

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS

COMMUNITY DEVELOPMENT COMMISSION

January 25, 2011

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, Rabbitt, McGuire, Carrillo

Absent: Zane

Chair Carrillo presiding.

Present: Veronica A. Ferguson, County Administrator  
Bruce D. Goldstein, County Counsel

DEVELOPMENT SERVICES

COMMUNITY DEVELOPMENT COMMISSION

1. County Fund for Housing Loan in the amount of \$1,125,000 to Sonoma Gardens, L. P. for the Sonoma Gardens Apartments (Third District)
  - a. Approve a County Fund for Housing (C.F.H.) loan to Sonoma Gardens L. P., in the amount of \$1,125,000, to be used to fund site acquisition and predevelopment costs at Sonoma Gardens Apartments, conditioned on compliance with Community Development Commission (C.D.C.) Loan Policies.
  - b. Authorize the Community Development Commission's Executive Director or her designee, subject to County Counsel review and approval as to form, to execute all loan documents and agreements, and any future loan modifications, assignments, assumptions, or subordination agreements related to the C.F.H. loan in compliance with C.D.C. Loan Policies.
  - c. Make a finding that the loan approval is exempt from the requirements of the California Environmental Quality Act.

AYES: Brown, McGuire, Rabbitt, Carrillo

ABSENT: Zane

2:46 Board adjourned in memory of Peter Kingston. The meeting was adjourned to February 1, 2011 at 8:30 a.m.

Respectfully submitted,

Mary Thayer  
Secretary

MINUTES OF THE MEETING OF THE BOARD OF SUPERVISORS

COUNTY OF SONOMA

January 25, 2011

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, Rabbitt, McGuire, Carrillo  
Absent: Zane

Chair Carrillo presiding.

Present: Veronica A. Ferguson, County Administrator  
Bruce D. Goldstein, County Counsel

Call to order and pledge of allegiance

Board member announcements and reports on meetings and other activities:

Supervisor Rabbitt attended an ABAG Executive Meeting in Oakland and attended the Sonoma County Employees Retirement meeting.

Supervisor McGuire thanked Supervisor Carrillo for his service on First Five Commission. He had his first meeting yesterday there and was honored to be there. He further reported on the Plastic Bag forum.

Supervisor Brown reported attending the CSAC Executive Board meeting and began the process of realignment. She requested the Board adjourn in memory of Peter Kingston.

Supervisor Carrillo thanked Supervisor Brown for being there for Supervisor Zane during this difficult time. He reported on the annual State of the County event and thanked Ben Stone from Economic Development Board for their work.

CONSENT CALENDAR

GENERAL ADMINISTRATIVE SERVICES

INFORMATION SYSTEMS DEPARTMENT

2. Printer and Peripheral Maintenance Services Contract with Signature Technology Group, Inc.
  - a. Approve and authorize the Chair to sign a three year Agreement from January 24, 2011 to January 23, 2014 with Signature Technology Group, Inc. for Printer and Peripheral Maintenance Services in an amount not to exceed \$90,000 annually.

HEALTH AND HUMAN SERVICES

HEALTH SERVICES

3. Alcohol and Other Drug Prevention Services Contracts
  - a. Authorize the Director of Health Services to execute contracts with Sparks Initiatives and Center for Community Action and Training, for alcohol and other drug prevention services for the term January 1, 2011 through June 30, 2012, for a total of \$72,000.
4. HIV/AIDS Treatment and Care Services
  - a. Authorize the Director of Health Services to execute a modification to the contract with West County Health Centers, increasing the contract by \$20,431, for HIV treatment and care services through February 28, 2011.
5. Tuberculosis Control Program
  - a. Authorize the Director of Health Services to accept the Fiscal Year 2010-11 California Department of Public Health Tuberculosis Control Base Award Augmentation for the County to receive \$10,000 for tuberculosis prevention and control activities, and execute all related agreements and documents.
  - b. Authorize the Director of Health Services to accept the Fiscal Year 2010-11 California Department of Public Health Tuberculosis Special Needs Funds Award for the County to receive \$9,802 to support tuberculosis control activities connected to a reported case of multidrug resistant tuberculosis, and execute all related agreements and documents.  
  
11-0031
  - c. Adopt a Resolution adjusting the Fiscal Year 2010-11 budget increasing revenue and appropriations in the Department of Health Services by \$19,802 to fund tuberculosis prevention and control activities (4/5 vote required).

HUMAN SERVICES

6. Execution of agreement with Sunny Hills Services for Kinship Support Services Program
  - a. Authorize the Human Services Department Director, or her designee, to sign and execute an agreement, and any amendments which do not significantly change program design or funding amounts, with Sunny Hills Services to fund the Sonoma Kinship Family Center, from 7/1/10 to 6/30/11, for \$176,910.

HUMAN SERVICES AND IHSS PUBLIC AUTHORITY

7. In-Home Supportive Services Advisory Committee Reappointment
  - a. Approve reappointing Herb Willmore to the In-Home Supportive Services Advisory Committee beginning on January 25, 2011 and ending on January 25, 2013.

DEVELOPMENT SERVICES

TRANSPORTATION AND PUBLIC WORKS

11-0032

8. Highway 12 Corridor Improvements Project - Phase II - Stage 2 – Construction Easements.
  - a. Approve resolution accepting five Highway Easement deeds and five Grants of Temporary Construction Easement deeds, and lands; authorizing execution of five Right of Way Contracts-State Highway; authorizing payments totaling \$9,500, including \$-0- severance; authorizing proration and transfer of taxes on said lands; and authorizing refunds, if applicable, pursuant to §5096 of the Revenue and Taxation Code; lands of Osborne (APN 056-151-016); Boro, Iona (APN 056-381-003); Spencer & McHughes (APN 056-332-003); Fazio, Peter & Sharri (APN 056-151-034); and Fazio, Peter (APN 056-141-054); Project No. C08002 (First District).
9. Seismic Retrofit Annapolis Road Bridge
  - a. Approve Plans, Specifications and Estimate for contract for seismic retrofit of the Annapolis Road Bridge.
  - b. Award contract for construction to low bidder, Bugler Construction in the amount of \$971,950 and authorize the Chair to execute construction contract (C01137) (Fifth District).

CRIMINAL JUSTICE SYSTEM SERVICES

SONOMA COUNTY PUBLIC LAW LIBRARY

11-0035

10. Appointment and Reappointment of Members to the Sonoma County Public Law Library Board of Trustees.
  - a. Resolution approving appointment of Joyce MacLaury and reappointment of Delphine Adams as members of the Law Library Board of Trustees serving one-year terms beginning January 25, 2011, and ending January 25, 2012

PROBATION

11. Professional Services Agreement with Counseling and Psychotherapy Centers
  - a. Authorization for the Chief Probation Officer, on behalf of the County, to sign a contract in the amount of \$39,627 for a term to begin on February 1, 2011, to June 30, 2011, with Counseling and Psychotherapy Center, Inc. to provide juvenile sex offender treatment for designated Sonoma County youth.

SHERIFF'S OFFICE

12. Service Agreements for Cops Technology Grant  
Approve and authorize the Sheriff to execute and perform all authorized actions with respect to:
- a. The Agreement for Software Enhancement Services between the County of Sonoma and Systems Research and Applications Corporation (not to exceed \$140,000; agreement terminates June 30, 2012).
  - b. The Agreement for Software Enhancement Services between the County of Sonoma and Knowledge Computing Corporation (not to exceed \$50,000; agreement terminates June 30, 2012).
  - c. The Agreement for Services between the County of Sonoma and San Diego Association of Governments- Automated Regional Justice Information System (SANDAG-ARJIS) (not to exceed \$5,000; agreement terminates June 30, 2012).

GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR

- 11-0033
13. Appropriation Transfer
- a. Approve Resolution authorizing budgetary reduction to the Fiscal Year 2010-11 General Fund Contingency Funds in the amount of \$12,255 to reimburse the Regional Parks Department for miscellaneous fee waivers approved by the Board of Supervisors, leaving a balance in the General Fund Contingency Fund of \$3,715,599 (4/5 vote required).
14. Status Report.
- a. Transfers from Appropriation for Contingencies General Funds.

BOARD OF SUPERVISORS

- 11-0026
15. Gold Resolution
- a. Honoring Ryan Thompson for achieving the rank of Eagle Scout. (First District)
- 11-0027
16. Gold Resolution
- a. Honoring the work and accomplishments of the Pediatric Dental Initiative Surgery Center (Fourth District)
- 11-0028
17. Gold Resolution
- a.. Proclaiming January as School Board Recognition Month in the County of Sonoma (Fifth District)

BOARD OF SUPERVISORS (Cont.)

11-0029

18. Gold Resolution

- a. Commending the Forestville Teen Clinic on its 10th anniversary serving and educating young people in the West County (Fifth District)

11-0030

19. Gold Resolution

- a. Recognizing and commending the Santa Rosa City School Board for service to the community. (Fifth District)

20. Appointment

- a. Approve appointing Rob Muelrath a member of the Fair and Exposition Board, serving at the Pleasure of the Board beginning January 25, 2011 (First District)

21. Appointment

- a. Approve appointing John Serres an Honorary Board Member of the Fair and Exposition Board, serving at the Pleasure of the Board beginning January 25, 2011 (First District)

22. Appointment

- a. Approve appointing Marilyn R. Herzog as a member of the Fair and Exposition Board, serving at the Pleasure of the Board beginning January 25, 2011 (Second District)

23. Appointment

- a. Approve appointing Max Mickelson as a member of the Fair and Exposition Board, serving at the Pleasure of the Board beginning January 25, 2011 (Second District)

24. Appointment

- a. Approve appointing Ralph Bettinelli as an Honorary Board Member of the Fair and Exposition Board, serving at the Pleasure of the Board beginning January 25, 2011 (Second District)

25. Appointment

- a. Approve appointing Anthony Withington as an Honorary Board Member of the Fair and Exposition Board, serving at the Pleasure of the Board beginning January 25, 2011 (Second District)

26. Appointment

- a. Approve appointing Elece Hempel to the Community Development Committee, Sonoma County, serving a coterminous term beginning January 25, 2011 (Second District)

BOARD OF SUPERVISORS (Cont.)

27. Appointment
  - a. Approve appointing Elece Hempel to the Relocation Appeals Board, serving at the Pleasure of the Board beginning January 25, 2011 (Second District)
  
28. Appointment
  - a. Approve appointing Shawn Montoya to the Planning Commission/Board of Zoning Adjustments, serving a coterminous term beginning January 25, 2011 (Second District)
  
29. Appointment
  - a. Approve appointment of Helena Whistler to the Library Commission for a four-year term beginning February 1, 2011 and ending January 31, 2015 (Fifth District)
  
30. Reappointment
  - a. Approve reappointment of Donna Roper to the Commission on the Status of Women for a two-year term beginning March 1, 2011 and ending February 28, 2013. (Fifth District)

MISCELLANEOUS

WITHDRAWN

31. Minutes
  - a. Approve the minutes of the meeting of September 14, 2010 for the following: Sonoma County Agricultural Preservation and Open Space District, Community Development Commission, Northern Sonoma County Air Pollution Control District, Sonoma County Water Agency, and Board of Supervisors
  
  - b. Approve the minutes of the meeting of September 14, 2010 for the Sonoma Valley County Sanitation District

WITHDRAWN

32. Minutes
  - a. Approve the minutes of the meeting of September 21, 2010 for the following: Russian River County Sanitation District, Sonoma County Water Agency, Sonoma County Agricultural Preservation and Open Space District, Community Development Commission, Northern Sonoma County Air Pollution Control District, and Board of Supervisors
  
  - b. Approve the minutes of the meeting of September 21, 2010 for the Sonoma Valley County Sanitation District

MISCELLANEOUS (Cont.)

WITHDRAWN

33. Minutes

- a. Approve the minutes of the meeting of September 28, 2010 for the following: Sonoma County Water Agency, Occidental County Sanitation District, Russian River County Sanitation District, South Park County Sanitation District, Sonoma County Agricultural Preservation and Open Space District, Northern Sonoma County Sanitation District, Community Development Commission, Sonoma County Public Financing Authority, and Board of Supervisors
- b. Approve the minutes of the meeting of September 28, 2010 for the Sonoma Valley County Sanitation District

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane



REGULAR CALENDAR

January 25, 2011

HEALTH AND HUMAN SERVICES

HEALTH SERVICES

Present: Scott Hadley, Employee Benefits Manager

34. iWALK Challenge 2011
- a. Accept a report from the Department of Health Services regarding Health Action's iWALK program and the iWALK Challenge 2011

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

CRIMINAL JUSTICE SYSTEM SERVICES

PROBATION

8:59 Present: Bob Ochs, Chief Probation Officer

35. Amend Probation Department Allocation List - Supervised Adult Crew (SAC)
- a. Authorize the reduction of 4.75 FTE Probation Industry Crew Supervisor positions, 1.0 FTE Probation Industry Field Supervisor position, and 1.0 FTE Maintenance Worker III position
  - b. Authorize the Probation Department to work with the Human Resources Department to start layoff proceedings

11-0034

- c. Resolution amending the Fiscal Year 2010-11 Probation Department Allocation List, effective February 18, 2011

Public Comment:

Ed Clites

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR

- 9:10 Present: Veronica A. Ferguson, County Administrator  
Chris Thomas, Deputy County Administrator  
Lori Norton, Deputy County Administrator
36. Fiscal Year 2011-12 Budget Policy Workshop  
a. Provide policy direction on items detailed in report.

Public Comment:  
Bob Williamson

AYES: Brown, Rabbitt, McGuire, Carrillo  
ABSENT: Zane

BOARD OF SUPERVISORS

37. Fee Waiver  
a. Waive fees of \$505 (1/3) for the Russian River Rotary's Annual Crab Feed at the Guerneville Veteran's Building on February 20, 2011 (Fifth District)

AYES: Brown, Rabbitt, McGuire, Carrillo  
ABSENT: Zane

38. Fee Waiver.  
a. Waive fees of \$6391 for West County Community Services free meals project at the Guerneville Veteran's Building for Fiscal Year 2010-11. (Fifth District)

AYES: Brown, Rabbitt, McGuire, Carrillo  
ABSENT: Zane

11:01 Board recessed to Closed Session  
12:40 Board recessed to 2:00 p.m.  
2:00 Board reconvened

Present: Bruce D. Goldstein, County Counsel  
Veronica A. Ferguson, County Administrator

Absent: Supervisor Zane

2:03 Report on Closed Session:

1. Conference with Legal Counsel – Existing Litigation – Name of Case: County of Sonoma v. Wason, Case No. SCV-246087 (Govt. Code Section 54956.9(a).

11-0036

39. Resolution approving a settlement agreement in the Code Enforcement Action regarding property located at 79 California Street, Camp Meeker, CA, APN 075-158-006

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

2. Initiation of Litigation (Govt. Code Section 54956.9(c). Direction given to staff and Counsel.

4. Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation – Claim for Refund of Property Taxes, Diamond Rock Sonoma Owner LLC and Diamond Rock Sonoma Owner LLC, c/o Marriott International, Inc. (Govt. Code Section 54956.9(b).

11-0037

40. Resolution denying claim for refund of property taxes filed by DiamondRock Sonoma Owner LLC and DiamondRock Sonoma Owner LLC, c/o Marriott International, Inc.

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

5. Conference with Real Property Negotiator (Occidental County Sanitation District) - Significant Exposure to Litigation – Occidental County Sanitation District/Loades Property Access (Govt. Code Section 54956.9(b).

11-0038

41. Resolution directing the Chair of the Board to execute a first amendment agreement for use of certain Real Property owned by John W. Loades and Pauline L. Loades, husband and wife, as joint tenants, for continued operations of district wastewater treatment facility in Occidental, Sonoma County California.

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

6. Conference with Labor Negotiator (Board of Supervisors, the Board of Directors of the Sonoma County Water Agency, the Board of Commissioners of the Community Development Commission, the Board of Directors of the IHSS Public Authority and the Board of Directors of the Agricultural Preservation and Open Space District), Agency Negotiator: Julee Murphy/Carol Allen. Employee organization: All. Unrepresented employees: All, including retired employees. (Govt. Code Section 54957.6(b)). Direction given to staff.
- 2:06 Public Comment opened  
Mary Morrison  
Bob Williamson  
Kristy Deagan  
Rachel Wood  
John Jenkel  
Annette Elder  
Loraine Hayes  
Colleen Fernald
- 2:31 Public Hearing closed
- 2:31 Permit and Resource Management Department: Review and possible action on the following:
- a. Acts and Determinations of Planning Commission/Board of Zoning Adjustments
  - b. Acts and Determinations of Project Review and Advisory Committee
  - c. Administrative Determinations of the Director of Permit and Resource Management

AYES: Brown, Rabbitt, McGuire, Carrillo  
ABSENT: Zane

TRANSPORTATION AND PUBLIC WORKS

- 2:31 Present: Tom O’kane, Transportation and Public Works  
Kathy Larocque, County Counsel

Freestone Water District System Improvements and Financing

- a. Conduct a hearing pursuant to Proposition 218 majority protest procedures for the Freestone Water District (“District”) to determine if there is a majority protest related to specified proposed rate increases for providing water service. If no majority protest exists, approve a Special Projects Water Fund loan in the amount of \$75,000 for the District to cover various system maintenance and capital improvements; and introduce and consider for adoption at the next meeting of the Board, an Ordinance amending the Freestone Water District rates. (Fifth District)

- 2:33 Public Hearing opened
- 2:36 Public Hearing closed

11-0039

- 42. Resolution introducing, reading the title of, and waiving further reading of an Ordinance amending the CSA No. 41 Freestone Zone of Benefit (Formerly known as CSA #33) Water System Ordinance No. 4025..

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

- 2:39 Present: Tom O’kane, Transportation and Public Works  
Kathy Larocque, County Counsel

Salmon Creek Water District System Improvements and Financing.

- a. Conduct hearing pursuant to Proposition 218 majority protest procedures for the Salmon Creek Water District (“District”) to determine if there is a majority protest related to specified proposed rate increases for providing water service. If no majority protest exists, approve a Special Projects Water Fund loan in the amount of \$250,000 for system improvements; introduce and consider for adoption at the next meeting of the Board, an Ordinance amending the Salmon Creek Water District rates; and approve the acquisition of property from Gabrielle Toledano and Kurt Gantert for the easement needed to complete the system Improvements (Fifth District).

- 2:41 Public Hearing opened
- 2:46 Public Hearing closed

11-0040

- 43. Resolution introducing, reading the title of, and waiving further reading of an Ordinance amending the CSA No. 41 Salmon Creek Zone of Benefit (formerly known as CSA #32) Water System Ordinance No. 4024.

AYES: Brown, Rabbitt, McGuire, Carrillo

ABSENT: Zane

- 2:46 Board adjourned in memory of Peter Kingston. The meeting was adjourned to February 1, 2011 at 8:30 a.m.

Respectfully submitted,

Mary Thayer  
Secretary