

TUESDAY, MARCH 17, 2009

**BOARD OF SUPERVISORS
SONOMA COUNTY
REGULAR MEETING**

SPECIAL DISTRICTS	VALERIE BROWN	1ST DISTRICT
SUPERVISORS' CHAMBERS	MIKE KERNS	2ND DISTRICT
SONOMA COUNTY	SHIRLEE ZANE	3RD DISTRICT
ADMINISTRATION BLDG.	PAUL L. KELLEY	4TH DISTRICT
575 ADMINISTRATION DR., ROOM 102A	EFREN CARRILLO	5TH DISTRICT
SANTA ROSA, CALIFORNIA 95403-2887	BOB DEIS	COUNTY ADMINISTRATOR
PHONE 707-565-2241	STEVEN WOODSIDE	COUNTY COUNSEL
FAX 707-565-3778		
WEB SITE http://www.sonoma-county.org/board/		

The Board of Supervisors welcomes you to its meetings which are regularly scheduled each Tuesday, and your interest is encouraged and appreciated.

Public Transit Access to the County Administration Center

Sonoma County Transit: Rt. 20, 30, 44, 48, 60, 62, 64
Santa Rosa CityBus: Rt. 14
Golden Gate Transit: Rt. 80

For transit information call (707) 576-RIDE or 1-800-345-RIDE.

The agenda is divided into two sections:

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the blue section and are usually approved by a single majority vote. Any Board Member may remove an item from the consent calendar.

REGULAR CALENDAR: These items include significant and administrative actions of special interest, appear in the white section and are classified by program area.

The regular calendar also includes "Set Matters," which are noticed hearings, work sessions and public hearings.

ADDENDUM: If there is an addendum to the agenda, it will be posted at the above referenced web site by Friday at 5:00 p.m. the week before the meeting.

SUPPLEMENTAL MATERIALS: Materials related to an item on this agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Board of Supervisors office at 575 Administration Drive, Room 100A, Santa Rosa, during normal business hours.

DISABLED ACCOMMODATION: If you have a disability which requires an accommodation, an alternative format, or requires another person to assist you while attending this meeting, please contact the Clerk of the Board at (707) 565-2241, as soon as possible to ensure arrangements for accommodation.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: PLEASE WALK TO THE ROSTRUM AND AFTER RECEIVING RECOGNITION FROM THE CHAIR, GIVE YOUR NAME AND ADDRESS, AND YOUR COMMENTS OR QUESTIONS. IN ORDER THAT ALL INTERESTED PARTIES HAVE AN OPPORTUNITY TO SPEAK, PLEASE BE BRIEF AND LIMIT YOUR COMMENTS TO THE SUBJECT UNDER DISCUSSION. TIME LIMITATIONS SHALL BE AT THE DISCRETION OF THE CHAIR OR BOARD.

Tuesday, March 17, 2009
8:30 A.M.

Call to order and pledge of allegiance

Board member announcements and reports on meetings and other activities

SPECIAL DISTRICTS

Consent Calendar

Agricultural Preservation and Open Space District
Sonoma County Water Agency/All County Sanitation Districts
Sonoma Valley County Sanitation District

GENERAL COUNTY GOVERNMENT

Approval of Agenda

Consent items pulled
Items to be held
Off Agenda Items
Commendatory/memorial resolutions

BOARD OF SUPERVISORS

Consent Calendar

SPECIAL DISTRICTS

Regular Calendar

Russian River County Sanitation District

BOARD OF SUPERVISORS

Regular Calendar

General Administrative Services

Closed Session:

1. The Board of Supervisors will consider the following in closed session:
Initiation of litigation pursuant to subdivision (c) of Section 54956.9
(Govt. Code Section 54956.9(c))
2. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Kenner, et al. v. County of Sonoma, et al.
Court Case No.: SCV 243011
(Govt. Code Section 54956.9(a))

Closed Session (Cont.):

3. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Alane Tolosko-Parker, Robert Castro, Douglas Richey v.
County of Sonoma, et al.
Court Case Nos.: C 06-06841 CRB and C 06-06907 CRB
(Govt. Code Section 54956.9(a))

4. The Board of Supervisors, the Board of Directors of the Sonoma County Water Agency and the Board of Commissioners of the Community Development Commission will consider the following in closed session:
Conference with Labor Negotiator
Agency negotiator: Ann Goodrich
Employee organization: All
Unrepresented employee: All, including retired employees
(Govt. Code Section 54957.6(b))

2:00 Report on Closed Session

2:00 Public Comment on Issues Not on the Agenda
Note: Please limit comments to 3 minutes each. The Board will hear public comments on non-agenda issues for up to 30 minutes. At that time, they will hear scheduled agenda items. Any additional public comments will be heard at the conclusion of the agenda items.

2:00 Permit and Resource Management Department
Review and possible action on the following:
1. Acts and Determinations of Planning
Commission/Board of Zoning Adjustments
2. Acts and Determinations of Project Review
and Advisory Committee
3. Administrative Determinations of the Director of Permit and Resource
Management

Regular Calendar Public Hearings:

2:10 File No.: CPH09-0001
Description: To consider a request for a Local Coastal Plan Amendment to
adjust the VC (Village Commercial) and T (Timberland) 160/640
land use designation boundaries
Env. Doc.: Categorical Exemption
Location: 23125 and 23150 Highway 1, Timber Cove
Sup. Dist.: Dist. #5

Regular Calendar Public Hearings (Cont.)

- 2:45 File No.: PLP06-0101
Description: To consider a request to: 1) modify General Plan Policy LU-14h to allow for the project and a General Plan Amendment from the Limited Industrial designation to the Limited Commercial designation on 13.11 acres and Limited Industrial to Public/Quasi Public on 3.4 acres and a Zone Change from the M3 (Limited Rural Industrial), SR (Scenic Resources) BR (Biotic Resource), F1 (Floodway Combining District), VOH (Valley Oak Habitat) districts to the AS (Agricultural Services), B7 (Frozen Lot Size), SR (Scenic Resources), BR (Biotic Resource), F1 (Floodway Combining District), VOH (Valley Oak Habitat) districts on 13.11 acres and from the M3 (Limited Rural Industrial), SR (Scenic Resources) BR (Biotic Resource), F1 (Floodway Combining District), VOH (Valley Oak Habitat) districts to the PF (Public Facilities), BR (Biotic Resource), F1 (Floodway Combining District), VOH (Valley Oak Habitat) districts on 3.4 acres, a Minor Subdivision of the 16 acre parcel creating three parcels, 3, 4 and 9 acres in size and three Use Permits for an animal shelter with special events, a wine warehouse and a tasting facility with six tasting rooms and special events, and a vineyard management business (APN 088-220-022)
- Env. Doc.: Mitigated Negative Declaration
Location: 555 Westside Road, Healdsburg
Sup. Dist.: Dist. #4

Upcoming Hearings (All dates tentative until each agenda is finalized)

March 24

- 9:30 a.m.: AB 811 (Sonoma County Energy Independence Program)
- UPE05-0128 Appeal of BZA decision, 6900 Enterprise Rd. Glen Ellen (Continued from 3/3/09)
- PLP08-0121, Philip Danskin and Associates, Applicant; Michael and Eva Moran, Owners

March 31

No Meeting

April 7

- Sonoma County Housing Authority Public Housing Agency Annual Plan
- ORD08-0003 Appeal of PC Decision, 500 Pearl Street, Cazadero (Continued from 2/24)

Upcoming Hearings (All dates tentative until each agenda is finalized)(Cont.)

April 14

- MSN08-0010 - Robert Young Family, LTD, PTP
- Sonoma County Transit FTA Sec. 5311 CNG Bus Purchase Grant Application Hearing

April 21

- Fee Hearings

April 28

- PLP08-0024 Appeal of BZA approval for Fire Station, 3750 Hwy. 116 N, Sebastopol

May 12

- Sonoma County Transit Service Reduction Plan

SPECIAL DISTRICTS

CONSENT CALENDAR

MARCH 17, 2009

III. DEVELOPMENT SERVICES

AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT

1. Burns Property: Conservation Easement Interpretation
Resolution confirming that the Burns Conservation Easement precludes issuance of Certificates of Compliance

SONOMA COUNTY WATER AGENCY

2. Sotoyome Resource Conservation District's Russian River Watershed Program Funding 2009-10

Authorize Chair to execute the Agreement for Funding of Cooperative Russian River Watershed Programs 2008-09 and 2009-10 between the Sonoma County Water Agency and Sotoyome Resource Conservation District (shall not exceed \$25,000 for year one and shall not exceed a total of \$50,000 for year one and two combined)

Authorize the Agency's General Manager/Chief Engineer to amend the Agreement provided amendments do not cumulatively increase the total cost to the Agency by more than \$25,000 and do not substantially change the scope of work

Resolution authorizing budgetary adjustments to the 2008-09 final budget for the Russian River Projects Fund in the amount of \$25,000

3. Russian River Estuary Outlet Channel Management Plan
Authorize Chair to execute the Agreement for Consulting Services for the Russian River Estuary Outlet Channel Management Plan between the Sonoma County Water Agency and Philip Williams and Associates (\$139,725)

Authorize the Agency's General Manager/Chief Engineer to amend the Agreement provided amendments do not cumulatively increase the total cost to the Agency by more than \$25,000 (taking into account all prior amendments) and do not substantially change the scope of work

CONSENT CALENDAR (Cont.)

SONOMA COUNTY WATER AGENCY/ALL COUNTY SANITATION DISTRICTS

4. 2009 Update to the Sonoma County Water Agency Design and Construction Standards for Sanitation Facilities

Concurrent ordinance of the Board of Directors of the Sonoma County Water Agency, Sonoma Valley County Sanitation District, South Park County Sanitation District, Occidental County Sanitation District, and Russian River County Sanitation District to amend the sanitation ordinances to 1) revise the sanitation codes title pages and table of contents pages by deleting and/or adding text and adding past amending ordinance numbers and dates; 2) set an order of precedence for definitions; 3) modify, relocate and add new definitions; 4) modify Section 3.09 title; 5) clarify Section 3.09.A.6; 6) add new Section 3.09.A.7 to codify exception for commercial office condominiums and provide for reimbursement of staff costs for processing exception; 7) to correct section references in Sections 3.07, 3.08, 3.19.B, and 4.17; and 8) to modify Section 4.03 to require dedication of public sewer easements on separate documents and not on final subdivision maps (Ready for Adoption)

SONOMA COUNTY WATER AGENCY/PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

5. Annexation to the Sonoma County Water Agency Geyserville Sanitation Zone
Resolution of the Board of Directors of the Sonoma County Water Agency approving annexation of Assessor Parcel Number 140-120-015, located at 428 River Street, Geyserville, California to the Sonoma County Water Agency Geyserville Sanitation Zone (Fourth Supervisorial District)
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**SONOMA VALLEY COUNTY SANITATION DISTRICT (3-Member Board)/
PERMIT AND RESOURCE MANAGEMENT DEPARTMENT**

6. Annexation to the Sonoma Valley County Sanitation District
Resolution of the Sonoma Valley County Sanitation District approving annexation of Assessor Parcel Number 128-161-029, located at 20385 Harrington Drive, Sonoma, California to the Sonoma Valley County Sanitation District (First Supervisorial District)
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BOARD OF SUPERVISORS

CONSENT CALENDAR

MARCH 17, 2009

II. FISCAL SERVICES

AUDITOR-CONTROLLER-TREASURER-TAX COLLECTOR

7. Agreed-Upon Procedures Report
Review and accept the Agreed-Upon Procedures Report of the Sea Ranch, Zone 2 (County Service Area No. 41) of Sonoma County for the fiscal year ended June 30, 2008
8. County of Sonoma Public Financing Authority Officers
Resolution electing and appointing officers of the County of Sonoma Public Financing Authority

III. DEVELOPMENT SERVICES

REGIONAL PARKS

9. Community Partnerships for Youth
Resolution making all operating transfers and necessary budgetary adjustments to transfer the Community Partnerships for Youth remaining fund balance to the General Fund (4/5ths vote required)

TRANSPORTATION AND PUBLIC WORKS

10. Federal American Recovery and Reinvestment Act of 2009
Resolution authorizing Sonoma County Transit to file an application for Federal American Recovery and Reinvestment Act of 2009 (ARRA) funding for Preventive Maintenance and Compressed Natural Gas (CNG) Bus Replacement projects and stating the assurance to complete the projects
11. Cooperative Agreement for Fish Take Mitigation for Highway 101 North Phase A Project
Approve and authorize the Chair to sign a cooperative agreement between the Sonoma County Transportation Authority and Sonoma County Department of Transportation and Public Works in order to partially fund the fish passage project on Purrington Creek at Graton Road (Fifth Supervisorial District)

TRANSPORTATION AND PUBLIC WORKS (Cont.)

12. Highway 12 Corridor Improvements Project - Phase II - Stage I
Resolution authorizing execution of Amendment to Right of Way Contract; authorizing payment of \$15,240; lands of Sonoma Valley Grange, Number 407, Patrons of Husbandry; APN 056-620-12; Project No. C03401 (Supervisory District 1)
13. Highway 12 Corridor Improvements Project - Phase II - Stage 1
Resolution accepting Highway Easement Deed, Grant of Temporary Construction Easement, Quitclaim Deed, and land; authorizing execution of Right of Way Contracts-State Highway; authorizing payment of \$19,500, including \$-0-severance, for the Highway Easement Deed and Grant of Temporary Construction Easement conveyances; authorizing \$15,000 payment for the Quitclaim Deed conveyance; authorizing proration and transfer of taxes on said land; and authorizing refund, if applicable, pursuant to §5096 of the Revenue and Taxation Code; lands of Metallinos Trust; APN 056-620-039; Project No. C03401 (First Supervisory District)
14. Second Amendment to Agreement for Engineering and Slope Stabilization Plans for the Guerneville Closed Landfill
Approve and authorize the Chair to sign the Second Amendment to the Agreement for Professional Services with Miller Pacific Engineering Group to provide engineering and slope stabilization plans for the Guerneville Closed Landfill increasing the not-to-exceed amount by \$50,000 to \$100,000 (Fifth Supervisory District)
15. Gorel Court (#68156)
Resolution introducing, reading title of and waiving further reading of an ordinance establishing parking restrictions on Gorel Court (Fifth Supervisory District)

CRIMINAL JUSTICE SYSTEM SERVICES

DISTRICT ATTORNEY

16. Sonoma County Auto Theft Task Force (SCATT) MOU
Resolution authorizing the District Attorney to execute a Memorandum of Understanding between the Sonoma County District Attorney, California Highway Patrol, the City of Petaluma Police Department and the City of Santa Rosa Police Department for FY 2008-09

PROBATION

17. Contract with the State of California-Department of Parks and Recreation
Authorize the Chief Probation Officer, or his designee, to execute a contract, and any amendments or extensions that do not significantly change the contract content, between the Sonoma County Probation Department Camp/Supervised Adult Crew program and the State of California Department of Parks and Recreation in the amount of \$150,000 to remove approximately 4500 feet of visitor created trail and ranch road in the Dias Ridge portion of Mount Tamalpais State Park.

Resolution authorizing a budgetary adjustment to the 2008-09 final budget for the Probation Department, in the amount of \$150,000 (4/5ths vote required)

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

18. Housing Opportunities for Persons with AIDS (HOPWA)
Resolution authorizing the Director of Health Services to execute amendment A01 to the California Department of Public Health Agreement #07-65542 for July 1, 2007 through June 30, 2010, increasing the amount by \$48,920 for FY 2008-09, and any future amendments that do not significantly change the scope of work (new FY 2008-09 total \$422,960)

Authorize the Director of Health Services to execute amendments to contracts for HIV housing-related services for FY 2008-09, increasing the contracts total by \$110,260, subject to County Counsel review, and any future amendments that do not significantly change the scope of work (new total \$422,960)

19. Coordination and Systems Integration for Methamphetamine Involved Families
Authorize the Director of Health Services to execute Grant Agreement #20081604 with The California Endowment, for the period March 1, 2009 through August 31, 2010, and any future amendments that do not significantly change the scope of work (\$197,955)

Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$43,990 (4/5ths vote required)

HEALTH SERVICES (Cont.)

20. Health Action - Communications Consultant
Authorize the Director of Health Services to execute a contract amendment with Belinda Fernandez d.b.a. Studio B, increasing the contract amount by \$35,000, and any future amendments that do not significantly change the scope of work (new total \$85,000)

21. Children and Families Commission North Region Child Care Improvement Projects
Authorize the Director of Health Services to execute a forgivable loan agreement with Community Action Partnership to purchase and renovate buildings to house a Head Start preschool program, and any amendments that do not significantly change the scope of work (\$272,600)

HUMAN SERVICES

22. Appointment
Resolution requesting appointment of John Nyberg, Executive Director US Green Building Council, Redwood Empire Chapter to the Workforce Investment Board for an initial term of one year

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY CLERK-RECORDER-ASSESSOR

23. Business Personal Property Tax Audits and Other Assessment Services Contracts
Authorize the Chair to execute two agreements for business personal property tax audits and other assessment services for 2008-09 and 2009-10; the first between the Sonoma County Clerk-Recorder-Assessor and Tax Management Associates, Inc. and the second between the Sonoma County Clerk-Recorder-Assessor and FR - Faith Ross Business Services

GENERAL SERVICES

24. Hall of Justice Elevator Repair
Authorize the Chair to execute a contract with KONE, Inc., in the amount of \$119,535 for the Hall of Justice Elevator Repair project

25. Auditor-Controller-Treasurer-Tax Collector Remodel
Authorize the Chair to execute an amendment to contract with Disrud & Associates, in the amount of \$34,000 for the Auditor-Controller/Treasurer-Tax Collector Remodel

GENERAL SERVICES (Cont.)

26. Santa Rosa Veterans Building American with Disabilities Act (ADA) Sidewalk Repairs
Resolution authorizing the General Services Director or his deputy to: 1) execute an easement deed in favor of the City of Santa Rosa for the widening of the property line public sidewalk along eastern property line of the Santa Rosa Veterans Building, and 2) execute an easement deed in favor of PG& E for the relocation of utility facilities along the eastern property line of the Santa Rosa Veterans Building to meet ADA standards

HUMAN RESOURCES

27. Retiree Medical Waiver
Concurrent resolution adding Section 16.1C to Article 16 of County of Sonoma Salary Resolution No. 95-0926, allowing retirees a one-time waiver of County-offered medical coverage for the following:

Sonoma County Water Agency
Community Development Commission
Northern Sonoma County Air Pollution Control District\
Board of Supervisors

Resolution of the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District adding Section 16.1C to Article 16 of County of Sonoma Salary Resolution No. 95-0926, allowing retirees a one-time waiver of County-offered medical coverage

COUNTY ADMINISTRATOR

28. 2009 Board Ad-Hoc Committees and Membership
Approve 2009 Board Ad-Hoc Committees and Membership

BOARD OF SUPERVISORS

29. Commendation
Resolution commending Fred Von Renner as Forestville Citizen of the Year
30. In Memoriam
Resolution honoring the life and accomplishments of Mike Hauser

BOARD OF SUPERVISORS (Cont.)

31. Proclamation
Resolution proclaiming March 28, 2009 from 8:30 - 9:30 p.m. as Earth Hour
32. Appointments
Resolution appointing Tim Smith and Mike Reilly as Honorary Directors of the Fair and Exposition Board
33. Appointment
Resolution appointing Leslie Perry as an Honorary Member to the Fair and Exposition Board
34. Appointment
Resolution appointing John Nagle to the Agricultural and Open Space District Advisory Committee, representing the Fifth District
35. Reappointment
Resolution reappointing John Hadzess to the Civil Service Commission, representing the Fifth District
36. Reappointment
Resolution reappointing Victoria Wikle to the Agricultural Preservation and Open Space District Advisory Committee, representing the Fifth District

MISCELLANEOUS

37. Minutes
Concurrent resolution approving the minutes for the meeting of January 13, 2009, for the following:

Russian River County Sanitation District
Sonoma County Water Agency
Occidental County Sanitation District
South Park County Sanitation District
Board of Supervisors

Resolution approving the minutes for the meeting of January 13, 2009, for the Sonoma Valley County Sanitation District

MISCELLANEOUS (Cont.)

38. Minutes

Concurrent resolution approving the minutes for the meeting of January 27, 2009 for the following:

Sonoma County Agricultural Preservation and Open Space District
Sonoma County Water Agency
Board of Supervisors

Resolution approving the minutes for the meeting of January 27, 2009 for the Sonoma Valley County Sanitation District

SPECIAL DISTRICTS

REGULAR CALENDAR

MARCH 17, 2009

III. DEVELOPMENT SERVICES

RUSSIAN RIVER COUNTY SANITATION DISTRICT

39. Russian River County Sanitation District Equalization Basin Storage Project: Final Environmental Impact Report Certification and Project Approval
Resolution certifying the Russian River County Sanitation District Equalization Basin Storage Project Final Environmental Impact Report and making certain findings therewith
- Resolution approving the Russian River County Sanitation District Equalization Basin Storage Project, making certain findings and determinations in accordance with the California Environmental Quality Act relating to such approval, including adoption of a mitigation monitoring plan, directing the filing of a Notice of Determination for the project, and providing other authorizations and direction
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BOARD OF SUPERVISORS

REGULAR CALENDAR

MARCH 17, 2009

I. GENERAL ADMINISTRATIVE SERVICES

BOARD OF SUPERVISORS

40. Fee Waiver

Waive up to \$1,500 in well permit fees for installation of monitoring wells as part of implementation for the Sonoma Valley Groundwater Management Plan

CAO Recommends: For policy determination of the Board

41. Fee Waiver

Waive fees of \$3,362 for permit fees for the Forestville Youth Park's Parade and Barbeque on June 6 and 7, 2009

CAO Recommends: For policy determination of the Board

BOARD OF SUPERVISORS/DIRECTORS

AGENDA ADDENDUM

MARCH 17, 2009

BOARD OF SUPERVISORS

REGULAR CALENDAR

I. GENERAL ADMINISTRATIVE SERVICES

BOARD OF SUPERVISORS

42. Roseland Cinco de Mayo Event
Approve a contribution, in the amount of \$5,000, to Cinco De Mayo Santa Rosa for the 2009 Roseland Cinco de Mayo event, contingent upon the City of Santa Rosa's approval of a contribution in the same amount.

CAO Recommends: For policy determination of the Board

Closed Session:

5. The Board of Supervisors will consider the following in closed session:
Public Employee Performance Evaluation
Title: General Manager, Agricultural Preservation and Open Space District
(Govt. Code Section 54957)
6. The Board of Directors of the Sonoma County Water Agency will consider the following in closed session:
Public Employee Performance Evaluation
Title: General Manager/Chief Engineer of the Water Agency
(Govt. Code Section 54957)