

## Board of Supervisors

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



## County of Colusa

Wendy G. Tyler, CAO/Clerk to the  
Board of Supervisors/Risk Manager  
Ann Nordyke, Chief Deputy Clerk to  
the Board of Supervisors  
Patricia Rodriguez, Deputy Clerk  
(530) 458-0508/0509  
(530) 458-0510  
colusacountyca.iqm2.com  
[www.countyofcolusa.org](http://www.countyofcolusa.org)

**Board Chambers**  
**546 Jay Street Suite 108**  
**Colusa, CA 95932**

### Minutes

September 6, 2016

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 6<sup>th</sup> day of September 2016 at the hour of 9:00 a.m. Present: Denise J. Carter, Chair, Mark D. Marshall, Gary J. Evans, John D. Loudon, and Kim Dolbow Vann.

Present:

- Marcos Kropf, County Counsel.
- Wendy Tyler, CAO/Clerk to the Board/Risk Manager.
- Peggy Scroggins, Robert Zunino, Auditor's Office.
- Scott Lanphier, Director, Public Works.
- Cindy Lovelace, Director, Human Resources.
- Rose Gallo Vasquez, Clerk-Recorder Registrar.
- Greg Hinton, Mary Fahey, Ag Commissioner's Office.
- Greg Plucker, Director, Planning and Building.
- Elizabeth Kelly, Director, Human and Health Services.
- Miguel Villasenor, Sheriff's Office.
- Ed Hulbert, Colusa Industrial Properties.
- John Keller, Grimes citizen.
- Kaline Moore, Budget Management Analyst.
- Debbie Hickel, Purchasing and Procurement.
- Rob Moriconi, Colusa citizen.
- Brian Pearson, Pioneer Review.
- Jake Abbott, Sun Herald.
- Mary Winters, Colusa citizen.
- Ann Nordyke, Patricia Rodriguez, Board Clerks.

Opening Prayer - Pledge of Allegiance

### MINUTES APPROVAL

1. Minutes Approval  
Board of Supervisors – Regular Meeting – August 23, 2016.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kim Dolbow Vann, District I
<b>SECONDER:</b>	John D. Loudon, District II
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

PERIOD OF PUBLIC COMMENT

Mr. Keller states Western Milling has hauls burning in Grimes and is causing health problems. He states he has repeatedly complained but nothing has been done. (Western Milling Almond Shell Fires Itinerary on file in Clerk’s Office)

Mr. Hinton states he will look into it. He further states it was his understanding the pile was no longer burning. Discussion is held, with no action taken.

ANNOUNCEMENT OF CLOSED SESSION.

Chair Carter makes time for announcement of Closed Session.

Mr. Kropf announces the Board will consider Closed Session matters as follows:

- 1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
Government Code Section 54956.9(a), Colusa Regional Medical Center Bankruptcy, United States Bankruptcy Court for the Eastern District of California, Case Number 16-23655-B-7.

I. STAFF REPORTS

None.

II. HUMAN RESOURCES/COUNTY CLERK - 2070 (50%)/ELECTIONS - 1051 (50%)

- 1. Consider amending the position allocation chart and delete the vacant position of Assistant County Clerk Recorder, PFT, MGT Range 8, \$3,755.00 - \$4,806.00 per month, effective September 30, 2016 and add the flexibly staffed position of Deputy Clerk-Recorder-Registrar I/II, PFT, MSC Range 12/18, \$2,312.00 - \$2,965.00/\$2,684.00 - \$3,440.00 per month, effective October 1, 2016.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	John D. Loudon, District II
<b>SECONDER:</b>	Gary J. Evans, District IV
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

HUMAN RESOURCES/COUNTY COUNSEL - REVENUE AND RECOVERY - 1026

- 1. Delete the position of Assistant Revenue and Recovery Officer, PFT, MSC Range 21, \$2,892.00 - \$3,706.00 per month.

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

III. AUDITOR

- 1. Consider approving 2015-16 Revenue and Appropriations Inter-Budget Adjustments #073-074 as follows: **Requires 4/5 vote.**

DEPT. NAME	FUND #	DEPT. #	ACCT. #	AMOUNT
Sheriff	00101	2021	57064	\$11,583.15
Sheriff	00101	2021	53180	\$492.91

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kim Dolbow Vann, District I
<b>SECONDER:</b>	John D. Loudon, District II
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

AUDITOR

1. Approve Intra Budget Adjustments No's: 16146 through 16156.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gary J. Evans, District IV
<b>SECONDER:</b>	Kim Dolbow Vann, District I
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

CONSENT AGENDA

Approve Consent Agenda Item No's 1 through 7, 9 and 10.

1. PURCHASING AND PROCUREMENT/HEALTH & HUMAN SERVICES  
Approve Contract No. **C16-157**, second modification to contract number C12-170 between the County of Colusa and the **National Council on Crime and Delinquency (NCCD)**, extending the contract term to September 30, 2018, and modifying language in Exhibit "A" to change payment due dates, with all other terms and conditions as set forth in the contract to remain in full force and effect and authorize the Chair to sign.
2. PURCHASING AND PROCUREMENT/HEALTH & HUMAN SERVICES  
Approve Contract No. **C16-158**, second modification to contract number C13-083 between the County of Colusa and **Colusa One Stop**, increasing the total compensation from \$45,000 to an amount not to exceed \$60,000 per fiscal year, for staffing and payroll services on behalf of the Child Abuse Prevention Council and authorize the Chair to sign.
3. PURCHASING AND PROCUREMENT/ENVIRONMENTAL HEALTH  
Approve Contract No. **C16-159**, second modification to contract C15-008 between the County of Colusa and **Questa Engineering**, modifying paragraph 2 "Term" extending the contract to September 30, 2017, with terms and condition as set forth in the contract to remain in full force and effect and authorize the Chair to sign.
4. SHERIFF  
Approve Contract No. **C16-160** for the equipment grant agreement (Patrol Boat Grant # C16L0604) between the Colusa County Sheriff's Office and the **State of California, Department of Parks and Recreation Division of Boating and Waterways**, for the purchase of a patrol boat and trailer, for up to \$78,000.00, with terms and conditions as set forth in the agreement and authorize the Sheriff to sign on behalf of the County.
5. PROBATION  
Adopt Resolution No. **16-034** Of The Board Of Supervisors Of The County Of Colusa Establishing A 15% Administrative Cost For Collecting Victim Restitution Collections Pursuant To California Penal Code Section 1203.1) and authorize the Chair to sign.
6. HEALTH AND HUMAN SERVICES  
Approve Contract No. **C16-161** with Health Insurance Portability and

Accountability Act (HIPAA) Business Associate Agreement between the Colusa County Public Health & County of Colusa Social Service Division and **Telesec Answering Service** as required by federal information privacy laws, with terms and conditions set forth in the agreement and authorize the Chair to sign.

7. AG COMMISSIONER

Approve Contract No. **C16-162** for a Memorandum of Understanding (MOU) with the **California Agricultural Commissioners and Sealers Association (CACASA)** for FY 16/17 pesticide use reporting, effective July 1, 2016 through June 30, 2017, in the amount of \$6,798.00, with terms and conditions set forth in the MOU and authorize the Chair to sign.

9. APPOINTMENT/COLUSA CEMETERY DISTRICT

Consider appointment of Frank Miller to the Colusa Cemetery District, to fill the unexpired term of Yolanda Tirado, effective September 6, 2016 through March 8, 2018. **(Application received: Frank Miller)**

10. CLERK RECORDER/ELECTIONS

Accept certificate of County Clerk regarding the November 8, 2016 Consolidated General Election and adopt Resolution No. **16-035** Of The Board Of Supervisors Of The County Of Colusa, State Of California, Appointing Nominees To The Office Of Director For The Arbuckle College City Fire Protection District, The Colusa County Resource Conservation District, And The Maxwell Public Utility District as follows:

**ARBUCKLE COLLEGE CITY FIRE PROTECTION DISTRICT**

3 offices to be filled, 3 candidates filed

- 
- Charles Manhart 4-year term
  - Clarke Ornbaun 4-year term
  - Charles Grimmer 4-year term

**COLUSA COUNTY RESOURCE CONSERVATION DISTRICT**

4 offices to be filled, 4 candidates filed

- 
- Kimberly Gallagher 4-year term
  - Elizabeth Louise Nall 4-year term
  - Jay Dee Garr 4-year term
  - Gil Ramos 4-year term

**MAXWELL PUBLIC UTILITY DISTRICT**

3 offices to be filled, 1 candidate filed

- 
- Carmello Parra 4-year term
  - no candidates filed for the 2 remaining positions

and authorize the Chair to sign.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Mark D. Marshall, District III
<b>SECONDER:</b>	John D. Loudon, District II
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

Chair Carter makes time to consider Consent Agenda Item No. 8.

Supervisor Loudon states there are two different prices on this item, the backup doesn't match the amount in the detailed description. Brief discussion is held.

Mr. Lanphier states the correct amount is \$21,771.00.

8. PUBLIC WORKS/ROAD DEPARTMENT

Approve Contract No. **C16-163**, (contract number 3000PrincelTM-2016) for the 2016 State Route 45 Striping project in the town of Princeton between the County of Colusa and **Linear Options, Inc.**, in the amount of \$21,771, effective September 6, 2016, with terms and conditions set forth in the contract and authorize the Chair to sign.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Mark D. Marshall, John D. Loudon
<b>SECONDER:</b>	Kim Dolbow Vann, District I
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

V. COLUSA INDUSTRIAL PROPERTIES (CIP)

1. Receive update from Ed Hulbert regarding Colusa Industrial Properties (CIP).

Mr. Hulbert updates the Board members on items as they pertain to Colusa Industrial Properties' progress, and speaks to the following items: (Handout on file at Clerk's Office):

- Employment,
- New Tenants,
- Colusa Rice Co.,
- Premier Mushroom,
- Waste Water Permit,
- Residential project entitlements,
- New Office,
- Boat Ramp,
- Mitigation Bank,
- Community Service and
- Project Falcon.

Lengthy discussion is held, with no action taken.

VI. 9:46 a.m. (9:30 a.m. Item on Agenda)PUBLIC HEARING

Chair Carter makes time for a Public Hearing/second reading by title only to consider adoption of an Ordinance Of The Colusa County Board of Supervisor Amending Colusa County Code Chapter 12, Section 12.17.2 Adding A Stop Intersection At Wyer Road and Wisconsin Avenue And Amending Chapter 12a, Section 12a.11 Adding A No-Parking Zone Extending North From The Intersection Of Putnam Way And Freeway Undercrossing Road and authorize the Chair to sign and direct the Clerk to post and publish same.

9:47a.m. Chair Carter opens the Public Hearing and calls for public comment. Hearing none, Chair Carter closes the Public Hearing.

1. Adopt **Ordinance No. 780** An Ordinance Of The Colusa County Board Of Supervisors Amending Colusa County Code Chapter 12, Section 12.17.2 Adding A Stop Intersection At Wyler Road And Wisconsin Avenue And Amending Chapter 12a, Section 12a.11 Adding A No-Parking Zone Extending North From The Intersection Of Putnam Way And Freeway Undercrossing Road.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kim Dolbow Vann, District I
<b>SECONDER:</b>	Gary J. Evans, District IV
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

2. PLANNING & BUILDING

Consider continuing to September 20, 2016 the Appeal Hearing of the Zoning Administrator's determination of November 20, 2015 that the proposed project by Neighborhood Housing Services Inc. to build homes in a partially built subdivision in the Arbuckle area does not comply with County' Zoning Code, Chapter 44, Section 44-3.70.040, subsections C, D, E, and G (**Continued from the August 23, 2016, Board meeting**).

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kim Dolbow Vann, District I
<b>SECONDER:</b>	John D. Loudon, District II
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

VII. CLAIMS/ADMINISTRATION

1. Consider approving Claim Register Sheets for period August 23, 2016 through September 5, 2016.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Kim Dolbow Vann, District I
<b>SECONDER:</b>	Gary J. Evans, District IV
<b>AYES:</b>	Marshall, Evans, Vann, Loudon, Carter

VIII. SUPERVISORS' REPORTS OR COMMENTS

Supervisor Loudon

Meetings/functions attended:  
Farm Bureau Candidate Night.  
Community Action Partnership.  
Sheriff/jail meeting.  
Budget Review.  
Community Flood Risk Grant.  
Crawdad Festival.

Supervisor Vann

Meetings/functions attended:  
Sites Project.  
Neighborworks meeting.  
CSAC meeting.

Supervisor Evans

Meetings/functions attended:  
Sites Project.  
Candidates Night.  
Resources Advisory Council.

Supervisor Marshall

Meetings/functions attended:  
Williams City Council meeting regarding Morning Star.  
Community Active Partnership.  
Crawdad Festival.

Supervisor Carter

Meetings/function attended:  
Ag Commissioner meeting.  
SGMA work.  
Budget Review  
NeighborWorks meeting.

**IX. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS**

Ms. Tyler states the budget will be done Friday morning.

Chair Carter makes time to consider Consent Agenda Item No. 11.

**11. ADMINISTRATION**

Adopt a Proclamation of the Board of Supervisors of the County of Colusa State of California Recognizing Colusa Casino Resort's 30th Anniversary, August, 2016 and authorize the Chair to sign.

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

Chair Carter declares a recess at 9:58 a.m. and reconvenes at 10:25 a.m. in Regular Session with all Supervisors present.

Present: Marcos Kropf, County Counsel.  
Wendy Tyler, CAO/Clerk to the Board/Risk Management.  
Ann Nordyke, Patricia Rodriguez, Board Clerks.

**X. CLOSED SESSION**

Chair Carter makes time for announcement of Closed Session matters considered.

Mr. Kropf announces Closed Session matters as follows:

1. COUNTY COUNSEL  
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Government Code Section 54956.9(a), Colusa Regional Medical Center

Bankruptcy, United States Bankruptcy Court for the Eastern District of California, Case Number 16-23655-B-7. He states there is no reportable action.

Chair Carter adjourned the meeting at 10:25 a.m. to reconvene in Regular Session on September 20, 2016 at the hour of 9:00 a.m.

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

Attest: Wendy G. Tyler,  
Clerk to the Board of Supervisors

BY \_\_\_\_\_  
Patricia Rodriguez, Deputy Clerk