

Board of Supervisors

District I

John D. Loudon, District II

Kent S. Boes, District III,
Vice-Chairman

Gary J. Evans, District IV,
Chairman

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
(530) 458-0508/0509/0735

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Board Chambers

546 Jay Street, Suite 108

Colusa, CA 95932

Minutes

June 26, 2018

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 26th day of June 2018 at the hour of 9:00 a.m. Present: Supervisors John D. Loudon, Denise J. Carter, Kent S. Boes, and Gary J. Evans.

Present: Marcos Kropf, County Counsel.
Wendy G. Tyler, CAO/Clerk of the Board/Risk Manager.
Peggy Scroggins, Robert Zunino, Margaret
Van Warmerdam, Auditor-Controller's Office.
Ann Nordyke, Melissa Kitts, Board Clerks.
Greg Plucker, Community Development Department.
Scott Lanphier, Mike Azevedo, Public Works Department.
Elizabeth Kelly, Health and Human Services Department.
Thomas Simms, Darnell Sines, Transit Agency.
Bill Fenton, Probation Department.
Neil Cotter, James Pastorino, Sheriff's Department.
Kaline Moore, Debbie Hickel, CAO's Office.
Terry Rooney, Behavioral Health Department.
Luis Espino, UC Cooperative Extension Department.
Arnie Gross, Rudy Bernal, Hannes Mace, Assessor's Office.
David Markss, Colusa City Councilman.
Mark Marshall, Recology.
Sajit Singh, Sac Valley Museum.
Stephen McCord, McCord Environmental, Inc.
Andrew Brown, Highmark Capital Management.
Mike Graves, Public Agency Retirement Services.
Mary Winters, Colusa citizen.

Opening Prayer - Pledge of Allegiance

MINUTES APPROVAL

1. Minutes Approval
Board of Supervisors – Regular Meeting – June 12, 2018.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kent S. Boes, Vice-Chair
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

PERIOD OF PUBLIC COMMENT

None.

Chairman Evans makes time for announcement of Closed Session items to be considered.

ANNOUNCEMENT OF CLOSED SESSION

Mr. Kropf announces Closed Session matters as follows:

1. LIABILITY CLAIM
California Government Code section 54956.95.
Claimant: Shirley Butler.
2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
California Government Code section 54956.9(d)(4). Potential initiation of litigation: One matter.
3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Government Code Section 54956.9(a), *Allegrini v. County of Colusa, et al.*
United States District Court for the Eastern District of California, Case No. 217-CV-01932-JAM-JB.

I. STAFF REPORTS

Ms. Tyler updates the Supervisors on items pertaining to the Pawnee fire, which has spread to Colusa County near Walker Ridge. She states that she will continue regular communication with the Colusa County Sheriff's Department and will keep the Supervisors notified of any new developments.

Chair Evans makes time for adoption of a proclamation recognizing Darnell Sines for her life saving efforts and reads same into the record as follows:

**" A PROCLAMATION OF THE COLUSA COUNTY BOARD OF SUPERVISORS RECOGNIZING
DARNELL SINES FOR HER LIFE SAVING EFFORTS**

WHEREAS, MS. Sines began working as a Transit Driver with the Colusa County Transit Agency on October 16, 2008; and

WHEREAS, Ms. Sines regularly provides exemplary service to the patrons of the Colusa County Transit Agency; and

WHEREAS, on June 11, 2018 at approximately 10:45 am Ms. Sines was driving her regular transit route around Walnut Tree Drive; and

WHEREAS, Ms. Sines was approached by a gentleman with a baby in his arms pleading for help because his baby was not breathing; and

WHEREAS, Ms. Sines instinctively took it upon herself to render aid to the baby by quickly assessing the situation and promptly acting; and

WHEREAS, Ms. Sines proceeded to administer the infant Heimlich maneuver and first aid to the baby; and

WHEREAS, as a result of Ms. Sines quick thinking and lifesaving actions, she was able to clear the blockage in the baby's throat enabling the baby to breathe clearly again; and

WHEREAS, Ms. Sines waited until Emergency Responders arrived and was assured the baby was returning to good health; and

WHEREAS, as a result of Ms. Sines actions, the baby's life was saved without any harm to the baby, her passengers, or herself.

NOW, THEREFORE, BE IT PROCLAIMED that the Colusa County Board of Supervisors extend their sincere appreciation to Ms. Darnell Sines for her actions above and beyond her normal course of duties which directly resulted in saving the life of a young infant, and that those actions represent the committed service the Colusa County Transit Agency provides to the traveling public in the County of Colusa.

PASSED AND ADOPTED this 26th day of June 2018."

II. PRESENTATION/BOARD OF SUPERVISORS

1. Adopt a Proclamation Recognizing the Life Saving Actions of Ms. Darnell Sines, a Transit Driver for the Colusa County Transit Agency.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kent S. Boes, Vice-Chair
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

CONSENT AGENDA

Approve Consent Agenda Item No.'s 1 through 14.

1. TREASURER

Accept May 2018 Treasury Monthly Investment Report as presented.

2. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH

Approve Contract No. ~~C18-012~~ **C18-112**, a Clinical Affiliation Agreement with **Simmons College** and authorize the Chair to sign.

3. PUBLIC WORKS/ROAD DEPARTMENT/SOLID WASTE

Approve Contract No. **C18-113**, the Fourteenth (14th) Modification to C05-112

with **Recology Butte Colusa Counties, Inc.**, effective July 1, 2018, and authorize the Chair to sign.

4. PUBLIC WORKS/ROAD DEPARTMENT/PUBLIC WORKS/CSA 1&2

Approve Contract No. **C18-114**, with **Specialized Utility Services Program, Inc.** for environmental and engineering consulting services on an "on-call" basis for County Service Area 1 (CSA 1) and County Service Area 2 (CSA 2) in an amount not to exceed \$100,000 per fiscal year and authorize the Chair to sign.

5. PURCHASING AND PROCUREMENT/CAO

Approve Contract No.'s **C18-115** for Suite E/F and **C18-116** for Suite A-1, two 3-year lease agreements with **Clyde Hladky** at 100 Sunrise, Colusa effective July 2, 2018 and authorize the Chair to sign.

6. PURCHASING AND PROCUREMENT/AIR POLLUTION CONTROL

Approve Contract No. **C18-117**, one 3-year lease agreement with **Clyde Hladky** for Suite A-2 at 100 Sunrise, Colusa, effective July 1, 2018, and authorize the Chair to sign.

7. COUNTY ADMINISTRATIVE OFFICE

Approve Contract No. **C18-118**, the First Amendment to Reservation of Rights Agreement with **Farm Credit Services of Colusa-Glenn, FLCA** extending the term and increasing occupancy fees and authorize the Chair to sign.

8. SHERIFF

Approve the Colusa County Sheriff's Office Field Services Division and Correctional Services Division (Jail) 2017 - 2018 Supplemental Law Enforcement Funds Spending Plans (County FY 2018 - 2019), in the amount of \$106,160, as submitted.

9. APPOINTMENT/LOCAL CHILD CARE PLANNING COUNCIL

Reappoint Tiffany Sines to the Colusa County Local Child Care Planning Council, as a Childcare Consumer, effective June 26, 2018 through June 25, 2020. **(Application received: Tiffany Sines)**

10. PROCLAMATION/CASA DE ESPERANZA

Adopt a Proclamation declaring the month of July 2018 as Sexual Assault Awareness Month in the County and authorize the Chair to sign.

11. PURCHASING AND PROCUREMENT/PUBLIC WORKS

Ratify the following Change Order No.'s 1 - 7 in the total amount of \$75,171.22 for **Baldwin Contracting Company dba Knife River Construction**, for road construction contract C18-029:

- **C18-119** Change Order #1
- **C18-120** Change Order #2
- **C18-121** Change Order #3
- **C18-122** Change Order #4
- **C18-123** Change Order #5
- **C18-124** Change Order #6
- **C18-125** Change Order #7

12. APPOINTMENT/FIRST 5 CHILDREN & FAMILIES COMMISSION
Reappoint Bonnie Davies to the First 5 Colusa Children and Families Commission, effective June 26, 2018 through June 25, 2021. **(Application received: Bonnie Davies)**
13. CLERK RECORDER/ELECTIONS
Appoint Chris Dobson to fill a vacancy on the Maxwell Irrigation District.
14. CLERK RECORDER/ELECTIONS
Order consolidation of the City of Colusa's municipal election with the General Election to be held on Tuesday, November 6, 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John D. Loudon, Supervisor
SECONDER:	Denise J. Carter, Supervisor
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

IV. AUDITOR

1. Approve 2017-18 Revenue and Appropriations Inter-Budget Adjustment No.'s 070 - 076. **Requires 4/5 vote.**

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

2. Approve Special Claims.
There are no special claims.
3. Adopt Resolution No. **18-018** for general fund and maintenance Area #1 appropriation limit for fiscal Year 2018-2019, and authorize the Chair to sign.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kent S. Boes, Vice-Chair
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

V. COMMUNITY DEVELOPMENT DEPARTMENT

1. Authorize the County Administrative Officer to send a letter to the Westside Integrated Regional Water Management (IRWM) Coordinating Committee requesting inclusion of the Elgin Mine in the Westside Sacramento IRWM Brownfields Coalition Assessment Grant.

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

2. Adopt Ordinance No. **793**, adopting a California Environmental Quality Act categorical exemption and Zoning Code text amendments.

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

Chairman Evans makes time to discuss adoption of a Resolution authorizing recordation of Parcel Map Number 17-6-1 for the Morning Star Packing Co., LP, and possible direction regarding a future agenda item to discuss the County's Williamson Act program.

Brief discussion is held regarding maintaining the current Williamson Act statute and the option of non-renewing the current contracts.

Mr. Kropf states that the item needs to be placed on a future agenda for discussion.

3. Adopt Resolution No. **18-019** authorizing recordation of Parcel Map Number 17-6-1 for the Morning Star Packing Co., LP. **Further**, direct staff to place the County's Williamson Act program on the August 6⁷, 2018 Regular Agenda for discussion.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kent S. Boes, Vice-Chair
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

VI. PUBLIC WORKS/ROAD DEPARTMENT

1. Adopt Resolution No. **18-020** authorizing the submittal of Active Transportation Program (ATP) Cycle IV grant applications and authorize the Chair to sign.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kent S. Boes, Vice-Chair
SECONDER:	Denise J. Carter, Supervisor
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

VII. COUNTY COUNSEL

1. Chair makes time for discussion and possible direction regarding a potential ballot advisory measure concerning commercial cannabis operations in the County.

Discussion is held regarding the timeline required to initiate a ballot measure and it is determined that this is not an appropriate time to add a measure to the ballot due to time constraints and other circumstances.

VIII. COUNTY ADMINISTRATIVE OFFICE

Chairman Evans makes time to discuss The Public Agency Retirement Services (PARS) Irrevocable Combination Trust for OPEB and Pensions.

Ms. Tyler states that since 2008-2009, the County has set aside funds to assist with increasing retirement costs and the fund has since grown to approximately \$10,500,000. She states that by establishing an irrevocable trust, the County will be able to recognize these funds as an offset to the County's liability and increase investment flexibility.

Discussion is held on items pertaining to the recommended Investment Guidelines, investment risks, recession strategies, and the ability to amend investment objectives as needed.

1. Adopt Resolution No. **18-021**, adopting the Public Agencies Post-Employment Benefit Trust and authorize the County Administrative Officer to execute Contract No's ~~C18-026~~**C18-126**, the Adoption Agreement for the Post-Employment Section 115 Trust, and ~~C18-027~~**C18-127**, the Agreement for Administrative Services; and approve the Investment Guidelines Document.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John D. Loudon, Supervisor
SECONDER:	Kent S. Boes, Vice-Chair
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

2. Approve Colusa County Waterworks District #1 request to carry a deficit fund balance in the County Treasury in an amount not to exceed \$550,000 for a period not to exceed 10 months, as a result of grant expenditure and reimbursement timing

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

3. Approve Fiscal Year 2018-2019 Recommended Budget in the total amount of \$95,657,150, including enterprise funds, county service areas, special district, and other restricted funds.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Denise J. Carter, Supervisor
SECONDER:	Kent S. Boes, Vice-Chair
AYES:	John D. Loudon, Denise J. Carter, Kent S. Boes, Gary J. Evans

IX. BOARD OF SUPERVISORS/WILLIAMS COMMUNITY CENTER

1. Approve request for funding from Williams Community Center Association for maintenance of the Center utilizing Supervisor Boes' Special Department Expense in the amount of \$5,500.

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

SACRAMENTO VALLEY MUSEUM

2. Approve requests from the Sacramento Valley Museum Board for financial assistance in the amount of \$19,500.00, utilizing Supervisor Boes' Board Special Department Expenses.

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

X. SUPERVISORS' REPORTS OR COMMENTS

Supervisor Boes

Meetings/functions attended:

- Meeting with Public Works Director
- Colusa Sesquicentennial Celebration
- Regional Housing Authority
- Williams City Council Meeting
- Meeting with Williams City Administrator

Supervisor Carter

Meetings/functions attended:

- Colusa Sesquicentennial Celebration
- Farm to Fork Lettuce Picking
- RCRC Board of Directors Meeting
- Colusa Groundwater Authority

Supervisors Loudon

Meetings/functions attended:

- Behavioral Health Board meeting
- VFW Monthly Meeting
- Bench Dedication for Jim Davison
- Grand Island Fire Department Golf Tournament
- Colusa Sesquicentennial Celebration
- Colusa Meat Market Ribbon Cutting
- Downtown 627 Ribbon Cutting
- RCD Board Meeting
- Regional Housing Authority Board Meeting
- RD 108 Board Meeting
- Farm To Fork Dinner

Supervisor Evans

Meetings/functions attended:

Sites meetings
Forest Service Meetings
PGE issues

XI. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS

None.

Chairman Evans declares a recess at 10:18 a.m. to convene in Closed Session and reconvenes at 11:27 a.m. in Regular Session with all Supervisors present.

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

Chairman Evans makes time for announcement of Closed Session.

XII. CLOSED SESSION

1. LIABILITY CLAIM

California Government Code section 54956.95.

Claimant: Shirley Butler

Mr. Kropf states the Board approved the request to refund water fees paid from a 6-month period preceding May 31, 2018, which was the date the claim was submitted.

2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

California Government Code section 54956.9(d)(4). Potential initiation of litigation: One matter. He states there was no reportable action.

3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9(a), *Allegrini v. County of Colusa, et al.* United States District Court for the Eastern District of California, Case No. 217-CV-01932-JAM-JB. He states there was no reportable action.

Chairman Evans adjourned the meeting at 11:29 a.m. to reconvene in Regular Session on August 7, 2018 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