

TUESDAY, MAY 5, 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.

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.

Sunday, May 3, 2009
9:30 A.M.

BOARD OF SUPERVISORS
SONOMA COUNTY
SPECIAL MEETING

Closed Session:

1. 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))
2. 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 will be followed with a report on actions taken, if any, in open session.

Tuesday, May 5, 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

Russian River County Sanitation 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
Community Development Commission

BOARD OF SUPERVISORS

Regular Calendar
Consumer Protection Services
General Administrative Services

Closed Session:

1. 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))

2. 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)

3. The Board of Supervisors and the Board of Directors of the IHSS Public Authority will consider the following in closed session:
Conference with Labor Negotiator
Agency negotiator: Fran Buchanan, IEDA; Jo Weber, Director Human Services; Diane Kaljian, Director, Adult and Aging Division
Employee organization: SEIU United Healthcare Workers West
(Govt. Code Section 54957.6(b))

Closed Session (Cont.):

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.: PLP08-0088
Description: To consider a request for a General Plan Amendment, Zone Change, and Design Review for a 48-unit affordable apartment complex, consisting of 36 single-story flats and 12 two-story townhome units
Env. Doc.: Mitigated Negative Declaration
Location: 14119 Mill Street and 16312 5th Street, Guerneville
Sup. Dist.: Dist. #5

Regular Calendar Public Hearings (Cont.):

- 3:10 Refuse Enterprise Fund Fiscal Year 2009-10 Budget Reductions and Proposed Refuse Fee Schedule for Solid Waste Disposal
Approve the program reductions, which will reduce service to the public, for the Integrated Waste Division as described in the background report and direct staff to make necessary budgetary adjustments to FY 2009-10 budget to reflect resulting cost savings.

Adopt the Resolution establishing a Schedule of Fees effective July 1, 2009, that increases the disposal fees at County disposal sites for refuse.

- 3:15 File No.: GPA08-0027
Description: To consider a Final Resolution to adopt the General Plan Housing Element
Env. Doc.: Negative Declaration
Location: Countywide
Sup. Dist.: Countywide

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

May 12

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

June 2

- Northern Sonoma County Air Pollution Control District Budget Hearing
- Consolidated Fee Hearing

June 9

- Dutra Asphalt Plant (Continued from May 12, 2009)

June 16

- Dry Creek Rancheria Band of Pomo Indians - Agricultural Easement Exchange
- Placement of the annual sewer service fees on the tax roll, Canon Manor West
- Approving placement of a road maintenance fee on the tax roll, Canon Manor West
- PLP09-0008 Appeal of PC Decision, 5321 Las Flores Road, Bodega Bay

SPECIAL DISTRICTS

CONSENT CALENDAR

MAY 5, 2009

III. DEVELOPMENT SERVICES

RUSSIAN RIVER COUNTY SANITATION DISTRICT

1. Russian River County Sanitation District Disinfection Upgrade Project
Authorize Chair to execute the Agreement to Provide Design Services for Russian River County Sanitation District's (District) Disinfection Upgrade Project between the Russian River County Sanitation District and Ozonia North America, Inc. (Ozonia Design Agreement) (\$43,050)

Authorize Chair to execute the Agreement to Provide Manufacturing, Supplying, and Related Services for District's Disinfection Upgrade Project between the District and Ozonia North America, Inc. (Ozonia Manufacturing Agreement) (\$0)

Authorize Agency's General Manager/Chief Engineer acting on behalf of the District to terminate the Ozonia Design Agreement on five calendar days' written notice without cause and immediately upon written notification for cause

Authorize Agency's General Manager/Chief Engineer, acting on behalf of the District, to terminate the Ozonia Manufacturing Agreement on five calendar days' written notice without cause and on three business days' written notification for cause

Authorize the Agency's General Manager/Chief Engineer, acting on behalf of the District, to amend the Agreement to Provide Design Services for Russian River County Sanitation District's Disinfection Upgrade Project, provided amendments do not cumulatively increase the total cost to the District by more than \$25,000 (taking into account all prior amendments) and do not substantially change the scope of work

Authorize the Agency's General Manager/Chief Engineer, acting on behalf of the District, to amend the Agreement to Provide Manufacturing, Supplying, and Related Services for Russian River County Sanitation District's Disinfection Upgrade Project, provided amendments do not cumulatively increase the total cost to the District by more than \$25,000 (taking into account all prior amendments) and do not substantially change the scope of work

SPECIAL DISTRICTS (Cont.)

May 5, 2009

CONSENT CALENDAR (Cont.)

SONOMA COUNTY WATER AGENCY

2. North San Pablo Bay Restoration and Reuse Project: Release of Draft Environmental Impact Report/Environmental Impact Statement for Public Review
Authorize General Manager/Chief Engineer to release the North San Pablo Bay Restoration and Reuse Project Draft Environmental Impact Report/Draft Environmental Impact Statement for public review, establish a 45-day public review period, set public hearings, and file a Notice of Completion

BOARD OF SUPERVISORS

CONSENT CALENDAR

MAY 5, 2009

V. HEALTH AND HUMAN SERVICES

HUMAN SERVICES

3. Recognition
Resolution declaring May 2009 Foster Parent Recognition Month

I. GENERAL ADMINISTRATIVE SERVICES

GENERAL SERVICES

4. 2009 Bike to Work Promotion
Resolution recognizing the week of May 11 through May 15, 2009, as California Bike Commute Week, proclaiming Thursday, May 14, 2009, as "Bike to Work Day" in Sonoma County, and commending Myleen Chabot, Christine Culver, and Teresa "Sid" McColley, for acting as role models and leaders in the effort to reduce our Carbon Footprint for the future and the sustainability of our community for their dedicated use of bicycling as their primary mode of transportation to work
5. Facilities Operations Maintenance/Janitorial Oversight Agreement with the Sonoma County Office of Education
Authorize the General Service Director to execute an Agreement between Sonoma County Office of Education and the County of Sonoma Facilities Operations Division to provide maintenance and janitorial oversight services to the Sonoma County Office of Education, effective July 1, 2008 through November 4, 2013

HUMAN RESOURCES

6. Public Service Recognition Week 2009
Resolution proclaiming the week of May 4 - May 10, 2009 as Public Service Recognition Week in Sonoma County

HUMAN RESOURCES (Cont.)

7. Miscellaneous Classification and Compensation Changes
Concurrent resolution adopting the new classification of Marina Manager, and amending Salary Resolution 95-0926, Salary Table, Administrative Management, to incorporate the job classification and establish the salary of Marina Manager, effective May 5, 2009 for the following:

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

Resolution amending the department allocation lists for Sonoma County Water Agency deleting 1.0 FTE Office Assistant II and adding 1.0 FTE Account Clerk II, and the Auditor/Controller/Treasurer/Tax Collector's Office deleting 1.0 FTE Accountant II and adding 1.0 FTE Accountant/Auditor II, effective May 5, 2009

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

8. Nurses Week
Resolution declaring May 6-12, 2009 as Nurses Week in Sonoma County
9. Mental Health Month
Resolution proclaiming May 2009 as Mental Health Month in Sonoma County

Resolution honoring the Progress Foundation for its ongoing work, dedication, and achievements
10. Alcohol and Other Drug Services (AODS) Contracts
Authorize the Director of Health Services to execute amendments to contracts for Alcohol and Other Drug Services for FY 2008-09, subject to County Counsel review, increasing the contracts total by \$62,271, and any future amendments that do not significantly change the scope of work or program category funding (new total \$6,994,078)

HEALTH SERVICES (Cont.)

11. Mental Health Services Act Housing Project - Windsor Redwoods
Authorize the Director of Health Services to execute the Memorandum of Understanding with Burbank Housing Development Corporation regarding Mental Health Services Act Funding for the Windsor Redwoods affordable housing development in Windsor, subject to County Counsel review, and any future amendments that do not significantly change the scope of work
- Authorize the Director of Health Services to submit an application to the California Department of Mental Health and the California Housing and Finance Administration on behalf of Burbank Housing Development Corporation for funding of the Windsor Redwoods housing project

HUMAN SERVICES

12. Workforce Development Professionals' Month
Resolution designating the month of May as Workforce Development Professionals' Month
13. Appointments
Resolution appointing Katie Kerns, David Ohman and Lorraine Wilson to the Workforce Investment Board and Donna Gaetano to the Youth Education & Employment Services Council

III. DEVELOPMENT SERVICES

EMERGENCY SERVICES

14. Wildfire Awareness Week
Resolution proclaiming the week of May 3 - 9, 2009 as Wildfire Awareness Week in Sonoma County

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

15. Building Safety Week
Resolution proclaiming May 3 - 9, 2009 as Building Safety Week

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT (Cont.)

16. Lot Line Adjustment: _____ and
LLA08-0071
Resolution and Conditions of Approval for a minor Lot Line Adjustment, as requested by _____ and _____ between two parcels of 47.16 acres and 155.05 acres in size resulting in two parcels with no change in parcel size, involving one parcel under a Williamson Act contract located at 12925 and 12825 Chalk Hill Road, Healdsburg, APN 086-070-028 and 086-070-010; Supervisorial District 4

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT/COMMUNITY DEVELOPMENT COMMISSION

17. Proclamation
Proclamation establishing May 10 - May 17, 2009 as Affordable Housing Week 2009 in Sonoma County

REGIONAL PARKS

18. Bodega Bay Beach Erosion Emergency Repair Project
Resolution adopting the Mitigated Negative Declaration for the Bodega Bay Beach Erosion Emergency Repair Project and approving the project
19. Cloverdale River Park - Phase 3 Improvements and Federal Emergency Management Agency (FEMA) Project
Resolution adopting the Mitigated Negative Declaration for the Cloverdale River Park - Phase 3 Improvements and FEMA Project and approving the project

TRANSPORTATION AND PUBLIC WORKS

20. Airport Marketing Program
Approve the 36-month rental of a 12' x 40' illuminated billboard and authorize the Airport Manager to enter into an agreement with The Walker Group for the advertising of the Charles M. Schulz-Sonoma County Airport and Horizon Air on the billboard

TRANSPORTATION AND PUBLIC WORKS (Cont.)

21. Petrified Forest Road (#8801C) and Calistoga Road (#7703) at Porter Creek Road (#8801B)
Resolution that directs stopping Petrified Forest Road at Porter Creek Road and stopping Calistoga Road at Porter Creek Road, converting the intersection to an all-way stop controlled intersection (First Supervisorial District)
22. Agreement for Legal Services
Approve and authorize Chair to execute an Agreement for Legal Services with Mark Mispagel in the amount of \$180,000 over three years in connection with legal services for Charles M. Schulz-Sonoma County Airport
23. Mendocino Transit Authority
Approve and authorize the Chair to execute the Transit Services Agreement with Mendocino Transit Authority to provide service in the northern coastal area of Sonoma County between Point Arena and Santa Rosa, and authorize Chair to execute Agreement (\$147,250) (Fifth Supervisorial District)
24. Certified Mileage of County Maintained Roads
Resolution petitioning the Department of Transportation in connection with the provisions of Section 2121 of the Streets and Highways Code, that the certified mileage of maintained roads in the County of Sonoma be in accordance with Exhibit "A," Exhibit "B," and Exhibit "C," on file in the Transportation and Public Works Department, County of Sonoma, showing a total of 1,382.746 miles of maintained roads

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR

25. Personal Services Agreement - Economic Development Coordinator
Authorize County Administrator to execute a Personal Services Agreement with Ben Stone

BOARD OF SUPERVISORS

26. Commendation
Resolution recognizing and honoring the National Association of Letter Carriers, in conjunction with the United States Postal Service, for holding their Annual Food Drive, "Stamp out Hunger" on Saturday, May 9, 2009. This drive will fill the food banks to feed Sonoma County families as well as the rest of the nation. Nationwide last year their customers donated 73.1 million pounds of food

BOARD OF SUPERVISORS (Cont.)

- 27. Recognition
Resolution recognizing the month of May as Skin Cancer Prevention and Detection Week

- 28. Commendation
Resolution honoring Wanda Tapia for her 27 years with the University of California Cooperative Extension serving Sonoma County residents

- 29. Commendation
Resolution commending the Art Start project on the occasion of the installation of the first section of their mural project at Elsie Allen High School on May 7, 2009

- 30. Appointment
Resolution appointing Mark Inman to the Economic Development Board, representing the Fifth District

MISCELLANEOUS

- 31. Minutes
Concurrent resolution approving the minutes for the meeting of April 7, 2009 for the following:
 - Sonoma County Agricultural Preservation and Open Space District
 - Sonoma County Water Agency
 - Community Development Commission
 - Northern Sonoma County Air Pollution Control District
 - Board of Supervisors

- Resolution approving the minutes for the meeting of April 7, 2009 for the Sonoma Valley County Sanitation District

SPECIAL DISTRICTS

REGULAR CALENDAR

MAY 5, 2009

III. DEVELOPMENT SERVICES

COMMUNITY DEVELOPMENT COMMISSION

32. Sonoma County Consolidated Plan Action Plan: One-Year Use of Funds FY 2009-10
Concurrent resolution approving the Sonoma County Consolidated Plan Action
Plan: One-Year Use of Funds FY 2009-10 for the proposed use of Community
Development Block Grant (CDBG), HOME Investment Partnerships, and
Emergency Shelter Grants funds, making required certifications to the U.S.
Department of Housing and Urban Development (HUD), and authorizing the
Executive Director of Community Development Commission to execute HUD
Funding Approval Grant Agreements and related agreements for the use of said
funds for the following:

Community Development Commission
Board of Supervisors

Concurrent resolution authorizing the Executive Director of the Community
Development Commission, the General Manager of the South Park County
Sanitation District, and the Directors of the General Services and Regional Parks
Departments to execute the standard CDBG Agreements and any subsequent
amendments to the Agreements for the following:

Community Development Commission
South Park County Sanitation District
Board of Supervisors

BOARD OF SUPERVISORS

REGULAR CALENDAR

MAY 5, 2009

II. CONSUMER PROTECTION SERVICES

AGRICULTURAL COMMISSIONER

10:00

33. Light Brown Apple Moth Status Update
Accept presentation of current status of Light Brown Apple Moth (LBAM) report
- Support Sonoma County, and Napa and Sonoma Counties Stakeholders
Consensus Document on LBAM
- Authorize the Chair to sign a letter urging the State to expedite development of
the environmental review process on the methods to be used to control and
eradicate LBAM

CAO Recommends: Approval

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR/COUNTY CLERK/RECORDER/ASSESSOR

34. Assessor's Office Benchmark and Cost-Benefit Analysis Project Report
Accept the Assessor's Office Benchmark and Cost-Benefit Analysis (CBA)
Project Report and direct staff to return with an implementation plan by fall of
2009

CAO Recommends: Approval

BOARD OF SUPERVISORS

35. Fee Waiver

Waive Fees in the amount of \$19,390 for West County Community Services use of the Guerneville Veteran's Building for a homeless shelter from January through March 2009

CAO Recommends: For policy determination of the Board

36. Fee Waiver

Waive fees in the amount of \$750 for parking fees at Spring Lake for the Cystic Fibrosis walk to be held May 17, 2009

CAO Recommends: For policy determination of the Board

BOARD OF SUPERVISORS/DIRECTORS

AGENDA ADDENDUM

MAY 5, 2009

SPECIAL DISTRICTS

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

SONOMA COUNTY WATER AGENCY

- 2a. Application to Acquire Property for Headwaters 2 Ocean Education Program
Resolution authorizing the General Manager/Chief Engineer to evaluate acquisition of Lake Sonoma Tract 1607, to submit an application and any related documents to the U.S. Department of the Interior/National Park Service to acquire Lake Sonoma Tract 1607, to acquire the property, and to negotiate any necessary contracts relating to the property, for Board consideration, as are necessary to fulfill the requirements of the Public Benefit Allowance program for use of the property.
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