

Minutes For October 26, 2004

SOLANO COUNTY BOARD OF SUPERVISORS
580 TEXAS STREET, FAIRFIELD

SOLANO COUNTY BOARD OF SUPERVISORS October 26, 2004
HOUSING AUTHORITY, SPECIAL DISTRICTS,
SOLANO FACILITIES CORPORATION,
SOLANO BUILDING CORPORATION AND
IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

MINUTES

The Solano County Board of Supervisors met in regular session on this day at 8:32 a.m. The meeting was called to order by Chairman Silva. Present were Supervisors Forney, Kromm, Vasquez, and Chairman Silva; Supervisor Kondylis arrived at 8:43 a.m.

CLOSED SESSION: The Board moved into Closed Session at 8:34 a.m. to discuss Potential Litigation: three (3) cases; Property Negotiations: Corporate Hangar CH-2, Nut Tree Airport, 301 County Airport Road, Vacaville; negotiating parties: Veronica Ferguson and Rollison Enterprises; under negotiation: price and terms. The Board moved out of Closed Session at 9:10 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:12 a.m. with the Pledge of Allegiance and a moment of silence.

PRESENTATIONS

24A) PRESENTATION OF AWARDS TO THE POSTER AND ESSAY CONTEST WINNERS FOR MULTI-CULTURAL AWARENESS MONTH

Marilynn Brown, Solano County Equal Employment Opportunity Compliance Officer, noted the purpose of the contest is to spirit cooperation and respect for each of us, discussed the diversity of Solano County, acknowledged the participating teachers and principals and the two classrooms of children that were present, and noted the future is in the hands of our young people who are our future leaders.

On behalf of the Solano Equal Employment Opportunity Committee Virginia Ivory presented each of the contest winners with a plaque, a United States Savings Bond, and a copy of their winning drawing and/or essay. The Poster Contest winners are: for the 3rd grade Karolynn Reitz, Akena Reyes and Monica Munoz; 4th grade Elfega Ponce, and Yasmin Quintana; 5th grade Vanessa Munoz, Savannah Aguilar and Christine Pastor; and Middle School Zoe Coles.

7A) RESOLUTION NO. 2004-191 RECOGNIZING WILLIAM A. ELDRIDGE UPON HIS RETIREMENT FOR HIS MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Supervisor Forney and seconded by Supervisor Kondylis, the Board acted to adopt Resolution No. 2004-191. The Board further acted to authorize a Plaque of Appreciation for William A. Eldridge. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Kromm presented Mr. Eldridge with Resolution No. 2004-191 and a Plaque of Appreciation honoring him upon his retirement after 32 years of service to Solano County as Auditor-Controller.

Mr. Eldridge noted how rewarding his career has been with the County, thanked the Board for their support, and discussed the good financial status of the County.

7B) RESOLUTION NO. 2004-192 RECOGNIZING JANICE "JEANIE" HAYES UPON HER RETIREMENT FOR HER MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Supervisor Kromm and seconded by Chairman Silva, the Board acted to adopt

Resolution No. 2004-192. The Board further acted to authorize a Plaque of Appreciation for Jeanie Hayes. So ordered by a vote of 5-0. (see Resolution Book)

Public Defender Jeff Thoma commended Jeanie for all her years of dedicated service.

On behalf of the Board, Supervisor Kromm presented Ms. Hayes with Resolution No. 2004-192 and a Plaque of Appreciation honoring her upon her retirement after more than 39 years of service to Solano County as a Senior Legal Secretary in the Public Defender's Office.

ITEMS FROM THE FLOOR

APPEARANCE BY DONALD TIPTON RE TOBACCO SETTLEMENT FUNDS

Donald Tipton, Vallejo, expressed concern regarding funding for First 5 Solano from Tobacco dollars, Tobacco Settlement money decreasing and the tax breaks to tobacco farmers by the Federal Government.

PUBLIC COMMENT ON CONSENT CALENDAR

21B) Approve Notice of Completion for the 2004 Overlay Project, completed by Vintage Paving Company for final cost of \$219,287 to overlay 14 roads (1.82 miles)

Donald Tipton, Vallejo, voiced concern with the overlay of roads in the Homeacres area, noted the roads that were to be overlaid were not properly completed and requested the matter be held over, and noted the funds to do this project are from the Homeacres Settlement Fund money.

APPROVAL OF AGENDA

On motion of Supervisor Kromm and seconded by Supervisor Kondylis, the Board acted to approve the submitted Agenda, incorporated herein by reference, with the following modifications:

15A) Authorize the Office of Family Violence Prevention to accept grant funding in the amount of \$38,600 from the Judicial Council of California for the period September 1, 2004 through August 31, 2005 to support Court Appointed Special Advocate (CASA) program activities; approval of appropriation transfer in the amount of \$38,600 in grant funds to the Office of Family Violence Prevention (OFVP) budget (4/5 vote required); approval of appropriation transfer in the amount of \$15,000 from marriage license deferred revenue to OFVP budget for domestic violence crisis services, removed from the Consent Calendar.

16) Accept Audit Report of the First 5 Solano Children and Families Commission's for Fiscal Year ended June 30, 2004, removed from the Consent Calendar.

17A) Approve a License Agreement with Cingular Wireless to operate and maintain wireless communications equipment on a portion of County owned real property at 421 Virginia Avenue; authorize the General Services Director to execute the agreement and any subsequent amendments, removed from the Consent Calendar.

17C) Adopt a resolution amending the Allocation List to add fifteen (15) positions in the General Services Department for the commissioning and maintenance of the Government Center, removed from the Consent Calendar to be heard in conjunction with Item 26.

So ordered by a vote of 5-0.

CONSENT CALENDAR

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve the following Consent Calendar items by a vote of 5-0.

- 13) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF OCTOBER 5, 2004; RURAL NORTH VACAVILLE WATER DISTRICT OCTOBER 5, 2004, as outlined in the Agenda Submittal from the Clerk of the Board dated October 26, 2004, incorporated herein by reference, approved.
- 14A) PROCLAMATION DECLARING NOVEMBER 2004 AS LUNG CANCER AWARENESS MONTH, approved.
- 14B) PROCLAMATION HONORING THE ACHIEVEMENTS OF OLYMPIC GOLD MEDALIST NATALIE COUGHLIN, approved.
- 15B) AMENDMENT TO THE PRENATAL SERVICES AGREEMENT WITH EVERLASTING HOPE INC. RE PRENATAL MENTORING SERVICES, as outlined in the Agenda Submittal from County Administrator's Office/First 5 Solano Children & Families Commission dated October 26, 2004, incorporated herein by reference, approved.
- 17B) NOTICE OF COMPLETION RE MOISTURE ELIMINATION PROJECT AT THE SOLANO COUNTY CIVIC CENTER LIBRARY, COMPLETED BY WESTERN ROOFING SERVICE, as outlined in the Agenda Submittal from General Services dated October 26, 2004, incorporated herein by reference, approved.
- 18) CHILD WELFARE SERVICES SYSTEM IMPROVEMENT PLAN, as outlined in the Agenda Submittal from Health and Social Services dated October 26, 2004, incorporated herein by reference, approved.
- 19) APPROPRIATION TRANSFER IN AMOUNT OF \$85,000 DECREASING CONTINGENCIES FOR THE DISTRICT ATTORNEY'S SPECIAL REVENUE FUND, as outlined in the Agenda Submittal from District Attorney dated October 26, 2004, incorporated herein by reference, approved.
- 20A) AGREEMENT WITH SACRAMENTO COUNTY RE CALIFORNIA MULTI-JURISDICTIONAL METHAMPHETAMINE ENFORCEMENT TEAM (CAL-MMET) PROGRAM, as outlined in the Agenda Submittal from Sheriff's Office dated October 26, 2004, incorporated herein by reference, approved and Sheriff authorized to sign said contract on behalf of Solano County.
- APPROPRIATION TRANSFER OF UNANTICIPATED REVENUE TOTALING \$286,918 FROM STATE GRANT AND OPERATING TRANSFERS FROM OTHER SHERIFF'S FUNDS, as outlined in the Agenda Submittal from Sheriff's Office dated October 26, 2004, incorporated herein by reference, approved.
- RESOLUTION NO. 2004-194 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS OF POSITIONS (EXTENDING LIMITED TERM 1.0 FTE SERGEANT AND 2.0 FTE DEPUTY SHERIFFS THROUGH JUNE 30, 2005), adopted. (see Resolution Book)
- 20B) AGREEMENT WITH PICTOMETRY, INC. RE AERIAL PHOTOGRAPHY AND SOFTWARE LICENSE, as outlined in the Agenda Submittal from the Sheriff's Office-OES dated October 26, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract and County Administrator authorized to execute software license renewals on behalf of Solano County.
- APPROPRIATION TRANSFER IN THE AMOUNT OF \$18,941 FROM GENERAL FUND CONTINGENCIES, INCREASING ASSESSOR/RECORDER'S FY04/05 BUDGET, as outlined in the Agenda Submittal from the Assessor/Recorder dated October 26, 2004, incorporated herein by reference, approved
- 21A) CHANGE ORDER RE GORDON VALLEY ROAD BRIDGE AT LEDGEWOOD CREEK, as outlined in the Agenda Submittal from Resources Management dated October 26, 2004, incorporated herein by reference, ratified.
- 21B) NOTICE OF COMPLETION RE 2004 OVERLAY PROJECT, COMPLETED BY VINTAGE PAVING COMPANY, as outlined in the Agenda Submittal from Resources Management dated October 26, 2004, incorporated herein by reference, approved.

ORDERS

25) REPORT ON THE VOTER OUTREACH AND POLL WORKER TRAINING FOR THE NOVEMBER 2, 2004 PRESIDENTIAL ELECTION, RECEIVED

Donald Tipton, Vallejo, voiced concern regarding training of the clerks and poll workers, Optical Scan equipment demonstrations not being held in Vallejo, secrecy sleeves for the ballots, procedures in removing the ballot stubs, and feels the polling places and the election need to be watched carefully.

Deborah Seiler, Registrar of Voters, reviewed the information contained in the Agenda Submittal from her department dated October 26, 2004, incorporated herein by reference, regarding the status and sequence of outreach and poll worker training. Ms. Seiler noted how poll workers will offer all voters a secrecy sleeve when they receive their ballot, the poll workers will remove the ballot stub and return it to the voter, discussed the dramatically increased workload due to high voter registration and the increased number of absentee ballots.

Responding to questions posed by Supervisor Forney regarding sufficient poll workers, Ms. Seiler noted successful recruiting efforts and thanked the Board for raising the salary for the poll workers.

Supervisor Kromm noted receiving a call that a large number of absentee ballots were sent to the Rio Vista Post Office, but were reshipped back to Oakland. Ms. Seiler worked with the Rio Vista City Clerk and resolved the problem by replacing the absentee ballots. Responding, Ms. Seiler commended the Rio Vista City Clerk in assisting in identifying the problem and assisting with getting new ballots for the residents.

There was a brief discussion regarding replacement ballots, sending out sample ballots, delays in getting newly registered voters into the system, the availability of the sample ballot information online and polling site information, the availability of voting at the Registrar's Office in Fairfield and at the temporary office in Vallejo, and the printing and paper for the ballots.

Chairman Silva posed questions regarding optical scan demonstrations for Vallejo, Ira Rosenthal, Registrar, noted difficulties in arranging demonstrations at the County Fair, a demonstration was done for the Retired Federal Employees Organization, the inability to get any additional service organizations to sponsor equipment demonstrations in the available timeframe, and noted demonstrations were done at events that have a large number of participants from throughout the County.

Supervisor Vasquez commended the Registrar's office for the efforts to do such a difficult job, responding Mr. Rosenthal recognized the office staff for the extended effort in working long hours seven days a week, and the dedication of these staff members.

16) AUDIT REPORT OF THE FIRST 5 SOLANO CHILDREN AND FAMILIES COMMISSION'S FOR FISCAL YEAR ENDED JUNE 30, 2004, APPROVED

The Board was provided with an Agenda Submittal from the Auditor-Controller's Office dated October 26, 2004, incorporated herein by reference, regarding the audit report of the First 5 Solano Children and Families Commission for Fiscal Year ended June 30, 2004.

Supervisor Kromm posed questions regarding page 17, Prior Reportable Instance of Noncompliance-Resolved relative to administrative costs, and how the Solano County Commission does relative to other commissions around the State in various aspects, First 5 Solano Children and Families Commission Director Christina Linville noted the commissions around the State are looking at issues such as administrative costs, financial management, and long-term strategic planning. The First 5 Association of California has partnered with the Government Finance Officers Association (GFOA) that has surveyed the commissions and are issuing their report and are working to issue some standards and guidelines for many financial issues, and Ms. Linville noted she would bring the information back to the Board.

On motion of Supervisor Kromm and seconded by Supervisor Kondylis, the Board acted to accept the audit report of the First 5 Solano Children and Families Commission. So ordered by a vote of 5-0.

17C) RESOLUTION NO. 2004-193 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS OF POSITIONS (GENERAL SERVICES), ADOPTED

The Board was provided with an Agenda Submittal from General Services, incorporated herein by reference, regarding adding positions in General Services for the new County Administration Center (CAC).

Supervisor Kondylis expressed concern regarding the added costs for maintaining this building, and feels these funds should be used for human needs.

Responding to questions posed by Supervisor Forney regarding why two new classifications are being added, responding Director of General Services Veronica Ferguson discussed the remaining work to be done through the Civil Service Commission for the classifications, and the intent to bring in entry level employees, to assign tasks that can be done at that level, and give staff an opportunity for succession.

Supervisor Forney continued questioning what does the new building require that the other buildings do not, John Griffin, Facilities Operations - General Services, noted these classifications have been under consideration for several years, and discussed the differences of what these positions would do, the opportunities for succession planning ladder and increase efficiencies.

There was a brief discussion regarding staffing shortages in other departments.

Chairman Silva noted the advantages of departments being in the same building, likes bringing in entry-level staff for training to move up and succession planning, and noted the importance of maintaining the new building.

Supervisor Kromm discussed the balance of providing a good work environment and services, supports hiring people to maintain this building, discussed the high quality of the new County Administration Center (CAC), the need for long-term maintenance, and the commitment to good infrastructure.

Supervisor Forney discussed the shortage of maintenance in other buildings.

Supervisor Vasquez noted the importance of maintenance for the longevity of the building.

On motion of Chairman Silva and seconded by Supervisor Kromm, the Board acted to adopt Resolution No. 2004-193 adding 15 new positions to the Department of General Services. So ordered by a vote of 4-1, Supervisor Kondylis voted no. (see Resolution Book)

15A) GRANT FUNDING FROM THE JUDICIAL COUNCIL OF CALIFORNIA RE THE COURT APPOINTED SPECIAL ADVOCATE (CASA) PROGRAM, ACCEPTED

The Board was provided with an Agenda Submittal from the County Administrator's Office dated October 26, 2004, incorporated herein by reference, regarding accepting Judicial Council Grant for \$38,600 and utilizing \$15,000 from marriage license deferred revenue to fund domestic violence crisis services.

There was a brief discussion regarding the status of CASA converting to a 501C3 non-profit organization.

On motion of Supervisor Forney and seconded by Supervisor Vasquez, the Board acted to accept Judicial Council grant funding of \$38,600 for the CASA program, to approve associated transfers in the amount of \$38,600 and \$15,000 from the marriage license deferred revenue account to the Office of Family Violence Prevention to fund an amendment for crisis services from SafeQuest. So ordered by a vote of 5-0.

23) UPDATE ON THE IMPACT OF SHORTAGES OF THE FLU VACCINE, RECEIVED

Dr. Ronald W. Chapman, Solano County Health Officer, presented a visual presentation, incorporated herein by reference, titled The Flu Vaccine Crisis of 2004, beginning with Solano County Flu 2004, Doses of Influenza Vaccine in the USA, 2003-2004, Inactivated Influenza Virus Vaccine, 2004-2005 Influenza Vaccine, Influenza Antigenic Changes, Who Should Receive Influenza Vaccine, Impact of Influenza, Month of Peak Influenza Activity during 19 Seasons in the US, Influenza Pandemics in the 20th Century, Estimated Impact of Influenza Pandemic in California, and Influenza Vaccination Rates by Population Group, U.S. 2001. Dr. Chapman also discussed the dwindling number of manufacturers of the flu vaccine, receiving daily updates, and discussions with local health care providers on how to distribute the additional doses the County is receiving.

Responding to comments from Supervisor Kondylis regarding obtaining vaccine from Canada, Dr. Chapman noted the Center for Disease Control (CDC) is working with Canada to get some vaccine in the US, but noted the strict FDA rules, and discussed the number of US citizens going into Canada to get injections.

There was a brief discussion regarding the overall cooperation with health care providers and the Coalition for Better Health in Solano County and what a benefit that has been.

Supervisor Vasquez discussed the mistrust of the public, and the restrictions imposed resulting in the decline in the number of manufacturers of the flu vaccine.

24B) RESPONSE TO THE SOLANO COUNTY 2003-2004 GRAND JURY FINAL REPORT, APPROVED

The Board was provided with an Agenda Submittal from the County Administrator's Office

dated October 26, 2004, incorporated herein by reference, regarding the Board of Supervisor's response to the 2003/2004 Grand Jury Report.

Donald Tipton, Vallejo, expressed concern that there is a response from the East Vallejo Fire Protection District when there was no meeting of the Board of Directors to initiate this response, and posed questions of actions taken at LAFCO with the costs that will be incurred relative to special districts.

There was a brief discussion regarding LAFCO in conjunction with special districts.

Responding to questions posed by Supervisor Kondylis regarding the suggestion by the Grand Jury to establish a Blue Ribbon Committee and a model that will take into consideration the specific needs of Solano County, Director of Health and Social Services Patrick Duterte discussed the circumstances in San Mateo County leading to the formation of a Blue Ribbon Panel in that county, feels Solano County's situation is different and discussed the issues brought forward by the Child Welfare League of America (CWLA), and the need mentioned in the report to address the internal workings of the department. Mr. Duterte noted the CWLA will be returning to revisit the policies in the near future, and discussed the model being used with the Vacaville Police Department.

There was a brief discussion regarding the Child Welfare Services System Improvement Plan, the need to find the root problems that lead to such things as child abuse and domestic violence.

Supervisor Kromm discussed previous work by the CWLA, and potential problems with a Blue Ribbon committee.

On motion of Supervisor Vasquez and seconded by Supervisor Kromm, the Board acted to approve the response to the 2003/2004 Solano County Grand Jury Final Report. So ordered by a vote of 5-0.

24C) FIRST 5 SOLANO CHILDREN AND FAMILIES COMMISSION'S 2003-2004 ANNUAL REPORT TO FIRST 5 CALIFORNIA, RECEIVED

Donald Tipton, Vallejo, voiced concern with the amount of disbursements of funds, and with the tracking and/or breakdown of information by race.

Christine Linville, First 5 Solano Children and Families Commission, reviewed the information contained in the Agenda Submittal from her department dated October 26, 2004, incorporated herein by reference, regarding the 2003-04 Annual Report to First 5 California. The report is presented in the format required by First 5 California.

Michele Duane, Fiscal and Contracts Administrator for First 5 Solano, reviewed a visual presentation titled "Annual Report to First 5 California Fiscal Year 2003-04" outlining the Dollars by Strategy; Types of Programs; Direct Service Activities, Services/Accomplishments – Priority 1 Health and Well-Being; Priority 2 Early Childhood Learning and Development; and Priority 3 Parent Education and Support.

Ms. Linville outlined the First 5 Solano Grantee Accomplishments, First 5 Solano Commission Accomplishments; and What's on the Horizon – Plans for FY 2004-05.

Stephan Betz, First 5 Solano Commissioner and Assistant Director Health and Social Services, noted the annual report is a turning point outlining many of the accomplishments, discussed the planning process for the next 5 to 10 years, the declining funding and the need for services to become more efficient, improvements to the staff and commission, work of the commission, and the County having the highest level of health care coverage for children in the State.

Supervisor Kromm posed questions regarding the reduction of funding to some of the programs, Ms. Linville noted this is some anxiety in the community, quarterly grantee meetings providing support and technical assistance, development of a logic model and how that will be utilized.

Supervisor Kondylis noted the grantees are told that continued funding is not guaranteed, and discussed the great improvements the commission has made.

17A) LICENSE AGREEMENT WITH CINGULAR WIRELESS RE OPERATION AND MAINTAINANCE OF WIRELESS COMMUNICATIONS EQUIPMENT, APPROVED

26) CONCEPT TO DEVELOP A 70,000 SQUARE FOOT BUILDING ON THE SOUTH COUNTY CAMPUS/TUOLUMNE STREET, APPROVED

PURCHASE OF TRIAD DEVELOPMENT'S WORK PRODUCT ON THE PROJECT, APPROVED

RESOLUTION NO. 2004-195 OF INTENT TO PURCHASE REAL PROPERTY LOCATED AT 1516 SOLANO AVENUE AND 1331 VIRGINIA STREET, VALLEJO, CALIFORNIA (ASSESSOR PARCELS APN 57-165-040

AND APN 57-165-140), ADOPTED

The Board was provided with Agenda Submittals from General Services dated October 26, 2004, incorporated herein by reference, regarding Cingular Wireless constructing a 220 foot antenna tower and equipment shelter at 421 Virginia Street, Vallejo, and the master plan for the South County campus.

Responding to questions posed by Chairman Silva regarding relocating the tower and if that fits in with the South County development of that site, Assistant County Administrator Darby Hayes noted the communications tower does fit into the master plan.

Responding to concerns from Supervisor Kondylis regarding if the major issues had been resolved, Chairman Silva noted all the major issues outlined in the report had been resolved.

Mr. Hayes gave a brief introduction regarding the South County master plan noting this plan has been in the process for over two years, and based on the recommendations a modern cost efficient building can be delivered to serve the needs for the Vallejo/Benicia area with a minimal impact on the General Fund.

Responding to questions posed by Supervisor Vasquez regarding financing for the proposed building at the South County campus, Mr. Hayes noted the programs that will be going into the new building are supported by Federal and State reimbursements, and further outlined how the financing would work over the thirty years, the resulting share of cost for the County of only \$3 million to \$9 million of General Fund money, and the total cost of the building of about \$15 million.

Supervisor Kondylis posed questions regarding the current facility, Mr. Hayes noted the new building would house social services functions, the current facility would be rehabilitated at a cost of several million dollars, outlined many of the factors that will effect the financing of the rehabilitation, and outlined the departments that would move into that building.

Chairman Silva noted in the future there would be very detailed discussions regarding financing prior to any final development plans, and space needs for potential occupants would be determined prior to final development.

Responding to questions posed by Supervisor Kromm regarding financing noted that with part of the funds being put away annually the County would need to earn 3.31% for 30 years to pay the principle at the end of the loan, feels that it should be written into the bond documents that if the interest rate is not met the County would contribute the lost amount for any given year, and to include the remodeling costs in the loan; Mr. Hayes discussed possibly using some of the Public Facilities fees to offset some of the costs, and that projections are based on the South County Master Plan that was previously approved.

A short discussion followed regarding the plans to cover financing options.

County Architect Kanon Artiche reintroduced the results of the Master Planning process, the Preferred Master Plan Concept, and the recommended actions as outlined in the visual presentation, incorporated herein by reference, beginning with the Recommended Actions to Initiate Plan Implementation, Background, the Plan and Project Presentation, Plan Staff Participants, the Plan Process, Components, the Preferred Master Plan Option Map, Advantages of the Preferred Plan, Preliminary Parking Analysis, Triad Development – Purchase of Work Efforts, Proposed Building Characteristics, Preliminary Project Budget, Building Concept Elevations, New Building In Relation to the Existing Facility, Floor Plans, and Board Presentation in January 2005.

Responding to questions posed by Supervisor Kondylis regarding the percent of the cost of the project that would be dedicated to public art, responding Mr. Artiche noted the County Ordinance dictating the percentage that would be dedicated to public art.

Supervisor Kromm posed questions regarding how this proposed building compares to the Health and Social Services (H&SS) building on Beck Avenue, and the lobby, Mr. Artiche noted the new H&SS Administration Building is 122,500 square feet with the proposed building being only 70,000 square feet. The lobby will be an open two-story concept projecting a sense of entry.

Mr. Hayes noted there would be a complete revamping of the current parking areas with landscaping.

Responding to questions posed by Supervisor Kondylis regarding solar on the roof, and providing childcare facilities, Mr. Artiche noted that level of detail has not been considered yet, but noted these items would be included in the considerations.

Mr. Hayes discussed continuing to partner with the City of Vallejo with the ultimate goal of the Gateway concept envisioned in the Master Plan.

Supervisor Forney pointed out that consideration is needed for expansion of the Public Health Lab.

Supervisor Kromm endorses the use of design/build approach, feels there should be a Project Labor Agreement in place for the project, the need to improve the landscaping at the Vallejo

campus, and would like further discussion regarding the child care center.

Chairman Silva recommended a change to recommendation 4 to include "Direct Staff to work with City of Vallejo Department of Resources Management, Courts and affected parties regarding project entitlements, planning issues and traffic patterns in and around the Tuolumne Street County Campus as part of the implementation of the master plan." This would remove the City of Vallejo and add the Department of Resources Management.

Supervisor Kondylis noted this project needs to remain fluid to address the issues, and posed questions regarding contacting the Head Start Program regarding radio waves affecting the children, responding Mr. Artiche noted the Property Management Group is working with Head Start at the current time.

On motion of Supervisor Kondylis and seconded by Chairman Silva, the Board acted to receive a report regarding a master plan for the South County Campus facility in Vallejo, to approve in concept the development of a building at the South County Campus at Tuolumne Street, to authorize the purchase of Triad Developments work on the project, to adopt Resolution No. 2004-195, and to include the change to recommendation 4 as noted above; and Item 17A to approve the License Agreement with Cingular Wireless to operate and maintain communications equipment at 421 Virginia Street, Vallejo. So ordered by a vote of 5-0. (see Resolution Book)

27) ORDINANCE CHANGES RE THE SOLANO COUNTY AIRPORT LAND USE COMMISSION RETURNED TO CITY SELECTION COMMITTEE

Scheduled on the agenda for this day was consideration of a proposed ordinance, which would rename the Aviation Advisory Committee as the Solano County Airport Land Use Commission and make appointment changes made by the Solano County City Selection Committee.

On motion of Chairman Silva and seconded by Supervisor Kondylis, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 5-0.

Ron Glas, Department of Resources Management, discussed the reasoning for the request by the City Selection Committee to transfer the appointment currently made by the City of Vallejo to the City of Suisun, reviewed the sound boundaries of the airports in the County noting the City of Suisun is in the airport influence area and Vallejo is not. Mr. Glas noted the functions of the County Airport Land Use Commission (ALUC) is to protect the airports from encroachment and to protect land uses that develop around the airports from undue noise and safety concerns emanating from the airports.

Supervisor Vasquez noted Rio Vista is not in the airport influence area but has an appointment, and feels this commission is suppose to represent the entire County and that Vallejo should still have representation on this committee.

Director of Resources Management Birgitta Corsello discussed the State law requirements and current structure of the ALUC, the recommendation for representation change by the city planning directors, the city managers and the mayors. In consideration with the change, the current appointment by the City of Vallejo would remain in office until such time their term expires. Ms. Corsello further outlined past discussions regarding residency requirements, and the Nut Tree Airport Advisory Commission.

Mr. Glass provided the Board with a document "Airport Land Use Commission Creation; Membership; Selection" incorporated herein by reference, outlining options that are available.

Supervisor Kromm voiced concern with the proposed ordinance regarding page 5, Section 241 (d) and replacing a member after missing one meeting, and concern that the other mayors on the City Selection Committee (the Committee) may not agree with a city appointment recommendation, responding Ms. Corsello noted this particular group only meets as needed and how critical a quorum is, and noted the words "MAY be replaced". There was a short discussion regarding attendance at past meetings. Ms. Corsello discussed the process of appointments and confirmation by the City Selection Committee.

Supervisor Kromm expressed considerable concern with the need for an appointing city to ensure their recommendation for an appointment is confirmed by the City Selection Committee, responding Deputy County Counsel Jim Laughlin noted the recommendations for this committee are modeled under State law provision including the membership, requirements by the State law requiring the representatives be from cities with airports, and ultimately the appointments being made by the City Selection Committee. The structure of the committee must be agreed upon by the Board and the Committee, and ultimately it is the mayors that determine how the city appointments are made. Responding to concerns voiced by Supervisor Kromm for the need for residency requirements, Mr. Glas noted difficulty in the Rio Vista area getting participants with aviation expertise that live in the city boundaries.

Supervisor Kromm strongly suggested amending 2-241 (d) to ensure the mayors of the four cities have their appointment, that could be subject to confirmation by the Committee, but wants the individual mayor of the individual city to bring the name forward. Responding, Mr. Laughlin noted the mayors and the Board must agree upon any changes to the City Selection Committee structure. Chairman Silva noted the Committee is clerked by the Clerk to the Board of Supervisors who takes the minutes and records the votes, per State law, and noted we must follow State law.

County Counsel Dennis Bunting noted any changes should be done by legislation, noted the Committee is regulated by statute in Government Code Section 50270, discussed the purpose of the Committee and discussed regulations under that code section. Mr. Bunting discussed how the County originally decided to utilize the Airport Advisory Committee and the ALUC. Any changes relative to the Committee must be agreed upon by the Board and the mayors, if the Board wants to change the appointments from the Committee to the mayors and cautioned that any changes need to be kept within the parameters of the spirit of the law.

Supervisor Kondylis feels the appointment should remain in Vallejo to ensure South County representation, responding Ms. Corsello suggested if the Board does not want to accept the recommendation from the mayors that it be sent back to the Committee and there be representation from the Board at the next City Selection Committee meeting to discuss this matter.

There was a motion by Supervisor Kondylis and seconded by Chairman Silva, that second was withdrawn, and again seconded by Supervisor Vasquez, the Board acted to direct the matter be returned to the mayors and to indicate the Board wants no changes at this time to amend the appointments to the ALUC. So ordered by a vote of 4-1, Chairman Silva voted no.

28) ORDINANCE NO. 1652 AMENDING CHAPTER 28, SECTION 28-15 OF THE SOLANO COUNTY CODE TO REZONE 5,407 SQUARE FEET OF PROPERTY LOCATED AT 4409 GREEN VALLEY ROAD, APPROXIMATELY SIX MILES WEST OF THE CITY OF FAIRFIELD, FROM PARK (P) TO RESIDENTIAL ESTATE (RE-1/3), ADOPTED

Scheduled on the agenda for this day was consideration of a proposed ordinance to rezone 5,407 square feet of land located at 4409 Green Valley Road from Park (P) to Residential Estate (RE-1/3) APN 0147-100-090 and 0-147-090-060.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 5-0.

Chairman Silva opened the public hearing. As there was no one who wished to speak on this matter, the public hearing was closed.

On motion of Supervisor Kromm and seconded by Supervisor Kondylis, the Board acted to adopt Ordinance No. 1652. So ordered by a vote of 5-0.

APPOINTMENTS/RESIGNATIONS TO BOARDS AND COMMISSIONS

On motion of Supervisor Kondylis and seconded by Supervisor Kromm, the Board acted to ratify the following appointments to the Solano Partnership Against Violence. So ordered by a vote of 5-0.

29A) SGT. DAN PILCHER, TERRY RAY, DANIEL LAMONS, JACKIE CROCKETT, ELIZABETH GIBBONEY, AND LATRISE M. MUCHISON APPOINTED TO SOLANO PARTNERSHIP AGAINST VIOLENCE (SPAV), as outlined in the Agenda Submittal from County Administrator's Office dated October 26, 2004, incorporated herein by reference, ratified.

29B) REVISIONS TO THE SOLANO COUNTY PARK AND RECREATION COMMISSION BY-LAWS,

The Board was provided with an Agenda Submittal from General Services dated October 26, 2004, incorporated herein by reference, regarding appointments of members to the Park and Recreation Commission.

Tony Norris, General Services, noted the changes being recommended are to set the term of appointment to 4 years.

Chairman Silva voiced concern with the term of office tied to the term of the appointing Supervisorial District making it a political appointment, responding Director of General Services Veronica Ferguson noted Article VI could be amended.

Supervisor Forney and Supervisor Vasquez agree the terms for this committee should not be tied to the Board of Supervisors terms of office.

There was a brief discussion regarding staggering of terms, the reactivation of this committee in 2000, and the definition of the term "term limits".

There was consensus that the term of appointment to the Park and Recreation Commission will be for four (4) years.

Ms. Ferguson proposed the staggered terms be effective January 1st.

County Counsel Dennis Bunting noted this vote would put the terms in place, with terms expiring December 31st of the staggered terms.

Supervisor Kondylis suggested using the model for the terms of other commissions for the Park and Recreation Commission to ensure consistency.

Supervisor Kromm suggested in Article II, Section 1 F to remove "the 14 Proposals of", and to Article 3 Section 3 to remove "three unexcused" and replace it with "two (2) absences".

Supervisor Kondylis suggested all terms expire in January.

On motion of Supervisor Kromm and seconded by Supervisor Vasquez, the Board acted to make the changes listed above regarding terms, changing to 2 absences in a year, and dropping the 14 proposals. So ordered by a vote of 5-0.

30) CLOSED SESSION - The Board moved into Closed Session at 2:45 p.m. to discuss Meet and Confer: All Bargaining Units with Jim Ferguson, and Craig Jory, Chief Negotiators matters. The Board moved out of Closed Session at 5:03 p.m.

ADJOURN - This meeting of the Board of Supervisors adjourned in memory of Sean DeRosier, Charles (Chuck) Forehand, and Hector 'Frank' 'Pancho' Villa at 5:03 p.m.

John F. Silva, Chair

Maggie Jimenez
Clerk to the Board of Supervisors