

TUESDAY, AUGUST 4, 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	COUNTY ADMINISTRATOR	
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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.

AGENDA SUPPORTING MATERIALS: Most background materials, proposed Board actions and other information are available online, linked to the respective agenda item. However, due to legal, copyright, privacy or policy considerations, not all materials are posted. Materials that are not posted are available for public inspection between 8:00 a.m. and 5:00 p.m., Monday through Friday, at 575 Administration Drive, Room 100A, Santa Rosa, CA.

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, August 4, 2009
8:30 A.M.

Call to order and pledge of allegiance

Board member announcements and reports on meetings and other activities

Presentation of Retirement Certificates

SPECIAL DISTRICTS

Consent Calendar

Agricultural Preservation and Open Space District

Community Development Commission

Sonoma County Water Agency

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

BOARD OF SUPERVISORS

Regular Calendar

Consumer Protection Services

Development Services

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))

Closed Session (Cont.):

2. The Board of Directors of the Sonoma County Agricultural Preservation and Open Space District will consider the following in closed session:
Initiation of litigation pursuant to subdivision (c) of Section 54956.9
(Govt. Code Section 54956.9(c))
3. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Anticipated litigation or Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9
(Govt. Code Section 54956.9(b))
4. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: County of Sonoma v. Thomas Pleasants McCrea
Sonoma County Superior Court No.: SCV-232097
(Govt. Code Section 54956.9(a))
5. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Questa Engineering v. County of Sonoma, et al.
Sonoma County Superior Court No.: SCV-244515
(Govt. Code Section 54956.9(a))
6. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Keener, et al. v. County of Sonoma, et al.
Court Case No.: SCV-243011
(Govt. Code Section 54956.9(a))
7. The Board of Directors of the Sonoma County Water Agency will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: C.R. Fedrick, Inc.v. Sonoma County Water Agency
Solano County Superior Court No.: FCS-031503
(Govt. Code Section 54956.9(a))
8. Conference with Real Property Negotiator
Property: Central Landfill, 500 Mecham Road, Petaluma, CA
Negotiating parties: For Seller: Phil Demery
For Buyer: Don Gamblin, Republic Services
Under negotiation: Central Landfill and Transfer Stations
(Govt. Code Section 54956.8)

Closed Session (Cont.):

9. 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))
10. The Board of Supervisors will consider the following in closed session:
Public Employee Appointment
Title: County Administrator
(Govt. Code Section 54957)
- 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 agendized 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.: SUR08-0088
Description: To hold a Public Hearing to consider the vacation of all that portion of the public right-of-way generally described as being located to the north of the intersection of Preston Depot Road, Cloverdale Blvd North/Old Redwood Hwy, and McCray Road, and to the south of the Russian River
Env. Doc.: N/A
Location: 32195 Highway 101
Sup. Dist.: Dist. #4

Regular Calendar Public Hearings (Cont.):

- 2:30 File No.: PLP09-0008
Description: To consider an appeal of a Planning Commission decision to approve the request for a Certificate of Modification and a Zoning Permit to modify the Final Map of Sereno Del Mar Unit 3 by reducing the side yard setback from ten feet to five feet, reduce the front yard setback from 30 feet to 20 feet and increase the existing building envelope of Lot 24 for a total of 1,985 square feet.
Env. Doc.: Categorical Exemption
Location: 5321 Las Flores Road, Bodega Bay
Sup. Dist.: Dist. #5
- 3:00 Revisions to December 2005 Settlement Agreement
Authorize the Chair of the Board of Supervisors and the Board of Directors to sign the Revised Settlement Agreement on behalf of the County and Open Space District

Wednesday, August 5, 2009

Board of Supervisors Chambers

575 Administration Drive, Room 102A, Santa Rosa

- 9:00 Workshop on Potential Divestiture of County Solid Waste Assets
The Board will hold the workshop and accept public comment on the topic

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

August 11

- PLP09-0046 6577 & 6585 St. Helena Road, Santa Rosa
- PLP06-0008 2245 Springhill Road, Petaluma

August 18

- Extend Maturity Date of Bonds - Alvarado Street Bakery

August 25

- UPE07-0117 Appeal of BZA, 4700 Stotez Lane, Sebastopol
- McCrea Minor Subdivision Approval

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

September 1

- County Wide Zone Change

September 15

- Department of Health Services Fee Hearing

SPECIAL DISTRICTS

CONSENT CALENDAR

AUGUST 4, 2009

III. DEVELOPMENT SERVICES

AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT/REGIONAL PARKS

1. Land Maintenance Contract between District and Regional Parks Department
Authorize the Interim General Manager of the Sonoma County Agricultural Preservation and Open Space District to execute an agreement with Sonoma County Regional Parks in an amount not to exceed \$90,000 for land maintenance and repair on District-owned properties

Authorize the Director of Regional Parks to execute an agreement with the Sonoma County Agricultural Preservation and Open Space District in an amount not to exceed \$90,000 for land maintenance and repair on District-owned properties

COMMUNITY DEVELOPMENT COMMISSION

2. Appointment
Resolution appointing Dina Kirtley to the Community Development Committee, Sonoma County, as a tenant member
3. Redevelopment and County Fund for Housing Loans to Burbank Housing Development Corporation for the Fife Creek Commons Project.
Concurrent resolution of the Sonoma County (County) Board of Supervisors and the Sonoma County Community Development Commission (Commission), in its capacity as the governing body of the Sonoma County Community Redevelopment Agency, conditionally approving a \$1,175,000 Redevelopment Low- and Moderate-Income Housing Fund loan, a \$1,465,000 County Fund for Housing (CFH) loan, a \$750,000 CFH-HELP short-term loan, and a \$470,000 CFH contingency loan to Burbank Housing Development Corporation (BHDC) to pay a portion of the predevelopment and construction costs for the Fife Creek Commons (FCC) project, making certain findings relating to the California Environmental Quality Act, authorizing the Commission's Executive Director, subject to County Counsel review and approval as to form, to execute loan documents and agreements, and any future loan modifications, assignments, assumptions, or subordination agreements, and authorizing the Commission's Executive Director to execute and file Notices of Determination

SPECIAL DISTRICTS (Cont.)

August 4, 2009

CONSENT CALENDAR (Cont.)

COMMUNITY DEVELOPMENT COMMISSION (Cont.)

4. Russian River Redevelopment Project - Monte Rio Recreation & Park District Sports Court Repair and Resurfacing Project
Resolution of the Sonoma County Community Development Commission (Commission), in its capacity as the governing body of the Sonoma County Community Redevelopment Agency, approving a Grant Agreement with the Monte Rio Recreation and Park District for the construction of the Sports Court Repair and Resurfacing Project in an amount not to exceed One Hundred Forty-Four Thousand Five Hundred Dollars (\$144,500), and authorizing the Commission's Executive Director to execute the Agreement and to make minor, non-substantive changes to the Agreement following review and approval of County Counsel as to form
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SONOMA COUNTY WATER AGENCY

5. Water Supply Consultation Services
Authorize General Manager/Chief Engineer to execute the Second Amended Agreement for Water Supply Consultation Services between the Sonoma County Water Agency (Agency) and CSW/Stuber-Stroeh Engineering Group, Inc. (\$75,000) in substantially the form as the draft presented to this Board, following review and approval by County Counsel as to form and by Risk Management as to insurance requirements

Authorize the Agency's General Manager/Chief Engineer to further amend the Agreement, provided subsequent 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
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BOARD OF SUPERVISORS

CONSENT CALENDAR

AUGUST 4, 2009

II. FISCAL SERVICES

AUDITOR-CONTROLLER-TREASURER-TAX COLLECTOR

6. Audit Report
Review and approve the audit report of County Services Area No. 40 - Fire Services for the fiscal year ending June 30, 2009

AUDITOR-CONTROLLER-TREASURER-TAX COLLECTOR/GENERAL SERVICES

7. Parking Citation Fines
Resolution amending Resolution No. 93-1309, dated August 31, 1993, to revise: 1) the schedule of parking fines and penalties, and 2) revenue splitting formula for parking fine collections

III. DEVELOPMENT SERVICES

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

8. Williamson Act Authorization: [REDACTED], AGP09-0018
Resolution authorizing the Chair to sign a Type I Williamson Act Contract as requested by [REDACTED] for 34.3 acres located at 7015 Westside Road, Healdsburg; Fourth Supervisorial District

IV. CRIMINAL JUSTICE SYSTEM SERVICES

DISTRICT ATTORNEY

9. Contract - California Human Development Corporation
Authorize the Chair to execute a contract with the California Human Development Corporation in the amount of \$88,127 for Diversion and Treatment-Based Services for FY 2009-10 and delegate authority for the District Attorney to sign any amendments or extensions that do not significantly change the program content and are within the approved budget authority

DISTRICT ATTORNEY (Cont.)

10. District Attorney Victim Assistance Center

Resolution authorizing the District Attorney to renew an agreement between the Victim Compensation and Government Claims Board and the Sonoma County District Attorney Victim Assistance Center for Victim Claims Services for FY 2009-10, FY 2010-11 and FY 2011-12

Resolution authorizing the District Attorney to renew an agreement between the Victim Compensation and Government Claims Board and the Sonoma County District Attorney Victim Assistance Center for the Revolving Fund Agreement for FY 2009-10 and FY 2010-11

Resolution authorizing the District Attorney to apply for and accept a Victim/Witness Assistance Program Grant from the California Emergency Management Agency for FY 2009-10

Resolution authorizing the District Attorney to apply for and accept a FY 2009-10 Recovery Act - VOCA Stimulus Grant from the California Emergency Management Agency for FY 2009-10

Resolution authorizing the District Attorney to apply for and accept a FY 2009-10 Recovery Act - VAWA Stimulus Grant from the California Emergency Management Agency for FY 2009-10

Resolution authorizing the appropriation of \$12,231 in unanticipated revenue from a FY 2009-10 Recovery Act - VAWA Stimulus Grant from the California Emergency Management Agency for FY 2009-10 (4/5ths vote required)

I. GENERAL ADMINISTRATIVE SERVICES

GENERAL SERVICES

11. North County Detention Facility (NCDF) 200 Unit Reroof

Authorize the Chair to execute an amendment to the contract with Allana, Buick & Bers, Inc. in the amount of \$12,620 for the NCDF 200 Building Roof Overlay

12. General Services Staffing

Resolution amending the FY 2009-10 General Services Department allocation list restoring 0.45 FTE Account Clerk II (Accounting), 1.0 Secretary (Purchasing) and deleting 1.0 FTE Account Clerk III effective August 15, 2009

GENERAL SERVICES (Cont.)

13. Commendation
Resolution commending Cynthia Lewis, Administrative Aide, for 30½ years of service with the County of Sonoma

HUMAN RESOURCES

14. Elected Officials Compensation Ordinance Amendment
Ordinance amending Ordinance No. 5179 to reflect changes in Salary Resolution 95-0926 and to make other changes related to compensation
(Ready for Adoption)
15. Additional Job Classifications to be Offered the Early Retirement Option (ERO) Program
Concurrent resolution approving the offer of the ERO Program to additional job classifications for the departments and positions identified herein for the following:
- Sonoma County Water Agency
Community Development Commission
Northern Sonoma County Air Pollution Control District
Board of Supervisors
16. California Women Lead Service Agreement
Resolution authorizing Director of Human Resources to sign Service Agreement with California Women Lead

V. HEALTH AND HUMAN SERVICES

CHILD SUPPORT SERVICES

17. Proclamation
Resolution proclaiming August 2009 as Child Support Awareness Month

HEALTH SERVICES

18. World Breastfeeding Week
Resolution recognizing August 1-7, 2009 as World Breastfeeding Week

HEALTH SERVICES (Cont.)

19. Tuberculosis Control Program

Authorize the Director of Health Services to accept the California Department of Public Health Tuberculosis Control Award for FY 2009-10, and execute all related agreements, documents and amendments that do not significantly change the scope of work (\$38,944)

20. Women, Infants and Children (WIC) Amendment

Authorize the Director of Health Services to execute Amendment A01 to Standard Agreement No. 08-85432 with the California Department of Public Health for the period of October 1, 2008 through September 30, 2011, increasing the amount by \$142,000 for Federal Fiscal Year (FFY) 2008-09, and future amendments that do not significantly change program content (\$1,982,000 for FFY 2008-09, \$2,280,000 for FFY 2009-10, \$2,753,000 for FFY 2010-11, new total \$7,015,000)

21. Tobacco Allocation Agreement

Authorize the Director of Health Services to execute Allocation Agreement No. TCS-07-49 with the California Department of Public Health, Tobacco Control Program, for FY 2009-10 and any amendments and related documents that do not significantly change program content (\$210,189)

Resolution authorizing budgetary adjustments to the FY 2009-10 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$8,268 (4/5ths vote required)

HUMAN SERVICES

22. Appointment

Resolution appointing Lisa Maldonado, Executive Director of the North Bay Labor Council, to the Workforce Investment Board as a Labor member

23. Execution of the Funding Agreement between California Department of Transportation and Contracts with Two Community Agencies Implementing Contract Goals

Resolution authorizing the Director of Human Services Department, or designee, to sign and execute California Department of Transportation Standard Agreement 648725 for August 1, 2009-July 31, 2011 in the amount of \$187,179 and to amend the agreement, provided amendments do not increase the total county cost and do not substantially change the scope of the work

Authorize the Director of Human Services Department, or designee, to sign and execute standard agreement with the Sebastopol Area Senior Center and Vintage House Senior Center for services to implement grant goals

HUMAN SERVICES (Cont.)

24. Position Allocation Change
Resolution amending the Human Services Department Allocation list to delete 1.0 Telephone Operator and add 1.0 Senior Storekeeper

I. GENERAL ADMINISTRATIVE SERVICES

BOARD OF SUPERVISORS

25. Appointment
Resolution appointing Maureen Casey to the Mental Health Board, representing the Third Supervisorial District
26. Appointment
Resolution appointing Jennifer Webley to the Mental Health Board, representing the Third Supervisorial District
27. Appointment
Resolution appointing Edwin B. Orret to the Flood Control Advisory Committee Petaluma Basin Zone 2A, representing the Second Supervisorial District
28. Appointment
Resolution appointing Dale Geist to serve as a member of the Commission on Human Rights, representing the First Supervisorial District
29. Reappointment
Resolution reappointing Marilyn Kiser to serve as a member of the Animal Welfare Advisory Committee, representing the First Supervisorial District
30. Reappointment
Resolution reappointing Wendy Peterson to serve as a member of the Sonoma County Tourism Bureau Board, representing the First Supervisorial District
31. Reappointment
Resolution reappointing Dennis Murphy to the Agricultural Preservation and Open Space District Advisory Committee, representing the Fourth Supervisorial District

MISCELLANEOUS

32. Minutes

Concurrent resolution approving the minutes for the meeting of June 23, 2009 for the following:

- Community Development Commission
- Northern Sonoma County Air Pollution Control District
- Russian River County Sanitation District
- Sonoma County Water Agency
- Occidental County Sanitation District
- South Park County Sanitation District
- Sonoma County Agricultural Preservation and Open Space District
- In-Home Supportive Services Public Authority
- Sonoma County Public Financing Authority
- Board of Supervisors

Resolution approving the minutes for the meeting of June 23, 2009 for the Sonoma Valley County Sanitation District

33. Minutes

Concurrent resolution approving the minutes for the meeting of July 14, 2009 for the following:

- Sonoma County Agricultural Preservation and Open Space District
 - Northern Sonoma County Air Pollution Control District
 - Community Development Commission
 - In-Home Supportive Services (IHSS) Public Authority
 - South Park County Sanitation District
 - Sonoma County Water Agency
 - Board of Supervisors
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BOARD OF SUPERVISORS

REGULAR CALENDAR

AUGUST 4, 2009

II. CONSUMER PROTECTION SERVICES

AGRICULTURAL COMMISSIONER

34. Animal Care and Control Division Update - August 2009
Review the Animal Care and Control Strategic Plan and accept new Mission and Vision Statements

Accept report and staff recommendations on implementation of management audit recommendations

CAO Recommends: Approval

III. DEVELOPMENT SERVICES

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT/TRANSPORTATION AND PUBLIC WORKS

9:30

35. Aggregate Road Mitigation Fee
Resolution approving the Technical Report prepared by Economic and Planning Systems entitled "Aggregate Hauling Impacts on County Roads" and updating the cost allocation methodology and required mitigation fee for aggregate operators pursuant to the Aggregate Resources Management Plan

CAO Recommends: Approval

TRANSPORTATION AND PUBLIC WORKS

36. Strategic Plan Goal 5: Bridge Replacement Plan (ID#48); Project Deliverable A - Develop a Priority List for Bridges Requiring Upgrades, and New Bridges Projects that do not Require Upgrades
Accept the 2009 Bridge Report prepared by the Department of Transportation and Public Works

Direct staff to return to the Board in Spring 2010 to consider options for additional funding

CAO Recommends: Approval

I. GENERAL ADMINISTRATIVE SERVICES

BOARD OF SUPERVISORS

37. Fee Waiver
Waive fees in the amount of \$5,157 for the Redwood Empire Food Bank's use of the Santa Rosa Veterans Memorial Building for the operation of the Emergency Food Assistance Program, Child's Portion/Commodity Supplemental Food Program, Brown Bag Program and Commodity Supplemental Food Program

CAO Recommends: For policy determination of the Board

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38. Fee Waiver
Waive fees in the amount of \$970 (100%) for California Children Services Medical Therapy Program's Holiday for Children Santa Claus event at the Santa Rosa Veterans Building on December 10, 2009

CAO Recommends: For policy determination of the Board
