

Board of Supervisors

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



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
Melissa Kitts, Deputy Clerk
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Board Chambers
546 Jay Street Suite 108
Colusa, CA 95932

Minutes

March 21, 2017

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 21st day of March 2017 at the hour of 9:00 a.m. Present: Denise J. Carter, John D. Loudon, Kim Dolbow Vann, Kent S. Boes, and Gary J. Evans, Chair.

Present:

- Marcos Kropf, County Counsel.
- Wendy Tyler, CAO/Clerk of the Board/Risk Management.
- Robert Zunino, Assistant Auditor-Controller.
- Cindy Lovelace, Director, Human Resources.
- Scott Lanphier, Mike Azevedo, Public Works.
- Greg Plucker, Director, Planning and Building.
- Elizabeth Kelly, Director, Health and Human Services.
- Nasjit Kang, Environmental Health Services.
- John Contreras, Director, Child Support Services.
- Debbie Hickel, Purchasing and Procurement.
- Kaline Moore, CAO Budget Analyst.
- Renee McCormick, Ag Commissioner's Office.
- Devin Kelly, District Attorney's Office.
- Donald Terry, Neighborworks.
- Gene Beauchamp, VFW.
- Brian Pearson, Colusa Sun Herald.
- Dave Markss, Colusa City Council member.
- Rob Moriconi, Bruce Hardwick, Fred Pilgrim,
Marge Pilgrim, Calvin Cuhna, Don Traynham,
Kevin Heinburger, Mike Kalfsbeek, Jason Carrere, Jeff
Sutton, Ed Hulbert, Kiffin Reading, John A. Rogers,
Shawn Humphry, Dino McCarty, Mary Winters, Colusa
citizens.
- Shirly McCaustland, Arbuckle citizen.
- Kim Giffin, Maxwell citizen.
- Carl Anderson, Grimes citizen.
- Jesse O. Fiedler, Paradigm Shift, LLC.
- Ann Nordyke, Melissa Kitts, Board Clerks.

Opening Prayer - Pledge of Allegiance

Chairman Evans makes time for the approval of the February 21, 2017 and March 7, 2017 Board of Supervisors Meeting Minutes.

MINUTES APPROVAL

1. Board of Supervisors – Regular Meeting – February 21, 2017.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kent S. Boes, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

MINUTES APPROVAL

2. Board of Supervisors – Regular Meeting – March 7, 2017.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

PERIOD OF PUBLIC COMMENT

Mr. Moriconi speaks to the odor coming from the Compost Plant and distributes pictures of the compost piles to the Board members and speaks to same. He states he has concerns about not only the smell, but also potential health concerns, groundwater issues, and the devaluation of home prices. He also states that he has heard there is city waste at the plant as well. He states he does not believe that moving it to the planned location will solve the issue.

Mr. Sutton also speaks to the odor of the Compost Plant. He states that in the last 8 or 9 months, it's been a constant issue. He further states the smell prevents families from enjoying outdoor activities, and is worried that it will negatively impact the value of homes. He states that he is concerned that the odor issue hasn't been a priority and hasn't seen anything done, noting it is a public nuisance and requests help from the Board members.

Mr. Pilgrim speaks to the smell coming from the Mushroom plant. He states that it keeps him from enjoying activities outdoors and prevents kids from going outside. He states something needs to be done and requests the Board members to help.

Mr. Rogers also speaks to the odor problem and says it's not the first time he's addressed the Board about this issue. He states that he does not believe that the plant is doing enough to prevent odor and doesn't think moving the compost pile is going to help matters. He further requests the Board members to address the issue as it's a public nuisance.

Mr. Anderson, from Macs Mobile Home Park in Grimes speaks to poor drainage issues that affect parking areas in the Mobile Home Park. He states that flooding has impacted the leach field and makes parking impossible for residents. He further states he has been told that the sloping area is on County property and that he cannot make any modifications to County property. He requests the Board to have someone check the area and see if something can be done.

ANNOUNCEMENT OF CLOSED SESSION

Chairman Evans makes time for the announcement of Closed Session.

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

1. COUNTY COUNSEL
 CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
 Significant exposure to litigation pursuant to California Government Code section 54956.9(d)(2): One matter.

I. STAFF REPORTS

Mr. Plucker speaks to the many calls received at the Environmental Health Department regarding the odor caused by the compost plant. He states he has discussed the issue with the facility operator and has a follow up meeting on Friday, March 24, 2017. He further states that he will be having a frank dialogue about State permitting requirements that they haven't complied with. He states that permits will be required to relocate the compost pile and that the issues of odor will need to be addressed prior to permits being issued. Noting, the meeting will predominantly revolve around the odor issue and finding a solution.

Chairman Evans requests this item be placed on the agenda until resolved.

Mr. Rogers expresses concern that there is not a permit for the current location. He states that there's no drainage and the piles are steaming, which could cause fires.

Mr. Lanphier updates the Board on items regarding an offer made by PG&E to provide LED street lighting upgrades at no cost to the County. He states there will be a cost savings by changing to the more energy efficient lighting. Brief discussion is held with no action taken.

II. HUMAN RESOURCES/ DISTRICT ATTORNEY - 2016

1. Consider a **Step 3** new hire appointment for Bradley Morrow, Deputy District Attorney II, PFT, PF Range 48, **Step 3**, \$6,424.00 per month, effective April 1, 2017.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John D. Loudon, Supervisor
SECONDER:	Kent S. Boes, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

III. AUDITOR

1. Consider approving 2016-17 Revenue and Appropriations Inter-Budget Adjustments #071 - 078 as follows: **Requires 4/5 vote.**

DEPT. NAME	FUND #	DEPT. #	ACCT. #	AMOUNT
Literacy	00101	6022	479310	150.00
Literacy	00101	6022	53230	150.00
Co Library Trust	02955	002955	479476	64.49
Co Library Trust	02955	002955	59452	64.49
Sheriff	00101	2021	57034	9,468.59

Library Spec Proj	02950	002950	479310	350.00
Library Spec Proj	02950	002950	59452	350.00
Library	00101	6021	479910	350.00
Library	00101	6021	53251	350.00
Library	00101	6021	479310	653.05
Library	00101	6021	53230	653.05
Library	00101	6021	479310	1,800.00
Library	00101	6021	53230	1,800.00
Task Force	00101	2022	479355	7,629.67
Task Force	00101	2022	53120	623.15
Task Force	00101	2022	53170	931.17
Task Force	00101	2022	53231	451.44
Task Force	00101	2022	57011	4,838.68
Task Force	00101	2022	57014	785.23

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kim Dolbow Vann, Supervisor
SECONDER:	Denise J. Carter, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

AUDITOR

2. Approve Intra Budget Adjustment No.'s: 17023 through 17026.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kim Dolbow Vann, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

AUDITOR

3. Approve Intra Budget Adjustment No.: 17027.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John D. Loudon, Supervisor
SECONDER:	Kent S. Boes, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

9:30 a.m. Item on Agenda **PUBLIC HEARING**

Chairman Evans makes time for a Public Hearing to consider the issuance of assembly licenses pursuant to Colusa County Code 26 to Paradigm Shift Collaborations, LLC, for an outdoor assembly/event known as "LakeOut 2017" a fairy tale theme art and music festival proposed for September 22-24, 2017 to be held at the East Park Reservoir.

9:30 a.m. Chairman Evans opens the Public Hearing and calls for public comment.

Ms. Giffin expresses concern about traffic going through Maxwell for these types of events. She states that during the time of year the event is scheduled, school is in session and she's worried that someone could get hit. She states that there are many large vehicles, trucks and buses that go through town on their way to the event, and they are often exceeding speed limits. She further requests that the County have added traffic patrol in the area during the event.

Chairman Evans states that providing additional traffic controls won't be a problem and that something can be done to assist the community.

Mr. Azevedo states that he will assist with coordinating traffic controls during the event dates.

9:36 a.m. Chairman Evans calls for any additional comments. Hearing none, Chairman Evans closes the Public Hearing.

PUBLIC WORKS/ROAD DEPARTMENT

1. Consider the issuance of assembly licenses pursuant to Colusa County Code 26 to Paradigm Shift Collaborations, LLC, for an outdoor assembly/event known as "LakeOut 2017" a fairy tale theme art and music festival proposed for September 22-24, 2017 to be held at the East Park Reservoir.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kim Dolbow Vann, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

9:36 a.m. (9:30 a.m. Item on Agenda) PUBLIC HEARING

Chairman Evans makes time for a Public Hearing to consider the adoption of an Ordinance of the Colusa County Board of Supervisors Adding Chapter 36 to the Colusa County Code Adopting Standards for the Approval, Installation and Operation of Onsite Wastewater Treatment Systems and authorize the Chair to sign. **Further**, approve the County's Local Agency Management Program (LAMP) and authorize the Director of the Environmental Health Division to process the LAMP final approvals through the State.

9:43 a.m. Chairman Evans opens for Public Hearing and calls for public comment. Hearing none, Chairman Evans closes the Public Hearing.

PLANNING & BUILDING

2. Adopt Ordinance No. **784** of the Colusa County Board of Supervisors Adding Chapter 36 to the Colusa County Code Adopting Standards for the Approval, Installation and Operation of Onsite Wastewater Treatment Systems and authorize the Chair to sign. **Further**, approve the County's Local Agency Management Program (LAMP) and authorize the Director of the Environmental Health Division to process the LAMP final approvals through the State.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kim Dolbow Vann, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

9:43 a.m. (9:30 a.m. Item on Agenda) **PUBLIC HEARING**

Chairman Evans makes time for a Public Hearing to review, consider, and take action on the continued Appeal Hearing of NeighborWorks Homeownership Center - Sacramento Region's (NeighborWorks) regarding a proposed project to build homes in a partially built subdivision in the Arbuckle area. **(Continue from the following Board meetings: March 8, 2016, April 5, 2016, July 26, 2016, August 23, 2016, September 6, 2016, September 20, 2016, November 15, 2016, and January 24, 2017.)**

9:54 Chairman Evans opens the Public Hearing and calls for public comment.

Ms. McCaustland has several questions regarding the project including the pricing of the homes, whether the homeowners will be told in detail about the Cortina Service District and related fees, if there will be regular building code inspections, who will sell the homes, and if the larger lots will be priced differently than the smaller lots. Brief discussion is held.

Supervisor Vann requests that distinguishable language regarding the "sweat equity" homes and the two-story homes be added to the plan. She also states that she would like the homeowners to be made aware of the additional taxes resulting from living within a Service District.

Lengthy discussion is held regarding the plotting of the parcels.

10:15 a.m. Chairman Evans calls for any additional comments. Hearing none, Chairman Evans closes the Public Hearing.

PLANNING & BUILDING

3. Deny the decision of the previous Planning Director subject to conditions and approvals to be brought back by Mr. Plucker at the April 4, 2017 Regular Board meeting, to include the changes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kim Dolbow Vann, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

Chairman Evans declares a recess at 10:18 a.m. and reconvenes at 10:30 a.m. with all Supervisors present.

Present: Marcos Kropf, County Counsel.
Wendy Tyler, CAO/Clerk of the Board/Risk Management.
Robert Zunino, Assistant Auditor-Controller.
Scott Lanphier, Mike Azevedo, Public Works.
Greg Plucker, Director, Planning and Building.
Cindy Lovelace, Director, Human Resources.

Elizabeth Kelly, Director, Health & Human Services.
Nasjit Kang, Environmental Health.
John Contreras, Director, Child Support Services.
Debbie Hickel, Purchasing and Procurement.
Kaline Moore, CAO Budget Analyst.
Renee McCormick, Ag Department.
Devin Kelly, District Attorney's Office.
Gene Beauchamp, VFW.
Brian Pearson, Colusa Sun Herald.
Mary Winters, Colusa Citizen.
Ann Nordyke, Melissa Kitts, Board Clerks.

IV. PUBLIC WORKS

1. Chairman Evans makes time to consider pending legislation regarding transportation infrastructure funding with possible direction to staff to prepare a letter of support of proposed Transportation Funding Legislation to generate funds for state and local transportation infrastructure, and authorize the Chair to review and sign letter.
(Continued from February 7, 2017 & February 21, 2017)

Following discussion, it was the consensus of those Board Members present; to monitor legislation until action is needed.

V. COUNTY ADMINISTRATIVE OFFICE

1. Adopt Resolution **17-015** Of The Colusa County Board Of Supervisors Approving Actions Necessary For The Creation Of A New Tri-County Juvenile Rehabilitation Facility In Marysville Funded In Part By SB81 Round 1 And Round 2 Funding and authorize the Chair to sign.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

CONSENT AGENDA

Approve Consent Agenda Items No's 1 through 11 as follows:

1. **PURCHASING AND PROCUREMENT/ DHHS**

Approve a purchasing agreement Contract No. **C17-034** with **California SAWS Consortium IV, (C-IV)** for the purchase of 3 HP LaserJet Printers. Further, approve purchasing agreement Contract No. **C17-035** with **California SAWS Consortium IV, (C-IV)** for the purchase of 7 Desktop Scanners and authorize the Purchasing Agent to sign the Purchasing Agreements.

2. **SHERIFF** Consider adopting Resolution No. **17-016** Of The Colusa County Board Of Supervisors Authorizing The Sheriff To Apply For, Negotiate, Execute And Submit, On Behalf Of The County, All Documents Needed To Obtain Off-Highway Motor Vehicle Law Enforcement Grant Funds And To Accept Any Awarded Funds Subject To Board Approval and authorize the Chair to sign.

3. PLANNING & BUILDING
Set public hearing for April 18, 2017 at 9:30 a.m. to consider a proposed resolution adopting revisions to the Colusa County General Plan Land Use Element and direct the Clerk to publish and post of same.
4. SHERIFF
Approve Contract No. **C17-036**, Modification No. 004 to Exhibit A, **Cooperative Law Enforcement Annual Patrol Operating Plan & Financial Plan** and Contract No. **C17-037**, Modification No. 005 to Exhibit B, **Cooperative Law Enforcement Annual Drug Operations Plan & Financial Plan** of Master Agreement No. 16-LE-11051360-005 (C16-035) USDA, Forest Service Mendocino National Forest, to provide annual patrol operating and financial plans for law enforcement services performed for the USDA, Forest Service Mendocino National Forest from October 1, 2016 through September 30, 2017, and authorize the Sheriff and the Chair sign.
5. TREASURER
Accept Treasurer's Monthly Investment Report for February 2017 as presented.
6. PURCHASING AND PROCUREMENT/ WATER RESOURCES
Approve Contract No. **C17-038** first modification to PC15-012 between the County of Colusa and **Ellison, Schneider & Harris L.L.P.**, for special water law legal counsel, increasing the compensation in an amount not to exceed \$35,000, and updating Attachment "A" 2017 Hourly Rate Sheet and authorize the Chair to sign.
7. PURCHASING AND PROCUREMENT/PUBLIC WORKS
Approve the purchase of 4 (four) Ford P350 flat-bed trucks through Hoblit Motors in an amount not to exceed \$ 167,715.24 and authorize the Purchasing Coordinator to issue a purchase order.
8. PURCHASING AND PROCUREMENT/ BUILDING AND GROUNDS
Approve Contract No. **C17-039** with Stassi Carpentry for the Colusa County Veteran's Hall Remodel of the kitchen, bathrooms and installation of kitchen equipment, effective March 21, 2017, in an amount not to exceed \$96,423.11 and authorize the Chair to sign.
9. PURCHASING AND PROCUREMENT/BUILDING AND GROUNDS
Approve the purchase of kitchen equipment from **Douglas Equipment** for the Colusa County Veteran's Hall in an amount not to exceed \$10,790.03 and authorize the Purchasing Coordinator to issue a purchase order.
10. PURCHASING AND PROCUREMENT/DHHS
Approve 3 year contract, Contract No. **C17-040** with **First 5 Colusa Children and Families Commission** for services in assisting uninsured residents with obtaining access to health care coverage and other supportive services in an amount not to exceed \$120,750.00 and authorize the Chair to sign.
11. ADMINISTRATION
Accept letter of resignation dated February 14, 2017 from John M. Keller from the Colusa County Water Works District #1.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John D. Loudon, Supervisor
SECONDER:	Kim Dolbow Vann, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

VII. SUPERVISORS' REPORTS OR COMMENTSSupervisor Loudon

Meetings/functions attended:

- Behavioral Health Meeting
- Colusa City Council Meeting
- County Partnership Board Meeting
- County One-Stop Board Meeting
- Hospital Public Update Meeting
- Met with Ed Hulbert regarding potential New Business at CIP
- Lunch Mob at Market Street Grill
- Resource Conservation Board Meeting
- RD 108 Board Meeting
- Gallagher Fundraiser in Yuba City
- "Name the Game" Dinner

Supervisor Boes

Meetings/functions attended:

- Hospital Public Update Meeting
- SSVEMS Board Meeting
- Williams City Council Meeting
- "Name the Game" Dinner

Supervisor Vann

Meetings/functions attended:

- Sites Meetings
- Met with Greg Plucker regarding code enforcement.
- "Name the Game" Dinner

Supervisor Carter

Meetings/functions attended:

- Code Enforcement Ad Hoc Meeting
- Neighborworks Ad Hoc Meeting
- Joint Colusa-Glenn GSA Workshop
- SSVEMS Board Meeting
- LAFCo Budget Ad Hoc Meeting
- Hospital Public Update Meeting
- Flood Control Association Forum

Chairman Evans

Meetings/functions attended:

- Groundwater/Landfill Meeting in Sacramento
- Forest Service Meetings
- Sites Meetings

VIII. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS

None.

IX. CLAIMS/AUDITOR

1. Consider approving Special Claims.

<u>Claim #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
595433	DHHS	CDW	\$1,100.54
595434	Public Defender	Mehr Law Office	\$577.80
FLOOD RELATED SERVICES			
595435	Road	Billy Wycoff Constriction	\$11,755.00
595436	Road	Butte Sand & Gravel	\$4,576.22
595437	Road	Jim Fisher JR Excavating	\$3,063.00
595438	Road	M & B Enterprises	\$5,266.40
595439	Road	Sacramento Rendering Co	\$285.00

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kim Dolbow Vann, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

CLAIMS/AUDITOR

2. Approve Claim Register Sheets for period March 7, 2017 through March 20, 2017.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kent S. Boes, Supervisor
SECONDER:	John D. Loudon, Supervisor
AYES:	Carter, Loudon, Vann, Boes, Evans

Chairman Evans declares a recess at 10:52 a.m. to convene into Closed Session and reconvenes Regular Session at 11:05 a.m. with all Supervisors present.

Present: Marcos Kropf, County Counsel.
Wendy Tyler, CAO/Risk Manager/Clerk of the Board
Ann Nordyke, Melissa Kitts, Board Clerks.

Chairman Evans makes time for announcement of Closed Session.

Mr. Kropf announces Closed Session matters as follows:

X. CLOSED SESSION1. COUNTY COUNSEL

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to California Government Code section 54956.9(d)(2): One matter. He states there is no reportable action.

Chairman Evans adjourned the meeting at 11:06 a.m. to reconvene in Regular Session on April 4, 2017 at the hour of 9:00 a.m.

Gary J. Evans, Chairman

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

BY _____
Melissa Kitts, Deputy Clerk