

Board of Supervisors

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



County of Colusa

Robert J. Muszar, Interim Clerk to
the Board of Supervisors/Risk/Safety
Manager
Yolanda Tirado, Chief Deputy Clerk
to the Board
Ann Nordyke, Deputy Clerk to the
Board II
(530) 458-0508
(530) 458-0510
cocolusa@countyofcolusa.org
www.countyofcolusa.org

MINUTES

September 9, 2014

The Board Of Supervisors Of The County Of Colusa, State Of California meets In Regular Session this 9th Day Of September 2014 at the hour of 9:00 A.M. Present: Supervisors Kim Dolbow Vann, Chair, Gary J. Evans, Denise J. Carter And Mark D. Marshall. Absent: None.

Chair Vann calls to order the Regular meeting of September 9, 2014 at 9:00 a.m., with all Supervisors present.

Present: Marcos Kropf, County Counsel.
Bob Muszar, Interim CAO/Clerk to the Board/Risk/Safety Manager.
Rob Moriconi, Mary Winters, Colusa citizens.
Peggy Scroggins, Margaret Van Warmerdam,
Auditors' Office.
Joe Damiano, Ag Commissioner.
Cindy Lovelace, Director, Personnel.
Rodney Irons, Colusa Library.
Kaline Moore, Purchasing.
Sharon Reische, District Attorney's Office.
Scott Lanphier, Michael Azevedo, Public Works
Department.
Kathy Schaefer, FEMA.
Yolanda Tirado, Ann Nordyke, Board Clerks.

OPENING PRAYER -- PLEDGE OF ALLEGIANCE

MINUTES APPROVAL

Approve the Minutes of the August 26, 2014 Regular Meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mark D. Marshall, District III
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

PERIOD OF PUBLIC COMMENT

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

ANNOUNCEMENT OF CLOSED SESSION

Mr. Kropf announces the Board will consider the following:

1. Closed Session: PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Gov. Code § 54957 Title: County Counsel.
2. LIABILITY CLAIM - California Government Code section 54956.95.
One matter.

I. STAFF REPORTS

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

Ms. Lovelace updates the Board members on items that pertain to the Employee picnic, noting Supervisor Carter and Mr. Damiano have corn stocks for the employees to use for the Scarecrow contest.

She further announces the following individuals received Kudo cards in the month of August 2014:

Erika Johnson	Health and Human Services
Norma Avila	Health and Human Services
Dustin Whiting	Buildings and Grounds Maintenance
Randi Brookins	Planning and Building
Carina Padilla	Health and Human Services
Tomika Arce	Behavioral Health
Amy Jenkins	Behavioral Health-Received two (2) Kudo Cards
Blake Duggin	Buildings and Grounds Maintenance

She further states the winner for the month of August was Blake Duggin. She states Mr. Duggin will receive a \$25 gift card to a Colusa County vendor.

Mr. Irons updates the Board members on items as they pertain to Library Literacy. He further distributes invitations to each Board member and CAO to the 2014 Annual Awards & Recognition Banquet on Friday, September 26, 2014 at 6:00 pm located at the Colusa Scout Cabin.

Ms. Scroggins updates the Board member on items as they pertain to the County Budget.

II. PERSONNEL

Behavioral Health - Substance Abuse Unit - 4011 Consider adding two 15 hour per week extra help positions of Case Manager, MSC Range 24, \$18.52 -\$23.64 per hour, effective September 15, 2014.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Assessor – 1023: Consider adding a limited term full time position of Chief Appraiser, LT-FT, MGT Range 10, \$3,827.00 - \$4,886.00 per month, effective November 1, 2014 - January 6, 2015.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gary J. Evans, District IV
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

III. AUDITOR
Approve 2013-14 Appropriations Intra-Budget Adjustments: 14108 through 14116.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mark D. Marshall, District III
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

IV. COUNTY COUNSEL
Adopt **Resolution No. 14-020** a Resolution Of The Colusa County Board Of Supervisors Transferring the Revenue & Recovery Unit From The Office Of The District Attorney To The Office Of The County Counsel and authorize the Chair to sign.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mark D. Marshall, District III
SECONDER:	Denise J. Carter, District V
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

V. PURCHASING AND PROCUREMENT
Consider accepting and awarding Software bids for the county-wide computer upgrades/standardization.

Ms. Moore states there are issues with one of the software vendors and requests the accepting and awarding of the software be pulled from the Agenda at this time.

Chair Vann so directs.

RESULT:	WITHDRAWN
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Consider accepting bids for the county-wide computer upgrades/standardization as follows:

Vendor	# Units	Item	Price/Unit	Total Cost
COMPUTER QUOTES:				
Dell	82	Dell 3020 MT with Office 2013	\$ 1,184.01	\$ 97,089.10
Dell	64	Dell 3020 MT without Office 2013	\$ 866.38	\$ 55,448.50
OM Office Supply	82	Dell 3020 MT with Office 2014	\$ 1,150.25	\$ 94,320.50
OM Office Supply	64	Dell 3020 MT without Office 2013	\$ 860.00	\$ 55,040.00
TIG	146	Dell 3020 MT without Office 2013	\$ 724.75	\$ 105,813.70
E-Logic	82	Dell 3020 MT with Office 2014	\$ 1,193.25	\$ 97,846.50
E-Logic	64	Dell 3020 MT without Office 2013	\$ 940.63	\$ 60,200.32
Sterling	146	Dell 3020 MT without Office 2013	\$ 860.78	\$ 125,673.15

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gary J. Evans, District IV
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Award the bids for the county-wide computer upgrades/standardization to Technology Integrated Group (TIG) for a bid amount of \$105,813.70.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Airport Consider approving Request for Proposals for Airport Consulting Services for the Colusa County Airport.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

VI. CLAIMS

Consider approving Claims Register Sheet for the period of August 26, 2014 through September 8, 2014.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Approve Special Claims as follows:

<u>Claim #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
562692	Public Defender	Law Offices of John K. Hinely	\$837.00
562693	Public Defender	Charles Henry Lee	\$135.00
562694	Clerk-Recorder	DFM Associates	\$1,986.07
562695	Clerk-Recorder	DFM Associates	\$1,144.90
562696	Building/Grounds	Charlie's Electric	\$5,539.67
562697	County Counsel	Integrity Staffing Solutions	\$1,057.15
562698	DHHS	WKD Electric	\$250.00
562699	Boating	Aqua Divers	\$134.38
562700	DHHS	Sutter Buttes Communications	\$1,198.70
562701	DHHS	Motorola	\$2,972.82

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Chair Vann makes time for discussion/approval of a letter in opposition to SB1139 geothermal renewable power and authorize the Chair to sign.

Supervisor Carter states Air Pollution requested this item be placed on the Agenda.

Brief discussion is held with the Board members concurring to consider this item after recess to gather further information regarding SB1139.

9:30 AM PUBLIC HEARING

Conduct a Public Hearing to consider Grantee Performance Reports for Premier Mushrooms OTC 12-EDOC-8491.

9:32 a.m. Chair Vann opens the Public Hearing and call for Public comment. Hearing none, Chair Vann closes the Public Hearing.

Acknowledge Grantee Performance Reports for Premier Mushrooms OTC 12-EDOC-8491.

RESULT:	ACKNOWLEDGED [UNANIMOUS]
MOVER:	Mark D. Marshall, District III
SECONDER:	Denise J. Carter, District V
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

9:34 A.M. (9:30 AM ITEM ON AGENDA) PUBLIC HEARING

Consider second reading, by title only, of a proposed Ordinance of the Colusa County Board of Supervisors Amending Chapter 17 of the Colusa County Code Regarding the County's Purchasing System.

Mr. Kropf states the proposed ordinance amends the County's existing Purchasing System in Chapter 17 of the Colusa County Code, to streamline and create a more efficient way for the County to purchase supplies, equipment and services. He states to accomplish that end; the proposed ordinance creates the County office of the Purchasing Agent and modifies certain purchasing authority granted to County Agencies.

He speaks further to the following:

Purchasing Agent

County Purchasing Agent will have authority to purchase supplies, equipment and contractual services, subject to certain limitations, in the following amounts:

- ✚ Budgeted supplies and equipment up to \$5,000;
- ✚ Budget supplies and equipment between \$5,000 and \$10,000, through competitive bidding;
- ✚ Un-budgeted supplies and equipment up to \$1,000; and
- ✚ Budgeted contractual services up to \$10,000.

County Agencies

County Agencies defined as County departments, offices, and special districts governed by the County Board of Supervisors, will have authority to purchase only supplies, equipment, subject to certain limitations, in the following amounts:

- ✚ Budgeted supplies and equipment up to \$1,500;
- ✚ Un-budgeted supplies and equipment up to \$250; and
- ✚ Emergency purchases of supplies, equipment and services up to \$25,000, under specific conditions.

Road Commissioner

Appointed Road Commissioner, or a civil engineer under the direction of the County Director of Transportation, will have expanded authority to enter into work and material contracts for work upon a County highway, through competitive bidding, in an amount up to \$50,000. The Commissioner may also purchase material and use day labor for work on a County Highway without competitive bidding, in an amount up to \$50,000. Additionally, the Commissioner may execute changes and additions to such work in amounts up to \$5,000 for each contract.

He further states the proposed ordinance also permits the Purchasing Agent and the Board to dispense with competitive bidding when purchasing supplies and equipment from vendors awarded master contracts from the State of California. Stating additionally, under the proposed ordinance the Board may enter into work-order contracts up to

\$3,000,000 following competitive bidding.

Noting it is anticipated that the Board will consider the appointment of the CAO as the Purchasing Agent through a resolution, concurrent with the adoption of this ordinance.

Lengthy discussion is held regarding authority absent the Purchasing Agent, emergency purchases, authority and limits of the dollar amount given to the Road Commissioner, additional work orders, change orders and whether the authority given to the Road Commission is dictated by statute.

10:00 a.m. Chair Vann opens the Public Hearing and calls for public comment. Hearing none, Chair Vann closes the Public Hearing.

Consider adoption of an Ordinance of the Colusa County Board of Supervisors Amending Chapter 17 of the Colusa County Code Regarding the County's Purchasing System, authorize the Chair to sign the Ordinance and direct the Clerk to publish and post same.

Following lengthy discussion, the Board members concur to pull the adoption of the proposed ordinance for further additions/changes/corrections and set a new Public Hearing for same at a later date.

RESULT:	WITHDRAWN
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VII. PUBLIC WORKS

C14-187 Consider accepting bids for the Department of Public Works for Construction on County Roads Various Locations Road Striping as received and opened on August 20, 2014 as follows:

Linear Options \$191,252.88
Chrisp Company-\$240,590.62
Apply-A-Line, Inc.-\$251,634.72

Further, award bid to lowest responsive bidder Linear Options in the bid amount of \$191,252.88 and approve Public Works Contract No.- 800000Striping2014, between the County of Colusa Public Works and **Linear Options**, effective September 9, 2014, with terms and conditions as set forth in the Contract and authorize the Chair to sign.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mark D. Marshall, District III
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

C14-188 Consider approving Comcast Business Service Order Agreement between the County of Colusa and **Comcast Business Services** for business internet services for the Geographic Information Systems (GIS) Division of the Public Works Department, effective September 9, 2014, in the total amount of \$4,134.60 for 36 months, and authorize the Chairman

to sign. Further, approve Comcast Access to Property letter granting access to the Public Works property located at 1215 Market Street, Colusa.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mark D. Marshall, District III
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Chair Vann makes time for discussion regarding the Powell Slough Levee Extension Feasibility Study and Environmental Clearance.

Mr. Lanphier states the County has received a grant from the California Department of Water Resources to prepare a feasibility study and environmental documentation regarding the proposed extension of the existing Powell Slough Levee, in the unincorporated area of Colusa County just southwest of the City of Colusa. He states the proposed extension would provide additional flood protection to unincorporated areas of the County, an existing water treatment plant, and portions of the City of Colusa. Noting, the current schedule calls for the completion of the Feasibility Study and Environmental Documentation by November 2015.

Discussion is held regarding portions of the proposed project to be protected now being annexed into the City, having discussions with the City regarding the cost of the project and participation in same, the levee not being certified and whether the request for certification has been discussed and making sure all stakeholders are involved and aware of the project with no action taken.

Chair Vann makes time to consider approving Request for Proposals for the Development of a Flood Protection Feasibility Study and Environmental Clearance. Further, set October 9, 2014 at 4:00 p.m. to receive RFPs.

Supervisor Carter states under "Additional Projects Benefits" the last paragraph should read as follows:

"If the Colusa Drain Flood Reduction Project does not receive funding, the project area will continue to be at high risk for flooding". She requests the rest of the sentence be stricken.

Supervisor Vann states the sentence does not need to be a stand alone sentence, add the statement to the paragraph above.

Supervisor Carter states the reference to HDR under "Geotechnical Exploration" in the fifth bullet point should be stricken.

Supervisor Marshall states in the second bullet point under "Introduction" the words "City of Colusa" should be added.

Supervisor Vann states in the first bullet point under "Introduction" the word "portion" should be taken out and "for the City of Colusa" added. She further states the document should be reviewed to make sure there are no contradictory statements.

Supervisor Carter states with the changes noted she moves to approve the Request For Proposal for the Development of a Flood Protection Feasibility Study and Environmental Clearance. Further, set October 9, 2014 at 4:00 p.m. to receive RFPs.

RESULT:	APPROVED WITH CHANGES [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Gary J. Evans, District IV
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Presentation and discussion of the status of FEMA's Re-mapping for the Communities of Maxwell, Unincorporated Williams, and Arbuckle.

Mr. Lanphier states in December of 2013, FEMA presented to the Board of Supervisors updated detailed Special Flood Hazard Area (SFHA) maps for the communities of Maxwell, Unincorporated Williams, and Arbuckle. He states these new maps indicated that many of the structures previously identified as being within a SFHA are not within a SFHA and as a result these structures are now no longer required to carry flood insurance once the maps become effective. He states further at the recommendation of FEMA, the Board of Supervisors adopted these maps by resolution effective July 3, 2014. He further states unfortunately, many of the National Flood Insurance Programs (NFIP) lending and insurance institutions are not recognizing these latest maps as the "effective" maps, thus requiring property owners to maintain NFIP policies, despite the indication by the latest maps that they are no longer within a SFHA.

Ms. Schaffer speaks to the following:

- Project history,
- LOMA-Letter Of Map Amendment,
- LOMR-Letter Of Map Revision
- PMR-Physical Map Revision.

Ms. Schaefer states to provide expanded due process rights for changes due to LOMRs, any LOMR in a community already compliant with the necessary requirements outlined in 44 CFR Section 60.3 that requires an appeal period will become effective 120 days from the second newspaper publication date, or after all appeals received have been resolved, which ever comes later. She speaks further to the steps/procedures necessary to get the maps approved by FEMA as best available data.

Chair Vann inquires as to why this information was not addressed when the Board approved the maps?

Ms. Schaefer states she did not articulate the information as well as it should have been. She also states homeowners can be reimbursed a prorated share of their premium as soon as the new maps become effective.

Lengthy discussion is held regarding the process/procedures to move forward with the approval of the maps from FEMA as best available data, the completion of an MT2

form and submitting same to the appropriate agency, noticing to the public/community, maps coming effective 120 days after the noticing to the public/community, and letters that have been sent to property owners with no action taken.

VIII. CONSENT AGENDA ITEMS 1-7

Approve Consent Agenda Item Numbers 1 through 7 as follows:

C14-189 1. Approve Modification to contract C13-024 between the County of Colusa DPW and **Hailing and Associates** to provide environmental monitoring infrastructure and additional sampling and testing at the Stonyford Landfill as mandated by revised Waste Discharge Requirement (WDR) 5R-2014-0083, modifying terms as set forth in the Modification, with all other terms to remain in full force and effect and authorize the Chair to sign.

C14-190 2. Approve Road Damage Repair Contract between the County of Colusa and **Foothill Energy LLC** for reimbursement to the County for damage to County roads that may result from operation under Use Permit for Gas Well Drilling, effective September 9, 2014, with terms and conditions as set forth in the Contract and authorize the Chair to sign.

C14-191 3. Approve Memorandum of Understanding (MOU) between the County of Colusa, the **California Department of Social Services (CDSS) and TALX Corporation** allowing Colusa County to participate in a pilot program for the Work Number Express Service, effective October 1, 2014 through December 31, 2014, with terms and conditions as set forth in the MOU and authorize the Chair to sign.

C14-192 4. Approve First Modification to C12-170 between Colusa County, through its Department of Health and Human Services (DHHS), and the **National Council on Crime and Delinquency (NCCD)** for the SafeMeasures Reporting Service Subscription Fee, and modifying the TERM of the contract and Exhibit "A" Compensation 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. Approve the following: California Department of Veterans Affairs Fiscal Year 2013-2014 Claim for Subvention Funds January 1 - June 30, 2014 and authorize the Auditor Controller to sign; California Department of Veterans Affairs Subvention Certificate of Compliance Fiscal Year 2014/2015 Colusa County Subvention Program and California Department of Veterans Affairs Medi-Cal Certificate of Compliance Fiscal Year 2014/2015 Colusa County Medi-Cal Cost Avoidance Program and authorize the Chair to s

C14-193 6. Approve and ratify Side-Letter Agreement 2012-2015 MOU between the County of Colusa and the **Colusa County Management Coalition**, effective July 1, 2012, with terms and conditions as set forth in the Side Letter Agreement and authorize the Interim County Administrative Officer to sign.

7. Ratify Letter dated September 2, 2014 to Mr. Don Rushton-Caltrans, District 3 regarding the proposed speed limit increase on State Route 45 through the Community of Princeton, CA.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gary J. Evans, District IV
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

IX. ADMINISTRATION

Consider approving a letter in opposition to SB1139 geothermal renewable power and authorize the Chair to sign.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	Mark D. Marshall, District III
AYES:	Gary J. Evans, Denise J. Carter, Mark D. Marshall, Kim Dolbow Vann

Chair Vann declares a recess at 11:05 a.m. to convene in Closed Session and reconvenes Regular Session at 11:34 a.m. with all Supervisors present.

Present: Marcos Kropf, County Counsel.
Bob Muszar, Interim CAO/Clerk to the Board/Risk/Safety Manager.
Yolanda Tirado, Ann Nurdyke, Board Clerks.

X. CLOSED SESSION

Chair Vann makes time for announcement of Closed Session matters discussed.

Mr. Kropf announces Closed Session matters as follows:

LIABILITY CLAIM California Government Code section 54956.95. One matter. The Board members by unanimous vote denied the claim. He states the County will be sending a formal notice of denial to claimant.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Gov. Code § 54957 Title: County Counsel. He states the Performance Evaluation was completed successfully.

Chair Vann adjourns the meeting at 11:35 a.m. to reconvene in Regular Session on September 23, 2014 at the hour of 9:00 a.m.

Kim Dolbow Vann, Chair

Attest: Robert J. Muszar,
Interim Clerk to the Board of Supervisors

BY _____
Ann Nurdyke, Deputy Clerk