

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA COUNTY AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT

February 10, 2009

The Board of Directors of the Sonoma County Agricultural Preservation and Open Space District met this date in adjourned session at 8:30 a.m., with the following members present: Directors Brown, Kerns, Zane, Carrillo, Kelley

President Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

1. Planning Assistance Contract with Regional Parks
Authorize the 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 \$75,000 for planning assistance on District-owned properties upon County Counsel approval

Authorize the Director of Sonoma County Regional Parks to execute an agreement with Sonoma County Agricultural Preservation and Open Space District in an amount not to exceed \$75,000 for planning assistance on District-owned properties upon County Counsel approval
- 09-0115
21. Minutes
Concurrent resolution approving the minutes for the meeting of December 16, 2008

UNANIMOUS

4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA COUNTY WATER AGENCY

February 10, 2009

The Board of Directors of the Sonoma County Water Agency met this date in adjourned session at 8:30 a.m., with the following members present:
Directors Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

2. Government Consulting Services

Authorize Chair to execute the Agreement for Government Consulting Services for Sanitation, Water Supply, Flood Control, Water Reuse, and Salmonid Recovery between the Sonoma County Water Agency and Danny Walsh and Associates (\$50,100)

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

2a. Feasibility Study for Regional Geoexchange Energy Efficiency Project

Authorize Chair to execute the Agreement for Feasibility Study of a Regional Geoexchange Energy Efficiency Project at Airport Business Park between the Sonoma County Water Agency and Johnson Controls, Inc. (\$275,000)

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

09-0117

Resolution authorizing budgetary adjustments to the FY 2008-09 final budget General Fund in the amount of \$1,000,000

09-0118

Resolution authorizing budgetary adjustments to the FY 2008-09 final budget Recycled Water Fund in the amount of \$1,000,000

CONSENT CALENDAR (Cont.)

SONOMA COUNTY WATER AGENCY (Cont.)

- 09-0112
15. Miscellaneous Classification and Compensation Changes
Concurrent resolution adopting the revised and retitled job classifications of Animal Control Officer I, Animal Control Officer II, and Supervising Animal Control Officer (formerly Animal Regulation Officer I, Animal Regulation Officer II, and Supervising Animal Regulation Officer), effective February 24, 2009

09-0113
Concurrent resolution adopting the new classification of Risk Management Analyst I - Project and amending Salary Resolution 95-0926, Salary Table, Administrative Management, to incorporate the new job classification and establish the salary of Risk Management Analyst I - Project effective February 10, 2009

- 09-0115
21. Minutes
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Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS

COMMUNITY DEVELOPMENT COMMISSION

February 10, 2009

The Board of Commissioners of the Community Development Commission met this date in adjourned session at 8:30 a.m., with the following members present:
Commissioners Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 09-0112
15. Miscellaneous Classification and Compensation Changes
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UNANIMOUS

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Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

NORTHERN SONOMA COUNTY AIR POLLUTION CONTROL DISTRICT

February 10, 2009

The Board of Directors of the Northern Sonoma County Air Pollution Control District met this date in adjourned session at 8:30 a.m., with the following members present: Directors Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 09-0112
15. Miscellaneous Classification and Compensation Changes
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- 09-0113
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- 09-0115
21. Minutes
Concurrent resolution approving the minutes for the meeting of December 16, 2008

UNANIMOUS

4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
OCCIDENTAL COUNTY SANITATION DISTRICT

February 10, 2009

The Board of Directors of the Occidental County Sanitation District met this date in adjourned session at 8:30 a.m., with the following members present:
Directors Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 09-0115
21. Minutes
Concurrent resolution approving the minutes for the meeting of December 16, 2008

UNANIMOUS

4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
RUSSIAN RIVER COUNTY SANITATION DISTRICT

February 10, 2009

The Board of Directors of the Russian River County Sanitation District met this date in adjourned session at 8:30 a.m., with the following members present:
Directors Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 09-0115
21. Minutes
Concurrent resolution approving the minutes for the meeting of December 16, 2008

UNANIMOUS

4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
SOUTH PARK COUNTY SANITATION DISTRICT

February 10, 2009

The Board of Directors of the South Park County Sanitation District met this date in adjourned session at 8:30 a.m., with the following members present:
Directors Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 09-0115
21. Minutes
Concurrent resolution approving the minutes for the meeting of December 16, 2008

UNANIMOUS

4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA VALLEY COUNTY SANITATION DISTRICT

February 10, 2009

The Board of Directors of the Sonoma Valley County Sanitation District met this date in adjourned session at 8:30 a.m., with the following members present:
Directors Brown, Brown, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 09-0115a
21. Minutes
Resolution approving the minutes for the meeting of December 16, 2008 for the Sonoma Valley County Sanitation District
- AYES: V. Brown, Kerns
ABSENT: K. Brown
- 4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF SUPERVISORS

COUNTY OF SONOMA

February 10, 2009

The Board of Supervisors of the County of Sonoma met this date in adjourned session at 8:30 a.m., with the following members present:
Supervisors Brown, Kerns, Zane, Carrillo, Kelley

Chair Kelley presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

Call to order and pledge of allegiance

Board member announcements and reports on meetings and other activities:

Supervisor Zane reported on trip to Washington, DC last week for Climate Change Conference.

Supervisor Carrillo also attended the Climate Change Conference.

County Administrator Robert Deis distributed letter for Chair's Signature regarding City of Santa Rosa General Plan Update & Rezoning Administration Drive and Mendocino Avenue

CONSENT CALENDAR

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

3. Emergency Medical Services (EMS) - State Contract and Regional Administration Agreements

Authorize the Director of Health Services to execute Standard Agreement No. EMS-8041 with the State of California Emergency Medical Services Authority for FY 2008-09, and any future amendments that do not significantly change the scope of work (\$269,269)

Authorize the Director of Health Services to execute an agreement with the County of Mendocino for Emergency Medical Services Agency administration for FY 2008-09, and any future amendments that do not substantially change the scope of work (\$90,986)

Authorize the Director of Health Services to execute an agreement with County of Napa for administration of the regional Coastal Valleys EMS Agency, and any future amendments that do not substantially change the scope of work (\$52,330)

HEALTH SERVICES (Cont.)

4. Donation of Public Property
Authorize the Director of Health Services to donate a Wallach Stereoscopic 300 Loop Electrosurgical Excision Procedure (LEEP) machine, with an estimated value of \$2,000, to Redwood Community Health Coalition

5. National Association of County and City Health Officials (NAACHO) Grant
Authorize the Director of Health Services to accept funds and execute the National Association of County and City Health Officials Agreement No. MRC 090048 for the period of January 1, 2009 through July 31, 2009, and all related agreements, documents and amendments that do not significantly change the scope of work (\$5,000)

09-0109

Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$5,000

HUMAN SERVICES

6. Out-of-State Travel Request
Approval for Jo Weber, Director, Human Services Department, to travel to Washington DC to attend the National Association of Counties NACo Legislative Conference from March 6 - 11, 2009

III. DEVELOPMENT SERVICES

ECONOMIC DEVELOPMENT BOARD/SHERIFF

7. Business Crime Prevention Task Force
Accept the formation of a Business Crime Prevention Task Force

EMERGENCY SERVICES

09-0110

8. FY 2008 Homeland Security Grant Award Appropriation
Resolution appropriating \$1,093,474 of Unanticipated Revenue to Emergency Management Operational Area Homeland Security Grant Program (HSGP)

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

9. Agricultural Agreement and Covenant; for Edwin B. & June Lohmeyer, ZPE07-0403
Authorize the Chair to execute an Agricultural Agreement and Covenant to allow one full-time agricultural employee dwelling unit on property located at 1220 San Antonio Road, Petaluma; APN 019-250-004; Supervisorial District 2

10. Agricultural Agreement and Covenant; Herbert Burbank for Fernando DeSilva, ZPE08-0372.
Authorize the Chair to execute an Agricultural Agreement and Covenant to allow one full-time agricultural employee dwelling unit on permanent foundation for a dairy operation on property located at 590 Carmody Road, Petaluma; APN 022-320-002; Supervisorial District 2

- 09-0111
11. Ordinance No. 3836R Permit and Permit Extensions
Resolution issuing an Ordinance No. 3836R permit and necessary permit extensions to Sonoma County Water Agency for routine maintenance work in various channels in the County

REGIONAL PARKS

12. Sutter Medical Center Landscape Management Agreement
Approve a professional services agreement with Sutter Medical Center of Santa Rosa for landscape maintenance management services beginning January 1, 2009 and ending December 31, 2010 and authorize the Chair to sign the agreement

TRANSPORTATION AND PUBLIC WORKS

13. Amendment to Pavement Evaluation Services
Approve and authorize the Chair to execute the Second Amendment to Agreement for Engineering Consulting Services with Pavement Engineering, Inc. to provide additional pavement evaluation services on County Roads

14. Utility Locating Services Agreement for Highway 12 Corridor Improvement Project Phase 2
Approve and authorize the Chair to sign the First Amendment to the Professional Services Agreement between the County of Sonoma and Arrow Construction for utility locating services in the amount of \$93,450, for the Highway 12 Corridor Improvement Project Phase 2, Stage 2 (Supervisorial District 1) (C08002)

I. GENERAL ADMINISTRATIVE SERVICES

HUMAN RESOURCES

- 09-0112
15. Miscellaneous Classification and Compensation Changes
Concurrent resolution adopting the revised and retitled job classifications of Animal Control Officer I, Animal Control Officer II, and Supervising Animal Control Officer (formerly Animal Regulation Officer I, Animal Regulation Officer II, and Supervising Animal Regulation Officer), effective February 24, 2009
- 09-0113
- Concurrent resolution adopting the new classification of Risk Management Analyst I - Project and amending Salary Resolution 95-0926, Salary Table, Administrative Management, to incorporate the new job classification and establish the salary of Risk Management Analyst I - Project effective February 10, 2009
- 09-0114
16. Appointment to the Board of Directors of the Earthquake Recovery Indemnity Authority (ERIA)
Resolution appointing the County Risk Manager to the ERIA Board of Directors, and the designated Risk Management Analyst as an alternate member to the ERIA Board of Directors

COUNTY ADMINISTRATOR

17. Federal Advocacy Issues
Approve federal priorities for the Department of Health Services and authorize Madison Government Affairs (MGA) to pursue opportunities to secure federal health care appropriations and represent the County's interests on key health care issues legislative and regulatory issues
- Approve federal priorities for all other County departments and authorize Alcalde and Fay to pursue opportunities to secure federal appropriations and to represent the County's interests on these issues
- Ordinance No. 5828
18. Grand Jury Compensation - County Code Amendment
Ordinance amending Chapter 2, Article IV, Section 2-43 of the County Code to modify Grand Jury compensation policies to reflect past practice and conform with legal standards for "per diem" payments

BOARD OF SUPERVISORS

- 09-0107
19. Commendation
Resolution honoring the four recipients of the Kenwood Education Foundation's Big Heart Award:
- Andrea Altman
Al Gilmour
Helena and Nazar Eljumaily & EBA Engineering
The Cha Chas
- 09-0108
20. Proclamation
Resolution proclaiming February 23-March 2, 2009 as Sonoma County Peace Corps Week
- 09-0115
21. Minutes
Concurrent resolution approving the minutes for the meeting of December 16, 2008

UNANIMOUS

V. HEALTH AND HUMAN SERVICES

HUMAN SERVICES

8:39 a.m.

Present: Jerry Dunn, Assistant Director, Human Services
Eunice Valentine, Executive Director, Sonoma County Volunteer Center

22. 2-1-1 Program
Receive a formal presentation on the Sonoma County 2-1-1 Program implementation

UNANIMOUS

I. GENERAL ADMINISTRATIVE SERVICES

FAIRGROUNDS

9:06 a.m.

Present: Natalie Brunamonte, County Administrator's Office
Tawny Tesconi, Sonoma County Fair Manager

- 09-0116
23. Sonoma County Fair Reorganization Plan; 2009 Sonoma County Fairgrounds Budget; 2009 Fairgrounds County Employee Position Allocation List
Resolution approving the Reorganization Plan, the 2009 Budget, and the 2009 County Employee Position Allocation List for the Sonoma County Fair and Exposition, Inc.

Authorize the Fair Manager to implement layoff proceedings in accordance with the applicable Memorandums of Understanding (1.0 FTE Assistant Fair Manager, effective 4/1/09; 1.0 FTE Supervising Accountant, effective 4/1/09; 1.0 FTE Fairgrounds Premium Exhibit Aide, effective 8/31/09)

UNANIMOUS

BOARD OF SUPERVISORS

9:41

24. Fee Waiver
Waive fees of \$2,731 for the use of the Sebastopol Veterans Building on March 14, 2009 by the American Red Cross for CPR Saturday

UNANIMOUS

9:42 Board recessed to Closed Session

11:00 Board recessed to 2:00

2:00 Board reconvened

Present: Robert Deis, County Administrator
Steven Woodside, County Counsel

Absent: Supervisor Kerns

Report on Closed Session

1. Instruction to Legal Counsel-Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (Govt. Code Section 54956.9(c)). Withdrawn.
 2. Instruction to Legal Counsel-Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (Govt. Code Section 54956.9(c)). In two related matters, the Board (with all five members supporting) instructed County Counsel to join in a lawsuit being filed by various other counties, naming the State Controller (and others) as a defendant to challenge the announced intended decision of the State Controller to defer federal and state payments to the counties for various human services programs.
 3. Instruction to Legal Counsel (The Board of Directors of the Sonoma County Water Agency)-Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (Govt. Code Section 54956.9(c)). No action taken.
 4. Instruction to Legal Counsel (The Board of Directors of the Sonoma County Water Agency)-Anticipated litigation or Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (Govt. Code Section 54956.9(b)). No action taken.
 5. Instruction to Legal Counsel-Existing Litigation - Name of Case: Forrest McCrossen v. County of Sonoma; Workers' Compensation Appeals Board Nos. SRO 112295, SRO 112296 and SRO 117228 (Govt. Code Section 54956.9(a)).
- 09-0119
25. Resolution authorizing the Risk Manager to accept the joint findings, awards and orders of the Workers' Compensation Appeals Board of the claims of Forrest McCrossen v. the County of Sonoma Case Nos. SRO-0112295, SRO-0112296 and SRO-0117228

AYES: Brown, Zane, Carrillo, Kelley

ABSENT: Kerns

Report on Closed Session (Cont.)

6. Instruction to Real Property Negotiator-Property: Central Landfill, 500 Meham Road, Petaluma, CA; Negotiating parties: For Seller: Phil Demery; For Buyer: To be determined; Under negotiation: Central Landfill and Transfer Stations (Govt. Code Section 54956.8). Withdrawn
7. Instruction to Labor Negotiator (The Board of Supervisors, the Board of Directors of the Sonoma County Water Agency and the Board of Commissioners of the Community Development Commission)-Agency negotiator: Ann Goodrich; Employee organization: All; Unrepresented employee: All, including retired employees (Govt. Code Section 54957.6(b)). Withdrawn.

2:04 Public Comment opened
Ernie Carpenter
Wayne Clark
Barry May
Susan McCormick
Brenda Hawthorne
Earl Gwynne
Mai Ho
Andre Bercut
Kimberly Girard
Myrna Spiegler
Brad Childs
Bill Pisenti
Colleen Fernald
A. J. Wheeler
Candace _____
John Jenkel
Harvey Goldberg

2:53 Public Comment closed

- 2:53 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

APPROVED

2:53 File No.: UPE07-0012
Description: To consider an appeal of Planning Commission approval of a request for a Use Permit for a winery with a maximum annual production capacity of 15,000 cases with no public tasting, tours, special events, or retail sales.
Env. Doc.: Mitigated Negative Declaration
Location: 700 Mountain Avenue, Sonoma
Sup. Dist.: Dist. #1

Present: Blake Hillegas, Permit and Resource Management Department
Jennifer Barrett, Permit and Resource Management Department
David Hurst, Chief Deputy County Counsel

3:07 Public Hearing opened
Ellen Conlan, representing Agua Caliente Park Neighbors
Carolyn Cole, Crane Transportation
Stuart Main
Mike Morrison, Common Ground Land Planning Services, representing applicant
Francis Collins
Sue Messinger
Gina Cuclis
Joy Massa
Margaret Clifford
Larry August
Michael Muscardini, Muscardini Cellars
Rick Baggelaar
Dalene Whitlock, Whitlock & Weinberger Transportation, Inc. (W-Tran)
Ellen Conlan

4:23 Public Hearing closed

Speakers: Ty Caton, Applicant
Ken Giovannetti, Department of Transportation and Public Works

The Board directed staff to: 1) add a condition to require trucks servicing the operational winery be limited to single units with three axles or less, except for the mobile bottling truck needed on an annual basis (as recommended by Public Works); 2) modify condition #34 of the Use Permit to allow for a 12,000 case per year winery with all grapes grown on site (no importation); and 3) add a condition requiring the applicant to give a one-week notification to neighbors when mobile bottling is going to occur.

09-0120

26. Resolution adopting a Mitigated Negative Declaration and Mitigation Monitoring Program, denying an appeal, and granting a Use Permit to Ty Caton for property located at 700 Mountain Avenue; APN 056-241-001

AYES: Brown, Zane, Carrillo, Kelley
ABSENT: Kerns

4:43 File No.: UPE05-0090
Description: To consider a resolution adopting a Mitigated Negative Declaration and granting a Use Permit to Michel-Schlumberger Partners LP
Env. Doc.: Mitigated Negative Declaration
Location: 4155 Wine Creek Road, Healdsburg
Sup. Dist.: Dist. #4

Present: David Hurst, Chief Deputy County Counsel

09-0121

27. Resolution continuing the public hearing to consider a resolution adopting a Mitigated Negative Declaration and granting a Use Permit to Michel-Schlumberger Partners LP to add public tasting and special events to an existing winery on property located 4155 Wine Creek Road, Healdsburg (UPE05-0090) to a future date

AYES: Brown, Zane, Carrillo, Kelley

ABSENT: Kerns

4:44 Board adjourned to February 24, 2009, at 8:30 a.m.

Respectfully submitted,

Carol Woodson
Deputy County Clerk