

TUESDAY, APRIL 14, 2009

**BOARD OF SUPERVISORS  
SONOMA COUNTY  
REGULAR MEETING**

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

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 ROTUNDA 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.**

**Monday, April 13, 2009**  
**10:00 A.M.**

**SONOMA COUNTY WATER AGENCY**

Water Supply and Planning Workshop  
Consider staff presentation and public input;

Direct Agency to offer water supply workshop presentations to water contractor governing bodies and interested community organizations on April 13, 2009;

Following presentations and water contractor and community input, return within six months to:

- report on input received from community and water contractors;
- present an updated water supply strategic plan with refined strategies that inform budgeting and financial planning;
- direct strategic plan implementation next steps, including recommendations regarding Urban Water Management Plan 2010 and future water projects

**Tuesday, April 14, 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

Northern Sonoma County Air Pollution Control District  
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

Agricultural Preservation and Open Space District

**BOARD OF SUPERVISORS**

Regular Calendar

General Administrative Services

Health and Human 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-Anticipated litigation or Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: Claim filed against the County of Sonoma by the Sonoma County Association of Retired Employees (S.C.A.R.E.)  
(Govt. Code Section 54956.9(b))
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. Conference with Real Property Negotiator  
Property: Central Landfill, 500 Mecham 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)
5. 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))

**Closed Session (Cont.):**

6. The Board of Supervisors will consider the following in closed session:  
Public Employee Appointment  
Title: General Manager, Agricultural Preservation and Open Space District  
(Govt. Code Section 54957)
  
  7. 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)
- 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

**Uncontested Public Hearings**

- 2:05 File No.: MNS08-0010  
Description: To consider a request for a Minor Subdivision of +/-52 acres under a Type I Williamson Act Contract creating two lots, 25.3 acres and 26.9 acres in size.  
Env. Doc.: Mitigated Negative Declaration  
Location: 4300 Highway 128, Geyserville  
Sup. Dist.: Dist. #4

**Regular Calendar Public Hearings:**

- 2:10 Sonoma County Transit - Federal American Recovery and Reinvestment Act of 2009

Conduct a public hearing to receive comment on Sonoma County Transit's proposal to apply for \$460,388 in Federal Transit Administration (FTA) Section 5311 - American Recovery and Reinvestment Act of 2009 (ARRA) funds to assist with the purchase of two replacement compressed natural gas (CNG) buses.

Authorize Sonoma County Transit to file an application for \$460,388 in FTA Section 5311 - ARRA funds to assist with the purchase of two replacement CNG buses.

Authorize Chair to execute Certification Under Section 1511 of the American Recovery and Reinvestment Act for the above project.

- 2:15 File No.: PLP08-0087  
Description: An appeal of the BZA decision to approve the request for a Use Permit for a winery with a maximum annual production capacity of 40,000 cases with public tasting and 30 special events annually  
Env. Doc.: Mitigated Negative Declaration  
Location: 4543 Dry Creek Road, Healdsburg  
Sup. Dist.: Dist. #4

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

April 21

- Fee Hearings

April 28

- 2nd Street Villa Grande Right of Way Vacation
- PLP08-0024 Appeal of BZA approval for Fire Station, 3750 Hwy. 116 N, Sebastopol
- UPE05-0090 Appeal of BZA decision re Tasting Room at 4155 Wine Creek Rd. Healdsburg
- Water Rate Hearing

May 5

- PLP08-0088 Request for GPA, Zone Change & Design Review for Affordable Housing Complex
- Refuse Fee Schedule
- GPA08-0027 General Plan Housing Element

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

May 12

- ZCE09-0007 Request for Zone Change 3700 and 4000 Franz Valley Road
- ZCE09-0001 Request for Zone Change 19201 Fredson Road, Geyserville, Geyserville
- Sonoma County Transit Service Reduction Plan

June 2

- Consolidated Fee Hearing

June 9

- Dry Creek Rancheria Band of Pomo Indians - Agricultural Easement Exchange

**SPECIAL DISTRICTS**

**CONSENT CALENDAR**

**APRIL 14, 2009**

**III. DEVELOPMENT SERVICES**

**SONOMA COUNTY WATER AGENCY**

1. Appointment of Russian River Watershed Association Board Members  
Board of Supervisors: Appoint Chair Paul Kelley as a member of the Russian River Watershed Association Board of Directors and appoint Supervisor Efen Carrillo as alternate member of the Russian River Watershed Association Board of Directors, representing the County of Sonoma  
  
Sonoma County Water Agency Board of Directors: Appoint Director Efen Carrillo as a member of the Russian River Watershed Association Board of Directors and appoint Chair Paul Kelley as alternate member of the Russian River Watershed Association Board of Directors, representing the Sonoma County Water Agency
  
2. Mirabel Fish Screen Project  
Authorize General Manager/Chief Engineer to execute the Agreement for Mirabel Fish Screen Reconfiguration Feasibility and Alternatives Study between the Sonoma County Water Agency and Prunuske Chatham (\$73,381) 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 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.)**

**NORTHERN SONOMA COUNTY AIR POLLUTION CONTROL DISTRICT**

3. Carl Moyer Grant Approval Process

Resolution authorizing the Air Pollution Control Officer to approve Carl Moyer Grant awards to eligible projects with concurrence from the Chairman of the Board of Directors, and to enter into contracts subject to the approval of County Counsel, and subject to the following conditions:

1. The Air Pollution Control Officer has determined the project is eligible for Carl Moyer Grant funding, consistent with the Guidelines established by the California Air Resources Board, the Policies and Procedures of the District, and prior actions by the Board of Directors;
2. The total funds awarded under this provision will not exceed \$195,000;
3. The Air Pollution Control Officer provides a report to the Board of Directors of any such approved projects within 45 days of approval; and
4. This authorization expires on June 30, 2009, unless it is continued by action of the Board

4. Carl Moyer Grant Project - Three Gallo Agricultural Pumps

Resolution of the Board of Directors of the Northern Sonoma County Air Pollution Control District authorizing the District's Air Pollution Control Officer to enter into a funding agreement with the project applicant and disburse up to \$80,000 of Carl Moyer grant funds upon completion of the requirements of the funding agreement



**BOARD OF SUPERVISORS**

**CONSENT CALENDAR**

**APRIL 14, 2009**

**III. DEVELOPMENT SERVICES**

**ECONOMIC DEVELOPMENT BOARD**

5. Sonoma County Green Business Program (SGBP) Recognition for Certified Organizations  
Resolution recognizing the organizations that have met Bay Area Green Business Program standards for Green Business certification

**II. FISCAL SERVICES**

**SHERIFF-CORONER**

6. Year 2009 Domestic Cannabis Eradication/Suppression Program  
Approve and authorize the Sheriff to execute the agreement with the Drug Enforcement Administration to provide \$98,000 in Year 2009 Domestic Cannabis Eradication Suppression Program funds for marijuana suppression and eradication activities to be performed by the Sonoma County Sheriff's Department
7. Appropriation Transfer  
Resolution authorizing budgetary adjustment to the Sheriff's Department FY 2008-09 final budget appropriating undesignated fund balance revenue from the Sheriff's AB 1109 Special Fund in the amount of \$15,000 to Sheriff's Department Civil index for the purchase of two mobile data computing devices (4/5ths vote required)

**I. GENERAL ADMINISTRATIVE SERVICES**

**CLERK/RECORDER/ASSESSOR/GENERAL SERVICES**

8. 2009 Day of Caring and Combined Fund Drive  
Resolution authorizing County employee participation in the United Way Day of Caring on September 9, 2009; and recognizing the Day of Caring as the official commencement of the 2009 Employee Combined Fund Drive

**GENERAL SERVICES**

9. Commendation  
Resolution commending the General Services Department and Facilities Manager, Jon E. Martens, CFM, CFMJ, for the bestowment of the title of International Facility Management Association Fellow
10. Auditor-Controller/Treasurer-Tax Collector Remodel  
Approve the plans and specifications and authorize the Chair to execute a contract with Western Builders, in the amount of \$1,168,700 for the Auditor-Controller Treasurer-Tax Collector Remodel project

**V. HEALTH AND HUMAN SERVICES**

**HEALTH SERVICES**

11. Mental Health Services Act (MHSA) Funding and Contract Amendments  
Resolution authorizing budgetary adjustment to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$1,901,339 (4/5ths vote required)  
  
Authorize the Director of Health Services to execute amendments to mental health service provider contracts for FY 2008-09, subject to County Counsel review, and any future amendments that do not significantly change the scope of work (\$704,100)
12. Business Process Analysis Project  
Authorize the Director of Health Services to execute an agreement with Kibel Green, Inc. for the period of May 1, 2009 through December 31, 2009, subject to County Counsel review, and any future amendments that do not significantly change the scope of work (\$101,200)
13. Biosolids Land Application Inspection Services for City of Santa Rosa  
Authorize the Director of Health Services to execute a Memorandum of Understanding, subject to County Counsel review, with the City of Santa Rosa to continue inspection services for the land application of biosolids at the Santa Rosa North Biosolids Land Application Site

**HUMAN SERVICES**

14. Professional Association for Childhood Education Alternative Payment Program (PACEAPP) for Child Care Support Services  
Authorize the Director of Human Services, or her designee, to sign an amendment to the 2008-09 agreement with PACEAPP for Child Care Support Services. The amendment increases the agreement amount by \$17,789 from \$100,000 to \$117,789

**HUMAN SERVICES/IN-HOME SUPPORTIVE SERVICES (IHSS)**

15. Reappointment  
Resolution reappointing Joann Keyston to the In-Home Supportive Services Advisory Committee

**II. FISCAL SERVICES/CONSUMER PROTECTION SERVICES**

**AGRICULTURAL COMMISSIONER**

16. Animal Care and Control Division Acceptance of Monetary Donations on Behalf of the County  
Resolution authorizing the Animal Care and Control Director to accept any monetary donation, gift, bequest, or devise made to or in favor of the Sonoma County Animal Care and Control Division as allowed under Government Code section 25355, approve the establishment of an animal welfare fund, and authorize the Animal Care and Control Director to solicit donations for the benefit of shelter animals  
  
Resolution of the Board of Supervisors authorizing budgetary adjustments to the 2008-09 final budget for the Special Revenue Fund, Agricultural Commissioner-Animal Welfare Fund (4/5ths vote required)

**AUDITOR-CONTROLLER-TREASURER-TAX COLLECTOR**

17. 2008-09 Impound Property Taxes  
Resolution of the Board of Supervisors, County of Sonoma, authorizing the Auditor-Controller- Treasurer-Tax Collector to impound \$2,445,476 for certain property taxes for the 2008-09 fiscal year derived from the assessment of business appeals in accordance with Section 26906.1 of the Government Code, State of California

**AUDITOR-CONTROLLER-TREASURER-TAX COLLECTOR/COMMUNITY DEVELOPMENT COMMISSION**

18. Amendment to Joint Exercise of Powers Agreement, Sonoma County Public Financing Authority  
Concurrent resolution of the Board of Supervisors and the Directors of the Sonoma County Community Development Commission (Commission) authorizing the Chair of the Board of Supervisors and Chair of the Board of Directors of the Commission to execute Second Amendment to Joint Exercise of Powers Agreement, Sonoma County Public Financing Authority

**I. GENERAL ADMINISTRATIVE SERVICES**

**BOARD OF SUPERVISORS**

19. Proclamation  
Resolution proclaiming April 2009 as Financial Literacy Month in the County of Sonoma
20. Commendation  
Resolution commending California State Parks and Stewards of the Coast and Redwoods for their work preserving Armstrong Redwoods on the occasion of the 75th Anniversary of its acquisition
21. Appointment  
Resolution appointing Gabriel Kearney to the Community Development Committee, Sonoma County, representing the Second District
22. Appointment  
Resolution appointing Paul Kaplan to the Civil Service Commission, representing the Third District
23. Reappointment  
Resolution reappointing Richard Stabler to the Marin/Sonoma Mosquito and Vector Control District, representing Sonoma County

**MISCELLANEOUS**

24. Minutes

Concurrent resolution approving the minutes for the meeting of March 3, 2009 for the following:

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

Resolution approving the minutes for the meeting of March 3, 2009 for the Sonoma Valley County Sanitation District

25. Minutes

Concurrent resolution approving the minutes for the meeting of March 17, 2009 for the following:

Sonoma County Agricultural and Open Space District  
Northern Sonoma County Air Pollution Control District  
Community Development Commission  
Occidental County Sanitation District  
Russian River County Sanitation District  
South Park County Sanitation District  
Sonoma County Water Agency  
Board of Supervisors

Resolution approving the minutes for the meeting of March 17, 2009 for the Sonoma Valley County Sanitation District

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**SPECIAL DISTRICTS**

**REGULAR CALENDAR**

**APRIL 14, 2009**

**III. DEVELOPMENT SERVICES**

**AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT**

26. Acquisition of a Conservation Easement over the [REDACTED] Ranch Property  
Resolution of the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District authorizing and directing the President to execute an agreement for the acquisition of a conservation easement over the [REDACTED] Ranch property (approximately 396 acres) for a total price of \$1,615,000; determining that the acquisition is consistent with the 2020 Sonoma County General Plan; authorizing and directing the execution of a certificate of acceptance; directing the preparation of escrow instructions; and directing the filing of a Notice of Exemption in compliance with the California Environmental Quality Act
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**BOARD OF SUPERVISORS**

**REGULAR CALENDAR**

**APRIL 14, 2009**

**I. GENERAL ADMINISTRATIVE SERVICES**

**BOARD OF SUPERVISORS**

INFORMATIONAL

27. Presentation on Increased Demand for Services  
Presentation by Community Action Partners, COTS, and Catholic Charities on impacts of the economic downturn on demand for services

**V. HEALTH AND HUMAN SERVICES**

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**HEALTH SERVICES**

28. Excellence in Food Safety Program  
Resolution acknowledging the accomplishments of the Excellence in Food Safety Program and operators representing 1,366 retail food facilities that achieved the 2009 Recognition of Excellence in Food Safety

CAO Recommends: Approval

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**I. GENERAL ADMINISTRATIVE SERVICES**

**BOARD OF SUPERVISORS**

29. Employee Free Choice Act  
Resolution in support of the Employee Free Choice Act

CAO Recommends: For policy determination of the Board

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**COUNTY ADMINISTRATOR**

INFORMATIONAL

30. Budget Discussion  
Informational report on updated budget gap

CAO Recommends: Approval

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31. Policy Direction and Fiscal Projections for the Advertising Program/Fund  
Accept status report on Transient Occupancy Tax (TOT) collections and  
Advertising Fund multi-year projections

Provide policy direction on funding and administering the FY 2009-10  
Advertising Program

CAO Recommends: Approval

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**BOARD OF SUPERVISORS**

32. Fee Waiver  
Waive permit fees in the amount of \$261 for Graton Day Labor Center sign  
installation

CAO Recommends: For policy determination of the Board

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33. Fee Waiver  
Waive permit fees in the amount of \$261 for Graton Day Parade on  
September 19, 2009

CAO Recommends: For policy determination of the Board

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