.

C12-258 AUDITOR-CONTROLLER: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve "CSAC Excess Insurance Authority Medical Malpractice

Program Extended Participation Agreement between the County of Colusa and **CSAC-EIA**, effective October 1, 2012 through October 1, 2014, with terms and conditions as set forth in the Agreement and authorize the County Risk Manager to sign all necessary documents on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Chairman Evans inquires as to any State, Federal or General Budgetary matters.

Supervisor Vann speaks briefly to Proposition 30 and SRA Fees. She states should an individual want to file a protest regarding the fee or be a part of the class action suit the individual must pay the SRA fee first. Discussion is held, with no action taken.

Present: Steve Hackney, Director, Planning & Building.
Patti Turner, Mary Fahey, RCD.

9:30 a.m. Chairman Evans makes time for an update regarding Library ADA restroom projects at the Arbuckle and Williams Libraries.

Ms. Burke states the Library ADA restroom projects in Arbuckle and Williams Libraries were completed in June 2012 for \$48,500.00, with the remaining \$1,500.00 being returned to the General Fund or Contingencies Fund at the end of the fiscal year. Noting between July and October 2012, the USDA deposited \$21,425.00 back into the General Fund to reimburse the County. Discussion is held, with no action taken.

COUNTY LIBRARY: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve the use of Contingency Funds, in the amount of \$9,325.00 by the Library to meet required match for USDA-CMG funds to fully fund additional improvement projects for the Arbuckle and Williams Libraries. Motion carried: All yes. Absent: None.

COUNTY LIBRARY: It is moved by Supervisor Marshall, seconded by Supervisor Carter to direct the Director of Planning & Building to return with Request for Proposals (RFP) for the Williams Library Window Replacement Project at a future date. Motion carried: All yes. Absent: None.

9:35 a.m. Chairman Evans makes time for an update on activities related to the implementation of the CDBG Grant received for the improvements to the Williams Migrant Center.

Mr. Damiano speaks to the improvements to the Williams Migrant Center as follows:

Request For Qualifications (RFQ) sent out,
RFQ's received,
Grant Administrator chosen,
Proposed date bid documents are to go out,
Proposed start date, and
time line for completion of project.

Supervisor Vann suggests speaking with the City of Williams to request a fee waiver. Discussion is held, with no action taken.

9:46 a.m. (9:40 a.m. item on Agenda) Chairman Evans makes time to consider an appointment to the Maxwell Public Utility District Board of Directors.

The Clerk states no applications have been received to date.

Chairman Evans continues this matter until reagendaized for receipt of Applications.

APPOINTMENTS/FIRST 5 COLUSA CHILDREN & FAMILIES COMMISSION: It is moved by Supervisor Carter, seconded by Supervisor Vann to accept the resignation of Ginger Harlow from the First 5 Colusa Children & Families Commission, effective June 20, 2012. Motion carried: All yes. Absent: None.

APPOINTMENTS/FIRST 5 COLUSA CHILDREN & FAMILIES COMMISSION: It is moved by Supervisor Vann, seconded by Supervisor Carter to appoint Kimberly Nall to the First 5 Colusa Children & Families Commission (representative of Nurturing and Early Childhood Development) to fill the vacancy created by the resignation of Ginger Harlow, effective through May 14, 2013. Motion carried: All yes. Absent: None.

APPOINTMENTS/FIRST 5 COLUSA CHILDREN & FAMILIES COMMISSION: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to appoint Bonnie Davies to the First 5 Colusa Children & Families Commission (representative of the Department of Health and Human Services) to fill the expired term of Nancy Parriott Dickson, effective May 13, 2012 through May 12, 2015. Motion carried: All yes. Absent: None.

Chairman Evans declares a recess at 9:49 a.m. to sit as the In-Home Supportive Services Advisory Committee and states there is a quorum present.

Present: Robert Zunino, Assistant Auditor-Controller.
Elizabeth Kelly, Director Health & Human Services.
Mary Fahey, Patti Turner, CCRCD.
Eduardo Olmedo, Mendocino National Forest.
Yolanda Tirado, Ann Nordyke, Board Clerks.

9:49 a.m. (9:45 a.m. item on Agenda) IN-HOME SUPPORT SERVICES ADVISORY COMMITTEE APPOINTMENT: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to re-appoint Carla Rhea to the In-Home Supportive Services Advisory Committee, effective November 18, 2012 through November 17, 2014. Motion carried: All yes. Absent: None.

Chairman Evans adjourns as the In-Home Support Services at 9:50 a.m. and reconvenes in Regular Session, with all Supervisors and Counsel present.

Present: Robert Zunino, Assistant Auditor-Controller.
Elizabeth Kelly, Director Health & Human Services.
Mary Fahey, Patti Turner, CCRCD.
Eduardo Olmedo, Mendocino National Forest.
Yolanda Tirado, Ann Nordyke, Board Clerks.

9:50 a.m. Chairman Evans makes time for a presentation regarding impacts of invasive weeds.

Ms. Fahey states invasive weeds cause a major change in the habitat and how it functions. She further states invasive species cause economic and or environmental harm and harm to human health. She speaks further to the following;

Impacts on Invasive Weeds,
Eight species of concern in the Colusa Basin Watershed (CBW),
CCRCDD working with County to address the impacts, and
Seeking funding for weed management projects.

Discussion is held regarding outreach, education, working with stakeholders, and entering into cooperative agreements.

C12-259 COLUSA COUNTY RESOURCE CONSERVATION DISTRICT/ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve a Memorandum of Understanding between the County of Colusa and the **Colusa County Resource Conservation District** to provide weed management and education with the Colusa Basin Watershed, effective October 23, 2012, with terms and conditions as set forth in the MOU and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

10:05 a.m. (10:00 a.m. item on Agenda) Chairman Evans makes time for an update of Mendocino National Forest current project status in Colusa County for fiscal year 2012.

Mr. Olmedo speaks to the following:

Wildfires:

Mill Fire Update/Closure Order

Vegetation/Fuels Management Projects:

2012: no significant project activity,

2013-NEPA, replacing communications tower at Goat Mountain,

2013-Evaluation for salvage timber sale in Mill fire area,

2013-Reforestation assessment in Mill Fire area.

Hazardous Fuel Reduction:

2012-Completed approximately 300 acres (under-burning and pile burning) in various location,

2012-annual prescribed burning in the glades area,

2013-agreement with California Resources Conservation District, who are sponsors/grantors of funding for 800 acres fuels treatment project with Little Stony in-holders Alliance,

2013-Planning 300 acre burn for glade restoration.

Resource Advisory Committee (RAC) Projects:

Various projects including habitat restoration, road maintenance and repairs, recreation improvements,

and support to Indian Valley Fiore District. Total amount of RAC funding made available for projects in Colusa County in FY12=approx. \$22,694.

Special Use Permits:

- 2012-2 Enduro Events, 1 dual sport event,
- 2012-administered 21 Cabin Permits,
- 2012-Ongoing discussion with Solano County re: the Fouts Spring Youth Facility.

Campgrounds:

- 2012- Managed developed campgrounds: Letts Lake, Fouts Springs, Little stony, Mill Valley, Dixie Glade, Old Mill, Cedar Camp Gray Pine group camp, Mill Creek, South Fork, North fork and Davis Flat,
- Abundant areas for dispersed camping,
- 2013-Countinued work on water systems at Fouts Spring,
- 2013-Rehab in Mill Fire area and coordination with State Agency for OHV trail repairs.

Present: John Poyner, District Attorney.
 Elizabeth Kelly, Director Health & Human Services.
 Bob Muszar, County Negotiator.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
Behaviioral Health	Woodland Memorial Hospital	\$738.00
Public Defender	Law Offices of John K Hinely	\$571.50
Public Defender	Law Offices of John K Hinely	\$265.50
Clerk/Recorder	Ray Morgan Company	\$1,440.00
Elections	Election Systems & Software Inc	\$2,900.00
Buildings & Grounds	Thyssenkrupp Elevator Corp	\$3,525.00
Buildings & Grounds	Thyssenkrupp Elevator Corp	\$2,585.00

Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve Claim Register Sheets for the period of October 9, 2012 through October 22, 2012. Motion carried by the following vote:

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

Chairman Evans declares a recess at 10:44 a.m. to convene in Closed Session and reconvenes in Regular Session at 3:05 p.m., with all Supervisors and Counsel present.

Present: Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Ketelsen announces the Board considered Close Session matters as follows:

(10:30 a.m. item on Agenda) PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54957 Title: Director of Planning and Building Services. He states it was a favorable evaluation.

CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation Significant exposure to litigation pursuant to Gov. Code § 54956.9 subdivision (b), Three (3) Cases. He states there was no reportable action.

(1:30 p.m. item on Agenda) 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

He states no reportable action was taken.

The Board adjourns at 3:09 p.m. to reconvene in Regular Session on November 13, 2012 at the hour of 9:00 a.m.

Gary J. Evans, Chairman

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

BY _____
Ann Nordyke, Deputy Board Clerk