

Board of Supervisors

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



COUNTY OF COLUSA

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Minutes

April 13, 2010

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 13th day of April 2010 at the hour of 8:00 a.m., with Closed Session scheduled for 8:05 a.m. Present: Supervisors Kim Dolbow-Vann Chairman, Denise J. Carter, Thomas A. Indrieri, Mark D. Marshall and Gary J. Evans. Absent: None.

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

Chairman Vann calls to order the Regular meeting of April 13, 2010 at 8:00 a.m.

Mr. Rodegerdts states a matter arose after the posting of the April 13, 2010 Regular Board of Supervisor's Agenda regarding a Personnel matter within the Sheriff's Department and under the provisions of Government Code Section 54957, the Board may bring the matters on by a 4/5th vote.

ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Marshall that the Board finds a matter arose after the posting of the April 13, 2010 Regular Agenda regarding a Personnel matter within the Sheriff's Department with this matter being placed on the Agenda as item "F" under Closed Session matters to be heard. Motion carried: All yes. Absent: None.

Mr. Rodegerdts states Personnel matters arose after the posting of the April 13, 2010 Board of Supervisor's Regular Agenda within the Behavioral Health Department and under the provisions of Government Code Section 54957, the Board may bring the matters on by a 4/5th vote.

ADMINISTRATION: It is moved by Supervisor Carter, seconded by Supervisor Marshall that the Board finds matters arose after the posting of the April 13, 2010 Regular Agenda regarding Personnel matters within the Behavioral Health Department with these matters to be placed on the Agenda as item "G" under Closed Session as matters to be heard. Motion carried: All yes. Absent: None.

Supervisor Marshall states today is "Be Kind to Attorneys Day." Brief discussion is held.

8:05 a.m. Chairman Vann announces the Board will discuss the following Closed Session item:

Under the Provisions of Government Code Section 54957.6, the Board will meet with its designated Negotiators - Brian Ring and Marge Kemp Williams, re: all unit negotiations - receive instruction, and potential action.

Chairman Vann declares a recess at 8:10 a.m., to convene in Closed Session and reconvenes in Regular Session at 8:33 a.m., for announcement of the remaining Closed Session items, with all Supervisors present.

Present: Henry Rodegerdts, Marge Kemp Williams, County Counsel office.
Brian Ring, Personnel Director.
Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Rodegerdts announces the Board will discuss the following Closed Session matters:

- Under the Provisions of Government Code Section 54956.9(c), the Board will discuss with Legal Counsel Potential Litigation in one (1) case.
- Under the Provisions of Government Code Section 54956.9(a) the Board will meet with County Counsel to discuss pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al., Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058.
- Under the Provisions of Government Code Section 54956.9(a), the Board will discuss with Legal Counsel pending Litigation in one (1) case. To specifically identify the litigation to be discussed would jeopardize the ability of the County to conclude existing settlement negotiations to its advantage.
- Under the Provisions of Government Code Section 54956.9 (a), the Board will discuss with Legal Counsel the status of litigation in the pending case filed in the Colusa County Superior Court entitled County of Colusa, California, Defendant, vs Modern Building, Inc., a corporation, Plaintiff, Case No. CV23741.
- Under the Provisions of Government Code Section 54957 the Board will discuss a Personnel matter within the Sheriffs' Department.
- Under the Provisions of Government Code Section 54957 the Board will discuss Personnel matters arising within the Department of Behavioral Health.

Chairman Vann declares a recess at 8:56 a.m., from Closed Session and reconvenes in Regular Session at 9:07 a.m., with all Supervisors present.

Present: Henry E. Rodegerdts, Marge Kemp-Williams, County Counsel's Office.
 Peggy Scroggins, Auditor-Controller.
 Brian Ring, Personnel Director.
 William Cornelius, Michael Laffin, Steffany Ritchie, Behavioral Health Department.
 Cynthia D. White, Friends of the Library.
 Scott Marshall, Shane Maxey, Sheriffs' Department.
 Vernetta Marsh, Myers/Marsh LLC.
 Tom Ellis, Rose Ann Ellis, Grimes citizens.
 Mary Winters, Colusa citizen.
 Sue Sutton, Maxwell citizen.
 Vicki Murphy, Brooks citizen.
 Tom Reische, City Counsel member.
 Mary Anderson, Director, Child Support Services.
 Beth Meyerson, Director, Health & Human Services.
 Jim Bell, Mike Azevedo, Public Works Department.
 Barbara LaDoucer, Laurie Dowden, Princeton Veterans Hall.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Vann. Pledge of Allegiance.

Chairman Vann makes time to approve the minutes of the March 9, 2010 Regular Session.

Supervisor Carter states on Page 67, of the Regular Session Minutes of March 9, 2010, regarding an email received from Supervisor Vann, the second to the last paragraph should read as follows:

Met with the Director of Government Relations and the Deputy, for the Department of Interior and discussed issues of ~~property in our county~~ ~~not~~ being considered in the "new" monument designation.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve the Minutes of the March 9, 2010 Regular Session as corrected. Motion carried: All yes. Absent: None.

ADMINISTRATION: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve the Minutes of the March 16, 2010 Special Joint Session. Motion carried by the following vote:

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

NOES: None.

ABSENT: None.

ABSTAIN: Supervisor Marshall.

ADMINISTRATION: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve the Minutes of the March 23, 2010 Regular Session. Motion carried by the following vote:

AYES: Supervisors Indrieri, Evans and Vann.

NOES: None.

ABSENT: None.

ABSTAIN: Supervisors Carter and Marshall.

Chairman Vann declares time for a period of public comment.

Ms. LaDoucer speaks at length to the Princeton Veterans Hall and the disrepair of the building and the need for a place to meet. Discussion is held.

Chairman Vann states she will work with Supervisor Carter on this matter and have the Clerk place this matter on the April 20, 2010 Agenda.

Ms. White invites the Board members and those present to the Friends of the Colusa County Library, 6th Annual Wine & Cheese Tasting event at 901 Parkhill Street, Colusa, CA, May 1, 2010, 1:00 p.m. to 4:00 p.m. noting the Colusa County Arts Council will be hosting an Art Show inside the Senior Center and the Colusa County Garden Club will be having a plant sale scheduled to start at 9:00 a.m.

No further comment being heard, Chairman Vann closes the period of public comment.

Mr. Rodegerdts announces the Board met in Closed Session regarding the following matters:

Under the Provisions of Government Code Section 54957.6, met with its designated Negotiators – Brian Ring and Marge Kemp Williams, re: all unit negotiations – and received instructions.

Under the Provisions of Government Code Section 54956.9(c), discussed with Legal Counsel Potential Litigation in one (1) case and instructions were given.

Under the Provisions of Government Code Section 54956.9(a), met with County Counsel to discuss pending case Daniel D. Claxton, Petitioner vs. County of Colusa et al ., Respondents, United States District Court for the Eastern District of California Case No. 2:08-cv-01058 and instructions were given.

Under the Provisions of Government Code Section 54956.9(a), discussed with Legal Counsel pending Litigation in one (1) case. When the agenda was posted, the case was not identified because negotiations were taking place which could result in a settlement. The case can now be identified as follows:

Saavedra vs. County of Colusa filed in the Colusa County Superior Court, Case No. 23657. The case has been the subject of mediation. In connection with that mediation a proposed settlement was made in the total sum of \$41,314.68. In Closed Session the Board considered the facts and agreed to accept the settlement by a unanimous vote.

Under the Provisions of Government Code Section 54956.9 (a), discussed with Legal Counsel the status of litigation in the pending case filed in the Colusa County Superior Court entitled County of Colusa, California, Defendant, vs Modern Building, Inc., a corporation, Plaintiff, Case No. CV23741. It was agreed the County would release its lien on the property and in return the County will be dismissed from action.

9:23 a.m. (9:05 a.m. item on the agenda) STAFF REPORTS

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

Ms. Myerson updates the Board members on items that pertain to her Department.

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

Mr. Cornelius updates the Board members on the items that pertain to Department of Behavioral Health.

Ms. Scroggins updates the Board members on matters regarding the county-wide audit.

9:32 a.m. (9:10 a.m. item on the agenda) PERSONNEL/BEHAVIORAL HEALTH - MENTAL HEALTH – 4013: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to fund and authorize filling the budgeted and unfunded position of Account Clerk II, Permanent Full Time (PFT), MSC Range 10, \$1,944.00 – \$2,363.00 per month, effective May 1, 2010. Motion carried: All yes. Absent: None.

PERSONNEL/BEHAVIORAL HEALTH - MENTAL HEALTH – 4013: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to delete the following two budgeted and unfunded positions:

- Supervising Case Manager, Permanent Full Time (PFT), MSC Range 32, \$3,325.00 - \$4,041.00 per month, effective April 30, 2010.
- Counselor II, Permanent Full Time (PFT), MSC Range 27, \$2,942.00 - \$3,575.00 per month, effective April 30, 2010.

Motion carried: All yes. Absent: None.

PERSONNEL/CHILD SUPPORT SERVICES – 2017: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to authorize an extra help position of Account Clerk I/II, Temporary Full Time (TFT), MSC Range 5/10, \$10.58 – \$12.57/\$11.96 - \$14.54 per hour, effective April 14, 2010 until the Permanent Full Time (PFT) position is filled, utilizing the Merit System List. Motion carried: All yes. Absent: None.

PERSONNEL/CHILD SUPPORT SERVICES – 2017: It is moved by Supervisor Indrieri, seconded by Supervisor Marshall to authorize filling the budgeted vacant position of Account Clerk I/II, Permanent Full Time (PFT), MSC Range 5/10, \$1,720.00 – \$2,091.00/\$1,944.00 – \$2,363.00 per month, effective May 1, 2010 utilizing the Merit System List. Motion carried: All yes. Absent: None.

Chairman Vann makes time to discuss/consider continuing an extra-help employee past the fiscal year limit of 999 hours and authorize when eligible, the PERS employer contribution for Bob Hodel, extra-help Nutrition Driver.

Ms. Meyerson states she recently became aware that Mr. Hodel who has been an extra-help driver for nearly 5 years, will exceed his 999 hours before the end of the fiscal year and requests the Board allow Mr. Hodel to exceed the 999 hours, which would then make him eligible for PERS. Noting the Department is working with Human Resources and the Auditor to come up with a more appropriate long-term solution. Discussion is held.

Following discussion, direction is give to the Personnel Director and the Health and Human Services Director to return on May 4, 2010 for further Board consideration.

Chairman Vann makes time for an update and consideration of selection process for the position of County Counsel.

Mr. Ring states the recruitment for the position of County Counsel closed on March 30, 2010 and requests dates for the Board members to review the applications for qualified candidates that applied and a day for interviews. Discussion is held.

Following discussion, it is the consensus of the Board members to review applications on Tuesday, April 20, 2010.

PERSONNEL/SHERIFF DEPT DRUG TASK FORCE: It is moved by Supervisor Indrieri, seconded by Supervisor Carter to authorize the following funding changes to maximize grant revenues:

Sheriff - 2021 (98.2%)/Drug Enforcement - 2022 (1.8%)

Delete: Deputy Sheriff, Permanent Full Time (PFT), 08D-Range 36, effective June 30, 2009.

Sheriff - 2021 (76.66%)/Drug Enforcement – 2022 (23.34%)

Add: Deputy Sheriff, Permanent Full Time (PFT), 08D-Range 36, effective July 1, 2009.

Probation Indian Gaming - 02526 (45%) /Probation - 2035 (41.304%) / Drug Enforcement -2022 (13.696%)

Delete: Deputy Probation Officer II, Permanent Full Time (PFT), 08D-Range 35, effective June 30, 2009.

Probation - 2035 (86.304%)/Drug Enforcement - 2022 (13.696%)

Add: Deputy Probation Officer II, Permanent Full
Time (PFT), 08D-Range 35, effective July 1, 2009.

Delete: Deputy Probation Officer II, Permanent Full
Time (PFT), DSA Range 35, effective February 28, 2010.

Probation Indian Gaming – 02526 (45%)/Probation – 2035 (41.304%)/Drug Enforcement – 02526 (13.696%)

Add: Deputy Probation Officer II, Permanent Full
Time (PFT), DSA Range 35, effective March 1, 2010.

Motion carried: All yes. Absent: None.

9:48 a.m. (9:30 a.m. item on Agenda) Mr. Azevedo states on June 30, 2009 the Public Works Department came before the Board and requested approval of a Notice to Contractors for the Grimes Arbuckle Road Sycamore Slough Road to State Route 45 Seal-Coat Surfacing and authorization for the Director of Public Works to advertise the project upon receipt of Federal Construction authorization. Further during the time from June 30, 2009 and February 23, 2010, staff had forgotten the bid had been approved and had the project advertised again. Discussion is held.

PUBLIC WORKS/BIDS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to accept Bids for the Department of Public Works for the Construction on Grimes Arbuckle Road Sycamore Slough Road to State Route 45 Seal-Coat Surfacing, as received and opened on March 24, 2010 at 10:00 a.m., as follows:

International Surfacing System, West Sac., CA	\$188,195.00 10% bid bond
Northwest Paving, Redding, CA	\$163,261.00 10% bid bond
Advantage Paving & Excavating, Yreka, CA	\$202,300.00 10% bid bond
Windsor Fuel Company, Pittsburg, CA	\$191,611.00 10% bid bond
Westcoast Paving & Chip Sealing, Yreka, CA	\$181,699.00 10% bid bond
Franklin Construction, Inc., Chico, CA	\$193,193.00 10% bid bond

Further, award the bid for the Department of Public Works for the Construction on Grimes Arbuckle Road Sycamore Slough Road to State Route 45 Seal-Coat Surfacing to Northwest Paving, in the bid amount of \$163,261.00. Motion carried: All yes. Absent: None.

C10-052 PUBLIC WORKS/BIDS: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve a contract between the County of Colusa and **Northwest Paving**, for the construction on Grimes Arbuckle Road Sycamore Slough Road to State Route 45 Seal-Coat Surfacing, in the bid amount of \$163,261.00 effective April 13, 2010, with terms and conditions as set forth in the contract and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

PUBLIC WORKS: It is moved by Chairman Vann, seconded by Supervisor Marshall to approve Notice to Bidders, Special Provisions, Bid Book for Hall Street Improvements in the Town of Arbuckle from Ninth Street to Putnam Way, set May 5, 2010 at 10:00 a.m. to receive and open sealed bids, authorize the Chairman to sign the Notice to Bidders Special Provisions Bid Book and direct the Clerk to publish and post same. Motion carried: All yes. Absent: None.

C10-053 9:55 a.m. (9:35 a.m. item on the Agenda) CHILD SUPPORT SERVICES: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Extension to Agreement (C07-183) between the County of Colusa Child Support Services and **the Law Firm of Kelleher & Olivera, LLP**, to represent the County in all child support prosecution cases brought in Colusa County Superior Court by the County, effective through June 30, 2012, with all terms and conditions to remain in full force and effect and authorize the Child Support Director to sign on behalf of the Board of Supervisors. Motion carried: All yes. Absent: None.

C10-054 9:56 a.m. (9:40 a.m. item on Agenda) SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve Modification to Agreement C08-270, between the County of Colusa Sheriff's Department and **Steele Leasing LLC**, for marijuana eradication within Colusa County during the 2010 season and extending the "Term of Service" to December 30, 2010, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

C10-055 SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve Modification to Agreement C08-060, between the County of Colusa Sheriff's Department and **P.J. Helicopters** for helicopter services for marijuana eradication within Colusa County during the 2010 season and extending the "Term of Service" to December 30, 2010, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

C10-056 SHERIFF: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve "06-LE-11051360-008 Modification No. 010 to Cooperative Law Enforcement Agreement between the Colusa County Sheriff's Office and the **U.S. Forest Service Mendocino National Forests**" (C09-310) increasing available funds from \$5,000.00 to \$33,428.01 for the period of the operational agreement, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

SHERIFF/REQUEST FOR PROPOSALS: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Request for Proposals for the purchase of Tactical Interoperability communications Gateway and Radios and associated equipment and authorize the Chairman to sign the Request for Proposals. Further, set, Wednesday, May 5, 2010 at 10:00 a.m. to receive and open sealed proposals and

direct the Clerk to publish and post Notice to Proposers. Motion carried: All yes. Absent: None.

10:02 a.m. (9:50 a.m. item on Agenda) COLUSA COUNTY TREASURER-TAX COLLECTOR: It is moved by Supervisor Evans, seconded by Supervisor Carter to accept the Colusa County Treasurer's Monthly Investment Report for March 2010. Motion carried: All yes. Absent: None.

C10-057 10:05 a.m. (9:55 a.m. item on Agenda) PLANNING AND BUILDING: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve Modification to agreement C09-156, between the County of Colusa Planning and Building Department and **DeNovo Planning Group** for the housing element, modifying section #3 "Time of Performance" to October 1, 2010, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

10:07 a.m. (10:00 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to approve Intra Budget Transfer Nos. 10025 through 10026. Motion carried: All yes. Absent: None.

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

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue & Appropriations:</i>				
County Library	00101	6021	479310	\$4,480.70
County Library	0101	6021	53230	\$4,480.70
Road Dept.	00110	3010	410800	(\$8,110.48)
Road Dept.	00110	3010	421330	(\$7,000.)
Road Dept.	00110	3010	421340	(\$7,180.)
Road Dept.	00110	3010	454154	(\$77,920.)
Road Dept.	00110	3010	467770	(\$13,000.)
Total				(\$113,210.48)
Road	00110	3010	53230	(\$113,210.48)
Total				(\$113,210.48)
Sheriff	00101	2021	479475	\$1,617.88
Sheriff	00101	2021	53250	\$1,617.88
Sheriff	00101	2021	454608	\$6,768.00
Sheriff	00101	2021	51012	\$2,773.78
Sheriff	00101	2021	51013	\$50.00
Sheriff	00101	2021	51022	\$444.22
Sheriff	00101	2021	53180	\$3,500.00
Total				\$6,768.00

Planning & Bldg	00101	2076	479910	\$1,413.00
Planning & Bldg	00101	2076	53180	\$1,413.00
Total				\$1,413.00

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
To Increase (Decrease) Appropriations:				
Road	00110	3010	59396	(\$53,843.29)
Road	00110	3010	53170	\$636.51
Road	00110	3010	53171	\$6.85
Road	00110	3010	53180	\$33,077.57
Road	00110	3010	55330	\$1,000.00
Road	00110	3010	53230	\$6,868.00
Road	00110	3010	532308	\$12,254.36
Total				\$0.00

Motion carried: All yes. Absent: None.

10:08 a.m. (10:05 a.m. item on Agenda) Chairman Vann makes time to consider/discuss authorizing County Counsel to create a business organization in a form deemed appropriate by law to hold funds and manage the acquisition/building of the Behavioral Health permanent housing. Brief discussion is held, regarding ownership of House, rental of same to Behavioral Health once purchased, and liability to the County.

Following discussion, direction is given to County Counsel to move forward with the project and to keep Risk Management involved in the process.

COUNTY COUNSEL/ORDINANCE: It is moved by Supervisor Evans, seconded by Supervisor Indrieri to adopt **Ordinance No. 731**, an Interim Ordinance Making Findings and Establishing a Temporary Moratorium On The Issuance Of Business Licenses Or Any Other Entitlement Which Might Result In The Establishment Or Operation Of A Medical Marijuana Dispensary Within Colusa County So As To Give The County Of Colusa Sufficient Time To Study The Impacts Of Such A Facility On The Health And Welfare Of The County authorize the Chairman to sign the Ordinance and direct the Clerk to publish and post same. Further, set a public hearing for May 18, 2010 at 9:30 a.m., to consider a written report as to the progress made up to that point in determining if any decision can be made at that time or at any time prior to the adoption of a new General Plan and Zoning Code and direct the Clerk to publish and post notice of public hearing. Ordinance passed and adopted by the following vote:

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

NOES: None.

ABSENT: None.

Chairman Vann declares a recess at 10:26 a.m. to convene as the In-Home Supportive Service (IHSS) Public Authority Board and states there is a quorum present.

Present: Henry Rodegerdts, County Counsel.
 Wayne Zoller, Assessor.
 Beth Meyerson, Director, Health and Human Services.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

C10-058 10:25 a.m. HEALTH AND HUMAN SERVICES/IHSS PUBLIC AUTHORITY: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve Agreement for Professional Services between the County of Colusa IHSS Public Authority and **RTZ Associates, Inc.**, to provide the Authority HOMCare software, effective April 1, 2010 through March 31, 2011, in an amount not to exceed \$4,980.00 plus applicable sales tax, with a thirty (30) day written termination clause by either party and authorize the Chairman to sign. Motion carried: All yes. Absent: None.

Chairman Vann adjourns as the In-Home Supportive Service (IHSS) Public Authority Board at 10:30 a.m. and reconvenes at 10:45 a.m., as the Board of Equalization, Colusa County Assessment Appeals Board and states there is quorum present.

Present: Henry Rodegerdts, County Counsel.
 Wayne Zoller, Assessor.
 Beth Meyerson, Director, Health and Human Services.
 Yolanda Tirado, Ann Nordyke, Board Clerks.

10:45 a.m. Director Vann makes time to consider continued Assessment Appeal Hearings for the following: SK Foods, LP, Appeal Number 08-11, APN 800-001-316-000, tax year 2007-2008 and Appeal Number 09-05, APN 800-001-316-000 for tax year 2008-2009; RHM Industrial Specialty Foods, Inc., Appeal Number 08-12, APN 017-090-062-000 for tax year 2007/2008 and Appeal Number 09-06, APN 017-090-062-000 for tax year 2008/2009. Brief discussion is held.

ASSESSOR/BOARD OF EQUALIZATION: It is moved by Director Indrieri, seconded by Director Carter to approve Stipulation in accordance with Section 1607 of the California Revenue and Taxation Code, for tax year 2007-2008, file No. 08-11, Assessor Parcel Number 800-001-316-000 as follows:

	<u>SK Foods, LP</u>	
	<u>Assessed</u>	<u>Stipulated</u>
	<u>Full Cash Value</u>	<u>Full Cash Value</u>
Land	\$ --	\$ --
Improvements	\$ --	\$ --
Fixtures	\$33,269,390.	\$29,150,298.
Personal Property	\$ --	\$ --
Other Personal Property	\$ --	\$ --
TOTAL	\$33,269,390.	\$29,150,298.

Motion carried: All yes. Absent: None.

ASSESSOR/BOARD OF EQUALIZATION: It is moved by Director Indrieri, seconded by Director Evans to approve Stipulation in accordance with Section 1607 of the California Revenue and Taxation Code, for tax year 2008-2009, file No. 09-05, Assessor Parcel Number 800-001-316-000 as follows:

	<u>SK Foods, LP</u>	
	<u>Assessed</u>	<u>Stipulated</u>
	<u>Full Cash Value</u>	<u>Full Cash Value</u>
Land	\$ --	\$ --
Improvements	\$ --	\$ --
Fixtures	\$40,613,670.	\$30,145,581.
Personal Property	\$ 104,910.	\$ 104,910.
Other Personal Property	\$ --	\$ --
TOTAL	\$40,718,580.	\$30,250,491.

Motion carried: All yes. Absent: None.

ASSESSOR/BOARD OF EQUALIZATION: It is moved by Director Carter, seconded by Director Indrieri to approve Stipulation in accordance with Section 1607 of the California Revenue and Taxation Code, for tax year 2007-2008, file No. 09-05, Assessor Parcel Number 800-001-316-000 as follows:

	<u>RHM Industrial Specialty Foods, Inc</u>	
	<u>Assessed</u>	<u>Stipulated</u>
	<u>Full Cash Value</u>	<u>Full Cash Value</u>
Land	\$ 329,221.	\$ 329,221.
Improvements	\$ 4,688,622.	\$ 4,688,622.
Fixtures	\$ 6,668,330.	\$ 4,417,042.
Personal Property	\$ 350,950.	\$ 232,476.
Other Personal Property	\$ 13,900.	\$ 13,900.
TOTAL	\$12,051,033.	\$ 9,681,261.

Motion carried: All yes. Absent: None.

ASSESSOR/BOARD OF EQUALIZATION: It is moved by Director Indrieri, seconded by Director Evans to approve Stipulation in accordance with Section 1607 of the California Revenue and Taxation Code, for tax year 2008-2009, file No. 09-06, Assessor Parcel Number 017-090-062-000 as follows:

RHM Industrial Specialty Foods, Inc.

	<u>Assessed</u>	<u>Stipulated</u>
	<u>Full Cash Value</u>	<u>Full Cash Value</u>

Land	\$ 335,805.	\$ 335,805.
Improvements	\$ 5,954,534.	\$ 5,954,534.
Fixtures	\$ 6,755,980.	\$ 3,926,260.
Personal Property	\$ 369,400.	\$ 206,645.
Other Personal Property	\$ --	\$ --
TOTAL	\$13,415,719.	\$10,423,244.

Motion carried: All yes. Absent: None.

Director Vann adjourns at 10:53 a.m. as the Board of Equalization, Colusa County Assessment Appeals Board and reconvenes in Regular Session with all Supervisors and County Counsel present.

Present: Peggy Scroggins, Auditor-Controller.
Susan A. Sutton, Maxwell citizen
Victoria D. Murphy, Brooks citizen.
Tom Reische, City Colusa Council member.
Yolanda Tirado, Ann Nordyke, Board Clerks.

CONSENT AGENDA: It is moved by Supervisor Indrieri, seconded by Supervisor Evans to approve Consent Agenda Item Nos. 1 through 5 as follows:

1. DISTRICT ATTORNEY/VICTIM WITNESS/PROCLAMATION: Adopt a Proclamation of the Colusa County Board of Supervisors Declaring April 18-24, 2010 as National Crime Victims Rights Week and authorize the Chairman to sign.
2. SAFETYBELTS/SAFE U.S.A./PROCLAMATION: Adopt a Proclamation of the Colusa County Board of Supervisor Declaring April 11-17, 2010 as Safety Seat Checkup Week and authorize the Chairman to sign.
3. SHERIFF/JAIL: Approve out-of-state travel for two persons to attend training by "ALERT" Advanced Law Enforcement Readiness Training in Reno, Nevada from May 11 – 13, 2010.
4. BEHAVIORAL HEALTH/PROCLAMATION: Adopt a Proclamation of the Colusa County Board of Supervisors Declaring Wednesday, May 12, 2010 the 9th Annual "Stamp Out Stigma Day" and authorize the Chairman to sign.
5. ADMINISTRATION/SUPERVISOR EVANS: Ratify a letter of support to Senator Mark DeSaulnier Chair, Senate Labor and Industrial Relations Committee regarding SB 1267 (Aanestad) which would allow a small business owner to comply with the law and correct violations promptly without oppressive penalties that threaten the viability of small employers and signed by the Chairman. **Consent motion carried: All yes. Absent: None.**

10:55 a.m. Chairman Vann makes time for a presentation by Sue Sutton regarding climate change.

Supervisor Evans thanks Ms. Sutton for bringing the Board the facts of Global Warming.

Ms. Sutton states the human-caused climate changed hypothesis lacks scientific validity. Implementing remedies to such a fallacy would only irreversibly damage human health and prosperity. She expresses concern regarding the resultant outcomes of such untruth that have and will impact legislation regulation, and taxes/fees in such a manner that will violate personal and collective freedoms, confiscate personal property and financial resources and impact generations to come. Noting the overall key concern lays in the ongoing manipulation of scientific data to generate the illusion that there is global consensus regarding the science and the cause and effect of such ideology.

Discussion is held regarding the following:

- ❖ Prior to implementing any action, mandates, or fees based on the human-caused climate hypothesis in the general plan, that such actions be supported with irrefutable scientific data.
- ❖ That a full economic and climate impact report accompany each global warming/climate change action in the general plan, so that citizens can consider not only the financial impact to them, their families and community, but also their contribution to addressing climate change.
- ❖ That the Colusa County Board of Supervisors request that State and Federal agency mandates that affect Colusa County residents comply with the Quality Act of 2001.
- ❖ That all legislation and regulatory actions relating to human-caused climate change be suspended until the debate on human-caused climate change is fully debated and settled.

SUPERVISORS' REPORTS OR COMMENTS

Supervisor Carter

Meetings/Functions attended

One-Stop Board meeting.

Sacramento Valley Basin Pollution Control Board meeting.

LAFCo meeting.

City of Williams, Wastewater Ground breaking.

Airport Advisory Committee.

Art reception at Colusa County Library.

Colusa Youth Career Conference.

Host the Industrial College of the Armed Forces Agri Business Class.

Supervisor Marshall

Meetings/Functions attended

Williams Wastewater Ground breaking.

Easter Egg hunt, Williams.

Harassment Class-train the trainer.

RCRC Board meeting.

CSAC Board meeting.

Legislative meetings-re: AB1648 and SB902.

Ethics class.

Chairman Vann inquires as to any State or Federal Legislation/General Budgetary Matters.

Brief discussion is held regarding the Budget Committee for FY 10/11. Following discussion, it is the consensus that the Chair and Vice-chair sit on the Budget Committee for FY 10/11. Ms. Scroggins states that she will be sending out an email to all Departments regarding preparation for the upcoming budget season.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to appoint Supervisors Gary J. Evans and Kim Dolbow Vann (alt) to the Northern Sacramento Valley Integrated Regional Water Management Plan, effective April 13, 2010. Motion carried: All yes. Absent: None.

Chairman Vann makes time for an update regarding the office space formerly occupied by the District Attorney and staff.

Lengthy discussion is held regarding proposals for heating/air, disposal of the old broiler and piping, energy based savings, painting, timing of project, and a funding source for the remodeling.

Following discussion, it is the consensus of the Board members to send out Request For Proposals for the HVAC, Painting, and the installation of a door between what will be the new Personnel Department and staff's office.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Indrieri to approve option 5 of the Board of Supervisors' calendar for the months of July 2010 through December 2010, with the deletion of the July 13, 2010 Board meeting. Motion carried: All yes. Absent: None.

Chairman Vann makes time for discussion/direction regarding the identity of the contact person and person to execute the Amended and Restated CMSP County Participation Agreement. Brief discussion is held.

Following discussion, it is the consensus of the Board members the Health & Human Services Director will be the contact person and the Chair will execute/sign the Amended and Restated CMSP County Participation Agreement.

AUDITOR: It is moved by Supervisor Carter, seconded by Supervisor Indrieri to approve Claim Register Sheets for the period March 22, 2010 through April 12, 2010. Motion carried: All yes. Absent: None.

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
DHHS	Charlie's Electric	\$5,849.83
Ambulance	C & L Pest Control	\$45.00
Elections	Clark Translations	\$222.04

Elections	Rose Gallo-Vasquez	\$9.83
Child Support	Triumph Diamond Group	\$90.00
Coroner	CSU Chico Research Foundation	\$243.00
Sheriff - various	Reading Oil	\$149.13
District Attorney	Opfer Keys	\$1,085.00
Public Defender	Mehr & Mehr	\$1,507.50
Public Defender	Leo Steidlmayer	\$3,360.00
Road	Clay Castleberry	\$41.36
Probation	Trinity County Probation	\$3,762.11
Probation	Colusa Regional Medical Center	\$624.00
Behavioral Health	Yolo County A/D MH	\$105.55
Behavioral Health	Sutter-Yuba Mental Health	\$83.10
	Sutter Center for Psychiatry	\$437.18

Motion carried: All yes. Absent: None.

Ms. Tirado apprises the Board members of items set for the April 20, 2010 Board Meeting.

Chairman Vann declares a recess at 12:20 p.m., to reconvene in Closed Session and reconvenes in Regular Session at 1:20 p.m., with all Supervisors.

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

1:20 p.m. Mr. Rodegerdts announces under the Provisions of Government Code Section 54957, the Board discussed a Personnel matter within the Sheriffs' Department and it was moved by Supervisor Indrieri, seconded by Supervisor Carter that the Board will waive its rights set out in Chapter 45 Sections 6.7.5-6.7.7 to conduct a hearing regarding the termination of an employee in the Sheriff's Department pursuant to a Notice of Intent dated March 19, 2010, as well as its right to review and change the decision of the OAH Administrative Law Judge following the hearing. Motion carried by the following vote:

AYES: Supervisors Carter, Indrieri, and Vann.

NOES: None.

ABSENT: Supervisor Evans.

ABSTAIN: Supervisor Marshall.

Mr. Rodegerdts further states the Board also met in Closed Session regarding a second matter advanced earlier which also arose under Government Code Section 54957, involving issues within the Department of Behavioral Health and following discussion and deliberation, it was decided to authorize Supervisor Carter and the Personnel Director to forthwith conduct a search/interview for an Interim Director for

the Department of Behavioral Health and to there after hire an Interim Director for Behavioral Health.

The Board adjourns at 1:24 p.m., to reconvene in Regular Session on April 20, 2010 at the hour of 9:00 a.m.

Kim Dolbow Vann, Chairman

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

BY _____
Ann Nordyke, Board Clerk