

Board of Supervisors

J. Merced Corona, District I
Daurice K. Smith, District II
Kent S. Boes, District III,
Chair
Gary J. Evans, District IV
Vice-Chair
Janice A. Bell, District V



County of Colusa

Wendy G. Tyler, CAO/Clerk to the
Board of Supervisors/Risk Manager
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COLUSA COUNTY BOARD OF SUPERVISORS

Minutes

January 2, 2024

Board Chambers
546 Jay Street, Suite 108
Colusa, CA 95932

The Board of Supervisors of the County of Colusa, State of California meets in Regular Session this 2nd day of January 2024 at the hour of 9:00 a.m. Present: Supervisor Janice A. Bell, J. Merced Corona, Daurice K. Smith, Gary J. Evans and Kent S. Boes.

Opening Prayer - Pledge of Allegiance

PERIOD OF PUBLIC COMMENT

None.

REPORT OUT OF DECEMBER 19, 2023 CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION - Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: One matter. Counsel states direction given to staff with no reportable action

2. CONFERENCE WITH LABOR NEGOTIATOR. California Government Code 54957.6 Agency Negotiator: Patrick Clark, Dar Rhodes, Kaline Moore and Yareli Mora. Employee Organizations: All Units. Counsel states direction given to staff with no reportable action

ANNOUNCEMENT OF CLOSED SESSION

Counsel announces Closed Session as follows:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
California Government Code section 54956.8
Property: 1500 E Street, Williams, CA (APN 05-201-032)
Property owner: Williams School District
Negotiators: County Administrative Officer and County Counsel
Under negotiation: Price and Terms of Sale

Chair Boes makes time for the nominations and election of the 2024 Board of Supervisors Chair and Vice-Chair and turns the gavel to the Clerk.

The Clerk calls for nominations of Chair.

Supervisor Corona nominates Supervisor Evans, Supervisor Bell seconds the nomination.

The Clerk calls for any other nominations. Hearing none, the Clerk closes the nominations.

I. BOARD OF SUPERVISORS

1. Elect Supervisor Evans as Chair for 2024.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

The Clerk makes time for the nominations and election of the 2024 Board of Supervisors Vice-Chair.

The Clerk calls for nominations of Vice-Chair.

Supervisor Boes nominates Supervisor Smith, Supervisor Bell seconds the nomination.

The Clerk calls for any other nominations. Hearing none, the Clerk closes the nominations

2. Elect Supervisor Smith as Vice-Chair for 2024.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Boes
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

Chair Evans presents Supervisor Boes with a plaque and speaks to his achievements during his tenure as Chair.

II. STAFF REPORTS

Ms. Allen updates the Board on the HVAC project for the Migrant Center and states that she has handed the Migrant Center keys over to DHHS to utilize for the winter.

Mr. Plucker updates the Board on a procedural change for Environmental Health regarding pre-application inspections food facility permits. He states that Environmental Health will defer the charge of \$112.00 until a lease is signed.

CONSENT AGENDA

Approve Consent Item's 1 through 8.

1. **BOARD OF SUPERVISORS**

Approve the December 19, 2023 Board of Supervisors Regular Meeting Minutes.

2. PURCHASING AND PROCUREMENT/BOARD OF SUPERVISORS
 Approve Contract No. **C24-001**^{1st} Modification with **Capitol Public Finance Group, LLC** to provide capital financial planning and debt issuance services, effective January 1, 2024.
3. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
 Re-approve Contract No. C23-219, 1st Modification with BHC Heritage Oaks Hospital, Inc. for hospital-based psychiatric inpatient services by deleting Attachment A and replacing with a corrected Attachment A-Medi-Cal Psychiatric Inpatient Hospital Services Regional Average Non-Negotiated Rates July 1, 2023.
4. PURCHASING AND PROCUREMENT/BEHAVIORAL HEALTH
 Re-approve C23-218 with BHC Sierra Vista Hospital to provide hospital-based psychiatric inpatient services by deleting Attachment A and replacing with a corrected Attachment A-Medi-Cal Psychiatric Inpatient Hospital Services Regional Average Non-Negotiated Rates July 1, 2023.
5. HEALTH AND HUMAN SERVICES
 Approve Contract No. **C24-002** Mello-Granlund Senior Nutrition Subaward Infrastructure Grant Agreement Amendment 1 (Agreement No. A23-0057-S001 AM1) with the **Chico State Enterprises**, effective January 1, 2023, and authorize County Administrative Officer to sign.
6. HEALTH AND HUMAN SERVICES
 Approve Contract No. **C24-003** Modification No. 1 (Agreement #21-5065) with the **California Department of Social Services (CDSS)** for adoption services on behalf of Colusa County.
7. PROBATION
 Re-approve Contract No. C23-250 1st Modification to MOU with Colusa County Superior Court related to pre-trial services program under SB 129.
8. PUBLIC WORKS/ROAD DEPARTMENT
 Approve Contract **C24-004** assignment of Tee Hangar lease #22 to **Sherman McPherson** effective January 2, 2024.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

IV. HUMAN RESOURCES

1. Adopt Revised Personnel Rules by Adding Section j) Reproductive Loss Leave to 1.108.3 Unpaid Leaves and Deleting Section 1.108.2 Paid Leaves c) Sick Leave for Extra Help Employees, effective January 1, 2024.

Comments received by Ms. Rhodes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Bell

2. Approve Contract No. **C24-005** Side Letter Agreement to the 2023-2025 **CCMC General Unit and Contract No. C24-006 CCMC Safety Unit MOUs** which establishes the following MOU provisions: Accelerated Salary Steps, Class Specifications - New and Revised, and Telework Eligibility.

Comments received by Ms. Rhodes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Bell

3. Adopt **Resolution No. 24-001** approving the Salary and Benefits Compensation Package for Appointed Department Heads, effective October 1, 2023 as amended.

Comments received by Ms. Rhodes, Ms. Tyler and Mr. Stout.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Boes
AYES:	Evans, Corona, Boes, Smith, Bell

4. Adopt **Resolution No. 24-002** approving the Salary and Benefits Compensation Package for the Unrepresented Unit, effective October 1, 2023.

Comments received by Ms. Rhodes.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Bell

Chair Evans declares a recess at 9:29 a.m. and states that they are now sitting as the Colusa County Air Pollution Control District with all Directors present.

V. AG COMMISSIONER/AIR POLLUTION CONTROL

1. Sitting As The Colusa County Air Pollution Control District

Adopt **Resolution No. 24-003** authorizing the Air Pollution Control District Officer to accept grant funds, approve administrative grant modifications for Grant Funds awarded under the California Air Resources Board's AB617 Community Air Protection Grant program and execute Contract No. **C24-007** with the **California Air Resources Board**, effective November 30, 2023; further authorize the Clerk to assign a county contract number.

Comments received by Ms. Allen.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

2. **Sitting As The Colusa County Air Pollution Control District**

Authorize the Board Clerk to assign Contract No. **C24-008** to Amendment 2 of Grant Agreement G21-PBRM-05-2, with the California Air Resources Board extending the Grant Agreement from June 30, 2025 to June 30, 2026 and increasing the total grant amount from \$20,000.00 to \$30,000.00.

Comments received by Ms. Allen.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Boes
SECONDER:	Smith
AYES:	Evans, Corona, Boes, Smith, Bell

Chair Evans adjourns as the Colusa County Air Pollution Control District at 9:34 a.m. and states that they are now sitting as the Colusa County Board of Supervisors with all Supervisors present.

VI. COUNTY ADMINISTRATIVE OFFICE

1. Approve Special Claims as follows:

<u>Invoice #</u>	<u>Fund/Department</u>	<u>Vendor</u>	<u>Amount</u>
43852	BEHAVIORAL HEALTH	JOEL'S PEST CONTROL	\$65.00
43888	BUILDING & GROUNDS	JOEL'S PEST CONTROL	\$70.00

Comments received by Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Smith
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Bell

COUNTY ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

2. Receive Update from Sierra Sacramento Valley Emergency Medical Services Agency (SSV-EMS) on the Emergency Ambulance Service, Advanced Life Support Transport Request for Proposals.

Comments received by Ms. Tyler and Mr. Poland.

VII. BOARD OF SUPERVISORS

1. Designate Supervisor Smith as the 2024 Delegate and Supervisor Boes as the Alternate to the Rural County Representatives of California (RCRC) Board of Directors.

Comments received by Ms. Tyler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bell
SECONDER:	Corona
AYES:	Evans, Corona, Boes, Smith, Bell

2. Designate Supervisor Smith as the 2024 Delegate and Supervisor Boes as the Alternate to the Golden State Finance Authority (GSFA) Board of Directors.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

3. Designate Supervisor Smith as the 2024 Delegate and Supervisor Boes as the Alternate to the Golden State Connect Authority (GSCA) Board of Directors.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

4. Designate Supervisor Smith as the 2024 Delegate and Mr. Azevedo as the Alternate to the Rural Counties' Environmental Services Joint Powers Authority (ESJPA)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Corona
SECONDER:	Bell
AYES:	Evans, Corona, Boes, Smith, Bell

VIII. SUPERVISORS' REPORTS OR COMMENTS

Supervisor Bell

Meetings and functions attended:

- Emergency Services Association General meeting
- NACo West Region meeting
- Retirement Celebration for Todd Manouse
- Colusa Fire Pancake Breakfast

Supervisor Corona

Meetings/functions attended:

- Sacramento PD Academy Graduation
- Colusa County Resource Conservation District Christmas Dinner

Supervisor Boes

Meeting and functions attended:

- Transportation Commission and Transit Agency meeting
- Regional Housing Authority meeting
- Retirement Celebration for Todd Manouse

Supervisor Smith

Meetings and functions attended:

- Transportation Commission and Transit Agency meeting

Grimes Fire Department New Year Breakfast
Constituent's complaints regarding road conditions

Supervisor Evans

Meetings and functions attended:

Transportation Commission and Transit Agency meeting
Cypress Hill Cemetery cleanup with PGE
Agenda Review

IX. STATE OR FEDERAL LEGISLATION/GENERAL BUDGETARY MATTERS

None.

Chair Evans declares a recess at 9:58 a.m. to convene in Closed Session.

X. CLOSED SESSION

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. California Government Code section 54956.8. Property: 1500 E Street, Williams, CA (APN 05-201-032) Property owner: Williams School District. Negotiators: County Administrative Officer and County Counsel. Under negotiation: Price and Terms of Sale

Chair Evans adjourns Closed Session at 10:37 a.m. and reconvenes in Regular Session at 1:30 p.m. with all Supervisors present.

1:30 P.M. WORKSHOP

Chair Evans declares a recess at 1:32 p.m. and states that they are now sitting as the Colusa County Flood Control and Water conservation District with all Directors present.

1. Chair Evans makes time for discussion and possible direction regarding Sites Reservoir and Establishment of a Zone of Benefit, as well as other items requiring Board input.

Overview:

Ms. Tyler states that the purpose today is to provide an update on the Sites Project and District activities, as well as obtaining direction on a variety of issues concerning landowner participation in the Sites Project. Direction is needed in order to complete necessary documents which are anticipated to be before the Board in the next two to six weeks for consideration.

Mr. Urkov gives the Board an update on the current status of Sites and the proposed Zone of Benefit No. 3.

Mr. King inquires what Zones 1 and 2 are?

Supervisor Evans responds that Zone 1 is West of Colusa and Zone 2 is between Maxwell and Princeton. Ms. Tyler responds that they were formed for the purpose of flood control.

Mr. King requests to have maps, resolutions and any other pertinent information posted on the County website.

Mr. Urkov speaks to the next steps of establishing the zone of benefit, the formal arrangement with Sites Authority, true-ups for water amounts, LAFCo/zone map adjustments, budget cash calls vs. financing, and administration of the Zone. He states the intent is to develop policy direction and have the Zone of Benefit begin managing the landowner participation by the end of June 2024.

Ms. Tyler speaks to the formation of the Zone Council who will be using this resource and can manage it to their benefit and whether or not further District administrative assistance will be needed

Mr. King inquires can they self-administer?

Ms. Tyler states the legislation provides that the Zone Council is an elected body much like the landowners' election which gives them the ability to elect their officers and there are certain powers that will be granted to them for their own self-governance, however they are overseen by the Board of Directors of the Colusa County Flood Control and Water Conservation District.

Ms. Tyler states she feels two seats on the Sites Authority Board is appropriate given the level of participation by the District. Supervisor Evans agrees that it is sufficient and adequate with two seats. The Board concurs two seats are adequate.

Supervisor Corona inquires if the project is 1.5 million acre feet and there is 167,000 acre feet held by participants, is there any potential for that number to grow and will it cause the price to go down? Mr. Urkov states what is being described is the difference between storage and yield. He further states it would be cheaper if there are more acre feet.

Mr. King states he doesn't want to participate in the Zone Benefit and expresses concern that all lands within the District will be made to pay for this project, which only benefits a few. Ms. Tyler responds that only participating landowners will be assessed any charges.

Mr. King inquires who will be responsible for the bonds, and will there be any credit enhancement by the County? Supervisor Evans states the participants will be responsible.

Supervisor Smith inquires if there is an exclusion for landowners outside of the zone to participate? Ms. Tyler states that is correct.

Supervisor Evans states that is why East of the river couldn't be included because they opted out of the District long ago and they are not within the State Water Project place of use.

Mr. King inquires if notices were sent to the areas not included in any water districts (also referred to as white areas)? Supervisor Evans states letters were sent to the Public years back by himself and Supervisor Vann.

Supervisor Boes inquires is there a cap on storage? He further inquires if a participant can also rent the space and do they own the space or storage? Mr. Urkov states you own the water then later the storage.

Supervisor Smith inquires who has recreational rights? Supervisor Evans responds the JPA.

Supervisor Bell inquires who will contact the landowners for the area effected by the inundation? Mr. Urkov responds that the Sites Project Authority is responsible for that portion of the project.

Supervisor Bells inquires where is the money coming from to pay these landowners for their property? Mr. Urkov states it comes from the Sites Project Authority.

Ms. Tyler states five seats on Zone Council seems to be an appropriate number looking at the participants. Mr. Urkov states we envision the Zone Council membership being comprised of individuals whose land holdings lie primarily within an existing home water district. However, making that determination is difficult due to the convoluted land ownerships.

As to collateralization of a landowner's participation, Ms. Tyler states there have been and will continue to be talks with the participants and advisors and it appears that, some people will pay upfront with cash, but others will utilize the financing model. We are seeking direction as to how the Board wants to collateralize the financing through the agreement. Do you want the collateral to be the land on which water is used or can a landowner put up other parcels of land and improvements?

Supervisor Smith inquires as to what else has been used in similar projects? Ms. Tyler states she is unaware of any other contract that is similar or can be used as an example.

As to costs incurred to date by the District in working on the establishment of the Zone of Benefit, Ms. Tyler states the budget development does not include a recoupment of startup cost by the County and is seeking direction on if there is an expectation these monies would be recovered from the landowner participants.

Supervisor Smith states she would like more time to process the numbers. Supervisor Evans states maybe the first six month should be spread over three years on the payback.

COUNTY ADMINISTRATIVE OFFICE

Sitting As The Colusa County Flood Control And Water Conservation District

1. It is the consensus of the Directors of the Colusa County Flood Control and Water Conservation District that participation include two seats on the Sites JPA and five seats on the Zone Council, startup cost recoupment spread over multiple years and collateralization can be anything land and/or improvements (whether it is in or out of the County) as long as the value meets or exceeds the amount of financing.

Chair Evans adjourned the meeting at 3:33 p.m. to reconvene in Regular Session on January 16, 2024 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
