

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

October 30, 2018

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 30th day of October 2018 at the hour of 9:00 a.m. Present: Supervisors John D. Loudon, Kent S. Boes, and Gary J. Evans. Absent: Supervisor Denise J. Carter.

Present: Marcos Kropf, County Counsel.
Wendy G. Tyler, CAO/Clerk of the Board/Risk Manager.
Peggy Scroggins, Robert Zunino, Auditor-Controller's Office.
Ann Nordyke, Patricia Rodriguez, Board Clerks.
Greg Plucker, Community Development Department.
Elizabeth Kelly, Health & Human Services Department.
Scott Lanphier, Mike Azevedo, Public Works Department.
Kaline Moore, Debbie Hickel, Angela Gross, CAO's Office.
Rose Gallo-Vasquez, Clerk-Recorder's Office.
Terry Rooney, Behavioral Health Department.
Stacey Costello, Laura James, Colusa County Library.
Merced Corona, Supervisor Elect.
Lora Ceccon, Julie Rico, Colusa County One Stop.
Bob Wallace, Jim Wallace, Lenore Kitts, Charles and Lorraine
Marsh, Arbuckle citizens.
Mary Winters, Colusa citizen.

Opening Prayer - Pledge of Allegiance

PERIOD OF PUBLIC COMMENT

None.

ANNOUNCEMENT OF CLOSED SESSION

Mr. Kropf announces Closed Session matters as follows:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
California Government Code section 54956.8
Property: 405 6th Street and 539 Oak Street, Colusa, California. Negotiators:

County Administrative Officer and County Counsel Property Owner: Roland Ellsworth Under negotiation: Potential purchase and related terms.

I. STAFF REPORTS

Ms. Costello states the Library will be refurbishing the book drop boxes at no cost to the County. Kelleher Paint will be donating the paint, Ms. James will be donating a portion of her time and she will receive a small stipend from Colusa Friends of the Library and the Rotary Club. She further states the project will be dedicated in memory of Mr. Kelleher.

Ms. James states the new book drop boxes will add color, visual engagement for young readers and interaction with the library. She further states the project will take 14 days for all seven drop boxes to be completed.

Mr. Plucker updates the Supervisors regarding the Building Inspection and Plan Check Inspection services.

Ms. Kelly updates the Supervisors on the results of the drive thru flu clinic.

Mr. Kropf updates the Supervisors on cannabis regulations 5416(d) and 5001(c)(11).

CONSENT AGENDA

Chair Evans makes time for approval of Consent Agenda Item No.'s 1 through 10.

Ms. Tyler requests Consent Item No. 4 be pulled from the Consent Agenda and considered separately.

Chair Evans so directs.

Approve Consent Agenda Item No.'s 1 through 3 and 5 through 10.

1. BOARD OF SUPERVISORS

Approve the October 2, 2018 Board of Supervisors meeting Minutes and authorize the Chair to sign.

2. BOARD OF SUPERVISORS

Approve the October 16, 2018 Board of Supervisors meeting Minutes and authorize the Chair to sign.

3. CLERK RECORDER/ELECTIONS

Adopt Resolution No. **18-040** appointing David Carvalho, Jr. to the Maxwell Public Utility District in lieu of election and authorize the Chair to sign.

5. HEALTH AND HUMAN SERVICES/HEALTH DEPARTMENT

Authorize the out-of-state travel for one (1) Public Health staff member, Constance Rios, to attend the National Coalition of STD Directors (NCSD) Annual Meeting in Florida November 13, 2018 through November 16, 2018.

6. AG COMMISSIONER
Approve Contract No. **C18-181** a Standard Agreement Number 18-0244 with the **California Department of Food and Agriculture** for Exotic Pest Detection, effective July 1, 2018 and authorize the Chair to sign.
7. PURCHASING AND PROCUREMENT/BUILDING & GROUNDS - MAINTENANCE
Approve Contract No. **C18-182** the purchase and installation of refrigeration units for the Jail kitchen with **Carvalho's Heating and Air Conditioning, Inc.**, in an amount not to exceed \$13,940 and authorize the Chair to sign.
8. PURCHASING AND PROCUREMENT/WELFARE ADMINISTRATION
Approve Contract No. **C18-183** with **Colusa One Stop** for employment related services to CalWORKs participants, in an amount not to exceed \$253,143, effective July 1, 2018 through June 30, 2019 and authorize the Chair to sign.
9. PURCHASING AND PROCUREMENT/HUMAN RESOURCES
Ratify agreement **C18-184** with the **Department of General Services/Office of Administrative Hearings** to provide County with Administrative Law Judges in an amount not to exceed \$48,000 for a period of five years.
10. BOARD OF SUPERVISORS/SAC RIVER FIRE PROTECTION DISTRICT
Re-appoint Rande Brookins (Dist. 2) to the Sacramento River Fire Protection District effective November 4, 2018 through November 3, 2022. **(Application received: Rande Brookins)**

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

Chair Evans makes time to approve Consent Item No. 4 regarding a contract with California Mental Health Services Authority (CalMHSA).

Ms. Tyler states that the Participation Agreement failed to reference one of the exhibits and requests that the item be approved with the addition of Exhibit D, Business Associate Agreement.

4. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
Approve Contract No. **C18-185** Participation Agreement and associated initial deposit in the amount of \$9,470.86 **with California Mental Health Services Authority (CalMHSA)** with the addition of Exhibit D Business and Associate agreement (HIPAA) and authorize the Chair to sign.

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

III. HUMAN RESOURCES/PROBATION

1. Approve the following:
 - A. Delete one Fiscal Administrative Officer position, PFT, MGT Range 16, \$4,857 - \$6,227 per month, effective December 1, 2018, following the retirement of the incumbent.
 - B. Add one Fiscal Program Analyst position, PFT, MSC Range 31, \$3,940 - \$5,046 per month, effective October 31, 2018.
 - C. Amend the Position Allocation Schedule for the Probation Department (budget 2035) with the above changes.

Ms. Tyler requests this item be pulled until reagendaized.

RESULT:	PULLED
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IV. PRESENTATION - HEALTH AND HUMAN SERVICES/COLUSA COUNTY ONE-STOP

1. Chair Evans makes time for a Presentation from Colusa County One Stop regarding services provided.

Ms. Ceccon states the One Stop program is responsible for implementation of various services and speaks to the following:

- Work Force Academy
- TANF
- Supervised Job Search
- Job Placement for:
 1. Probation Clients
 2. Veterans
 3. Low-Income
 4. Dislocated Workers
 5. Spouses of Veterans
- Payroll and Subsidized Services

Ms. Rico states she works with the Welfare to Work program and speaks to the following:

- Promotes Self Sufficiency
- Education Program
- Work Force Academy
- Job Applications
- Resumes
- Job Searching
- Interviewing Skills
- Career Exploration
- Time Management

Ms. Ceccon briefly goes over the strict performance standards, the independent living program, and youth life skills.

Ms. Kelly states Ms. Ceccon has worked with the Transitional Housing program for 12 years and has been very successful.

V. HEALTH AND HUMAN SERVICE/IN HOME SUPPORTIVE SERVICES

Chair Evans declares a recess at 9:28 a.m. and states that they are now sitting as the In Home Supportive Services (IHSS) Public Authority Board with all Directors present, except Director Carter.

Present: Marcos Kropf, County Counsel.
 Wendy G. Tyler, CAO/Clerk of the Board/Risk Manager.
 Peggy Scroggins, Robert Zunino, Auditor-Controller's Office.
 Ann Nordyke, Patricia Rodriguez, Board Clerks.
 Greg Plucker, Community Development Department.
 Elizabeth Kelly, Health & Human Services Department.
 Scott Lanphier, Mike Azevedo, Public Works Department.
 Kaline Moore, Debbie Hickel, Angela Gross, CAO's Office.
 Rose Gallo-Vasquez, Clerk-Recorder's Office.
 Terry Rooney, Behavioral Health Department.
 Stacey Costello, Laura James, Colusa County Library.
 Merced Corona, Supervisor Elect.
 Lora Ceccon, Julie Rico, Colusa County One Stop.
 Bob Wallace, Jim Wallace, Lenore Kitts, Charles and Lorraine Marsh, Arbuckle citizens.
 Mary Winters, Colusa citizen.

HEALTH AND HUMAN SERVICES/WELFARE ADMINISTRATION

1. **SITING AS IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY BOARD**

Approve the Public Authority rate change to increase the minimum wage for IHSS service providers in 2019 as regulated by the California Fair Wage Act of 2016.

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

Chair Evans adjourns as the In Home Supportive Services (IHSS) Public Authority Board at 9:30 a.m. and states that they are now sitting as the Colusa County Board of Supervisors with all Supervisors present except Supervisor Denise J. Carter.

Present: Marcos Kropf, County Counsel.
 Wendy G. Tyler, CAO/Clerk of the Board/Risk Manager.
 Peggy Scroggins, Robert Zunino, Auditor-Controller's Office.
 Ann Nordyke, Patricia Rodriguez, Board Clerks.
 Greg Plucker, Community Development Department.
 Elizabeth Kelly, Health & Human Services Department
 Scott Lanphier, Mike Azevedo, Public Works Department.

Kaline Moore, Debbie Hickel, Angela Gross, CAO's Office.
Rose Gallo-Vasquez, Clerk-Recorder's Office.
Terry Rooney, Behavioral Health Department.
Stacey Costello, Laura James, Colusa County Library.
Merced Corona, Supervisor Elect.
Lora Ceccon, Julie Rico, Colusa County One Stop.
Bob Wallace, Jim Wallace, Lenore Kitts, Charles and Lorraine Marsh, Arbuckle citizens.
Mary Winters, Colusa citizen.

9:30 a.m. PUBLIC HEARINGS

Chair Evans makes time for a Public Hearing to vacate portions of Ohm Road and Myers Road.

Mr. Lanphier states he was approached by the property owners and they requested that the roads be closed due to trespassing and other issues. He further states that these roads would be in private control and they will be gated.

9:31 a.m. Chair Evans opens the Public Hearing and calls for public comment. Hearing none, Chair Evans closes the Public Hearing.

PUBLIC WORKS/ROAD DEPARTMENT

1. Adopt Resolution No. **18-041**, a Resolution vacating portions of Ohm Road (Road No. 134) and Myers Road (Road No. 17) and authorize the Chair to sign.

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

9:32 a.m. PUBLIC HEARING

Chair Evans makes time for a Public Hearing regarding the adoption of a Resolution approving a Categorical Exemption and General Plan (GPA#18-4-1) amendment changing the Land Use designation for a 10.08± acre portion of APN: 011-280-015 and a 10.08± acre portion of APN: 011-280-040. **Further**, introduction by title only and passage of a corresponding Ordinance adopting a CEQA Categorical Exemption and amending County Zoning Maps.

Mr. Plucker states the property owners are requesting to have two parcels swapped and speaks to the following:

- General Location
- General Plan Amendment
- Zoning Amendment
- Recommendations

Supervisor Loudon inquires as to why this wasn't done when the General Plan was amended.

Chair Evans states that the property owners never requested it at that time.

9:35 a.m. Chair Evans opens the Public Hearing and calls for public comment. Hearing none, Chair Evans closes the Public Hearing.

Supervisor Boes inquires as to whether this is being done because of a future project.

Mr. Plucker states it makes more sense to have the parcel with commercial zoning located on Maxwell Road. He further states that the property owner is interested in potential projects but there is nothing planned at this time.

COMMUNITY DEVELOPMENT DEPARTMENT/PLANNING AND BUILDING

2. Adopt Resolution No. **18-042**, a Resolution approving a Categorical Exemption and General Plan (GPA#18-4-1) amendment changing the Land Use designation for a 10.08± acre portion of APN: 011-280-015 and a 10.08± acre portion of APN: 011-280-040. **Further**, introduction by title only and passage of Ordinance No. **795** adopting a CEQA Categorical Exemption and amending County Zoning Maps and authorize the Chair to sign.

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

9:36 a.m. PUBLIC HEARING

Chair Evans makes time for a Public Hearing regarding, introduction by title only, and passage of a proposed Ordinance adopting a California Environmental Quality Act (CEQA) Categorical Exemption and amending various sections of the Colusa County Code.

Mr. Plucker updates the Supervisors on the proposed text amendments and speaks to the following:

- Add to the Zoning Ordinance definitions
- Establish Setbacks
- Add Performance Standards
- Add Soil Amendment Facility
- Require a Minor Use Permit

9:44 a.m. Chair Evans opens the Public Hearing and calls for public comment.

Ms. Kitts states she is concerned regarding storage facilities lacking CEQA review for farming, waste discharge, impacts to the soil, groundwater, crops, and health issues. She further states storage facilities fall into a loophole and the Planning Department doesn't have the tools to investigate these facilities.

Mr. Wallace states he owns farm land close to basin drain and is concerned specifically with the zoning description of a soil amendment facility being added to the same line item as a compost facility. He further states that they sound very similar but are different and this could

damage the environment. He further states that he would recommend that this decision be postponed to a later date to give property owners time to talk to County staff.

Mr. Marsh states he has property on Miller Road and farms using organic compost. He further states the item needs further review and any rushed decision could have a great impact to community.

Mr. Plucker states he is fine with continuing the item to a later date to give the property owners time to contact him with their concerns.

Lengthy discussion is held regarding continuing this item to a date certain, CEQA analysis, minor use permit, and examination of storage facilities.

10:12 a.m. Chair Evans calls for any further public comment. Hearing none, Chair Evans closes the Public Hearing.

COMMUNITY DEVELOPMENT DEPARTMENT/PLANNING AND BUILDING

3. Continue Public Hearing, introduction by title only, and passage of a proposed Ordinance adopting a California Environmental Quality Act (CEQA) Categorical Exemption and amending various sections of the Colusa County Code to December 11, 2018.

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

VI. AUDITOR

1. Approve Special Claims.

<u>Claim #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
615516	East Park	Bureau of Reclamation	\$15,000.00
615517	Behavioral Health	Colusa County One-Stop	\$1,969.17
615518	Water Resources	Provost & Pritchard	\$7,092.80
615519	County Counsel	Reische Appraisal Services	\$900.00
615520	County Counsel	Reische Appraisal Services	\$1,000.00

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

VII. SUPERVISORS' REPORTS OR COMMENTS

Supervisor Boes

Meetings/functions attended:

Sites Presentation

Williams City Council meeting

Arbuckle Car Show

Supervisor Loudon

Meetings/functions attended:

- Colusa City Council meeting
- Chamber of Commerce Lunch MOB
- CIP meeting
- CAP Board meeting
- Dos Rios Continuum of Care Board meeting
- Tri-County Juvenile Hall Oversight meeting
- Pumpkin Village

Supervisor Evans

Meetings/functions attended:

- Sites
- Transportation Commission and Transit Agency meeting
- Sites and Forestry call meetings
- Various Committee meetings

VIII. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS

None.

Chair Evans declares a recess at 10:20 a.m. to convene in Closed Session and reconvenes at 10:43 a.m. in Regular Session with all Supervisors present except Supervisor Denise J. Carter.

Present: Marcos Kropf, County Counsel.
Wendy G. Tyler, CAO/Clerk of the Board/Risk Manager.
Patricia Rodriguez, Board Clerk.

IX. CLOSED SESSION/COUNTY COUNSEL

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

California Government Code section 54956.8. Property: 405 6th Street and 539 Oak Street, Colusa, California. Negotiators: County Administrative Officer and County Counsel. Property Owner: Roland Ellsworth. Under negotiation: Potential purchase and related terms. He States there is no reportable action.

Chair Evans adjourned the meeting at 10:44 a.m. to reconvene in Regular Session on November 13, 2018 at the hour of 9:00 a.m.

Gary J. Evans, Chair

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

BY _____
Patricia Rodriguez, Deputy Clerk