

TUESDAY, SEPTEMBER 22, 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>CHRIS THOMAS</b>	<b>ACTING CAO</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 attend its meetings which are regularly scheduled each Tuesday at 8:30 a.m. Your interest is encouraged and appreciated. Agendas and most supporting materials are available on the Board's website listed above.

**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, plus an addendum if necessary:  
**CONSENT CALENDAR:** These matters include routine financial and administrative actions, are usually approved by a single majority vote. Any Board Member may remove an item from the consent calendar and place it on the regular calendar for discussion.  
**REGULAR CALENDAR:** These items include significant and administrative actions of special interest and are classified by program area. The regular calendar also includes "Set Matters," which are noticed hearings, work sessions and public hearings.  
**ADDENDUM:** If urgent matters arise after the publication of the regular agenda, there will be an addendum. It will be posted at the above referenced website 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 (address shown above) 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 PODIUM AND AFTER RECEIVING RECOGNITION FROM THE CHAIR, STATE YOUR NAME AND MAKE YOUR COMMENTS. IN ORDER THAT ALL INTERESTED PARTIES HAVE AN OPPORTUNITY TO SPEAK, PLEASE BE BRIEF AND LIMIT YOUR COMMENTS TO THE SUBJECT UNDER DISCUSSION. YOUR TIME WILL GENERALLY BE 3 MINUTES, AND IS AT THE DISCRETION OF THE CHAIR OR BOARD.**

**Tuesday, September 22, 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

Sonoma County Water Agency  
Occidental County Sanitation District  
Russian River County Sanitation District  
Sonoma Valley County Sanitation District

**GENERAL COUNTY GOVERNMENT**

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

**BOARD OF SUPERVISORS**

Consent Calendar

**SPECIAL DISTRICTS**

Regular Calendar  
Agricultural Preservation and Open Space District  
Sonoma County Water Agency  
Sonoma Valley County Sanitation District

Note: Special Districts may also be included in agenda items that appear on the Board of Supervisors Consent, Regular or Closed Session calendars]

**BOARD OF SUPERVISORS**

Regular Calendar  
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))
  
2. The Board of Supervisors will consider the following in closed session:  
Conference with Legal Counsel-Existing Litigation  
Name of Case: Zachariah Judson Rutledge v. County of Sonoma, et al.  
U.S. District Court Case No.: CV 07-04274 CW (WDB)  
(Govt. Code Section 54956.9(a))
  
3. 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))
  
4. The Board of Supervisors will consider the following in closed session:  
Public Employee Performance Evaluation  
Title: County Administrator  
(Govt. Code Section 54957)

11:00 Report on Closed Session

11:00 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.

11:00 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

**NOTE: There will be no afternoon session.**

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

September 29

- PLP08-0117 Request for Zone Change, 13300 Chalk Hill Road, Geyserville
- Solid Waste Divestiture Contract

October 6

- General Plan Amendments

**SPECIAL DISTRICTS**

**CONSENT CALENDAR**

**SEPTEMBER 22, 2009**

**III. DEVELOPMENT SERVICES**

**SONOMA COUNTY WATER AGENCY**

1. Grant of Easement to [REDACTED]  
Resolution determining that the granting of easement will not adversely affect the Agency in any respect and will not have a significant adverse effect on the environment, authorizing the Chair to execute an Easement Agreement conveying property rights to [REDACTED] and authorizing the General Manager/Chief Engineer to file a Notice of Exemption in accordance with the California Environmental Quality Act (4/5ths vote required)
  
2. Grant of Easements to Pacific Gas and Electric Company  
Consideration of Resolution determining that the granting of easement will not adversely affect the Agency in any respect and will not have a significant adverse effect on the environment, authorizing the Chair to execute an Easement Agreement conveying property rights to the Pacific Gas and Electric Company, and authorizing the General Manager/Chief Engineer to file Notice of Determination in accordance with the California Environmental Quality Act  
  
Resolution to be adopted on September 29, 2009
  
3. Second Amended Agreement for As-Needed Dive Services  
Authorize the Chair to execute the Second Amended Agreement for As-Needed Dive Services for Water System Facilities between the Sonoma County Water Agency and Aqua-Tech Company (\$100,000)  
  
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 and do not substantially change the scope of work
  
4. Application for Grant Funds from the Habitat Conservation Fund Program  
Resolution approving Application for Grant Funds from the Habitat Conservation Fund Program

**CONSENT CALENDAR (Cont.)**

**SONOMA COUNTY WATER AGENCY/OCCIDENTAL COUNTY SANITATION DISTRICT/RUSSIAN RIVER COUNTY SANITATION DISTRICT/SONOMA VALLEY COUNTY SANITATION DISTRICT**

5. Agreements for Electrical Engineering As-Needed Services  
Concurrent Actions to:

Authorize the Chair to execute the Agreement between the Sonoma County Water Agency, Occidental, Russian River, and Sonoma Valley County Sanitation Districts, and HDR Engineering, Inc. (HDR) for electrical engineering as-needed services for three years: from October 1, 2009 to September 30, 2012 (\$45,000)

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

Authorize the Chair to execute the Agreement between the Sonoma County Water Agency, Occidental, Russian River, and Sonoma Valley County Sanitation Districts, and Winzler and Kelly, Inc. for electrical engineering as-needed services for three years: from October 1, 2009 to September 30, 2012 (\$45,000)

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

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**BOARD OF SUPERVISORS**

**CONSENT CALENDAR**

**SEPTEMBER 22, 2009**

**III. DEVELOPMENT SERVICES**

**ECONOMIC DEVELOPMENT BOARD**

6. Commendation  
Resolution acknowledging and commending Don Test for his six years of excellent service on the Economic Development Board

**PERMIT AND RESOURCE MANAGEMENT DEPARTMENT**

7. Final Map for Arrowhead Mountain Estates Subdivision Unit No. 1, Tract No. 1062  
Resolution approving and accepting the Final Map for "Arrowhead Mountain Estates Subdivision Unit No. 1, Tract No. 1062"; accepting and rejecting certain offers of dedication and making findings all in accordance with the Subdivision Map Act

**REGIONAL PARKS**

8. Central Sonoma Valley Trail Grant Application to the Recreational Trails Program  
Resolution authorizing the Director of Regional Parks to apply for funding from the Recreational Trail Program for Central Sonoma Valley Trail
9. Healdsburg Veterans Memorial Dam Repair  
Ratify the actions taken by the Regional Parks Department to complete maintenance repairs of the Healdsburg Veterans Memorial Dam, specifically, direction to begin repair and replacement of Healdsburg Dam anchor plates  
  
Authorize the Director of Regional Parks to sign an amendment to North Coast Divers Inc. Professional Services Agreement to provide contractual authorization for the additional repair work at the Healdsburg Veterans Memorial Dam in a form approved by County Counsel

**TRANSPORTATION AND PUBLIC WORKS**

10. Establish a Parking Zone on Minna Street (#70011) for Persons with Disabilities  
Ordinance establishing a parking zone for persons with disabilities on Minna Street (Fifth Supervisorial District)  
(Ready for Adoption)

**TRANSPORTATION AND PUBLIC WORKS (Cont.)**

11. Refuse Collection Franchises  
Ordinance amending Section 22-9 of Chapter 22 of the Sonoma County Code to allow for the issuance of franchise agreements on such terms and conditions as approved by the Board of Supervisors  
(Ready for Adoption)

**IV. CRIMINAL JUSTICE SYSTEM SERVICES**

**SHERIFF-CORONER**

12. Remote Access Network (RAN) Information Technology Support Staff  
Approve the RAN Board's recommendation for adding 0.5 FTE Department Information Systems Specialist II (Time-Limited) to support the mobile identification project  
  
Resolution amending the Departmental Allocation List for the Sheriff's Office, adding 0.5 FTE Department Information System Specialist II (Time-Limited) effective September 22, 2009 (4/5ths vote required)
13. 2009 Justice Assistance Grant (JAG) Program Application CFDA #16.738  
Approve and authorize the Sheriff or his designee to submit the joint 2009 JAG application CFDA #16.738 for the County of Sonoma and the City of Santa Rosa, and execute JAG Program award documents with the U.S. Department of Justice, Bureau of Justice Assistance in the amount of \$171,340  
  
Approve and authorize the Sheriff to execute an Agreement, and upon County Counsel approval, any amendments that do not substantially alter the Agreement with the City of Santa Rosa regarding the terms of the joint 2009 JAG award  
  
Authorize the Sheriff, upon County Counsel approval, to execute any amendments that do not substantially alter the JAG application
14. Animal Inmate Welfare Report  
Review of the Fiscal Year 2008-09 Annual Inmate Welfare Report
15. Agreement for Law Enforcement Canine Training Services  
Approve and authorize the Sheriff to execute the Agreement for Law Enforcement Canine Training Services with Master K-9 for the period October 1, 2009 through September 30, 2012 in an amount not to exceed \$88,300 and any amendments and modifications to the Agreement that do not substantially change the content thereof and are in accordance with County Counsel contract exemption policy

**V. HEALTH AND HUMAN SERVICES**

**HEALTH SERVICES**

16. County Organized Health System - Partnership HealthPlan of California Commission Appointments  
Resolution appointing seven members to the Partnership HealthPlan of California Commission

**HUMAN SERVICES**

17. Reappointments to the Workforce Investment Board and the Youth Education and Employment Services Council.  
Resolution reappointing Yale Abrams, Ed Barr, Judy Coffey, Carla Howell, Stephen Jackson, Bill Nordskog, Chris Paige, Chuck Robbins, Corey Turner, Jack Wolf, Carl Wong, Lee Alderman and Craig Schmidt to the Workforce Investment Board and reappointing Stephen Jackson, Tom Bieri, Valerie McKamey, and Katrina Thurman to the Youth Education and Employment Services Council
18. FY 2009-10 Community Services Funding  
Authorize the Director of the Human Services Department or her designee to execute 2009-10 service provider contracts and future amendments, as recommended by the Human Services Commission and outlined in this agenda item, for FY 2009-10 Community Services funding (\$588,137)

**II. CONSUMER PROTECTION SERVICES**

**AGRICULTURAL COMMISSIONER**

19. Federal Shell Egg Surveillance  
Resolution authorizing the Chair to sign an agreement with the State of California, Department of Food and Agriculture for federal shell egg surveillance for FY 2009-10
20. Reorganization and Position Classification and Allocation Change Request  
Approve reorganization request for the Agricultural Commissioner Department  
  
Resolution amending the Department Position Allocation List, establishing one position (1 FTE) Executive Secretary in the Agricultural Commissioner Division, and deleting one position (1 FTE) Account Clerk II in the Animal Care and Control Division

**I. GENERAL ADMINISTRATIVE SERVICES**

**BOARD OF SUPERVISORS**

- 21. Appointment  
Resolution appointing Jonathan Coe to the Sonoma County Tourism Bureau Board, representing the Third Supervisorial District
  
- 22. Appointment  
Resolution appointing June Michaels to the AB939 Local Task Force, representing the Fifth Supervisorial District

**MISCELLANEOUS**

- 23. Minutes  
Concurrent resolution approving the minutes for the meeting of August 11, 2009 for the following:

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

Resolution approving the minutes for the meeting of August 11, 2009 for the Sonoma Valley County Sanitation District

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**SPECIAL DISTRICTS**

**REGULAR CALENDAR**

**SEPTEMBER 22, 2009**

**III. DEVELOPMENT SERVICES**

**SONOMA COUNTY WATER AGENCY**

24. Petition to Modify Decision 1610 Minimum Instream Flow Requirements  
Resolution directing General Manager/Chief Engineer, in consultation with County Counsel, to: a. Petition the State Water Resources Control Board to permanently change minimum instream flows in the mainstream Russian River and Dry Creek to those required by the National Marine Fisheries Service's September 24, 2008 Russian River Biological Opinion and; b. Commencing in 2010, to file temporary urgency change petitions with State Water Resources Control Board as necessary to comply with the Biological Opinion mandates
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25. Department of Fish and Game Consistency Determination for Biological Opinion  
Authorize the General Manager/Chief Engineer to sign a Memorandum of Agreement between Sonoma County Water Agency and California Department of Fish and Game regarding implementation of financial assurances necessary to obtain a consistency determination under the California Endangered Species Act
- Authorize the General Manager/Chief Engineer to undertake actions necessary to procure a standby Letter of Credit in the amount of \$7,770,280 as described in the Memorandum of Agreement, including execution of an agreement with North Coast Bank for such a Letter of Credit in substantially the form presented to this Board, following review and approval by County Counsel as to form
- Authorize the General Manager/Chief Engineer to purchase a certificate of deposit equal to the amount of the Letter of Credit from North Coast Bank using the retained earnings in the Warm Springs Dam Special Revenue Fund
- Authorize the General Manager/Chief Engineer to submit a written request to California Department of Fish and Game for a Determination of Consistency with the California Endangered Species Act for listed coho salmon
- Resolution authorizing budgetary adjustments to the 2009/2010 final budget for the Warm Springs Dam Special Revenue Fund in the amount of \$58,750 (4/5ths vote required)
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**REGULAR CALENDAR (Cont.)**

**SONOMA COUNTY WATER AGENCY/SONOMA COUNTY AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT/SONOMA VALLEY COUNTY SANITATION DISTRICT/BOARD OF SUPERVISORS**

26. Sonoma Valley Groundwater Management Program Funding, Years Four Through Six  
Concurrent action authorizing the Chair of the Sonoma County Water Agency Board of Directors, the Chair of the Sonoma Valley County Sanitation District Board of Directors, and Chair of the County of Sonoma Board of Supervisors to execute the Cooperative Agreement to Provide Funding and Support Information for Sonoma Valley Groundwater Management Program for Years Four through Six between the Sonoma County Water Agency, County of Sonoma, Sonoma Valley County Sanitation District, Sonoma County Agricultural Preservation and Open Space District, Valley of the Moon Water District, and City of Sonoma 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 requirement

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

Authorize the Chair of the Agency's Board of Directors to execute the First Amended Agreement for Implementation of Sonoma Valley Groundwater Management Program between the Sonoma County Water Agency and Parker Groundwater - Technology, Innovation, Management, Inc. (\$90,060)

Authorize the Agency's General Manager/Chief Engineer to amend the Parker Groundwater - Technology, Innovation, Management, Inc. 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

**BOARD OF SUPERVISORS**

**REGULAR CALENDAR**

**SEPTEMBER 22, 2009**

**III. DEVELOPMENT SERVICES**

**REGIONAL PARKS**

27. Measure M Cooperative Funding Agreement for the Sonoma-Schellville Trail  
Resolution authorizing the Chair to execute a Cooperative Funding Agreement  
with Sonoma County Transportation Authority for the Sonoma-Schellville Trail

CAO Recommends: Approval

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**I. GENERAL ADMINISTRATIVE SERVICES**

**GENERAL SERVICES**

28. Environmentally Preferable Purchasing Policy  
Resolution replacing the existing and more limited County policy for procurement  
of recycled products with an expanded policy for the procurement of  
environmentally preferable (Green) products

CAO Recommends: Approval

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(Note: The Board of Supervisors is included in Item #26 on the Special Districts Regular  
Calendar)

**BOARD OF SUPERVISORS/DIRECTORS**

**AGENDA ADDENDUM**

**SEPTEMBER 22, 2009**

Closed Session:

5. 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))
  
6. 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; Jerald C. Dunn, Assistant Director, Human Services Department; Diane Kaljian, Director, Adult and Aging Division  
Employee organization: SEIU United Healthcare Workers West  
(Govt. Code Section 54957.6(b))

**BOARD OF SUPERVISORS**

**CONSENT CALENDAR**

**IV. CRIMINAL JUSTICE SYSTEM SERVICES**

**SHERIFF-CORONER**

14. Annual Inmate Welfare Report  
Review of the Fiscal Year 2008-09 Annual Inmate Welfare Report

(CORRECTED TITLE)

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