

## 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

KATHLEEN MORAN, COUNTY CLERK  
YOLANDA TIRADO, CHIEF BOARD CLERK  
ANN NORDYKE, BOARD CLERK  
(530) 458-0508/0509  
[cocolusa@countyofcolusa.org](mailto:cocolusa@countyofcolusa.org)  
[boardclerk@countyofcolusa.org](mailto:boardclerk@countyofcolusa.org)  
WWW.COLUSACOUNTYCLERK.COM

---

---

### Minutes

May 18, 2010

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 18<sup>th</sup> day of May 2010 at the hour of 9:00 a.m., with Closed Session scheduled for 11:35 a.m. Present: Supervisors Kim Dolbow-Vann Chairman, Denise J. Carter, Mark D. Marshall and Gary J. Evans. Absent: Supervisor Thomas A. Indrieri.

Present: Henry Rodegerdts, Marge Kemp-Williams, County Counsel's Office.  
Harry Krug, Jon Richter, Renee McCormick, Ag Commissioner's Office.  
Brian Ring, Personnel Director.  
Barbara LaDoucer, Lorinda Dowden, Princeton Veterans.  
Ben Felt, Don Killian, Ethel Killian, Williams Community Center.  
Angela Fulcher, City of Williams.  
Jim Bell, Mike Azevedo, Jon Wrynski, Public Works .  
Andrea Correa, Colusa County Management Coalition.  
Wendy Burke, County Librarian.  
Dan Obermeyer, CDS.  
Scott Marshall, Sheriff.  
Ed Smith, Interim Director, Behavioral Health Services.  
Mary Winter, Colusa citizen.  
Beth Meyerson, Bonnie Davies, Health and Human Services.  
Peggy Scroggins, Auditor-Controller.  
Gloria Estrada, Local Child Care Planning Council.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Prayer by Chairman Vann. Pledge of Allegiance.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve the Minutes of the May 4, 2010 Regular Session and May 11, 2010 Special Session. Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann declares time for a period of public comment. Hearing none, Chairman Vann closes the period of public comment.

Mr. Rodegerdts announces under the Provisions of Government Code Section 54956.9(a), County Counsel will discuss with the Board a personnel matter of a

confidential nature. He states that it was noted as pending litigation but that was not the case.

Mr. Rodegerdts further states a Closed Session matter arose after the posting of the May 18, 2010 Agenda regarding the following:

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

and requests the Board consider this matter during their regularly scheduled Closed Session items.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Carter that the Board finds that a Closed Session item arose after the posting of the May 18, 2010 Agenda regarding 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. Further, this matter will be considered at 11:35 a.m., as Closed Session item B. Motion carried: All yes. Absent: Supervisor Indrieri.

9:05 a.m. STAFF REPORTS

Mr. Krug distributes "Colusa County Department of Agriculture 2009 Crop Report" and speaks briefly to same.

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

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

9:12 a.m. (9:10 a.m. item on Agenda) PERSONNEL/VARIOUS DEPARTMENTS: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve the following reclassifications and authorize the placement of the single class incumbents, currently assigned to the positions being deleted, into the reclassified position. Employees placed in reclassified positions shall complete a twelve month probation period in the new position.

**Assessor-1023**

Delete: Appraisal Aide, PFT, MSC Range 16, \$2,250.00-\$2,735.00 per month, effective May 31, 2010.

Add: Appraiser I/II, PFT, PF Range 21/25, \$2,567.00 – \$3,121.00/\$2,830.00-\$3,441.00 per month, effective June 1, 2010.

**Central Services-1109**

Delete: Account Clerk II, PFT, MSC Range 10, \$1,944.00 – \$2,363.00 per month, effective May 31, 2010.

Add: Account Clerk III, PFT, MSC Range 14, \$2,143.00-\$2,605.00 per

month, effective June 1, 2010.

**Probation – 2035**

Delete: Office Assistant I, PFT, MSC Range 1, \$1,560.00 – \$1,896.00 per month, effective May 31, 2010.

Add: Office Assistant I/II, PFT, MSC Range 1/5, \$1,560.00 – \$1,896.00/\$1,720.00 - \$2,091.00 per month, effective June 1, 2010.

**Clerk-Recorder – 2070/Elections – 1051**

Delete: Deputy Clerk Recorder II, PFT, MSC Range 16, \$2,250.00 – \$2,735.00 per month, effective May 31, 2010.

Add: Deputy Clerk Recorder Registrar I/II, PFT, MSC Range 11/17, \$1,991.00 - \$2,421.00/\$2,306.00 - \$2,802.00 per month, effective June 1, 2010.

**Planning and Building – 2076**

Delete: Department Secretary, PFT, MSC Range 12, \$2,041.00 \$2,481.00 per month, effective May 31, 2010.

Add: Administrative Secretary I/II, PFT, MSC Range 16/20, \$2,250.00 - \$2,735.00/\$2,481.00 - \$3,016.00 per month, effective June 1, 2010.

**Public Works - 3010**

Delete: Office Assistant I, PFT, MSC Range 1, \$1,560.00 – \$1,896.00 per month, effective May 31, 2010.

Add: Office Assistant I/II, PFT, MSC Range 1/5, \$1,560.00 – \$1,896.00/ \$1,720.00 - \$2,091.00 per month, effective June 1, 2010.

**Behavioral Health Services – 4010**

Delete: Fiscal Admin Officer, PFT, MGT Range 16, \$3,999.00 – \$4,860.00 per month, effective May 31, 2010.

Add: Deputy Director of Administration, PFT, MGT Range 27, \$5,231.00 - \$6,359.00 per month, effective June 1, 2010.

**Health – 4012**

Delete: CCS Eligibility Worker, PFT, MSC Range 16, \$2,250.00 – \$2,735.00 per month, effective May 31, 2010.

Add: Case Manager I, PFT, MSC Range 24, \$2,735.00 – \$3,325.00 per month, effective June 1, 2010.

**Mental Health – 4013**

Delete: Office Assistant II, PFT, MSC Range 5, \$1,720.00 – \$2,091.00 per month, effective May 31, 2010.

Add: Office Assistant III, PFT, MSC Range 10, \$1,944.00 – \$2,363.00 per month, effective June 1, 2010.

Motion carried: All yes. Absent: Supervisor Indrieri.

PERSONNEL/AUDITOR CONTROLLER – 1021: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve the following reclassifications and authorize recruitment within the current incumbents, assigned to the position being deleted, for promotion into the reclassified position. Employees placed in reclassified positions shall complete a twelve month probationary period in the new position:

Delete: Account Clerk III, PFT, MSC Range 14, \$2,143.00 – \$2,605.00, effective May 31, 2010.

Add: Accounting Technician, PFT, MSC Range 20, \$2,481.00 – \$3,016.00 per month, effective June 1, 2010.

Motion carried: All yes. Absent: Supervisor Indrieri.

PERSONNEL/AIR POLLUTION CONTROL – 4015: It is moved by Supervisor Marshall, seconded by Supervisor Carter to add the unbudgeted position of Air Pollution Standards Officer III, PFT, PF Range 29, \$3,121.00 - \$3,794.00 per month, effective June 1, 2010 and authorize re-class within the department, and delete the position vacated by the promotion. Motion carried: All yes. Absent: Supervisor Indrieri.

Present: Steve Hackney, Director, Planning & Building.  
Shane Maxey, Miguel Villasenor, Sheriff's Office.

PERSONNEL/DEPARTMENT OF HEALTH AND HUMAN SERVICES – WELFARE – 5011: It is moved by Supervisor Carter, seconded by Supervisor Marshall to add the unbudgeted position of Social Worker III, PFT, PF Range 27, \$2,972.00 - \$3,613.00 per month, effective July 1, 2010, authorize recruitment within the department to fill, utilizing Merit Systems, and delete the position vacated by the promotion. Motion carried: All yes. Absent: Supervisor Indrieri.

Mr. Ring requests the personnel item to fill the vacant position of Clinical Program Manager I/II within the Behavioral Health Services-Mental Health Division be pulled from the agenda at this time. Chairman Vann so directs.

PERSONNEL/SHERIFF-ANIMAL CONTROL – 2077: It is moved by Supervisor Carter, seconded by Supervisor Evans to authorize the request to add an extra help position of Animal Control Officer, TFT, DSA Range 13, \$13.24 - \$16.10 per hour, effective May 19, 2010 – until the incumbent returns from an approved leave. Motion carried: All yes. Absent: Supervisor Indrieri.

**C10-078** 9:26 a.m. (9:20 a.m. item on Agenda) SHERIFF: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Modification to Agreement C09-074, between the County of Colusa and the **City of Williams** for animal control services modifying "FEES" and "TERM" as set forth in the Modification with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann makes time to consider and discuss approval of agreement between the County of Colusa Sheriff-Coroner and Government Payment Services, Inc., (dba Government Payment EXP and GovPay EXP).

Lieutenant Villasenor states Government Payment Exp and GovPay EXP (GPS) has developed a service for the purpose of processing payments by credit or debit card for cash bail, fines, fees and payments for the Sheriffs' Department noting from the fees charged to the person responsible for transaction the Sheriffs' Department will receive 15%.

Discussion is held regarding the benefits of the system, insurance and liability of the County.

Following discussion, it is the consensus of the Board members present to continue this matter until reagendaized to allow Lt. Villasenor to obtain further information regarding this matter.

SHERIFF/BIDS: It is moved by Supervisor Marshall, seconded by Supervisor Evans to accept the bid for the Tactical Interoperability Communications Gateway & Radios and Associated Equipment for the Sheriff's Department as received and opened on May 5, 2010 as follows:

1. Sutter Buttes Communications, Inc., \$33,390.05

Motion carried: All yes. Absent: Supervisor Indrieri.

SHERIFF/BIDS: It is moved by Supervisor Marshall, seconded by Supervisor Evans to award the bid for the Tactical Interoperability Communications Gateway & Radios and Associated Equipment to Sutter Buttes Communications, Inc., in the bid amount of \$33,390.05, and authorize the Sheriff to purchase same. Motion carried: All yes. Absent: Supervisor Indrieri.

9:36 a.m. (9:30 a.m. item on Agenda) Chairman Vann declares time for a public hearing to consider an Interim Ordinance Following A Public Hearing Extending An Earlier Interim Ordinance (Ordinance No. 731) Enacted April 13, 2010 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.

Chairman Vann calls for public comment.

9:38 a.m. Hearing none, Chairman Vann closes the period of public comment.

Supervisor Marshall states the Medical Marijuana Committee has met on several occasions and with the medical marijuana issue possibly being on the upcoming ballot it would be prudent to extend the earlier approved interim ordinance.

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

Sheriff Marshall informs the Board that he has been receiving quite a few calls from residents of the Maxwell area expressing concern regarding this matter and speaks in opposition to the legalization of marijuana.

COUNTY COUNSEL/ORDINANCE: It is moved by Supervisor Marshall, seconded by Supervisor Evans to adopt **Ordinance No. 732**, an Interim Ordinance Following A Public Hearing Extending An Earlier Interim Ordinance (Ordinance No. 731) Enacted April 13, 2010 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 and direct the Clerk to publish and post same. Ordinance passed and adopted by the following vote:

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

NOES: None.

ABSENT: Supervisor Indrieri.

9:44 a.m. Chairman Vann declares time for a Public Hearing to consider revising the State Revolving Loan Fund-Program Income Reuse Plan; the Guidelines for the four Revolving Loan Accounts and the proposed funding for each account. The proposed Revolving Loan Fund Accounts are: Housing Rehabilitation, Home Buyer Assistance, Public Facilities, and Business Loan.

Chairman Vann calls for public comment.

Mr. Obermeyer speaks in support of approving the Program Income Reuse Plan.

9:46 a.m. Chairman Vann calls for further public comment. Hearing none, Chairman Vann closes the period of public hearing.

PLANNING & BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Evans to approve Program Income Reuse Plan, A Reuse Plan Governing Program Income from CDBG-Assisted Activities and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

PLANNING & BUILDING: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Program Guidelines for the following:

- County of Colusa Community Development Block Grant (CDBG) Business Assistance loan Program Guidelines;
- County of Colusa Community Development Block Grant (CDBG) Public Facilities Loan Program Guidelines;

- County of Colusa Community Development Block Grant (CDBG) Owner Occupied Housing Rehabilitation Guidelines; and
- County of Colusa Community Development Block Grant (CDBG) First-Time Homebuyer Assistance Loan Program Guidelines

Motion carried: All yes. Absent: Supervisor Indrieri.

PLANNING & BUILDING/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Carter to adopt **Resolution No. 10-018**, a Resolution Adopting the "CDBG Program Income Reuse Plan, A Reuse Plan Governing Program Income from CDBG-Assisted Activities" and Revoking Resolution No. 99-43 and authorize the Chairman to sign the Resolution. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: Supervisor Indrieri.

PLANNING & BUILDING/RESOLUTION: It is moved by Supervisor Marshall, seconded by Supervisor Evans to adopt **Resolution No. 10-019**, a Resolution Establishing Revolving Loan Accounts and Allocating Existing CDBG Program Income Reuse Funds and authorize the Chairman to sign the Resolution. Resolution passed and adopted by the following vote:

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

NOES: None.

ABSENT: Supervisor Indrieri.

**C10-079** 9:53 a.m. (9:50 a.m. item on Agenda) PLANNING & BUILDING: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve "Four County Memorandum of Understanding: Addendum Four Expression of a Commitment to Begin an Integrated Regional Water Management Planning Process Within the Counties of Butte, Colusa, Glenn, Tehama, Sutter and Shasta" effective May 18, 2010, with terms and conditions as set forth in the MOU and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann makes time to consider selection of a Governing Board Option of the Suggested Governance Options for the Northern Sacramento Valley Integrated Regional Water Management Group.

Mr. Hackney speaks in support of Option 2 and briefly speaks to same. Brief discussion is held regarding composition of committee and who determines who sits on the committee.

PLANNING & BUILDING: It is moved by Supervisor Evans, seconded by Supervisor Carter to select Governing Board Option 2 of the Suggested Governance

Options for the Northern Sacramento Valley Integrated Regional Water Management Group. Motion carried: All yes. Absent: Supervisor Indrieri.

10:05 a.m. (9:55 a.m. item on Agenda) BEHAVIORAL HEALTH: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve purchase of four (4) Dell Desktop computers for the Behavioral Health Department from Dell Incorporated, in the amount of \$4,635.37, to be funded by the MHA IT Fund #02942 and utilizing the state contracted pricing (WSCA Agreement #B27160). Motion carried: All yes. Absent: Supervisor Indrieri.

**C10-080** 10:07 a.m. (10:00 a.m. item on Agenda) HEALTH AND HUMAN SERVICES: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve agreement for reimbursement of equipment and supplies between the County of Colusa Health and Human Services and **Colusa Indian Health Clinic**, effective May 18, 2010, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

**C10-081** HEALTH AND HUMAN SERVICES: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve agreement for reimbursement of equipment and supplies between the County of Colusa Health and Human Services and **Valley West Care Center**, effective May 18, 2010, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

**C10-082** HEALTH AND HUMAN SERVICES: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve agreement for reimbursement of equipment and supplies between the County of Colusa Health and Human Services and **Colusa Regional Medical Center**, effective May 18, 2010, with terms and conditions as set forth in the agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

HEALTH AND HUMAN SERVICES: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Introduction and first reading, by title only, of a proposed Ordinance of the County of Colusa Revoking Ordinance No. 721 and Establishing Revised Fees for Services of the Colusa County Department of Health and Human Services Public Health Division. Further, set June 15, 2010 at 9:30 a.m. for a public hearing to consider adoption of the proposed Ordinance and direct the Clerk to publish and post Notice of same. Motion carried: All yes. Absent: Supervisor Indrieri.

10:15 a.m. (10:05 a.m. item on Agenda) PUBLIC WORKS: It is moved by Supervisor Evans, seconded by Supervisor Marshall that the Board finds that it is in the best interest of the County to waive the County's formal bid process and authorize the Director of Public Works to pursue purchase of unbudgeted fixed assets (pickup trucks) from Ritchie's Brothers Auction on May 20, 2010, in an amount not to exceed \$49,000.00. Further, direct the Auditor-Controller to coordinate with the Road Superintendent for issuance of funds for same. Motion carried: All yes. Absent: Supervisor Indrieri.

Mr. Bell states the bid received by E. John Gwerder did not meet the bid conditions as required, noting the three (3) remaining bids did meet the conditions as required. Discussion is held.



PUBLIC WORKS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to accept the bids for the Hall Street Improvements in the town of Arbuckle, CA. from Ninth Street to Putnam Way as received and opened on May 5, 2010 at 10:00 a.m. excluding E. John Gwerder, in the bid amount of \$60,298.24 as follows:

- |    |                                    |             |
|----|------------------------------------|-------------|
| 1. | Dunton Construction, Anderson, CA  | \$61,519.00 |
| 2. | Wayne Reedy Const., Marysville, CA | \$68,910.00 |
| 3. | Knife River Const., Chico, CA      | \$82,361.40 |

Motion carried: All yes. Absent: Supervisor Indrieri.

**C10-083** PUBLIC WORKS: It is moved by Supervisor Marshall, seconded by Supervisor Evans to award the bid for the Hall Street Improvements in the town of Arbuckle, CA., from Ninth Street to Putnam Way to **Dunton Construction**, in the bid amount of \$61,519.00. Further, approve Contract No. 30AR03 between the County of Colusa and **Dunton Construction** for the Hall Street Improvements in the town of Arbuckle, CA from Ninth Street to Putnam Way, effective May 18, 2010, with terms and conditions as set forth in the Agreement and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

PUBLIC WORKS: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve a letter of support for the Butte Basin Overflows study request as part of the Water Resources Development Act of 2010 and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

10:28 a.m. (10:15 a.m. item on Agenda) Chairman Vann makes time to discuss and possibly adopt a Resolution In Anticipation Of Revoking Dedication Of Building In Princeton For Military Veterans' Use And Seeking The Designation By The Princeton Veterans Of Another Current Veterans' Facility In Colusa County For Their Joint Use In Lieu Of The Current Princeton Veteran's Hall.

Mr. Rodegerdts speaks to the proposed Resolution and states there are two other buildings in the County dedicated for use by Veterans; Colusa Veterans of Foreign Wars Post No. 2441 located in Colusa and the Vernon Jewell Danley Post No. 218 of the American Legion located in Maxwell. He further states members of both Posts have been consulted regarding the possibility of the Princeton American Legion Post sharing their respective facilities, and both have indicated a willingness to do so. Noting the Princeton Veterans should decide which Veterans' facility they wish to have dedicated for their shared use and inform the Clerk of the Board of same.

Ms. Dowden request a thirty (30) day continuance to give the Princeton Veterans Auxilliary time to go over the proposed resolution. Discussion is held.

Following discussion, Chairman Vann continues this matter to the June 15, 2010 Regular Board meeting for further consideration.

10:36 a.m. (10:20 a.m. item on Agenda) AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Carter to approve Intra Budget Transfer Numbers 10034 through 10035. Motion carried: All yes. Absent: Supervisor Indrieri.

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

DEPARTMENT NAME	FUND #	DEPT #	ACCT#	AMOUNT
<i>Increase Revenue &amp; Appropriations:</i>				
Elections	00101	1051	455999	\$7,881.93
Elections	00101	1051	57025	\$4,431.87
Elections	00101	1051	57064	\$2,871.89
Elections	00101	1051	57001	\$578.17
Total				\$7,881.93
Planning & Building	00101	2076	479910	\$4,293.00
Planning & Building	00101	2076	53180	\$4,293.00
Total				\$4,293.00

Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann makes time for Extension to Agreement C08-047, between the County of Colusa and Smith and Newell, Certified Public Accountants extending "Services to be Performed" and Compensation."

Mr. Scroggins states due to the number of significant changes resulting from the Sarbanes-Oxley Act, the numerous new GASB statements, and the increased financial reporting and independence requirements, it is prudent to continue with the current CPA firm.

Discussion is held regarding the term of the extension and contacting Smith and Newell and inquiring whether they would be agreeable to a one year term versus a two year term and/or the possibility of going out for RFPs.

Ms. Scroggins states that she will contact Smith and Newell as to whether they would be agreeable to a one year extension and will submit a corrected agreement to the Board Clerks should Smith and Newell be agreeable to the change.

**C10-084** AUDITOR-CONTROLLER: It is moved by Supervisor Evans, seconded by Supervisor Marshall to approve Extension to Agreement C08-047, between the County of Colusa and **Smith and Newell, Certified Public Accountants** extending "Services to be Performed" and Compensation" as set forth in the Extension, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

10:51 a.m. (10:25 a.m. item on Agenda) TREASURER-TAX COLLECTOR: It is moved by Supervisor Evans, seconded by Supervisor Carter to accept the Colusa County Treasurer's Monthly Investment Report for April 2010. Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann declares a recess at 10:55 a.m. and reconvenes at 11:07 a.m. with all Supervisors, except Supervisor Indrieri present.

Present: Henry Rodegerdts, County Counsel.  
Peggy Scroggins, Auditor-Controller.  
Steve Hackney, Director, Planning & Building.  
Katherine Ferreira, Purchasing Coordinator.  
Harry Krug, Jon Ritchie, Renee McCormick, Ag  
Commissioner's Office.  
Bonnie Davies, Health & Human Services.  
Jim Bell, Mike Azevedo, Public Works Department.  
Mary Winters, Colusa citizen.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

Mr. Rodegerdts states a Closed Session item arose after the posting of the May 18, 2010 agenda regarding potential litigation and requests the item be brought on for consideration and possible action.

ADMINISTRATION: It is moved by Supervisor Marshall, seconded by Supervisor Carter that the Board finds an item arose after the posting of the May 18, 2010 Agenda regarding potential litigation. Further, the item will be consider at 11:30 a.m., Closed Session items and heard as item "C". Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann declares a recess at 11:09 a.m. to convene as the Colusa County Flood Control and Water Conservation District and states there is a quorum present.

Present: Henry Rodegerdts, County Counsel.  
Peggy Scroggins, Auditor-Controller.  
Steve Hackney, Director, Planning & Building.  
Katherine Ferreira, Purchasing Coordinator.  
Harry Krug, Jon Ritchie, Ag Commissioners' office.  
Bonnie Davies, Health & Human Services.  
Jim Bell, Mike Azevedo, Public Works Department.  
Mary Winters, Colusa citizen.  
Bob Arens, County Flood Control & Water Conservation  
District.  
Yolanda Tirado, Ann Nordyke, Board Clerks.

11:09 a.m. (10:45 a.m. item on Agenda) Director Vann makes time for period of public comment on items of general interest not agendized.

Brief discussion is held regarding the Flood Control and Water Conservation District having its own Tax Rate Area (TRA), and needing for a footprint of the geographic designation with no action taken.

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

Director Vann makes time for discussion and possible action regarding Powell Slough Levee Maintenance.

Supervisor Marshall states the issue is no attention has been paid to the maintenance of the levee, nor is there a funding source available to maintain the levee.

Discussion is held regarding the person/party responsible for the maintenance of the levee, water not being able to flow under the bridge, who is responsible for funding and running the pumps, who is allowed to use the levee, who owns the land the levee sits on, easements for construction, forming an Ad-hoc Committee, talking to CalTrans to see if they would be willing to clean under the bridge to allow the water to flow through, and collaborating with the City of Colusa.

Following discussion, Chairman Vann directs Supervisors Carter and Indrieri to work together and agendaize for the June 1, 2010 Board meeting for the appointment of an Ad-hoc committee for Powell Slough and one for flood control overall.

Director Vann adjourns at 11:26 a.m. as the Colusa County Flood Control and Water Conservation District and reconvenes in Regular Session with all Supervisors present except for Supervisor Indrieri.

Present: Henry Rodegerdts, County Counsel.  
 Katherine Ferreira, Purchasing Coordinator.  
 Peggy Scroggins, Jill Rablin, Robert Zunino, Auditor-  
 Controller's office.  
 Harry Krug, Jon Richter, Ag Commissioners' Office.  
 Steve Hackney, Director, Planning & Building.  
 Brian Ring, Personnel Director.  
 Yolanda Tirado, Ann Nordyke, Board Clerks.

11:26 a.m. (11:00 a.m. item on Agenda) CENTRAL SERVICES/HEALTH AND HUMAN SERVICES/BIDS: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve bid documents and specifications for fifteen(15) VHF portable radios, fifteen (15) batteries and service for fifteen radios. Further, set June 4, 2010 at 10:00 a.m. to receive and open sealed bids, authorize the Chairman to sign the Notice to Bidders and direct the Clerk to publish and post same. Motion carried: All yes. Absent: Supervisor Indrieri.

**C10-085** CENTRAL SERVICES/AUDITOR-CONTROLLER: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve amendment to contract C06-276, between the County of Colusa Central Services and **Advanced Document Concepts** adding the Auditor-Controller's Office to existing Lease and equipment and maintenance services agreement approved on November 28, 2006, with terms and conditions as set forth in the amendment and with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

CENTRAL SERVICES/AG COMMISSION/REQUEST FOR PROPOSALS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to accept Request for Proposals as received by the Ag Commissioner's Office as follows:

- Sankey Automobile \$75,991.50
- Hoblit Motors \$55,859.17

Motion carried: All yes. Absent: Supervisor Indrieri.

CENTRAL SERVICES/AG COMMISSION/FIXED ASSETS/REQUEST FOR PROPOSALS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve the purchase of the following vehicles for the Ag Commissioner's Office:

- |                                |             |
|--------------------------------|-------------|
| • 2010 F150 ½ Ton Pickup Truck | \$17,020.15 |
| • 2010 F150 ½ Ton Pickup Truck | \$17,020.15 |
| • 2011 Ford Taurus             | \$21,818.87 |

from Hoblit Motors, in a total amount of \$55,859.17, to be funded from unanticipated increased pesticide mill fees, and unclaimed gas tax revenue. Motion carried: All yes. Absent: Supervisor Indrieri.

11:37 a.m. (11:10 a.m. item on Agenda) Chairman Vann makes time for discussion regarding a Code Enforcement Officer position. She states that it should be to discuss a state Code Enforcement Committee.

Mr. Rodegerdts states based on the language the Board may appoint a committee as worded.

Chairman Vann states the committee shall consist of the Directors of Planning & Building, Public Works and Environmental Health, the Sheriff, District Attorney, County Counsel, a Fire Chief, and/or his or her designee.

Chairman Vann states at the request of Supervisor Carter the approval of a letter of support to the California Public Utilities Commission regarding the Central Valley Gas Storage Project proposed Mitigated Negative Declaration will not be considered at this time.

ADMINISTRATION/BOARD OF SUPERVISORS/REQUEST FOR PROPOSALS: It is moved by Supervisor Marshall, seconded by Supervisor Carter to accept the Request for Proposals for the HVAC conversion project in the Historical Courthouse as received and opened on May 6, 2010 as follows:

- |    |                              |              |
|----|------------------------------|--------------|
| 1. | W.V. Alton, Inc., Colusa, CA | \$191,257.00 |
| 2. | R.B. Spencer, Yuba City, CA  | \$234,997.00 |

Motion carried: All yes. Absent: Supervisor Indrieri.

ADMINISTRATION/BOARD OF SUPERVISORS/REQUEST FOR PROPOSALS: It is moved by Supervisor Evans, seconded by Supervisor Marshall to award the HVAC conversion project in the Historical Courthouse to **W.V. Alton, Inc.**, in the proposal amount of \$191,257.00. Further, return at a later date with an agreement for same for further Board consideration. Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann makes time for discussion and possible action regarding the Asbestos issue in the Historical Courthouse.

Supervisors Evans states three (3) companies/contractors completed a walk-through of the proposed abatement area and went over the proposed scope of work, and a due date for Request for Proposals (RFP).

Discussion is held regarding the abatement project, shutting down the boiler, a job site meeting, insurance, funding source for the project, and having a Special meeting on May 25, 2010 for further discussion and consideration of the asbestos abatement project and funding source.

Following discussion, direction is given to Supervisor Evans to move forward with the abatement project.

Chairman Vann states the acceptance of the Request for Proposals for the paint and refurbishment of the former DA offices (Rooms 102 through 102D) for the Board of Supervisors will be continued until reagentized.

Chairman Vann makes time for an update on General Plan timeline and activities.

Mr. Hackney updates the Board members on the progress of the General Plan and timeline of activities stating on June 15, 2010 a presentation will be given to the Board of various documents, June 21, 2010, a Special Planning Commission meeting will be held and the only thing on the agenda will be the General Plan documents and at that point the Planning Commission will choose an option to recommend to the Board of Supervisors. Discussion is held with no action taken.

Chairman Vann makes time to consider approval of Consent Agenda Items.

Mr. Rodegerdts requests Consent Agenda Item No. 1, be considered separately. Chairman Vann so directs.

CONSENT AGENDA: It is moved by Supervisor Marshall, seconded by Supervisor Carter to approve Consent Agenda Item Nos. 2 through 9 as follows:

**C10-086** 2. SHERIFF: Approve Modification to Agreement C04-102, between the County of Colusa Sheriff's Office and **Colusa Regional Medical Center** modifying "TERM OF CONTRACT" and "COMPENSATION" as set forth in the Modification, with all other terms and conditions to remain in full force and effect and authorize the Sheriff to sign on behalf of the Board of Supervisors.

3. LOCAL CHILD CARE PLANNING COUNCIL-COLUSA COUNTY OFFICE OF EDUCATION: Approve Certification Statement Regarding Composition of LPC Members CD-3020, as mandated in AB 1542 (Chapter 270, Statutes 1997; California Department of Education Code Section 8499.3) and authorize the Chairman to sign the Statement for submission of same to the California Department of Education, Child Development Division.

**C10-087** 4. HEALTH AND HUMAN SERVICES: Approve addendum to agreement C10-049, between the County of Colusa Health and Human Services and **Safeside Security** for monitoring services, effective April 21, 2010, with terms and conditions as set forth in the amendment and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

**C10-088** 5. HEALTH AND HUMAN SERVICES: Approve annual "Training Services Agreement," between the County of Colusa Health and Human Services and **the**

**University of California at Davis, University Extension**, effective July 1, 2010 through June 30, 2011, in an amount not to exceed \$25,024.00, with a thirty (30) day written termination clause by either party and authorize the Director of Health and Human Services to sign on behalf of the Board of Supervisors.

**C10-089** 6. HEALTH AND HUMAN SERVICES: Approve Amended and Restated Participating County Contract for Participation in the County Medical Services Program, between the County of Colusa and **County Medical Services Program Governing Board**, effective July 1, 2010, with terms and conditions as set forth in the Amended and Restated Contract and all other terms and conditions to remain in full force and effect and authorize the Chairman to sign.

**C10-090** 7. PUBLIC WORKS: Approve Annual Road Damage Repair Agreement (Gas Well), between the County of Colusa Public Works Department and **Royale Energy, Inc.**, to cover the cost of repairs of any county roads associated with gas well drilling, effective May 5, 2010 through May 2, 2011, 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.

**C10-091** 8. PUBLIC WORKS: Ratify Contract to Provide Professional Excavation Services # 0910-23, between the County of Colusa Public Works Department and **Dudleys' Excavating, Inc.**, effective April 19, 2010 through June 30, 2010, with terms and conditions as set forth in the contract and signed by the Director of Public Works on behalf of the Board of Supervisors.

9. PROCLAMATION/OLDER AMERICANS: Adopt a Proclamation of the Colusa County Board of Supervisors declaring May 2010 as Older Americans Month and authorize the Chairman to sign. **Consent motion carried: All yes. Absent: Supervisor Indrieri.**

Mr. Rodegerdts speaks to the omission of the additions of "Exhibit A, Section L, Pharmaceuticals and Medical Supplies" under "Modifications". He states by noting the omission in the Minutes, said omission is addressed. Brief discussion is held.

**C10-092** 1. SHERIFF/JAIL: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve Modification to Contract C00-111, for Medical Services for inmates of Colusa County between the County of Colusa and **California Forensic Medical Group Incorporated**, modifying the "TERM OF CONTRACT" to be effective through June 30, 2011, with all other terms and conditions to remain in full force and effect and authorize the Chairman to sign. Motion carried: All yes. Absent: Supervisor Indrieri.

Chairman Vann declares a recess at 12:31 p.m., to convene in Closed Session and reconvenes in Regular Session at 12:47 p.m., with all Supervisors, except Supervisor Indrieri present.

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

12:47 p.m. (11:35 a.m. item on Agenda) Mr. Rodegerdts announces the Board considered the following Closed Session items:

Under the Provisions of Government Code Section 54956.9(a), discussed a personnel matter of a confidential nature. He states that it was noted as pending litigation but that was not the case and instructions were given.

Under the Provisions of Government Code Section 54956.9(a) discussed 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, discussed potential litigation in a Personnel matter of a confidential nature and Instruction were given to Attorney and Personnel Director.

#### SUPERVISORS' REPORTS OR COMMENTS

##### Supervisor Carter

###### Meetings/Functions attended

- Central Valley Gas Storage Public Hearing.
- Colusa County Volunteers Luncheon
- Colusa City Council meeting.
- Stamp Out Stigma Rally.
- Website meetings.
- LAFCo meeting.

##### Supervisor Marshall

###### Meetings/Functions attended

- Met with County Counsel and Personnel Director.
- CDBG meeting.
- Walker Ridge Power Plant meeting.
- Met with Personnel Director.
- Attended County Counsel interview, Special meeting.
- Attended walk-through at Historical Courthouse.
- Met with Planning & Building Director.

##### Supervisor Evans

###### Meeting/Functions attended

- Attended County Counsel interviews, Special meeting.
- LAFCo meeting.
- Attended Abatement walk through of the Historical Courthouse.

##### Supervisor Vann

###### Meetings/Functions attended

- Williamson Act Statewide working group Conference call.
- Broadband Rural-Energy Technology meeting with Secretary of RUS from D.C.
- Broadband meeting.
- RCRC Executive Committee meeting.
- NICOR Development agreement conference call.
- Williamson Act working group call.
- Breakfast event Karl Rove, Redding.
- Volunteers of America breakfast.
- California Public Utilities Commission meeting in Princeton on NICOR.



Communication regarding:  
 Road Abandonment issue, College City.  
 General Plan updates.  
 Central Valley Gas Storage.  
 Claxton litigation.  
 Calls on Mental Health payments from State.

AUDITOR: It is moved by Supervisor Carter, seconded by Supervisor Marshall to approve Claim Register Sheets for the period May 4, 2010 through May 19, 2010. Motion carried: All yes. Absent:

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

<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
Adv,Fairs,Exhibits	Wise Acre Farm	\$300.00
Sheriff	Valley Clinical & Consulting	\$450.00
Public Defender	Mehr & Mehr	\$1,370.27
Elections	Peter Jukusky	\$70.00
Public Defender	Matthew C Smith	\$1,377.75
Adult Literacy	Susan G Wooldridge	\$200.00
Building & Grounds	Ron Azevedo Backflow	\$530.00
Behavioral Health	Butte Co Behavioral Health	\$750.88
Behavioral Health	Butte Co Behavioral Health	\$274.64
Behavioral Health	Butte Co Behavioral Health	\$1,022.83
Behavioral Health	El Dorado Co Psychiatric Health	\$219.51
District Attorney	Reading Oil	\$299.44
Behavioral Health	James G White MD	\$550.00

Motion carried: All yes. Absent: Supervisor Indrieri.

Ms. Tirado apprises the Board members of items set for the June 1, 2010 Board Meeting.

The Board adjourns at 2:29 p.m., to reconvene in Regular Session on June 1, 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