

## Minutes For December 14, 2004

THIS MEETING OF THE  
SOLANO COUNTY BOARD OF SUPERVISORS  
WAS HELD IN THE BOARD CHAMBERS  
580 TEXAS STREET, FAIRFIELD

December 14, 2004

The Solano County Board of Supervisors met in regular session on this day at 8:30 a.m. The meeting was called to order by Chairman Silva. All members were present. Present were Supervisors Forney, Kromm, Vasquez, and Chairman Silva. Supervisor Kondylis arrived at 8:32 a.m.

CLOSED SESSION: The Board moved into Closed Session at 8:31 a.m. to discuss Meet and Confer: SEIU, Local 1280; SEIU, Local 535; Public Employees Union, Local 1; Units 6 and 16; Chief Negotiator – Craig Jory; Property Negotiations: 420 Admiral Callaghan Lane, Vallejo (APN 0069-042-100), Negotiating Parties – Veronica Ferguson, General Services Director and Mark Bryant, Real Property Manager; Steve Elliott, representing American Legion Post #550, Under Negotiation - price and terms ; Litigation: Seventh Day Adventist Church of Vacaville vs. County of Solano. The Board moved out of Closed Session at 8:55 a.m.

The Solano County Board of Supervisors meeting reconvened on this day at 8:59 a.m. with the Pledge of Allegiance and a moment of silence.

### PRESENTATIONS

#### 7A. REPORT ON THE SOLANO COUNTY EXHIBIT AT THE 2004 CALIFORNIA STATE FAIR

Robert Meador, County Administrator's Office, briefly summarized the Agenda Submittal from him dated December 14, 2004, incorporated herein by reference. Mr. Meador noted the 2004 Exhibit received the Gold Medal Award, Best Design Award, Manager's Award, Superintendent's Award, and the People's Choice Award. There was a seamless transition to the Department of General Services for the construction of the exhibit, and the department did a great job. Mr. Meador commended Paul Curtis for his award winning designs and artistry, and thanked the Board and the County Administrator for their ongoing support.

Wendy Ross, the Counties' Exhibit Coordinator, commended everyone involved on a fine job, presented the five distinguished awards to the Board.

The Board commended everyone involved with exhibit for a job well done.

#### 7B. RESOLUTION NO. 2004-221 RECOGNIZING PUNKIE NELSON UPON HER RETIREMENT FOR HER MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to adopt Resolution No. 2004-221. The Board further acted to authorize a Plaque of Appreciation for Punkie Nelson. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Kondylis presented Ms. Nelson with Resolution No. 2004-221 and the Plaque of Appreciation honoring her upon her retirement after 22 years of service to Solano County as Quality Assurance Manager for Mental Health Division in the Department of Health and Social Services.

Ms. Nelson thanked the Board for their support and requested the Mental Health staff be given the resources to provide the basic services that are needed.

#### 7C. RESOLUTION NO. 2004-222 RECOGNIZING SUSAN A. KRUSE UPON HER RETIREMENT FOR HER 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. 2004-222. The Board further acted to authorize a Plaque of Appreciation for Susan A. Kruse. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Forney presented Ms. Kruse with Resolution No. 2004-222 and a

Plaque of Appreciation honoring her upon her retirement after 29.5 years of service to Solano County as a Staff Analyst in the Department of Health and Social Services.

#### ITEMS FROM THE FLOOR

##### APPEARANCE BY DONALD TIPTON RE VARIOUS ISSUES

Donald Tipton, Vallejo, voiced his concerns regarding faulty drainage and road work being done, and with "as built plans". Mr. Tipton noted public complaints at polling places, with not receiving a privacy sleeve for the ballot, with the number of precincts being consolidated that created confusion, and suggested adding a choice of "None of the Above" on the ballot.

##### APPEARANCE BY ROBBIE WILSON RE MID-MANAGERS

Robbie Wilson, President Unit 16, Local 1, outlined the many departments and aspects that the mid-managers cover throughout County Government, discussed the withdrawal of mid-managers from Civil Service, and requested the Board look at the classification, compaction, and Y rating issues.

##### REPORT BY SUPERVISOR KROMM RE FEDERAL CUTS FOR HEALTH CARE

Supervisor Kromm noted the major cutbacks for hospitals and health care of approximately \$2 billion from Federal cuts and voiced concern the effects the cuts will have on the County Health and Social Services programs.

#### ADDITION TO THE AGENDA

On motion of Supervisor Kromm and seconded by Supervisor Vasquez, the Board acted to add consideration of two appointments to the Silveyville Cemetery District to the agenda. So ordered by a vote of 5-0.

#### PUBLIC COMMENT ON CONSENT CALENDAR

15. Adopt resolution amending Allocation List to add 1.0 FTE Deputy County Counsel; approve appropriation request from Health and Social Services in amount of \$60,000

20. Approve Amendment 3 with ARAMARK Correctional Services increasing price per meal at Juvenile Detention and New Foundations facilities from \$1.50 to \$2.10

25. East Vallejo Fire Protection District:  
Delegate the County Administrator to respond to the 2003/2004 Solano County Grand Jury Report; ratify the District's response to the Solano County 2003/2004 Grand Jury Final Report on the East Vallejo Fire Protection District; approve transmittal of the minutes of this action to the Grand Jury

26. Solano County Housing Authority  
Adopt Solano County Housing Authority 2004 Administrative Plan for the Section 8 Program

Donald Tipton, Vallejo, voiced concerns Re #26 the reduction in HUD funding, and no full report with the item. Re #25 with conducting the East Vallejo Fire Protection District business on the Board of Supervisors Consent Calendar, and feels the matter should be addressed separately under the Commissioners authority. Re #23 posed questions on who and the number of people that got long-term jobs through this project, and with spending a lot of funds with few clients. Re #20 with the 40% increase in and changing of the meals, and who will pay the cost for these wards. Re #15 with adding staff outside of the budget cycle, and questioned if the Health and Social Services department would have enough funds to pay for the services of this attorney for their department. Re #14B questioned what services we are receiving from Mr. Yoder, and feels an evaluation needs to be done to see if the services are worth the cost.

22G. Adopt resolution declaring December 13-17, 2004 as Flood Stormwater Awareness Week

Tacy Curry, Solano Resource Conservation District, discussed the need for education regarding the effects of stormwater, flooding, and water quality. Ms. Curry noted some websites with facts, and public outreach handouts for residents regarding floods.

#### APPROVAL OF AGENDA

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

- 21. Approve increase to the limit of Solano County Purchasing Credit Card issued to Office of Emergency Services Manager from \$5,000 to \$15,000 per single transaction and \$50,000 monthly for purchases related to Homeland Security Grants, removed from the Consent Calendar.
- 22F. Approve appropriations increase for Other Professional Services revenue of \$280,000 to offset increase in Department's FY2004/05 budget for Environmental Impact Report for Rockville Estates project (Green Valley area), removed from the Consent Calendar.
- 24. Consider approval of 2005 Solano County Fair Association budget totaling \$4,963,687, removed from the Consent Calendar.
- 33. Reappointments of Jacqueline Andersen and Margarite Kittyle to Silveyville Cemetery District (District 5), added to the agenda.

So ordered by a vote of 5-0.

#### CONSENT CALENDAR

On motion of Supervisor Kromm and seconded by Supervisor Vasquez, 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 26, 2004 AND NOVEMBER 2, 2004, as outlined in the Agenda Submittal from the Clerk of the Board dated December 14, 2004, incorporated herein by reference, approved.
  - 14A. RESOLUTION 2004-223 AMENDING ALLOCATION LIST (FOUTS SPRINGS YOUTH FACILITY), adopted. (see Resolution Book)
  - 14B. THREE YEAR CONTRACT AMENDMENT WITH SHAW/YODER, INC. RE LEGISLATIVE ADVOCACY SERVICES, as outlined in the Agenda Submittal from the County Administrator's Office dated December 14, 2004, incorporated herein by reference, approved and County Administrator authorized to sign said contract on behalf of Solano County.
  - 15. RESOLUTION NO. 2004-224 AMENDING ALLOCATION LIST (COUNTY COUNSEL), adopted. (see Resolution Book)
  - 16. AMENDMENT TO AGREEMENT WITH UNIVERSITY OF CALIFORNIA, DAVIS RE PROFESSIONAL VETERINARY MEDICAL SERVICES AT THE SOLANO COUNTY ANIMAL CARE SHELTER, as outlined in the Agenda Submittal from General Services dated December 14, 2004, incorporated herein by reference, approved and County Administrator authorized to sign said contract on behalf of Solano County.
  - 17. RESOLUTION NO. 2004-225 AMENDING ALPHABETICAL LISTING OF CLASSES AND SALARIES (RESOURCES MANAGEMENT-COUNTY SURVEYOR), adopted. (see Resolution Book)
- RESOLUTION NO. 2004-226 AMENDING ALLOCATION LIST (RESOURCES MANAGEMENT), adopted. (see Resolution Book)

APPOINTMENT OF PASCUAL A. NEGRONI AS COUNTY SURVEYOR, as outlined in the Agenda Submittal from Human Resources dated December 14, 2004, incorporated herein by reference, ratified.

18A. PAYMENT IN THE AMOUNT OF \$85,000 TO VALLEJO CITY UNIFIED SCHOOL DISTRICT RE CORNERSTONE DAY TREATMENT PROGRAM, as outlined in the Agenda Submittal from Health and Social Services dated December 14, 2004, incorporated herein by reference, approved.

CONTRACT WITH CAMINAR, INC. RE SUPPORTED AND ASSISTED INDEPENDENT LIVING PROGRAM, as outlined in the Agenda Submittal from Health and Social Services dated December 14, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

18B. CONTRACT AMENDMENTS WITH CHILDREN'S NETWORK, CITY OF VACAVILLE, CITY OF VALLEJO, FAIRFIELD-SUISUN UNIFIED SCHOOL DISTRICT, CITY OF BENICIA, AND CALIFORNIA DEPARTMENT OF EDUCATION, as outlined in the Agenda Submittal from Health and Social Services dated December 14, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

APPROPRIATION TRANSFER REQUESTS OF UNANTICIPATED REVENUE TOTALING \$151,152, as outlined in the Agenda Submittal from Health and Social Services dated December 14, 2004, incorporated herein by reference, approved.

18C. RESOLUTION NO. 2004-227 AMENDING THE ALLOCATION LIST (HEALTH AND SOCIAL SERVICES), adopted. (see Resolution Book)

APPROPRIATION TRANSFER REQUEST OF \$280,000 IN UNANTICIPATED REVENUE, as outlined in the Agenda Submittal from Health and Social Services dated December 14, 2004, incorporated herein by reference, approved.

19. RESOLUTION NO. 2004-228 AMENDING THE ALLOCATION LIST (CHILD SUPPORT SERVICES), adopted. (see Resolution Book)

20. AMENDMENT 3 WITH ARAMARK CORRECTIONAL SERVICES FOR JUVENILE DETENTION AND NEW FOUNDATIONS FACILITIES, as outlined in the Agenda Submittal from Probation dated December 14, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

22A. RESOLUTION NO. 2004-229 AUTHORIZING THE PURCHASE OF PROPERTY FROM NELLIE LUM, FOR THE ROCKVILLE ROAD/ABERNATHY ROAD ROUNDABOUT, adopted. (see Resolution Book)

22B. AUTHORIZATION TO SOLICIT PROPOSALS FOR DESIGN AND ENVIRONMENTAL SERVICES RE REPLACEMENT OF WINTERS ROAD BRIDGE AT PUTAH CREEK, as outlined in the Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, approved and Director of Resources Management authorized to execute contract with best qualified consultant.

22C. CLERK OF THE BOARD AUTHORIZED TO SIGN PARCEL MAP FOR MINOR SUBDIVISION MS-03-05 (MORTENSEN), as outlined in the Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, approved.

RESOLUTION NO. 2004-230 ACCEPTING LAND FOR ROAD PURPOSES ON PEACEFUL GLEN ROAD FROM JAMES AND BETTY MORTENSEN (MS-03-05), adopted. (see Resolution Book)

AGREEMENT IN REFERENCE TO IMPROVEMENTS FOR MINOR SUBDIVISION MS-03-05 (MORTENSEN), as outlined in the Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

22D. CLERK OF THE BOARD AUTHORIZED TO SIGN PARCEL MAP FOR MINOR SUBDIVISION

MS-02-06 (GIANNO), as outlined in the Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, approved.

RESOLUTION NO. 2004-231 ACCEPTING LAND FOR ROAD PURPOSES ON TIMM ROAD, UDELL ROAD AND CLEMENT ROAD FROM LEONARD GIANNO ET AL (MS-02-06), adopted. (see Resolution Book)

AGREEMENT IN REFERENCE TO IMPROVEMENTS FOR MINOR SUBDIVISION MS-02-06, as outlined in the Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

22E. CLERK OF THE BOARD AUTHORIZED TO SIGN PARCEL MAP FOR MINOR SUBDIVISION (MS-03-02 (FUCHSLIN)), as outlined in the Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, approved.

RESOLUTION NO. 2004-232 ACCEPTING LAND FOR ROAD PURPOSES ON CANTELOW ROAD FROM LORRAINE F. FUCHSLIN (MS-03-02), adopted. (see Resolution Book)

22G. RESOLUTION 2004-233 DECLARING DECEMBER 13-17, 2004 AS FLOOD STORMWATER AWARENESS WEEK, adopted. (see Resolution Book)

22H. RESOLUTION NO. 2004-234 OF INTENT TO VACATE TOLAND LANE AND STEWART LANE, adopted. (see Resolution Book)

23. PROFESSIONAL SERVICE AND DIRECT CLIENT SERVICES CONTRACTS WITH A) INTER@CTIVATE, INC. B) INTERACTIVE SYSTEMS C) SOLANO FAMILY AND CHILDREN'S SERVICES D) AK BEAN FOUNDATION E) PLANNED PARENTHOOD SHASTA-DIABLO, as outlined in the Agenda Submittal from Workforce Investment Board dated December 14, 2004, incorporated herein by reference, ratified.

#### SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS:

Solano County Board of Supervisor's met in its ex-officio capacity as the East Vallejo Fire Protection District, the Solano County Housing Authority, and the Rural North Vacaville Water District.

East Vallejo Fire Protection District:

25. COUNTY ADMINISTRATOR TO RESPOND TO THE 2003/2004 SOLANO COUNTY GRAND JURY REPORT, as outlined in the Agenda Submittal from the County Administrator's Office dated December 14, 2004, incorporated herein by reference, approved.

DISTRICT'S RESPONSE TO THE SOLANO COUNTY 2003/2004 GRAND JURY FINAL REPORT ON THE EAST VALLEJO FIRE PROTECTION DISTRICT, AND TRANSMITTAL OF THE MINUTES OF THIS ACTION TO THE GRAND JURY, as outlined in the Agenda Submittal from the County Administrator's Office dated December 14, 2004, incorporated herein by reference, approved.

Solano County Housing Authority

26. Minutes regarding this matter are contained in the Solano County Housing Authority Minutes Book maintained by Resources Management.

Rural North Vacaville Water District

RURAL NORTH VACAVILLE WATER DISTRICT

27. Minutes regarding this matter are contained in the Rural North Vacaville Water District Minutes Book.

## ORDERS

21. DISCUSSION TO INCREASE THE SOLANO COUNTY PURCHASING CREDIT CARD PURCHASING LIMIT FOR OFFICE OF EMERGENCY SERVICES MANAGER RE TO HOMELAND SECURITY GRANTS, CONTINUED TO JANUARY 2005

The Board was provided with an Agenda Submittal from Sheriff/Coroner dated December 14, 2004, incorporated herein by reference, regarding increasing the limit of the Office of Emergency Service (OES) purchasing credit card for purchase related to Homeland Security Grants.

Supervisor Kromm voiced concern with vague language as to when OES would be using the credit card, responding Sheriff Gary Stanton noted the credit card would primarily be used for emergencies. The \$5,000 limit really is not enough when you are dealing with an emergency issue. The County is dealing with millions of dollars relative to the Homeland Security Grants, and noted the benefits of using a credit card.

Supervisor Kromm expressed concern with not going through the purchasing process, questioned the distinction when the card could be used, does not support the \$15,000 limit for non-emergency purchases, and feels operational language distinguishing an emergency versus non-emergency needs should be included.

Supervisor Kondylis feels when an emergency has been declared it would be alright, but voiced concern with using a credit card for big-ticket items and for day to day items, and suggested continuing the item until further information is available.

Chairman Silva feels a policy should be brought back to the Board relative to the credit cards covering two areas; declared emergency and other emergencies.

Supervisor Kondylis feels the policy should also include some type of reporting mechanism to the Board by the next meeting if funds are spent over the \$5,000 amount.

There was a brief discussion regarding the County Administrator and/or the Sheriff declaring emergencies for the County, and the process that must be followed.

County Administrator Michael Johnson noted this action would facilitate a smoother, quicker response, responding Sheriff Stanton noted if there is a declared emergency his office and the County Administrator would be working in concert to address the problems.

On motion of Supervisor Kromm and seconded by Supervisor Vasquez, the Board acted to approve emergency spending by OES for up to \$15,000 on a credit card if there is a declared emergency by the County Administrator or the Sheriff the OES, pending clarifying language and a policy is brought back to the Board in January 2005. So ordered by a vote of 5-0.

22F. APPROPRIATION TRANSFER INCREASING OTHER PROFESSIONAL SERVICES REVENUE OF \$280,000 RE ENVIRONMENTAL IMPACT REPORT FOR ROCKVILLE ESTATES PROJECT (GREEN VALLEY AREA), APPROVED

The Board was provided with an Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, regarding additional funding for preparation of an Environmental Impact Report for the Rockville Estates project.

Supervisor Kromm voiced concern of the sewer treatment plants in the unincorporated areas of the County, responding Planning Manager Michael Yankovich noted there is a General Plan interpretation, and the request has gone to County Counsel for that answer. The applicant is aware of the issues and has chosen to move forward with the complete project as is to the Planning Commission and the Board with an EIR.

County Counsel voiced concern with the legality, and that if the sewer plant issue is considered prior to consideration of this project, it may be construed as prejudging.

Responding to questions posed by Supervisor Kondylis regarding filing of an application, and if this project was previously called White Wing, Mr. Yankovich noted an application has been filed, and yes this project was previously called White Wing.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve an Appropriation Transfer in the amount of \$280,000 for Other Professional Services Revenue re an EIR for Rockville Estates. So ordered by a vote of 4-1; Supervisor Kromm voted no.

24. 2005 SOLANO COUNTY FAIR ASSOCIATION BUDGET, APPROVED

The Board was provided with an Agenda Submittal from the Solano County Fair dated December 14, 2004, incorporated herein by reference, outlining the 2005 Solano County Fair Association Budget. Responding to concerns voiced by Supervisor Kromm regarding how the fair is doing by outlining

areas of decreases, and how the fair will be moving forward next year, General Manager Joe Barkett noted the fair revenue has been flat over the last few years, the significant shortfall in the budget was due to a decrease in sponsorship revenues. In the best interest of the fair, the plans are to improve the fair in terms what is offered, programming, entertainment, and facilities. Mr. Barkett discussed proposed changes; discussed reducing name entertainment and increasing other types of entertainment, and projected a decline in attendance for 2005 that could develop due to the changes. Mr. Barkett further discussed conservative projections for sponsorships, the elimination of one position in administration, and reallocation of funds to different categories.

Supervisor Kromm voiced dire concern with reduction of unrestricted net resources (reserves) over a two year period leaving about three years reserves before the fair is broke, Mr. Barkett noted the proposed budget was done to not reduce the cash reserves, is optimistic there will be an increase in the reserves even with spending funds on the revitalization project. The best way to increase and improve the fair is to change the way business is being done.

Supervisor Kromm voiced concern with the lack of results from the Mills Corporation, responding Mr. Barkett feels the proposed changes are the fiscally responsible way to improve the fair in the long term whether or not the Mills project occurs.

Supervisor Vasquez noted the changes appear to be a better fit for the customer base, and to program around the event itself.

Mr. Barkett noted the State Fair attendance has declined, and has found if the fair can focus on the community we will do a better job.

Responding to questions posed by Supervisor Kondylis relative to the reader board, Mr. Barkett noted the revenue from the reader board is listed under sponsorship revenue, and discussed the policy of use of the reader board.

Supervisor Forney posed questions regarding the entertainment, feels the big name entertainers bring people to the fair, and questioned what would be done differently, Mr. Barkett noted there will be a lot of good quality entertainment going on more stages all day every day of the fair. Some fairs bring in name entertainment and charge a separate price to go in and see that entertainment, but that did not work here.

Donald Tipton, Vallejo, voiced concern regarding the \$187,445 for the Mills Corporation, questioned if we are trying to do entertainment or show off the County. Are we trying to compete with Marine World, and where is the expertise that was dedicated to the State Fair to participate at the County fair. We need to promote the County first.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve the 2005 Solano County Fair budget. So ordered by a vote of 4-1; Supervisor Kromm voted no.

#### INTRODUCTION OF PAT NEGRONI, COUNTY SURVEYOR

Director of Resources Management Birgitta Corsello introduced Pat Negroni, the licensed County Surveyor.

#### 29A) NO CHARGE FOR PARKING IN THE NEW COUNTY ADMINISTRATION CENTER (CAC) PARKING STRUCTURE

The Board was provided with an Agenda Submittal from the County Administrator's office dated December 14, 2004, incorporated herein by reference, regarding not charging employees or the public to park in the new CAC parking structure.

Donald Tipton, Vallejo, agrees that employees should not have to pay to park.

Art Grubel, Executive Director SEIU Local 1280, noted primarily 1280 members would be working in the CAC, there are few places in the County where people pay to park, and creating a difference by creating a cost for employees assigned to the CAC. Mr. Grubel noted negotiations have been going on for about six months and this was not on the table as a negotiating item, this could be an obstacle in negotiations, and could wipe out about half of the COLA the employees might receive, and urged the Board not to charge for parking.

Supervisor Kondylis noted the parking charge was originally discussed a few years ago when the parking structure was presented, and felt it was time for the Board to set the policy if there will be a parking fee or not. Supervisor Kondylis noted the general taxpayer is paying for the building and the parking structure, that it is bad transportation policy not to charge when we are encouraging people to use other means of getting to work. We need to try to ensure County employees, who want to work in the town where they live, get to. Supervisor Kondylis voiced concern regarding the debt service and financing.

Assistant County Administrator Darby Hayes noted during the presentation in June 2000 there was

\$180,000 debt service payments from the parking garage fees, since then more funding has been identified from several sources and with \$100,000 per year from the City of Fairfield. These funds will be used to offset that debt service.

Supervisor Kromm noted the Board needs to have a detailed analysis of how the debt service is being covered, supports charging to park to encourage people to use alternative transportation, and is not sure if parking fees would be a union negotiated item.

Mr. Hayes noted encouraging alternatives transportation through special parking for carpool vehicles, providing charging stations for electric vehicles, and noted building up not out as a smart growth plan.

Supervisor Forney feels the County should not charge for parking, if we charge for parking in one County lot we should charge to park in every County parking lot, and feels the public should not have to pay either.

Chairman Silva feels if we charge in one lot we should charge in all County lots, voiced concern regarding the allocation of spaces for the City of Fairfield, the idea of building the CAC is for the convenience of the taxpayers and the community so they have the ability to go to a central location to get their business done and that would include parking.

Supervisor Vasquez noted past inference of charging for parking, feels there should be no charge to park, mechanisms are in place if in the future we decide to charge to park, and feels we should encourage alternative means for employees getting to work.

On motion of Supervisor Forney and seconded by Supervisor Vasquez, the Board acted to direct there by no charge for parking in the CAC parking structure. So ordered by a vote of 3-2; Supervisor Kondylis and Kromm voted no.

## 29B. OFFICE OF FAMILY VIOLENCE PREVENTION TO BE TRANSFERRED TO PROBATION DEPARTMENT BY JUNE 30, 2005

Assistant County Administrator Darby Hayes, reviewed the information contained in the Agenda Submittal from his department dated December 14, 2004, incorporated herein by reference, regarding the options for transferring the function of the Office of Family Violence Prevention (OFVP) from the County Administrator's Office and suggested moving the responsibility to the Probation Department.

Responding to questions posed by Supervisor Kromm regarding how the OFVP fits into the County values, and the vision for the program if in the Probation Department, Chief Probation Officer Gemma Grossi outlined how Probation interfaces with the Courts, with the children and adult victims, and sees this as a natural progression with what the OFVP is doing. Ms. Grossi discussed integration of services, and with the OFVP the County will be able to provide better service to clients and victims.

Responding to a question posed by Supervisor Kondylis regarding the County Administrator's recommendation, County Administrator Mike Johnson noted yes, it is the recommendation to place the OFVP under the authority of the Probation Department.

Supervisor Forney voiced concern with the lack of communication in the County Administrator's Office with the OFVP, there needs to be coordination and oversight for the program, no programs should be under the County Administrator's office, feels there is a perception that the OFVP is receiving special treatment, and feels streamlining can be done if the OFVP is in Probation.

Supervisor Kondylis noted the OFVP was formed five years ago because of the Board commitment to children and to resolve the issues around family violence. Family is a community problem, and the OFVP did not fit into any of the County departments. Because the office is under the CAO means nothing. The Probation Department is excellent, but fears this will become a probation problem and no longer a community problem that should be addressed by all.

Supervisor Kromm noted the OFVP is here because of Supervisor Kondylis, there has been strife created in the community; focus in the County Administrator's Office is on budget and infrastructure with little focus on programs, and feels Board policy type programs belong in a department. This type of program takes passion and commitment, and is unsure if the program should be moved. Chairman Silva noted the Probation Department is divided between the courts and the County, discussed the mission of Probation, feels Probation is the best fit, noted the formation of an OFVP Committee at CSAC, and is concerned that the program could get lost.

Supervisor Vasquez posed the question how the Chief Probation Officer feels relative to the OFVP, Chief Probation Officer Gemma Grossi noted her four years of experience in Child Protective Services, additional experience and passion for victims of crime culminating to the position of Victim/Witness Coordinator, the current departmental priority of family violence prevention, and the enhancement of services to children in the New Foundations Program to address violence issues.



Supervisor Vasquez discussed the difficulty in determining where the OFVP does belong, the need to determine what we want to do with this program, and is leaning towards placing the program in Probation so the program can grow there with the departmental support.

On motion of Supervisor Forney and seconded by Supervisor Vasquez, the Board acted to transfer the function of the Office of Family Violence Prevention from the County Administrator's Office to the Probation Department and to complete the implementation no later than June 30, 2005. So ordered by a vote of 4-1; Supervisor Kondylis voted no.

30A) ONE YEAR NOTICE TO BE GIVEN TO THE CITIES RE INTENT NOT TO RENEW ANIMAL SERVICES AGREEMENT

COUNTY ADMINISTRATOR TO WORK TO FORM A JOINT POWERS AGREEMENT FOR ANIMAL CARE SHELTER SERVICES

Director of General Services Veronica Ferguson reviewed the information contained in the Agenda Submittal from her department dated December 14, 2005, incorporated herein by reference, regarding the Animal Services Agreement with the seven cities in the County and the formation of a Joint Powers Agreement (JPA) for animal care shelter services. Ms. Ferguson further reviewed the six final recommendations from the Animal Care Working Group.

Responding to questions posed by Supervisor Kondylis regarding who would be working with the cities to form the JPA, and an RFP that went out, Ms. Ferguson discussed the new group that will be working on the next phase. The RFP issued was for patrol services for the unincorporated area only and the RFP was discussed at the working group; there was only one response that was not adequate, and is now looking at alternatives ways to address patrol services that may include expanding current services to gain efficiencies.

Supervisor Kondylis expressed concern with the inference of privatization without the Board being informed, noted the County has always had the responsibility for animal care and the cities have moved forward to protect their citizens, and hopes this works.

Responding to questions posed by Supervisor Kromm regarding why the number of animals being picked up in Suisun was much higher in comparison to the other cities, Ms. Ferguson noted the number of feral cats is high and feels that many are from Suisun due to the topography or the close proximity to the shelter, and with the larger family base the pet population is high.

There was a brief discussion regarding animal licensing and registrations fees and the portion of the fee that is returned to the cities for patrol services.

Supervisor Kromm suggested not attempting to license cats.

Supervisor Vasquez noted the Animal Commission that was formed 24 years ago that he sat on and the question of how to take care of animals in the County, and here we are again, and commended the department for addressing this issue.

Supervisor Forney suggested including a mechanism to allow for review of the JPA over time.

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 Vasquez, the Board acted to authorize the County Administrator to provide one year notice to the Cities of the County's intent to not renew the March 1, 1986 Animal Services Agreement and to direct the County Administrator to work cooperatively with the cities in an effort to form a JPA for animal care shelter services. So ordered by a vote of 5-0.

30C. RESOLUTION NO. 2004-236 AUTHORIZING THE ACQUISITION OF REAL PROPERTY LOCATED AT 1516 SOLANO AVENUE AND 1331 VIRGINIA STREET IN THE CITY OF VALLEJO, CALIFORNIA (SOLANO COUNTY ASSESSOR PARCEL #057-165-040 AND 057-165-140), ADOPTED

PURCHASE AND SALE AGREEMENT WITH TRIAD COMMUNITIES, LP TO ACQUIRE THE REAL PROPERTY, APPROVED

The Board was provided with an Agenda Submittal from General Services dated December 14, 2004, incorporated herein by reference, regarding purchasing two pieces of property from Triad Communities to expand the South County campus.

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

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to adopt Resolution No. 2004-236. So ordered by a vote of 5-0.

30B. RESOLUTION NO. 2004-235 AUTHORIZING THE ACCEPTANCE OF A DONATION OF REAL PROPERTY LOCATED NORTH OF FLANNERY ROAD AND EAST OF HIGHWAY 113 IN THE UNINCORPORATED AREA OF SOLANO COUNTY, CALIFORNIA AND TRANSFER OF FIVE DONATED ACRES TO THE REDEVELOPMENT AGENCY OF THE CITY OF FAIRFIELD (PORTIONS OF SOLANO COUNTY ASSESSOR PARCEL #0042-170-250, 0042-170-260, AND 0048-090-231), ADOPTED

The Board was provided with and Agenda Submittal from General Services dated December 14, 2004, incorporated herein by reference, regarding to accept the donation of vacant land for a future wetlands mitigation bank, and to convey 5 acres of the land to the City of Fairfield.

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

Bernadette Curry, Deputy County Counsel discussed the continuation of this item, noted the appraisal came in lower than anticipated for the value of the land, the donors are really under no obligation to donate the land, however we are looking at ways to increase the value of the land. Ms. Curry requested due to the time constraints that the responsibility to execute the documents be delegated to the County Administrator for whatever size donation.

Responding to questions posed by Supervisor Kromm regarding how much we are paying for the property, and scaling back the size of the donation, Ms. Curry noted we are only paying for the appraisal and consultant to do the topographical mapping and surveying at a total cost of approximately \$175,000 to \$200,000. Per the donation agreement, the County will pay all fees and discussed the original offer of donation and to pay the City of Fairfield the 5 acres in fee that we owe them and retain the remainder for future mitigation purposes. Ms. Curry discussed the decline in the number of acres for mitigation from the original proposal as noted in the appraisal resulting in a lower price, and further discussed a phased approach for mitigation which could raise the appraised value.

Director of General Services Veronica Ferguson noted ultimately by acquiring this property and doing the mitigations will help the County, and discussed several alternatives.

There was a brief discussion regarding the reduction of the donation to about 50 acres, and the positive outcome with that amount.

Responding to questions posed by Supervisor Kromm regarding setting a minimum number of acres that the County will accept, Ms. Curry noted yes the County can set any parameters, and that the transaction must be completed by the end of 2004.

Supervisor Kondylis voiced concern with mitigation banks, that the County becomes the stewards of the land, and that is not environmentally a good thing to do.

On motion of Supervisor Kromm and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2004-235, with acceptance with a 50 acre minimum. So ordered by a vote of 4-1, Kondylis voted no.

31. GRANT AWARD OF \$1.8 MILLION FROM THE FEDERAL BUREAU OF PRIMARY HEALTH CARE RE HEALTHCARE FOR THE HOMELESS PROGRAM, ACCEPTED

RESOLUTION 2004-237 AMENDING THE ALLOCATION LIST (HEALTH AND SOCIAL SERVICES/HEALTH CARE FOR THE HOMELESS PROGRAM), ADOPTED

APPROPRIATION TRANSFER OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$454,250 FOR START UP AND OPERATING EXPENDITURES, APPROVED

Director of Health and Social Services Patrick Duterte reviewed the information contained in the Agenda Submittal from his department dated December 14, 2004, incorporated herein by reference, regarding accepting a grant from the Federal Bureau of Primary Health Care for healthcare for the homeless. Along with this grant the County clinics will achieve Federally Qualified Health Center (FQHC) Status, and further discussed the importance of such a ranking. This rating could mean an additional \$1.7 million for the County clinics, will mean a full scope of services will be available to the people that are served, and will mean some drastic changes at the family health clinics. Mr. Duterte commended Assistant Director of Health and Social Services Moira Sullivan and Marcia Jo for bringing this grant to the County and with the CMSP Pilot Program.

There was a brief discussion how unique it is for a County to get FQHC status, the high number of doctors in the County that will accept Medi-Cal patients, and with mobile services.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to approve accepting the grant from the Federal Bureau of Primary Health Care, to adopt Resolution

No. 2004-237 and to approve an Appropriation Transfer in the amount of \$454,250. So ordered by a vote of 5-0.

32. RESOLUTION NO. 2004-238 ADOPTING A NEGATIVE DECLARATION AND APPROVING MINOR SUBDIVISION APPLICATION NO. MS-04-02 OF ROBERT A KARN & ASSOCIATES, INC., ADOPTED

The Board was provided with an Agenda Submittal from Resources Management dated December 14, 2004, incorporated herein by reference, regarding approval of a minor subdivision application of Robert A. Karn & Associate at the property located at 3942 Foothill Boulevard.

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

Responding to questions posed by Supervisor Kondylis why the matter did not go to the Planning Commission, Chad Smalley, Assistant Planner, noted because the property is in Williamson Act the Board must hear the matter.

Responding to questions posed by Supervisor Kromm regarding a proposed home site near the top of the ridge, and the Vacaville Ordinance restricting development on prominent hillsides and ridgelines, Mr. Smalley discussed the identification of buildable home sites to show that the parcel can be developed, and that currently there is no County ordinance that would preclude development on the ridgeline.

Planning Manager Mike Yankovich again noted no County ordinance precluding placement of a home on a ridgeline, speaking with the applicant relative to the City of Vacaville's comments the applicant has indicated they would like to keep the sites as shown as possible locations. The County wants to ensure the lots are buildable, if the building sites are changed further studies would have to be done to ensure water and geotechnical requirements are met.

Responding to questions posed by Supervisor Kromm if this action is discretionary, Mr. Yankovich noted yes the lot split is discretionary, the reason it is before the Board is because the property is in a Williamson Act contract and to determine that the conditions will not be altered.

Supervisor Vasquez discussed the topography of the property that is sited in a valley and feels that no one would ever see the homes, Mr. Smalley showed photos of the subject properties showing one site is barely visible and the other is not visible at all, the impacts will be less than significant.

Supervisor Vasquez noted agricultural activities will continue on the property due to Williamson Act requirements.

There was a brief discussion regarding the home site is below the ridge line, and that the majority of the City of Vacaville will not be able to see the property.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to adopt Resolution No. 2004-238. So ordered by a vote of 4-1; Supervisor Kromm voted no.

#### APPOINTMENTS/RESIGNATIONS TO BOARDS AND COMMISSIONS

On motion of Supervisor Vasquez and seconded by Supervisor Kromm, the Board acted to approve the following appointments and/or resignations to Boards and Commission. So ordered by a vote of 5-0.

33E. JACQUELINE ANDERSEN AND MARGARITE KITTYLE REAPPOINTED TO SILVEYVILLE CEMETERY DISTRICT, as outlined in the Agenda Submittal dated December 14, 2004, incorporated herein by reference, for a term to expire, approved.

CLOSED SESSION - The Board moved into Closed Session at 2:38 p.m. to Public Employee Performance Evaluation: County Administrator and County Counsel matters. The Board moved out of Closed Session at 3:25 p.m.

ADJOURN - This meeting of the Board of Supervisors adjourned at 3:25 p.m.

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John F. Silva, Chair

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Maggie Jimenez

Clerk to the Board of Supervisors