

Board of Supervisors

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



COUNTY OF COLUSA

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Minutes

March 3, 2009

The Board of Supervisors of the County of Colusa, State of California meet in Regular Session this 3rd day of March 2009 at the hour of 9:00 a.m., with Closed Session scheduled for 10:45 a.m. Present: Supervisors Gary J. Evans, Chairman, Denise J. Carter, Thomas A. Indrieri, Mark D. Marshall, and Kim Dolbow Vann. Absent: None.

Present: Henry Rodegerdts, Marge Kemp-Williams, County Counsel's Office.
Peggy Scroggins, Robert Zunino, Auditor-Controller's Office.
Wayne Zoller, Andrea Correa, Arnie Gross, Assessor's Office.
Loren Clifton, Jon Wrynski, Gerald Schantz, Kristen Montejano, Department of Public Works.
Beth Robey, Nancy Parriott, Department Health & Human Services.
Donna Critchfield, Colusa City Council member.
Brian Ring, Personnel Director.
Scott Marshall, Russ Jones, Kevin Erdelt, Sheriff's Department.
Kevin Harrigan, Colusa County Office of Education.
Curtis Boewer, Director, Behavioral Health Services.
Mary Winter, Colusa citizen.
Steve Bordin, Chief Probation Officer.
Sharon Reische, District Attorney's Office.
Steve Hackney, Director, Planning & Building.
Cheryl Moss, Assistant Treasurer-Tax Collector.
Harry Krug, Renee McCormick, Ag Commissioner's Office.
Barbara Salazar, Transit Agency.
Katherine Ferreira, Central Services.
Peter Jukusky, Williams citizen.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Evans. Pledge of Allegiance.

Chairman Evans expresses concern that Resolution 09-012, Declaring a Hiring Freeze, adopted at the Special Session Meeting of February 11, 2009, contains contradictory language and states that the Board may have to revisit the resolution in the future. He further states that this is not a correction to the Minutes merely an observation. **(See Supervisors' Minutes Book 2009, page 44)**

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve the Minutes of the February 11, 2009 Special Session. Motion carried by the following vote:

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

NOES: None.

ABSENT: None.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Marshall to approve the Minutes of the February 17, 2009 Regular Session. Motion carried by the following vote:

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

NOES: None.

ABSENT: None.

ABSTAIN: Supervisor Carter.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve the Minutes of the February 26, 2009 Special Session. Motion carried by the following vote:

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

NOES: None.

ABSENT: None.

ABSTAIN: Supervisor Carter.

Chairman Evans declares time for a period of public comment.

He states that a proposed Water Ordinance scheduled to be heard today was pulled from the Agenda. He states further anyone wishing to comment on the proposed Ordinance will be heard at this time.

No comments being heard, Chairman Evans closes the period of public comment.

Mr. Rodegerdts announces the Board will meet in Closed Session regarding the following matters scheduled for 10:45 a.m.:

- Under the Provisions of Government Code Section 54957.6, the designated Negotiators, Brian Ring and Marge Kemp-Williams, for ongoing labor negotiations will update the Board on matters associated with negotiations and receive instruction.

- Under the Provisions of Government Code Section 54956.8, the Board will meet with it's Negotiators, Ruben Lopez, County Consultant, Supervisors Thomas A. Indrieri, Mark D. Marshall, and Peggy Scroggins, Auditor-Controller to discuss the terms related to the transfer of the Court Facilities at the following location:

Colusa County Historic Courthouse,
Courthouse Annex, 547 Market Street, Colusa, CA, and
Criminal Justice Facility, 532 Oak Street, Colusa, CA., 95932

to the State of California, and states the subcommittee is in the process of reviewing draft documents and at this point nothing demands the attention of the full Board.

9:10 a.m. (9:05 a.m. item on Agenda) STAFF REPORTS

Mr. Clifton informs the Board members that Mr. Tom Redenbaugh an employee of Public Works, Williams Road Yard passed away this last weekend. He states a memorial service will be held in his honor on Sunday, March 8, 2009, at the Colusa Indian Community Center from 11:00 a.m. to 3:00 p.m.

Mr. Zoller expresses his appreciation to the Board members for the "Get Motivated" seminar and reports on matters that pertain to his department.

Mr. Hackney reports on matters that pertain to his department.

Mr. Boewer reports on matters that pertain to his department. He also expresses his appreciation to the Board members for the Special Board meeting held on February 26, 2009 and to the Board Clerks for quickly generating the required paperwork needed to take to the State.

9:15 a.m. (9:10 a.m. item on the Agenda) Chairman Evans makes time to consider/discuss filling the vacant position of Administrative Secretary/Commission Secretary I/II, PFT, Range 17/21 (08C Schedule), effective March 15, 2009. Brief discussion is held.

Following discussion, direction is given to the Personnel Director to fill the vacant position of Administrative Secretary/Commission Secretary I/II, PFT, Range 17/21 (08C Schedule), effective March 15, 2009, with applications previously received.

Chairman Evans makes time for a presentation of the Classification and Compensation Study - Final Report as prepared by the firm of Nash and Company, Inc.

Mr. Ring distributes binders to the Board members titled "Colusa County Compensation Study Final Recommendations prepared by Nash and Company Inc., February 26, 2009 and speaks to same. Discussion is held, with no action taken. (Binder on file in the Clerk-Recorders office)

9:30 a.m. (9:20 a.m. item on Agenda) SHERIFF: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve the 2008/2009 Application for Off-Highway

Motor Vehicle Recreation Grant for the Sheriff's Law Enforcement Program. Motion carried: All yes. Absent: None.

SHERIFF/RESOLUTION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to adopt **Resolution No. 09-016**, a Resolution of the Colusa County Board of Supervisors Approving an Application for Funding from the California Emergency Management Agency (CalEMA) Authorizing the Execution of the Ongoing Emergency Management Performance Grant (EMPG) Program for FY 09 and authorizing the Sheriff as OES Coordinator to sign for the Purposes of this Grant and authorize the Chairman to sign the Resolution. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

C09-039 9:35 a.m. (9:25 a.m. item on Agenda) BEHAVIORAL HEALTH: It is moved by Supervisor Indrieri seconded by Supervisor Carter to approve an agreement between the County of Colusa Behavioral Health Services and **the Colusa Regional Medical Center** for emergency room/observation bed facilities, effective September 1, 2008, with terms and conditions as set forth in the agreement and authorize the Director of Behavioral Health Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

9:38 a.m. (9:30 a.m. item on Agenda) Chairman Evans declares time for a Public Hearing to consider a proposed Ordinance of the Colusa County Board of Supervisors Granting a County-Wide Pipeline Franchise to Slawson Exploration Company, Inc.

Mr. Schantz speaks in support of adopting the proposed Ordinance.

Chairman Evans calls for public comment.

9:39 a.m. None being heard, Chairman Evans closes the Public Hearing.

PUBLIC WORKS/ORDINANCE: It is moved by Supervisor Vann, seconded by Supervisor Carter to waive second reading and adopt **Ordinance No. 726**, an Ordinance of the Colusa County Board of Supervisors Granting a County-Wide Pipeline Franchise to Slawson Exploration Company, Inc., authorize the Chairman to sign the Ordinance and direct the Clerk to publish and post. Ordinance passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

Present: Peggi Conney, Carmen Santana, Leslie Gomez, Danielle Padilla, Deidra Young, Donna Dennis, Jim Rogers,

Health & Human Services.

C09-040 9:40 a.m. (9:35 a.m. item on Agenda) HEALTH AND HUMAN SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Vann to approve "Second Amendment to Contract **Between Colusa County Office of Education** and Colusa County Department of Health and Human Services Regarding CalWORKs Child Care, Contract Number C08-116" increasing the maximum amount of the contract to \$137,446.00, effective July 1, 2008 through June 30, 2009, with all other terms and conditions to remain in full force and effect and authorize the Director of Health and Human Services to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

Chairman Evans makes time for a proposed Proclamation of the Colusa County Board of Supervisors Declaring March 2009 as Professional Social Workers Month and reads the Proclamation into the record:

**"A PROCLAMATION OF THE COLUSA COUNTY BOARD OF SUPERVISORS
DECLARING MARCH 2009 AS PROFESSIONAL SOCIAL WORKERS MONTH**

WHEREAS Social Workers are positive and compassionate professionals who are dedicated to improving the society in which we live, and

WHEREAS Social Workers collaborate with community partners to help people help themselves, whenever and wherever they need it most, and

WHEREAS the Colusa County Department of Health and Human Services currently employs 7 Social Workers and 2 Social Services Assistants; and

WHEREAS so far this fiscal year, the Children's Protective Services unit has responded to 62, and the Adult Protective Services unit to 28, reports of abuse.

WHEREAS in Colusa County there are approximately 50 ongoing cases in which Social Workers are assisting and protecting children through empowering parents to overcome their problems, and when not possible, helping children find a new permanent and safe home; and

WHEREAS in Colusa County, approximately 160 elderly or disabled adults are able to continue living independently in their own homes with the assistance of Social Workers who help them access in-home care providers;

WHEREAS even though both the Children's and Adult Protective Services units are operating with less than full staffing, they have been able to meet or exceed State requirements for timely visits and delivery of services.

BE IT RESOLVED that in recognition of the purpose-driven career of social work, the Colusa County Board of Supervisors does hereby declare March 2009 as Professional Social Workers Month and acknowledges the important role they play in serving the most vulnerable residents of Colusa County".

Ms. Robey distributes pins to those employees being honored.

HEALTH AND HUMAN SERVICES/PROCLAMATION: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to adopt a Proclamation of the Colusa County Board of Supervisors Declaring March 2009 as Professional Social Workers Month and

authorize the Chairman to sign. Motion carried: All yes. Absent: None.

9:48 a.m. (9:40 a.m. item on Agenda) CENTRAL SERVICES/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to accept a bid for pesticides for the Department of Agriculture's Purple Star Thistle Program from UAP Distribution, Inc. in the amount of \$5,293.33. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to award the bid for pesticides for the Department of Agriculture for the Purple Star Thistle Program to **UAP Distribution, Inc.**, in the bid amount of \$5,293.33. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/BIDS/RFPs: It is moved by Supervisor Carter, seconded by Supervisor Vann to accept proposals received for Helicopter Application of the Pesticide Milestone for the Department of Agriculture for the Purple Starthistle Eradication Program as follows:

- Pacific Valley Aviation, Inc., \$2,051.15
- Jones Flying Service \$2,400.00

Motion carried: All yes. Absent: None.

CENTRAL SERVICES/BIDS/RFPs: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to award the proposal for the Helicopter Application of the Pesticide Milestone to **Pacific Valley Aviation, Inc.**, in the proposal amount of \$2,051.15. Motion carried: All yes. Absent: None.

C09-041 CENTRAL SERVICES/BIDS: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve Professional Services Agreement between the County of Colusa Agriculture Department and **Pacific Valley Aviation, Inc.**, for application of the pesticide Milestone, effective March 3, 2009, in the amount of \$2,051.15, with a three (3) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

C09-042 CENTRAL SERVICES/BIDS/RFPs: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to approve an amendment to Contract C06-276, between the County of Colusa Central Services and **Advanced Document Concepts** to add Migrant Housing to the equipment and maintenance services agreement, with terms and conditions as set forth in the Amendment and all other terms and conditions as set forth in the original agreement to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

CENTRAL SERVICES/SURPLUS PROPERTY: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to declare County-Owned vehicles as surplus property, with the condition Transit Agency has declared the vehicles of no value to the County. Further, authorize auction of surplus vehicles pursuant to Contract Number C07-047, between the County of Colusa and Bar None Auction Company. Motion carried: All yes. Absent: None.

10:00 a.m. (9:50 a.m. item on Agenda) Chairman Evans makes time for a presentation and discussion of Revenue and Expenditure Status Reports for the County operating funds for the month ended January 31, 2009.

Ms. Scroggins updates the Board members regarding the operating funds for the County, expressing concerns regarding the following budgets:

DA-Welfare Investigation,
Grand Jury,
Fouts Springs, Youthful Offender,
Burial of Indigents,
Care of Juveniles,
County Library, Adult Literacy, Family Literacy, and
Counseling Center.

Discussion is held, with no action taken.

AUDITOR-CONTROLLER: It is moved by Supervisor Indrieri, seconded by Supervisor Vann to approve Intra-Budget Transfer Nos. 29020 through 29021. Motion carried: All yes. Absent: None.

AUDITOR-CONTROLLER: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve changes in Revenue and Appropriations as follows:

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
Increase (Decrease) Appropriations: 2005/06 Designations				
Communications	00101	2020	53120	\$1,459.30
Communications	00101	2020	53120	\$240.00
Communications	00101	2020	53180	\$2,050.00
Total				\$3,749.39
Communications	00101	2020	51010	\$108.66
Communications	00101	2020	51012	\$1,701.53
Communications	00101	2020	51014	\$1,356.20
Communications	00101	2020	51021	\$356.75
Communications	00101	2020	51022	\$524.45
Total				\$4,047.59
Sheriff	00101	2021	51010	\$1,229.67
Sheriff	00101	2021	51012	\$34,849.71
Sheriff	00101	2021	51014	\$12,362.77
Sheriff	00101	2021	51021	\$5,645.04
Sheriff	00101	2021	51022	\$8,023.67
Total				\$62,110.86
Drug Enforcement	00101	2022	51012	\$3,384.62
Drug Enforcement	00101	2022	51014	\$712.37
Drug Enforcement	00101	2022	51021	\$301.82
Drug Enforcement	00101	2022	51022	\$440.39

Total				\$4,839.20
Boating	00101	2024	51012	\$50.14
Boating	00101	2024	51022	\$8.31
Total				\$58.45
Jail	00101	2031	51010	\$158.90
Jail	00101	2031	51012	\$11,195.93
Jail	00101	2031	51014	\$7,844.80
Jail	00101	2031	51021	\$3,263.02
Jail	00101	2031	51022	\$3,180.11
Total				\$25,642.76
Coroner	00101	2071	51012	\$19.38
Coroner	00101	2071	51014	\$224.53
Coroner	00101	2071	51021	\$54.68
Coroner	00101	2071	51022	\$40.40
Total				\$338.99
Emergency Services	00101	2081	51012	\$476.18
Emergency Services	00101	2081	51014	\$89.60
Emergency Services	00101	2081	51021	\$37.96
Emergency Services	0010	2081	51022	\$93.72
Total				\$697.46

Motion carried: All yes. Absent: None.

CONSENT AGENDA: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Consent Agenda Item Nos. 1 and 2 as follows:

C09-043 1. PUBLIC WORKS Ratify Annual Road Damage Repair Agreement (Gas Well) between the County of Colusa Public Work's Department and **Central Valley Gas Storage, L.L.C.**, with terms and conditions as set forth in the Agreement and authorize the Director of Public Works to sign on behalf of the Board of Supervisors.

C09-044 2. AG COMMISSIONER: Approve Standard Agreement No. 08-0383 between the County of Colusa Ag Commissioner and the **State of California, Department of Food and Agriculture** for Nursery and Seed Inspection Program, effective July 1, 2008 through June 30, 2009, in the maximum amount of \$946.00, with a thirty (30) day written termination clause by either party and authorize the Ag Commissioner to sign on behalf of the Board of Supervisors. **Consent motion carried: All yes. Absent: None.**

SUPERVISORS' REPORTS OR COMMENTS

Supervisor Indrieri:

Meetings attended:

Join Cities and County meeting.

Administrative Office of the Courts meeting.

NCC Governing Board meeting.

Farm Bureau Dinner.
Colusa City Council meeting.
Lunch/Dinner Airstream R.V. Club of Northern California.

Supervisor Vann

Meetings attended:
PG&E.
PG&E and Gemma.
Joint Cities and County.
Special Board Meeting.
RCRC Executive Committee Meeting.
Farm Bureau Dinner.
Waiver for Colusa County Ground Water Ordinance.
Transit meeting.

Supervisor Evans

Meetings attended:
Special Board meeting.
Indian Gaming.
RAC, Title II, III.
PG&E.
Farm Bureau dinner.
RC&D Council meeting.

Chairman Evans makes time to consider/discuss the next Department Head Workshop. Discussion is held.

Following discussion, the Board members concur the next Department Head Workshop will be held on May 26, 2009 from 9 a.m. to 12:00 noon.

Chairman Evans announces the Employee Appreciation Luncheon will be set for October 6, 2009.

ADMINISTRATION: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve a letter of support for the City of Colusa in their efforts to secure Economic Development Administration (EDA) funding for an expansion of its well water capacity and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Chairman Evans inquires if there is any State, Federal Legislation or General Budgetary Matters of interest.

Supervisor Vann states she has meet with PG&E representatives and PG&E will be hosting "PG&E DAY" on March 26, 2009 from 10:00 a.m. to 7:00 p.m. in efforts to inform the community of free services/programs offered by PG&E.

AUDITOR: It is moved by Supervisor Vann, seconded by Supervisor Indrieri to approve Special Claims as follows:

On Site Safety Services Inc.	\$	630.00
James Missett	\$	58.90

Payments to the State:

State of California-State Treasurer	\$ 4,949.68	Previously held 2/17/09
State Registrar	\$ 205.50	Previously held 2/17/09
State of California	\$ 20.00	Previously held 2/17/09
Center of Health Statistics	\$ 142.10	Previously held 2/17/09
State of California-State Treasurer	\$ 58.90	Previously held 2/17/09
CA Department of Justice	\$ 260.00	
Secretary for Env. Protection	\$ 6,144.00	
Regents, University of CA	\$ 260.00	
CA Department Of Social Services	\$ 3,022.00	
CA Department of Social Services	\$ 941.00	
CA Department of Social Services	\$ 20,298.00	
Da Dept of Forestry & Fire	\$ 3,363.00	
Department of Justice	\$ 32.00	
Department of Justice	\$ 19.00	
CDCR-Division of Juvenile Justice	\$ 185.00	
Total as of March 3, 2009	\$ 39,900.18	

Motion carried: All yes. Absent: None.

AUDITOR: It is moved by Supervisor Vann, seconded by Supervisor Carter to approve Claim Register Sheets for the period February 16, 2009 through March 2, 2009. Motion carried: All yes. Absent: None.

Ms. Tirado apprises the Board of items set for the March 17, 2009 Agenda.

Discussion is held regarding the last day for submittal of agenda requests for placement on the agenda and the need to adhere to the deadlines designated on the Board Of Supervisors meeting Schedule (January –June 2009) to give the Supervisors more time to review items on the agenda and speak to Department Heads if required.

Following discussion, it is the consensus of the Board members to hold agenda review on Tuesday, March 10th 2009, at 3:00 p.m. Further, any item received after the deadline will be considered at the next Board meeting.

Chairman Evans declares a recess at 10:53 a.m., to convene in Closed Session and reconvenes in Regular Session at 12:07 p.m., with all Supervisors present.

Present: Henry Rodegerdts, Marge Kemp-Williams County Counsel's Office.
 Brian Ring, Personnel Director.
 Ruben Lopez, County Consultant.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Rodegerdts announces the Board considered the following Closed Session matters:

✿ Under the Provisions of Government Code Section 54957.6, the designated Negotiators, Brian Ring and Marge Kemp-Williams, for ongoing labor negotiations updated the Board on matters associated with negotiations. Discussion was held and instructions were given to negotiators.

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☀ Under the Provisions of Government Code Section 54956.8, the Board met with its Negotiators, Ruben Lopez, County Consultant, Supervisors Thomas A. Indrieri, Mark D. Marshall, and Peggy Scroggins, Auditor-Controller to discuss the terms related to the transfer of the Court Facilities to the State of California of the following location:

Colusa County Historic Courthouse,
 Courthouse Annex, 547 Market Street, Colusa, CA, and the
 Criminal Justice Facility, 532 Oak Street, Colusa, CA., 95932

stating the Board did not go forward with the Closed Session matter, noting nothing new was on the table. Further, later this afternoon the subcommittee is scheduled to meet at 2:00 p.m. for a conference call with the Administrative Office of the Courts on this subject.

The Board adjourns at 12:12 p.m. to reconvene in Regular Session on March 17, 2009 at the hour of 9:00 a.m.

 Gary J. Evans, Chairman

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

BY _____
 Ann Nordyke, Board Clerk