

## Board of Supervisors

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



## COUNTY OF COLUSA

KATHLEEN MORAN, COUNTY CLERK  
YOLANDA TIRADO, CHIEF BOARD CLERK  
ANN NORDYKE, DEPUTY BOARD CLERK II  
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### Minutes

January 22, 2013

The Board of Supervisors of the County of Colusa, State of California meets in Special Session this 22<sup>nd</sup> day of January 2013 at the hour of 9:00 a.m., Present: Supervisors, Denise J. Carter, Chair, Gary J. Evans, Thomas A. Indrieri, Kim Dolbow Vann and Mark D. Marshall. Absent: None.

Chair Carter calls to order the Regular meeting of January 22, 2013 at 9:00 a.m., with all Supervisors present.

Present: John Ketelsen, Interim County Counsel.  
Robert Muszar, County Negotiator.  
Mary Winters, Colusa citizen.  
Greg Pankey, IT Director.  
Angela Gross, Central Services.  
Kathie Moran, County Clerk-Recorder.  
Wendy Burke, County Librarian.  
Rose Tanner, Health and Human Services.  
Marge Kemp Williams, Senior Deputy County Counsel.  
Bill Fenton, Chief Probation Officer.  
Miguel Villasenor, Sheriff's Office.  
Jim Bell, Joan Carr, Michael Azevedo, Public Works.  
Cindy Lovelace, Interim Personnel Department.  
Peggy Scroggins, Robert Zunino, Auditor's Office.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chair Carter. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Vann to approve the Minutes of January 8, 2013 Regular Session. Motion carried: All yes. Absent: None.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve the Minutes of January 10, 2013 Special Session. Motion carried: All yes. Absent: None.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve the Minutes of January 14, 2013 Special Session. Motion carried: All yes. Absent: None.

Chair Carter makes time for a period of Public Comment. Hearing none, Chair Carter closes the period of Public Comment.

Mr. Ketelsen announces the Board will consider Closed Session matters at 1:00 p.m. today as follows:

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to California Government Code § 54956.9, Four (4) Cases.
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code, Subdivision (a) of Section 54956.9, Curtis Boewer, Workers' Compensation Claim #TIBM544368 and Colusa County Superior Court Case No. CV23866.
- C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE, pursuant to Government Code Section 54957.

9:06 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

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

Ms. Scroggins updates the Board members on items that pertain to her Department.

CONSENT AGENDA: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Consent Agenda Item Nos. 1 through 9 follows:

1. HEALTH AND HUMAN SERVICES/VETERAN'S SERVICES: Approve Medi-Cal Certification of Compliance, California Department of Veterans Affairs (CDVA) County Subvention Program, effective January 1, 2013 through June 30, 2013 and authorize the Chair to sign.

2. HEALTH AND HUMAN SERVICES/VETERAN'S SERVICES: Approve Subvention Certificate of Compliance, California Department of Veterans Affairs (CDVA) County Subvention Program, effective January 1, 2013 through June 30, 2013, and authorize the Chair to sign.

**C13-013** 3. HEALTH AND HUMAN SERVICES: Approve Contract# IIC-025-13, Modification to Agreement C12-172, between the County of Colusa Health and Human Services and the **CSU, Chico Research Foundation, California State University. Chico, on behalf of its program the Area 3 Agency on Aging**, and modifying terms as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Chair to sign.

**C13-014** 4. HEALTH AND HUMAN SERVICES: Approve Modification to Agreement C12-213, between the County of Colusa Health and Human Services and **Sue Graue** for the Tobacco Education Plan, and modifying terms as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Chair to sign.

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

**C13-015** 6. AG COMMISSIONER: Approve Agreement No. 12-0127 between the County of Colusa Ag Commission and **Department of Food and Agriculture** for Exotic Pest Detection, effective July 1, 2012 through June 30, 2013, in an amount not to exceed \$9,860.00 and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors.

7. COUNTY CLERK-RECORDER-ELECTION: Accept Official Canvass and Statement of Vote for the January 8, 2013 Special General Election for Senate District 4.

**C13-016** 8. CENTRAL SERVICES: Approve an agreement between the County of Colusa Central Services Department and **Titan Shred Yuba City** to provide the County onsite confidential document shredding and disposal for various departments throughout the County, effective January 25, 2013 through January 24, 2015, with terms and conditions as set forth in the agreement and authorize the Chair to sign.

**C13-017** 9. PUBLIC WORKS: Ratify Professional Services Agreement 1213-11, between the County of Colusa Public Works Department and **Apply-A-Line** to apply striping at various locations throughout the county, effective through February 15, 2013, 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.**

#### SUPERVISORS' REPORTS OR COMMENTS

##### Supervisor Indrieri

Meetings/Functions attended:

Met with the State Fair Booth Committee.

Meeting re: Negotiations.

Attended the Gun Show at the Colusa County Fairgrounds.

##### Supervisor Marshall

Meetings/Functions attended:

Met with Glenn County Supervisor Murray on various issues.

Attended the Gun Show at the Colusa County Fairgrounds.

Attended the Grand opening of the Williams Community Center.

Met with the Superintendent of Schools.

##### Supervisor Vann

Meetings/Functions attended:

RCRC.

CSAC.

Met with Chief Probation Officer.

Met with Mr. Paul Smith, Community College.

##### Supervisor Carter

Meetings/Functions attended:

SSV.

Attended the Grand opening of the Williams Community Center.

Yolo County withdrawal from JPA.

9:15 a.m. (9:10 a.m. item on Agenda) PERSONNEL/PERSONNEL – 1040: It is moved by Supervisor Marshall, seconded by Supervisor Vann to fill the vacancy of Personnel Director, PFT, UDH Range 35, \$7,189.00 - \$8,738.00 per month, effective February 1, 2013. Motion carried: All yes. Absent: None.

Supervisor Marshall states that a matter arose after the posting of the January 22, 2013 Agenda regarding the hiring of a consultant for recruitment of a Personnel Director and requests this matter be brought on for Board consideration. Brief discussion is held.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Vann that a matter arose after the posting of the January 22, 2013 Agenda regarding the hiring of a consultant for the recruitment process for a new Personnel Director. Further, this matter will be considered later today. Motion carried: All yes. Absent: None.

PERSONNEL/PERSONNEL: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to authorize additional hours from 20 hours to 37.5 for the extra help Personnel Analyst, TFT, Conf Range 32, \$23.38 per hour, effective January 23, 2013. Motion carried: All yes. Absent: None.

PERSONNEL/AUDITOR/CONTROLLER – 1021: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to add an additional position of Accountant II, PFT, PF Range 30, \$3,653.00 - \$4,440.00 per month, effective February 1, 2013. Motion carried by the following vote:

AYES: Supervisors Indrieri, Vann, and Carter.

NOES: Supervisors Evans and Marshall.

ABSENT: None.

PERSONNEL/PROBATION – 2035: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to fill the vacancy of Deputy Probation Officer I/II, DSA Range 31/35, \$3,484.00 - \$4,237.00/\$3,842.00 - \$4,672.00 per month, effective February 1, 2013. Motion carried: All yes. Absent: None.

Chair Carter makes time to consider a vacancy of a County Surveyor Engineer position.

Supervisor Evans requests the matter to fill the vacancy of the County Surveyor Engineer position, be pulled from the January 22, 2013 Agenda.

Chair Carter so directs.

9:25 a.m. (9:15 a.m. item on Agenda) PROBATION/RFOs: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve Request for Qualifications for professional Architectural and Engineering Consulting Services for the Colusa County Probation Department for the Design of a New (not to exceed) 30–20-Bed Juvenile Rehabilitation Facility. Further, set February 28, 2013 at 4:00 p.m., to receive and open RFOs. Motion carried: All yes. Absent: None.

Chair Carter makes time for discussion and possible action regarding use of the old Williams Justice Court by the Probation Department for Boys Council and Girls Circle and other youth activities.

Mr. Fenton speaks briefly in support of same.

Ms. Regnani states youths through the county join together to learn about themselves and about each other as they participate in the group process. She states further that currently the program runs during the school year, but use of the new location would give them the opportunity to expand the program into the summer time. Brief discussion is held.

ADMINISTRATION/PROBATION: It is moved by Supervisor Marshall, seconded by Supervisor Vann to allow the Probation Department use of the old Williams Justice Court for the Boys Council and Girls Circle and other youth activities. Motion carried: All yes. Absent: None.

Present: Ben Ritchie, Beth Thompson, DeNovo Planning Group.

9:39 a.m. (9:25 a.m. item on Agenda) SHERIFF/PROPOSALS: It is moved by Supervisor Evans, seconded by Supervisor Indrieri that the Board finds it is in the best interest of the public/county to waive the County's formal bid process for RFQs and/or RFPs, for a Jail Needs Assessment Update, and accept the following proposals:

- |    |                   |             |
|----|-------------------|-------------|
| 1. | Harris and Harris | \$23,000.00 |
| 2. | Nacht and Lewis   | \$88,090.00 |

Further, award the proposal for the jail Needs Assessment Update to Harris and Harris, in the amount of \$23,000.00 and direct the Sheriff to return at a later date with a contract for Board consideration. Motion carried: All yes. Absent: None.

SHERIFF/REQUEST FOR PROPOSALS: It is moved by Supervisor Vann, seconded by Supervisor Evans to approve Request for Proposals for Jail Commissary Services for the Sheriff's Department, set February 22, 2013 at 3:00 p.m. to receive and open RFPs, authorize the Chair to sign the Notice of Proposers and direct the Clerk to publish and post Notice of same. Motion carried: All yes. Absent: None.

Present: Kay Spurgeon, Superintendent of Schools, Colusa County Office of Education.

9:50 a.m. (9:30 a.m. item on Agenda) CENTRAL SERVICES/HEALTH AND HUMAN SERVICES/PROPOSALS: It is moved by Supervisor Vann, seconded by Supervisor Indrieri that the Board finds it is in the best interest of the public/county to waive the County's formal bid process for the purchase of an office cubicle system for the Department of Health and Human Services and accept the following proposals for same:

- |    |  |                                     |
|----|--|-------------------------------------|
| 1. | Affordable Office Furniture, Yuba City | \$21,325.11 (includes installation) |
| 2. | Office Depot                           | \$18,130.78 (includes installation) |

Motion carried: All yes. Absent: None.

CENTRAL SERVICES/HEALTH AND HUMAN SERVICES: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve the purchase of the office cubicle system, from Office Depot, in the amount of \$18,130.78 for the Department of Health and Human Services, utilizing TCPN contract number R4982. Motion carried: All yes. Absent: None.

Present: Richard Gooch, Anthem Blue Cross.

9:53 a.m. (9:35 a.m. item on Agenda) Chair Carter makes time to consider a request for a letter of support from Anthem Blue Cross for Medi-Cal Managed Care Regional Expansion.

Mr. Gooch speaks briefly to Anthem Blue Cross's application to the Department of Health Care Services (DHCS) for the Medi-Cal Managed Care Regional Expansion, stating the DHCS is transitioning counties into a Medi-Cal Managed Care Plan. Noting DHCS will extend special consideration to health plans which include letters of support from entities which already operate in the expansion counties and requests a Letter of Support.

Supervisor Vann requests approval of a letter of support for Anthem Blue Cross for Medi-Cal Managed Care Regional Expansion be continued to a date uncertain for the attendance of the Director of Health & Human Services.

Chair Carter so directs.

10:00 a.m. (9:40 a.m. item on Agenda) COUNTY COUNSEL: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve upgrade of three existing computers with 2GB of RAM to 4GB of RAM and purchase of an additional monitor (with video cards and stands) for each computer, in a total amount of \$1,352.13 plus taxes and shipping. Motion carried: All yes. Absent: None.

Chair Carter makes time for discussion/direction regarding California Senate Bill 1210, Lieu, Restitution: Collection of fines.

Ms. Kemp-Williams states the law revisions arising from SB1210 do not require the County to take on the responsibility for the collection of the monies due for restitution orders and fines; rather the County is authorized to do so if they so choose. She further states at this point the Board is not being asked to designate an agency to implement SB1210 and administer the collection of the restitution orders/fines rather all those involved will stay alert to any need to revisit this matter in the future and share any updates received. Discussion is held, with no action taken.

10:08 a.m. (9:45 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve a claim for Chrisp Company, in the amount of \$25,041.52. Motion carried: All yes. Absent: None.

10:15 a.m. (9:50 a.m. item on Agenda) Chair Carter makes time for an Update regarding the Colusa County Office of Education Village/Education Village.

Ms. Spurgeon updates the Board on the Education Village and states this phase of the construction should be completed in May 2013 and will invite the Board members to attend the Grand opening when completed. Brief discussion is held, with no action taken.

10:28 a.m. (9:55 a.m. item on Agenda) COUNTY CLERK/ADVERTISING & FAIRS: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve a request for Contingency Funds in the amount of \$10,000.00 for Advertising, Fairs and Exhibits Budget (Dept 1092) to administer funds for production of Colusa County's 2013 State Fair County Exhibit booth. Further, establish a separate line item within the 1092 budget for the State Fair Booth expenditures. Motion carried: All yes. Absent: None.

10:32 a.m. (10:00 a.m. item on Agenda) AUDITOR: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Intra Budget Transfer No. 13013. Motion carried: All yes. Absent: None.

Present: Joe Damiano, Renee McCormick, Casey Ryan, Ag Commission/Air Pollution Control District.  
Mitch Drake, Cathy Emerson, Northeastern & Upstate CA Connect Consortia.

AUDITOR/INFORMATION TECHNOLOGY: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve a letter of support of the Golden Bear Broadband (GBB) Limited Liability Corporation's Northern California Regional Middle Mile Infrastructure's (NCRMMI) application for broadband infrastructure deployment funds and authorize the Chair to sign. Motion carried: All yes. Absent: None.

Chair Carter makes time to consider a Resolution of the Colusa County Board of Supervisors Authorizing Longevity Pay for Elected County Officers.

Ms. Scroggins states while going through the process she noticed the Dental insurance is at \$35.00 a month for Elected Officials and all other employees are at \$45.00 per month and inquires as to whether the Board members desire to keep it consistent with all other County MOU's. Discussion is held.

Following discussion, it is the consensus of the Board members that the Dental Insurance be changed from \$35.00 to \$45.00 per month to be consistent with all other County MOU's.

Ms. Scroggins states that she will make the necessary change to the Resolution and submit a new Resolution to the Board Clerks.

AUDITOR/RESOLUTION: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to approve **Resolution No. 13-006**, a Resolution of the Colusa County Board of Supervisors Authorizing Longevity Pay for Elected County Officers and authorize the Chair to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

AUDITOR/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve **Resolution No. 13-007**, a Resolution of the Colusa County Board of Supervisors Approving the Salary and Benefits Compensation Package for

Elected Department Heads effective January 1, 2013 and authorize the Chair to sign.  
Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

11:03 a.m. (10:10 a.m. item on Agenda) Chair Carter makes time for discussion/direction/action on the Plaza stucco, windows and doors project.

Mr. Hackney states his staff sent a request for proposals to seventeen different businesses and only received one. He speaks to the need to make repairs on the building. Brief discussion is held.

PLANNING & BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Vann to accept and award the proposal to Stassi Carpentry, in the amount of \$52,755.00, for the Plaza Stucco, windows and doors project and authorize the Director of Planning and Building to move forward with the project. Further, direct the Planning and Building Director to return at a later date with a contract for same. Motion carried: All yes. Absent: None.

Chair Carter declares a recess at 11:08 a.m. and reconvenes at 11:18 a.m. with all Supervisors present.

Present: John Ketelsen, Interim County Counsel.  
Peggy Scroggins, Auditor.  
Mary Winters, Colusa citizen.  
Jim Bell, Joan Carr, Michael Azevedo, Public Works.  
Joe Damiano, Renee McCormick, Casey Ryan, Ag Commission/Air Pollution Control District.  
Marge Kemp Williams, Senior Deputy County Counsel.  
John Poyner, Dave Markss, District Attorney's Office.  
Robert Muszar, County Negotiator.  
Ben Ritchie, Beth Thompson, DeNovo Planning Group.  
Steve Hackney, Planning & Building Director.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

11:18 a.m. Chair Carter makes time to consider the matter brought on earlier this morning regarding a contract for the recruitment process of a new Personnel Director. Brief discussion is held.

ADMINISTRATION/PERSONNEL: it is moved by Supervisor Marshall, seconded by Supervisor Indrieri to authorize the Chair to negotiate and sign a contract for the recruitment process of a new Personnel Director. Motion carried: All yes. Absent: None.

Chair Carter makes time for a Presentation by De Novo Planning Group regarding the Zoning Code Update process.

Mr. Ritchie speaks to the following:



Zoning Code and applicable State requirements,  
 Summary of the Zoning Code update process,  
 Summary of the public participation process,  
 Next steps in the update process, and  
 Board of Supervisors input and remarks.

Discussion is held, with no action taken.

11:28 a.m. (10:45 a.m. item on Agenda) DISTRICT ATTORNEY: It is moved by Supervisor Vann, seconded by Supervisor Marshall to approve out-of-state travel for Chief Investigator Dave Markss to attend the FBI National Academy Associates Training Conference in Orland, FL, from July 27, 2013 through July 30, 2013. Motion carried: All yes. Absent: None.

11:30 a.m. (10:50 a.m. item on Agenda) APPOINTMENT/COLUSA COUNTY FISH AND GAME COMMISSION: It is moved by Supervisor Vann, seconded by Supervisor Marshall to appoint Richard O. Grove, Jr., to the Colusa County Fish and Game Commission, as an Alternate at-large, effective through January 5, 2015. Motion carried: All yes. Absent: None.

Chair Carter makes time for appointment to the Solid Waste Task Force.

Mr. Azevedo states Ms. Patricia Ash was to be appointed by the Williams City Council at the last Williams City Council meeting but the meeting was cancelled. He states further it is expected that she will be appointed at the next meeting of the Williams City Council. Brief discussion is held.

Following discussion, it is the consensus of the Board to continue the appointment of Patricia Ash, until the Williams City Council makes their appointment.

APPOINTMENT/SOLID WASTE TASK FORCE: It is moved by Supervisor Marshall, seconded by Supervisor Vann to appoint the following to the Colusa County Solid Waste Task Force, with the exception of Patricia Ash:

- Thomas Reische, representing the City of Colusa
- ~~Patricia Ash, representing the City Council of Williams~~

Motion carried: All yes. Absent: None.

APPOINTMENT/COLUSA COUNTY PLANNING COMMISSION: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to re-appoint the following to the Colusa County Planning Commission:

- John Loudon, effective February 1, 2013 through January 31, 2014
- Eddie Johnson, effective February 1, 2013 through January 31, 2014
- Marion C. Mathis, effective February 1, 2013 through January 31, 2014

Motion carried: All yes. Absent: None.

11:35 a.m. (10:55 a.m. item on Agenda) Chair Carter makes time for an update on the progress of the CDBG for the Migrant Center in Williams, CA.

Mr. Damiano briefly updates the Board as to progress at the Migrant Center, stating completion will not be in July as hoped and may have to extend to later in the year. Brief discussion is held.

AG COMMISSSIONER/MIGRANT FARM HOUSING: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to accept the following proposals for CDBG Grant Administrator services for the Colusa County Migrant Center Wastewater System Improvements:

- California Engineering Company (CEC)
- David Wilkinson Consulting

Motion carried: All yes. Absent: None.

AG COMMISSSIONER/MIGRANT FARM HOUSING: It is moved by Supervisor Vann, seconded by Supervisor Marshall to award the proposal for CDBG Grant Administrator services for the Colusa County Migrant Center Wastewater System Improvements to David Wilkinson Consulting, in the proposal amount of \$135,000.00.

Motion carried: All yes. Absent: None.

**C13-018** AG COMMISSSIONER/MIGRANT FARM HOUSING: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve an agreement between the County of Colusa Migrant Farm Housing and **David Wilkinson** to provide the County CDBG Grant Administrator services for the Colusa County Migrant Center Wastewater System Improvements, effective through September 30, 2017, with terms and conditions as set forth in the Agreement and authorize the Chair to sign. Motion carried: All yes. Absent: None.

AG COMMISSSIONER/MIGRANT FARM HOUSING: It is moved by Supervisor Marshall, seconded by Supervisor Evans to accept proposals for a project engineer per the requirements of the special conditions set forth in CDBG#12-CDBG-8377 for the Colusa County Migrant Center Wastewater System Improvements as follows:

- California Engineering Company (CEC)
- Hydrosience Engineers.

Further, award the proposal to Hydrosience Engineers, in the amount of \$211,997.00 for the Wastewater System Improvements and direct the Director of Migrant Farm Housing to return at a later date with a contract for same. Motion carried: All yes. Absent: None.

Chair Carter declares a recess at 11:42 a.m. to sit as the Colusa County Air Pollution Control District Board and states there is a quorum present.

Present: John Ketelsen, Interim County Counsel.  
 Peggy Scroggins, Auditor-Controller.  
 Joe Damiano, Renee McCormick, Casey Ryan, Ag  
 Commission/Air Pollution Control District.  
 Mary Winters, Colusa citizen.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

COLUSA COUNTY AIR POLLUTION CONTROL DISTRICT/RESOLUTION: It is moved by Director Vann, seconded by Director Indrieri to adopt **Resolution No. 13-008**, a

Resolution Of The Governing Board Of The Colusa County Air Pollution Control District Approving And Authorizing The Transfer Of Lower Emission School Bus Program Funds To The Shasta County Air Quality Management District and authorize the Chair to sign. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

**C13-019** COLUSA COUNTY AIR POLLUTION CONTROL DISTRICT/RESOLUTION: It is moved by Director Marshall, seconded by Director Vann to adopt **Resolution No. 13-009**, a Resolution Of The Governing Board Of The Colusa County Air Pollution Control District Approving And Authorizing The Memorandum Of Understanding Between The Colusa County Air Pollution Control District And The Shasta County Air Quality Management District and authorize the Chair to sign the Resolution. Further, approve the MOU between the County of Colusa Air Pollution Control District and the **Shasta County Air Quality Management District** in regards to the transfer of Lower-Emission School Bus Program, with terms and conditions as set forth in the MOU and authorize the Chair to sign the MOU. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

Chair Carter adjourns the Colusa County Air Pollution Control District Board at 11:46 a.m. and reconvenes as the Board of Supervisors, with all Supervisors present.

Present: John Ketelsen, Interim County Counsel.  
Peggy Scroggins, Auditor-Controller.  
Mary Winters, Colusa citizen.  
Robert Muszar, County Negotiator.  
Yolanda Tirado, Ann Nordyke

Chair Carter inquires as to any State or Federal Legislation/General Budgetary Matters.

Supervisor Vann speaks briefly to AB109, growth factor, County being responsible under the Health Act for program costs and the last payment of PILT.

AUDITOR: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve Claim Register Sheets for the period of January 8, 2013 through January 21, 2013. Motion carried by the following vote:

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

NOES: None.

ABSENT: None.

ABSTAIN: Supervisor Indrieri.

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

| <u>Fund/Department</u> | <u>Vendor</u>                | <u>Amount</u> |
|------------------------|------------------------------|---------------|
| Personnel              | Liebert Cassidy Whitmore     | \$9,957.00    |
| Board of Supervisors   | Liebert Cassidy Whitmore     | \$30.00       |
| Public Defender        | Law Offices of John K Hinely | \$1,089.00    |
| Building & Grounds     | Richard's Tree Service       | \$5,000.00    |

Motion carried: All yes. Absent: None.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve appointments to various Committees, Commission, Boards, and Liaison assignments for 2013 as follows:

**COMMITTEES, COMMISSIONS, BOARDS, & DISTRICT VOTING**  
**MEMBER ASSIGNMENTS FOR 2013**

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

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

COMMUNITY CORRECTIONS PARTNERSHIP (CCP) - AB 109

Kim Dolbow Vann

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

Denise J. Carter

FOUTS SPRINGS YOUTH FACILITY

Gary J. Evans  
Kim Dolbow Vann

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)

Kim Dolbow Vann

REGIONAL COUNCIL OF RURAL COUNTIES (RCRC)

Kim Dolbow Vann  
Mark D. Marshall (alt)

**Appointed 1-8-13 Board Meeting**

CRHMFA Homebuyers Fund (CHF) Board of Directors

Kim Dolbow Vann  
Mark D. Marshall (alt)

**Appointed 1-8-13 Board Meeting**

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  
Auditor-Controller

AIRPORT ADVISORY COMMITTEE

Thomas A. Indrieri

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

Denise J. Carter

COLUSA CITY COUNCIL LIAISON

Denise J. Carter  
Thomas A. Indrieri

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  
Gary J. Evans

**FEDERAL APPOINTMENT**

RESOURCE ADVISORY COMMITTEE

Christy K. Scofield

**2013 DEPARTMENT LIAISON ASSIGNMENTS**

Supervisor Marshall  
Clerk-Recorder  
Health and Human Services  
Auditor-Controller

Supervisor Evans  
Public Works  
Cooperative Extension  
Assessor

Supervisor Indrieri  
Behavioral Health  
Child Support  
Library

Supervisor Carter  
Ag Commissioner  
Treasurer Tax Collector  
Personnel  
County Counsel

Supervisor Vann  
Planning & Building  
District Attorney  
Sheriff  
Probation

**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

Land Sales Sub-committee

Mark D. Marshall  
Kim Dolbow Vann

Budget Sub-committee

Denise J. Carter  
Thomas A. Indrieri

Zoning Code Sub-committee

Kim Dolbow Vann  
Thomas A. Indrieri

Medical Marijuana Identification Program Sub-committee

Mark D. Marshall

Gary J. Evans  
County Counsel  
District Attorney  
Director, Health and Human Services

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  
Chief Probation Officer

Walnut Ranch/Water System Ad-hoc committee

Thomas A. Indrieri  
Denise J. Carter  
Director Planning & Building  
County Counsel

Septic Ordinance Ad-hoc committee

Gary J. Evans  
Mark D. Marshall  
Director, Planning & Building  
Director, Public Works  
Director, Health and Human Services  
Environmental Health Director or his/her designee  
Members at Large  
Dominickus (Nick) J. Weigel, III, North Star Engineering  
Rich Ellison, Ellison Plumbing  
California Engineering Company

Department Head Group

Chair

Governing Board of the Northern Sacramento Valley

Integrated Regional Water Management Group

Gary J. Evans  
Robert Harper  
Lewis Bair

Audit Committee

Kim Dolbow Vann  
County Counsel



Auditor-Controller  
Assistant Auditor-Controller

City's Oversight Board

City of Colusa

Tom Indrieri  
Marilyn Acree

City of Williams

Mark D. Marshall

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Option 2 of the **REVISED** Board of Supervisors Meeting Schedule for January 2013 through December 2013. Motion carried: All yes. Absent: None.

Chair Carter makes time to consider rescheduling a meeting for discussion and direction to Staff regarding a CAO position. Brief discussion is held, with the Board members concurring that Supervisor Vann and Mr. Muszar work together on this matter.

Chair Carter declares a recess at 12:02 p.m. to convene in Closed Session and reconvenes in Regular Session at 2:22 p.m., with all Supervisors present.

Present: John Ketelsen, Interim County Counsel.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Chair Carter makes time for announcement of Closed Session matters as follows:

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

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION -Significant exposure to litigation pursuant to California Government Code § 54956.9, Four (4) Cases. He states there was no reportable action taken.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code, Subdivision (a) of Section 54956.9, Curtis Boewer, Workers' Compensation Claim #TIBM544368 and Colusa County Superior Court Case No. CV23866.

'Mr. Ketelsen states the Board of Supervisor having previously met with Counsel in the matter, approved a settlement agreement, the substance of which are as follows:

"In exchange for the payment of \$370,000 P1 has dismissed and released with prejudice all causes of action and claims it asserted against the County arising out of his prior employment with the County including any and all claims arising under federal and state laws designed for the protection employees. Said agreement is the result of a compromise and shall not be considered as an admission of liability or responsibility on the part of the parties."

.....  
PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE, pursuant to Government Code Section 54957. He states there was no reportable action taken.

The Board adjourns at 2:24 p.m. to reconvene in Regular Session on February 5, 2013 at the hour of 9:00 a.m.

\_\_\_\_\_  
Denise J. Carter, Chair

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

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