

Board of Supervisors

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Vice-chair
Mark D. Marshall, District III
Gary J. Evans, District IV
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Chair



COUNTY OF COLUSA

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

Agenda

November 5, 2013

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 October 22, 2013 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. Health and Human Services – Health – 4012

- A. Consider approving a salary increase for the positions of Public Health Nurse I/II/III effective December 1, 2013 as follows:
- Public Health Nurse I, from PF Range 35, \$4,127.00 - \$5,016.00 per month to PF Range 38, \$4,440.00 - \$5,397.00 per month.
 - Public Health Nurse II, from PF Range 39, \$4,550.00 - \$5,530.00 per month to PF Range 42, \$4,896.00 - \$5,951.00 per month.
 - Public Health Nurse III, from PF Range 43, \$5,016.00 - \$6,097.00 per month to PF Range 45, \$5,267.00 - \$6,402.00 per month.
 - Director of Nursing, from MGT Range 26, \$5,879.00 - \$7,146.00 per month to MGT Range 29, \$6,324.00 - \$7,686.00 per month.

- B. Consider approving the following:
AG COMMISSION – 2060(95%)/AIR POLLUTION – 4015(5%)
 Delete: Assistant Ag Commissioner, MGT Range 27,
 \$6,022.00 – \$7,321.00 per month, effective June
 30, 2013.
 3 positions of Ag Biologist Standards Officer/
 APCO I/II/III, PF Range 29, \$3,565.00 - \$4,333.00
 per month, effective June 30, 2013, and,

AG COMMISSION – 2060(100%)

- Add: Assistant Ag Commissioner, MGT Range 27,
 \$6,022.00 - \$7,321.00 per month, effective July 1,
 2013.
 3 positions of Ag Biologist Standards Officer/
 APCO III, PF Range 29, \$3,565.00 - \$4,333.00 per
 month, effective July 1, 2013.

- 9:15 a.m. COUNTY COUNSEL
 Consider waiving the residency/registered voter requirement for the
 appointed Interim County Assessor.
- 9:20 a.m. COLUSA COUNTY OFFICE OF EDUCATION
 Update regarding the Williams Settlement site visits.
- 9:25 a.m. BEHAVIORAL HEALTH SERVICES
 Consider approving Standard Agreement 13-90300, between the County
 of Colusa Behavioral Health Services and **the Department of Health Care
 Services** for the County Mental Health Plan (MHP), effective July 1, 2013
 through June 30, 2014 and authorize the Director of Behavioral Health
 Services to sign.
- 9:30 a.m. PUBLIC HEARINGS
Auditor
 A. Public Hearing to consider Grantee Performance Reports for
 Community Development Block Grant (CDBG) Program as follows:
 - Final Grantee Performance Report (GPR) for the Williams
 Community Center Program Income Waiver# 10-PIW-03;
 - Annual Grantee Performance Report (GPR) for Premier
 Mushrooms OTC 12-ED)C-8491;
 - Annual Grantee Performance Report (GPR) for the Program
 Income for RLA.
 B. Consider acknowledging Grantee Performance Reports for
 Community Development Block Grant (CDBG) Programs.
- 9:35 a.m. CENTRAL SERVICES
Health and Human Services
 A. Consider accepting Quotes from two responsive vendors to supply
 and perform weekend installation of cubicles in the IT, Clerical and
 Eligibility areas at the Department of Health and Human services
 Building, to be funded with State and Federal Funds as follows:

- Office Depot \$39,655.36
- Affordable Office Furniture & Supplies \$41,275.53

- B. Consider awarding and approving an agreement to provide the County with cubicle desk systems at the Department of Health and Human Services.

9:40 a.m. SHERIFF

- A. Consider approving the following agreements with **New Cingular Wireless PCS, LLC**:
- Second Amendment to Option and Site Lease Agreement for use of county property located near Grapevine pass Road at Lodoga, CA., effective November 1, 2013, at the rate of \$300.00 per month, with a thirty (30) day written termination clause by either party and authorize the Chair to sign.
 - Memorandum of Second Amendment to Lease for the purpose of installing, operating and maintaining a communications facility and other improvements, effective November 1, 2013, with terms and conditions as set forth in the Memorandum and authorize the Chair to sign.
- B. Consider approving Notice to Bidders for the installation of a Ductless Mini-Split AC unit in the Colusa County Sheriff's Office Radio Room. Further, set December 17, 2013 at 3:00 p.m. to receive and open bids and direct the Clerk to publish and post Notice to Bidders.
- C. Consider approving Notice to Bidders for a Side by Side Utility Terrain Vehicle for the Sheriff's Office. Further, set December 19, 2013 at 3:00 p.m. to receive and open bids and direct the Clerk to publish and post Notice to Bidders.

9:45 a.m. PUBLIC WORKS

Consider approving Colusa County Contract Change Order No. 1 between the County of Colusa Public Works and **Franklin Construction**, (C13-204), for Construction on King Road to revise Surfacing from Sealcoat to Hot Mix Asphalt, n the total amount of \$108,950.00 and authorize the Director of Public Works to sign Change Order. **(requires a 4/5th vote)**

9:50 a.m. COLUSA COUNTY RESOURCE CONSERVATION DISTRICT (RCD)/RESOLUTION

Consider adopting a Resolution Of The Colusa County Board Of Supervisors In Support Of The Northern Sacramento Valley Integrated Regional Water Management Plan For The Counties Of Butte, Colusa, Glenn, Shasta, Sutter And Tehama and authorize the Chair to sign.

9:55 a.m. AG COMMISSIONER/COLUSA COUNTY AIRPORT

- A. Consider approving an agreement between the County of Colusa Ag Commission and **Colusa County Resource Conservation District** for the implementation of the Colusa County Groundwater Management Plan, effective November 1, 2013 through June 30,

2014, in an amount not to exceed \$32,000.00, with a fifteen (15) day written termination clause by either party and authorize the Chair to sign.

- B. Consider approving an agreement between the County of Colusa Ag Commission and **Wood Rodgers Inc.**, for Hydrologic and Engineering Services for the implementation of the Colusa County Groundwater Management Plan, effective November 5, 2013 through June 30, 2014, in an amount not to exceed \$10,000.00, with a fifteen (15) day written termination clause by either party and authorize the Chair to sign.
- C. Consider approving an agreement between the County of Colusa Ag Commission and **Lester Messina** for water resources support services, effective July 1, 2013 through June 30, 2014, in an amount not to exceed \$22,500.00, with a fifteen (15) day written termination clause by either party and authorize the Chair to sign.
- D. **Airport**
Consider approving an Oil, Gas and Mineral Lease Agreements between the County of Colusa and **Vintage Production California, LLC** as follows:
- Amendment, Extension, and Ratification To Oil, Gas and Mineral Lease for a like Term of Years (Long Form) and
 - Amendment, Extension, and Ratification To Oil, Gas and Mineral Lease for a Like Term of Years (Short Form)
- and authorize the Chair to sign. **(Continued from October 22, 2013)**

10:00 a.m. LIBRARY (requires 4/5th vote)

Consider approving Contingency Funds in the amount of \$14,873.17 to cover unanticipated expenses for FY 2012-13 as follows:

- | | |
|---|-------------|
| • Unemployment Insurance | \$5,490.11, |
| • Worker's Compensation | \$1,803.00, |
| • County Negotiator-Special Dept Expenses | \$1,142.49, |
| • Legal Services-Professional Services | \$6,427.57 |

10:05 a.m. AUDITOR (requires 4/5th vote)

Consider approving Contingency Funds in the amount of \$10,360.00 for the Drug Enforcement Department to cover their percentage of Pension Obligation Bond annual payment for FY 13/14.

10:10 a.m. PLANNING AND BUILDING

- A. Consider a request to sole source select DeNovo Planning Group to prepare the 2014 Housing Element Update and associated California Environmental Quality Act (CEQA) documents.
- B. Consider approving an agreement between the County of Colusa Planning and Building and **De Novo Planning Group, A California Corporation** to prepare the Colusa Housing Element Update,

effective November 5, 2013 through December 31, 2015, in an amount not to exceed \$22,900.00, with a fifteen (15) day written termination clause by either party and authorize the Chair to sign.

- C. Consider approving funds from the Program Administration Fund Account in the amount of \$22,900.00 for the Colusa Housing Element Update.

10:20 a.m. COUNTY ADMINISTRATOR OFFICER/ADMINISTRATION

- A. Consider introduction and first reading, by title only, of an Ordinance of the Board of Supervisors of the County of Colusa Repealing Article III of Chapter 2, and Amending Article II of Chapter 2 of the Colusa County Code regarding the elimination of the position of Executive Secretary to the Board and the re-establishment of a County Administrative Officer Position. Further, set December 10, 2013 at 9:45 a.m., for a Public Hearing and possible adoption of same and direct the Clerk to publish and post Notice.
- B. Consider adopting the CAO Project Implementation Plan and authorize the Ad Hoc CAO Project Committee and the Interim CAO to move forward with incremental implementation of the Board's decisions.
- C. Consider adopting Temporary Interim County Administrative Office Powers, Duties, Responsibilities and Authority Policy and assign a Policy number to same.

10:30 a.m. RECESS

11:00 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. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
James Rogers v. Colusa County, et al., Case Number CV23971.
- B. CONFERENCE WITH LABOR NEGOTIATOR – Government Code Section 54957.6
Agency Negotiators Bob Muszar and Cindy Lovelace
Employee Organizations:
Department Heads
DSA
Unrepresented
Assistant Personnel Director
County Counsel
Personnel Director
Senior Deputy County Counsel

- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Government Code Section 54956.9, One (1) potential case.

12:00 NOON RECESS

CONSENT AGENDA ITEMS 1-11

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

- 1. AUDITOR: Approve changes in Revenue and Appropriations as follows:
Requires 4/5 votes

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue & Appropriations:</i>				
FY 2012/2013				
Library	00101	6021	479910	\$9,516.48
Total				\$9,516.48
Library	00101	6021	53060	\$2,327.51
Library	00101	6021	53260	\$3,610.45
Library	00101	6021	57002	\$481.64
Library	00101	6021	57003	\$995.98
Library	00101	6021	57011	\$169.53
Library	00101	6021	57014	\$536.24
Library	00101	6021	57064	\$1,395.13
Total				\$9,516.48
Library	00101	6021	479910	\$4,407.09
Total				\$4,407.09
Library	00101	6021	51011	\$4,407.09
Total				\$4,407.09

- 2. AUDITOR-CONTROLLER/PUBLIC HEARING: Set a Public Hearing on December 10, 2013 at 9:30 a.m., to consider the adoption of Appropriation Limits for 2013/14 pursuant to Article XIII B of the California Constitution (Proposition 4) and Section 7910 of the Government Code, in the Board of Supervisors Chamber, 547 Market Street, Suite 108, Colusa, CA 95932 as follows:

- 1. Colusa County General Fund \$27,115,203.00
- 2. Walnut Ranch Street Lighting #1 \$15,413.00
- 3. Maintenance Area #1 \$445,706.00

and direct the Clerk to publish and post Notice of Hearing.

- 3. AUDITOR: Approve Intra Budget Transfer Numbers 13096 through 13098.

4. ADMINISTRATION: Correct the Minutes of September 24, 2013 to read as follows:
- “ ADMINISTRATION/ORDINANCE: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve Introduction and first reading, by title only, of An Ordinance Of The Board Of Supervisors Of The County Of Colusa Amending Chapter 2, Section 16.2(a) Of The Colusa County Code regarding a compensation increase for the Board members. Further, set October 22, 2013 at 10:45 a.m., for a Public Hearing and possible adoption of same and direct the Clerk to publish and post Notice of Hearing. ~~Motion carried: All yes.~~
~~Absent: None.~~ Motion carried by the following vote:
- AYES: Supervisors Evans, Indrieri and Marshall.
- NOES: Supervisors Vann and Carter.
- ABSENT: None.”
5. PLANNING AND BUILDING: Approve Modification of Agreement to C12-275, between the County of Colusa Planning and Building and **Northstar Environmental** for the CEQA/Initial Study for Colusa Bio Energy, Colusa Bio Mass and Solar Energy Facility, **modifying** the completion date from December 11, 2013 to March 13, 2014, with all other terms and conditions to remain in full force and effect and authorize the Chair to sign.
6. PLANNING AND BUILDING: Approve Modification of Agreement to C12-274, between the County of Colusa Planning and Building and **HMR Architects** for the construction documents for the Grimes Library, **modifying** the term of agreement from February 28, 2013 to March 30, 2015, with all other terms and conditions to remain in full force and effect and authorize the Chair to sign.
7. SHERIFF/RESOLUTION: Adopt a Resolution of the Colusa County Board of Supervisors: “Designation of Applicant's Agent” for the purpose of obtaining federal financial assistance for the Ongoing Anti-Drug Program Grant (ADA) for FY 2013/14 and authorize the Sheriff sign and submit Application for same, and further, authorize the Sheriff to receive and expend funds.
8. PUBLIC WORKS/NOTICE OF COMPLETION: Accept, as complete, the Old Highway 99W from Maxwell to Glenn County project, and approve Notice of Completion for same, authorize the Director of Public works to sign Notice and direct the Clerk to record.
9. PERSONNEL: Approve a Professional Services Agreement between the County of Colusa and **David Reuben**, to perform Employment Investigative Services as directed by the Personnel Director, effective October 22, 2013 and authorize the Personnel Director to sign on behalf of the Board of Supervisors.
10. PERSONNEL/ASSESSOR: Approve an Employment Agreement between the County of Colusa and **Charles Niepoth**, Interim Assessor, effective November 1, 2013 through 11:59 a.m., Monday January 5, 2015, with terms and conditions as set forth in the Agreement and authorize the Chair to sign.

11. APPOINTMENTS/SACRAMENTO RIVER FIRE PROTECTION DISTRICT: Re-appoint John Garner and John Alfred Zwald to the Sacramento River Fire Protection District, effective November 17, 2013 through November 18, 2017.

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. Ad Hoc Committee updates.
- B. Consider appointment of members of the Board of Supervisors to various committees, commissions, boards, and liaison assignments.
- C. Discussion with Auditor and Department of Public Works regarding ability to collect County payments via credit card.

FILE NO.	CORRESPONDENCE RECEIVED	STATUS
13-68	Hazardous Material Incident Report from the Department of California Highway Patrol, Williams Office dated 10-10-13.	Distributed
13-69	Letter dated October 18, 2013 from Carol Pearson regarding her retirement on December 30, 2013 as the Assistant Veterans Service Officer of Colusa County.	Distributed
13-70	Letter dated October 22, 2013 from California Dept of Food & Ag re: milk pricing hearing.	Filed
13-71	Letter dated October 25, 2013 Department of Fish and Game re notice of proposed regulatory action relative to Section 601 and subsection 701(a)(1), Title 14, California Code of Regulations relating to Enhancement on private lands Management.	Filed

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.