

Board of Supervisors

Kim Dolbow Vann District I,
Chair
John D. Loudon, District II
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

Board Chambers
546 Jay Street Suite 108
Colusa, CA 95932

Minutes

October 7, 2014

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 7th day of October 2014 at the hour of 9:00 a.m. Present: Supervisors Kim Dolbow Vann, Chair, Mark D. Marshall, Gary J. Evans, Denise J. Carter and John D. Loudon. Absent: None.

Chair Vann calls to order the Regular meeting of October 7, 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.
Mary Winters, Colusa citizen.
Peggy Scroggins, Auditor-Controller.
Joe Damiano, Ag Commissioner.
Cindy Lovelace, Director, Personnel.
Kaline Moore, Purchasing.
Bill Fenton, Chief Probation Officer.
Elizabeth Kelly, Director, Health & Human Services.
Scott Lanphier, Mike Azevedo, Public Works Department.
Eric Walker, Kristin Murphy, Calif. Highway Patrol.
Kay Spurgeon, Mike West, County Office of Education.
Neil Pearson, Sheriff's Department.
Darla Marazzo, Treasurer/Tax Collector's Office.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Opening Prayer - Pledge of Allegiance

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

- A.** MINUTES APPROVAL
1. Minutes Approval

Board of Supervisors – Regular Meeting – September 23, 2014

RESULT:	APPROVED [4 TO 0]
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
ABSTAIN:	John D Loudon

2. Minutes Approval

Board of Supervisors – Special Meeting – September 30, 2014

RESULT:	APPROVED [4 TO 0]
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
ABSTAIN:	John D Loudon

ANNOUNCEMENT OF CLOSED SESSION1. COUNTY COUNSEL

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9(a), Rominger v. Colusa County, et al. in the California Third District Court of Appeals, Case No. C073815.

I. STAFF REPORTS

Mr. Azevedo states an item arose after the posting of the October 7, 2014 Agenda regarding a water hauler for Century Ranch and requests the item be placed on the Agenda for consideration. .

Chair Vann directs the Clerk to place the item on the Agenda under Section V, Public Works, as Item No. 2.

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
ABSENT:	John D Loudon

STAFF REPORTS CONTINUED

Ms. Kelly updates the Board member on items as they pertain to her Department.

Ms. Lovelace announces the following individuals received Kudo cards in the month of September 2014:

Jaime Moreno	Planning & Building-Building-Grounds-Custodian
Jasmin Santillan	Health & Human Services
Les Catterson	Health & Human Services
Terri Selover	Health & Human Services
Gricelda Orozco	Health & Human Services

Renee Ross	Assessor
Margaret Cortez	Health & Human Services
Terissa Selover	Health & Human Services
Sheri "Sam" Harrison	Health & Human Services
Lorri McKey	Health & Human Services-Public Health
Tomika Arce	Behavioral Health
Laurie Waters	County Counsel
Maria Oliver	Health & Human Services
Darla Marazzo	Treasurer/Tax Collector
Stefanie Schantz	Health & Human Services

She further states the winner for the month of September was Jaime Moreno. She states Mr. Moreno will receive a \$25 gift card to a Colusa County vendor.

Chair Vann introduces Mr. Loudon, the newly appointed Supervisor for District II.

II. PERSONNEL

1. PERSONNEL/AG

Consider creating a new position of Water Resources Coordinator at PF Range 36, \$4,072.00 - \$5,199.00 per month, effective November 1, 2014.

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

2. PERSONNEL/PUBLIC WORKS

Consider reinstating the position of Public Works Superintendent, PFT, MGT Range 15, \$4,322.00 - \$5,519.00 per month, effective November 1, 2014.

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

3. PERSONNEL/PUBLIC WORKS

Consider adding two (2) new positions of Road Maintenance Worker I/II, PFT, MSC Range 12/16, \$2,243.00 - \$2,865.00/\$2,474.00 - \$3,160.00 per month, effective November 1, 2014.

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

4. PERSONNEL/PUBLIC WORKS - 3010

Deleting two positions:

Public Works Supervisor, PFT, MGT Range 5, \$3,385.00
\$4,322.00 per month, effective September 30, 2014,

Public Works Supervisor, PFT, MGT Range 5, \$3,385.00 - \$4,322.00

per month, effective December 31, 2014; and

Adding:

Public Works Supervisor, PFT, MSC Range 29, \$3,399.00 - ~~\$4,322.00~~ \$4,340.00 per month, effective October 1, 2014.

Public Works Supervisor, PFT, MSC Range 29, \$3,399.00 - ~~\$4,322.00~~ \$4,340.00 per month, effective January 1, 2015.

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

5. PERSONNEL/CAO-PERSONNEL - 1040

Consider adding a position of Personnel Analyst, PFT, CNF Range 32, \$3,659.00 - \$4,672.00 per month, effective November 1, 2014.

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

PUBLIC COMMENT CONTINUED

Lt. Walker states the Highway Patrol will be having free driving classes for Teens and Seniors in Williams, CA.

Ms. Murphy distributes "Start Smart Driving Smart to Stay Safe" and Age Well Drive Smart, Keys to Driving Safer and Driving Longer" pamphlets and speaks to same. Brief discussion is held, with no action taken. (Pamphlets on file in the Clerk of the Board Office)

III. COLUSA COUNTY OFFICE OF EDUCATION

1. ADMINISTRATION

Update by Superintendent of Schools Kay Spurgeon regarding the Williams Settlement site visits.

Ms. Spurgeon distributes "Report to the Colusa County Board of Supervisors, October 7, 2014 Williams Settlement Agreement Compliance and condition of Education in Colusa County" and speaks to same as follows:

Lawsuit Background,
County Superintendent Oversight and Compliance
Responsibilities,
Results of Williams Settlement Agreement Site Reviews,
Uniform Complaint Procedure (UCP), and
Facilities Inspection Tool (FIT).

She further speaks to the development of "Local Control and Accountability Plan (LCAP)", which is required as part of the Local Control Funding Formula (LCFF). Discussion is held, with no action taken.

IV. PURCHASING AND PROCUREMENT1. PURCHASING AND PROCUREMENT

Consider accepting software bids for the county-wide computer upgrades/standardization; and awarding bid to CDW-G, the lowest responsible bidder.

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

2. PURCHASING AND PROCUREMENT/HEALTH & HUMAN SERVICES

A. Consider a finding that competitive bidding, pursuant to Section 17-4 of Chapter 17 of the Colusa County Code, for the purchase of a 2014 Ford F-150 for the Environmental Health Department is not in the best interest of the public and accept the following quotes:

Geweke Ford - 2014 Pickup (immediate delivery)	\$30,055.00
Wondries Auto Fleet - 2014 Pickup (immediate delivery)	\$31,706.20
Hoblit Ford - 2015 Pickup (no 2014 available) (includes 5% local vendor discount)	\$30,635.46
Wondries Auto Fleet - 2015 Pickup	\$34,037.88

Ms. Moore states all vendors participate in government pricing programs.

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

Chair Vann makes time to consider awarding to the lowest responsible bidder, and authorizing Purchasing and Procurement to purchase said vehicle.

Supervisor Evans states it would be more cost effective to purchase the 2015 pickup from Hoblit Motors. Discussion is held.

B. Consider awarding bid to Hoblit Ford, for the 2015 Ford pickup in the amount of \$30,635.46 and authorizing Purchasing and Procurement to purchase said vehicle.

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

V. PUBLIC WORKS1. PUBLIC WORKS/ROAD DEPARTMENT

Consider approving Introduction and first reading by title only, of a proposed Ordinance of the Board of Supervisors of the County of Colusa Amending Ordinance Number 686, granting a County-wide gas pipeline franchise to Vintage Petroleum, Inc., to increase the allowable gas pipe diameter for use, from 4 inches to 8 inches; Further, set November 4, 2014 for public hearing and adoption and direct the Clerk to publish and post.

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

Chair Vann makes time to consider retaining a water hauler to begin drought relief for the Century Ranch area in an amount not to exceed \$190,000.

Mr. Azevedo speaks to the need to obtain a water hauler to transport water to Century Ranch, noting, the water system is at 50% and in 43 days the water system will be out of water. Discussion is held.

2. Consider authorization to retain a water hauler to begin drought relief for the Century Ranch area in an amount not to exceed \$190,000. Further, direct the Department of Public Works to return at a later date to ratify contract for same.

RESULT:	APPROVED [4 TO 0]
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
ABSTAIN:	John D Loudon

9:30 a.m. PUBLIC HEARINGS
COUNTY COUNSEL

A. Public Hearing to consider a proposed ordinance of the Colusa County Board of Supervisors amending subsection 45.5.6.3.19 of section 45.5 of Chapter 45 of the Colusa County Code ("Nepotism Ordinance"), providing an exception to existing employees whose family members are elected to office, adding provisions to mitigate potential nepotism and expanding the definition of family to include domestic partners.

10:01 a.m. Chair Vann opens the Public Hearing and calls for public comment. Hearing none, Chair Vann closes the Public Hearing.

B. Consider second reading, by title only, and adopt **Ordinance No. 766** an ordinance of the Colusa County Board of Supervisors amending subsection 45.5.6.3.19 of section 45.5 of Chapter 45 of the Colusa County Code ("Nepotism Ordinance"), providing an exception to existing employees whose family members are elected to office, adding provisions to mitigate potential nepotism and expanding the definition of family to include domestic partners, authorize the Chair to sign the Ordinance and direct the Clerk to publish.

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

COUNTY COUNSEL

C. Public Hearing to consider adoption 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.

10:04 a.m. Chair Vann opens the Public Hearing and calls for public comment. Hearing none, Chair Vann closes the Public Hearing.

D. Consider second reading, by title only, and adopt **Ordinance No. 767** 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 and direct the Clerk to publish.

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

CONSENT AGENDA

Approve Consent Agenda Item Numbers 1 through 20 as follows:

1. AUDITOR

Approve 2013-14 Appropriations Intra-Budget Adjustments: 14117.

C14-204 2. PLANNING & BUILDING

Approve a contract between the County of Colusa Planning and Building Department and **Big T's Trees** for removal of three (3) trees located at 85 E. Webster Street, effective October 7, 2014 through November 1, 2014, in an amount not to exceed \$1,400.00, with a fifteen (15) day written termination clause by either party and authorize the Chair to sign.

C14-205 3. BEHAVIORAL HEALTH

Approve contract between the Colusa County Behavioral Health Services and **Tracy Woo** for consulting services, effective October 1, 2014 through February 1, 2015, in an amount not to exceed \$20,000.00, with a thirty (30) day written termination clause by either party and authorize the Board Chair to sign.

4. PURCHASING AND PROCUREMENT

Declare a sheriff's office vehicle as surplus county property with a value of less than five hundred dollars (\$500.00) and authorize Purchasing and Procurement to dispose of the vehicle using Metro Towing.

5. PURCHASING AND PROCUREMENT

Declare Public Works Inventory List as Surplus, authorize Central Services to auction using public surplus website to sell and Approve Public Works writing off the value of the inventory from their accounting records in the amount of \$38,125.24.

6. PUBLIC WORKS/ROAD DEPARTMENT

Approve Notice to Bidders, Special Provisions, and Proposal for a Job Order Contract to Provide Electrical Services on an As-Needed Basis, set October 22, 2014 at 10:00 a.m. to receive and open sealed bids, and direct the Clerk to publish and post notice.

7. PURCHASING AND PROCUREMENT

Approve request for proposal package to perform evaluation and update of onsite wastewater system practices and policies for the development of local agency management plan for the Environmental Health Division, and authorize the Chair to sign the Notice to Bidders.

Further, set November 3, 2014 at 4:00 p.m. to receive and open sealed bids/proposals and direct the Clerk to publish and post Notice to Bidders.

C14-206 8. HEALTH AND HUMAN SERVICES
Ratify grant agreement number EA25-14-0028 between Colusa County Health and Human Services/Environmental Health and **CalRecycle** for the 2014/15 Local Enforcement Agency (LEA) grant program for permitting, inspection and enforcement of regulations for operation of county solid waste facilities, effective July 1, 2014 through October 28, 2015, in the amount of \$16,268 and signed by the Director of Health and Human Services.

9. HEALTH AND HUMAN SERVICES
Accept the grant between the County of Colusa and the Governor's Office of Emergency Services (Cal OES) in the amount of \$20,000 with a \$5,000 matching funds requirement, for a total \$25,000 project, effective October 15, 2014 through September 15, 2015 for the purpose of updating the county's Hazardous Materials Area Plan (HMAP) under the Hazardous Materials Emergency Preparedness (HMEP) grant program and authorize the Director of the Department of Health and Human Services to sign all related documents.

C14-207 10. HEALTH AND HUMAN SERVICES
Approve the contract between Colusa County, through its Department of Health and Human Services (DHHS), Environmental Health Division, and **Boykin Consulting Services** for completion and updating of the Hazardous Materials Area Plan (HMAP), effective October 15, 2014 through September 30, 2015, in an amount not to exceed \$19,840.00, with a fifteen (15) day written termination clause by either party and authorize the Chair to sign.

C14-208 11. LIBRARY
Approve a one-year renewal of the Baker and Taylor Book Leasing between the County of Colusa Library and **Baker and Taylor** to provide the Library with 240 leased book units annually, effective October 1, 2014, in the amount of \$4,635.62 and authorize the Chair to sign.

C14-209 12. CHILD SUPPORT
Approve the 2014-15 Plan of Cooperation ("POC") between the State Department of Child Support Services ("DCSS") and **Colusa County through its Department of Child Support Services**, effective October 1, 2014 through September 30, 2015, with terms and conditions as set forth in the POC and authorize the Child Support Services Director to sign.

C14-210 13. AG COMMISSIONER
Approve annual contract #14-0409-SF between Colusa County and **California Department of Food and Agriculture** for the Phytophthora ramorum-Regulatory (SOD), effective July 1, 2014 through June 30, 2015, in the amount of \$1475.25, and authorize Board Chair to sign all documents pertaining to contract.

14. PROBATION
Approve out of state travel for Juan Gil to attend Council Facilitator Training in Las Vegas, Nevada October 23-24, 2014.

15. SHERIFF
Approve purchase of a two gated utility trailer, in the amount of \$1,838.75, to be funded from the FY 2008-09 Rural & Small Counties Assistance Funding source (RLE).
16. ADMINISTRATION
Re-appoint Zoe Brandenberger to the Stonyford Indian Valley Cemetery District, effective October 9, 2014 through October 8, 2018. **(Applications received: Zoe Brandenberger)**
17. ADMINISTRATION
Approve Colusa County Membership Dues to NACo for January 1, 2015 through December 31, 2015.
18. ADMINISTRATION
Ratify Letter of Support to Mr. Roger Niello, President & CEO Sacramento Metro Chamber regarding the Capital Regional Small Business Development Center and signed by the Chair.
19. PURCHASING AND PROCUREMENT
Approve extending the deadline to obtain informal bid submissions for lawn service at various County sites to October 10, 2014 at 3:00 pm.
20. PERSONNEL/PROBATION - 2035
Delete: Deputy Probation Officer I/II, PFT, DSA Range 31/35, \$3,352.00 - \$4,280.00/\$3,696.00 - \$4,719.00 per month, effective June 30, 2014.
Probation -AB-109 - 02528

Add: Deputy Probation Officer I/II, PFT, DSA Range 31/35, \$3,352.00 - \$4,280.00/\$3,696.00 - \$4,719.00 per month, effective July 1, 2014.

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

- VII. ADMINISTRATION
1. ADMINISTRATION
Consider selection of CSAC Board of Directors member for 2014-15.

Discussion is held regarding the selection of CSAC Board of Directors member for year 2014-15, with the Board members concurring to continue with Supervisors Vann and Marshall as the Delegates, with Supervisor Marshall being the Alternate Delegate.

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

2. ADMINISTRATION
Consider adopting **Resolution No. 14-033** a Resolution Of The Colusa County Board of Supervisors, State of California, Urging The Governor To Take An Active Role At The Federal

Level To Require The Federal Government To Properly Manage Federal Lands In Order To Mitigate The Potential For Threatened Wildfires In California and authorize the Chair to sign.

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

VIII. SUPERVISORS' REPORTS OR COMMENTS

Supervisor Marshall

Meetings/functions attended:

Attended the Literacy awards banquet.

County Employee Picnic.

CDBG meeting.

RCRC Annual meeting.

Justice Building Build-out Committee meeting.

Supervisor Evans

Meetings/functions attended:

Attended landowner meeting re: sites reservoir meeting.

County Employee Picnic.

Supervisor Carter

Meetings/functions attended:

Attended CSAC EIA Board of Directors meeting.

RCRC Annual meeting.

Mid Upper Sac River Planning meeting.

Met with Ag Commissioner re: Groundwater position.

County Employee Picnic.

Constituents concerns regarding downtown parking.

Supervisor Vann

Meetings/functions attended:

CDBG Housing Loan issues.

Arbuckle Revitalization Committee meeting.

Conference with Legal Council on Rominger vs. Colusa County.

Conference on 1999 Indian Gaming Compacts and affects on the County.

Fouts Springs Site visit with Solano County.

County Employee Picnic.

RCRC Board meeting.

RCRC Annual meeting.

Transportation & Transit Commission.

IX. CLAIMS

1. AUDITOR

Consider approving Claims Register Sheets from the period September 23, 2014 through October 6, 2014 (Regulars).

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

2. AUDITOR

Consider approving Special Claims as follows:

<u>Claim #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
563734	Clerk/Recorder	DFM Associates	\$1,986.07
563735	Public Defender	DFM Associates	\$1,144.90
563736	County Counsel	Remcho, Johansen & Purcell	\$35.94
563737	Road	Avila & Associates	\$24,008.04
563738	Jail	Charlie's Electric	\$567.73

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, District V
SECONDER:	John D Loudon, Board Member
AYES:	Loudon, Evans, Carter, Marshall, Vann

Chair Vann declares a recess at 10:23 a.m. to convene in Closed Session and reconvenes at 10:55 a.m. in Regular Session with all Supervisors present.

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

X. CLOSED SESSION

Chair Vann makes time for announcement of Closed Session matter considered.

Mr. Kropf announces Closed Session as follows:

1. COUNTY COUNSEL

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Government Code Section 54956.9(a), Rominger v. Colusa County, et al. In the California Third District Court of Appeals, Case No. C073815. He states there is no reportable action.

Chair Vann adjourns the meeting at 10:58 a.m. to reconvene in Regular Session on October 21, 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 Nordyke, Deputy Clerk