

Minutes For January 25, 2005

SOLANO COUNTY BOARD OF SUPERVISORS

January 25, 2005

MINUTES

The Solano County Board of Supervisors met on the 25th day of January, 2005 in regular session in the Chambers of the Board of Supervisors of the County of Solano in the Solano County Court House, 580 Texas Street, Fairfield, California at 12:00 noon A.M. pursuant to County Code Section 2-1.103. Present were Supervisors Kromm, Reagan, Silva, Vasquez, and Chairwoman Kondylis. Also present were Michael D. Johnson, County Administrator and Dennis Bunting, County Counsel.

Agenda Item No. 3 Closed Session

The Board of Supervisors recessed this meeting at 12:02 p.m. to convene in Closed Session on the following matters:

- A. Potential Litigation: 2 cases
- B. Meet and Confer: All bargaining units, Chief Negotiators: Craig Jory, Yolanda Irigon, Steve Janice, Jim Ferguson, and Wayne Page

The Board of Supervisors adjourned from Closed Session at 1:55 P.M.

Agenda Item No. 4 Open Session

The Board of Supervisors reconvened in Open Session at 2:00 P.M. All members were present. Chairwoman Kondylis presided.

Agenda Item No. 5 Report of Action in Closed Session

Chairwoman Barbara Kondylis noted that there were no reports from Closed Session.

Agenda Item No. 6 Salute to the Flag and Moment of Silence

Chairwoman Barbara Kondylis led all in the Pledge of Allegiance to the Flag and a Moment of Silence.

Agenda Item No. 7 Presentations

The Board of Supervisors made the following presentation:

- A. Adopted Resolution No. 2005-011 and approved Plaque of Appreciation to Denise M. Warhover for 28.5 years of service in the Solano County Sheriff's Office.

MOTION: Reagan. SECOND: Vasquez.

AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

B. Adopted and presented Resolution No. 2005-012 and Plaque of Appreciation to Diane Paulson for 23 years, 9 months of service in the Central Services Division of the General Services Department (see Resolution Book)

MOTION: Vasquez. SECOND: Kromm.

AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

Agenda Item No. 8
Items From the Public
And Board Member Comments

The Chairwoman invited individuals of the public to make statements on matters relating to the business of the Solano County Board of Supervisors. The following comments were made:

- A. Don Tipton, resident of unincorporated Vallejo, expressed his concern relating to his inability to contact the Resource Management Department. Mr. Tipton also noted that there had been inconsistencies in the delivery of video tapes of the Board of Supervisors' meetings to Vallejo.
- B. Supervisor Kromm requested that the Board have a policy discussion regarding the County Administration Center parking garage.
- C. Supervisor Kromm requested that the Board have a policy discussion regarding the use of conference rooms in the County Administration Center.
- D. Supervisor Kromm requested that the Board sponsor a public forum for the purpose of engaging all interested parties in transportation and land use matters. Chairwoman Kondylis suggested that the Board hold three one-half day strategic planning sessions on the third Tuesday of the month for the next three months. General government and transportation issues would be discussed during the first session, health and social services issues would be discussed during the second session, and Proposition 63 (mental health funds) prioritization during the third session.
- E. Chairwoman Kondylis reported that a Memorandum of Understanding was signed by most northern California counties regarding the declining number of salmon fisheries and that Solano County would be asked to join in the effort to save and enhance this population. Chairwoman Kondylis noted that funding would be coming in from the federal government for this effort and felt that it was important to participate at the beginning of the effort instead of waiting to join when decisions have already been made and funding distributed.

Agenda Item No. 9
Additions or Deletions from Agenda

Supervisor Vasquez requested that the Board of Supervisors meeting be adjourned in memory of Carol Petra Falati and Carl Ferdinand Holmes.

Agenda Item No.11
Approval of the Agenda

Approved the Solano County Board of Supervisors' agenda as submitted with the following amendments:

Item No. 14B - Staff recommendation regarding implementation of Proposition 90 assessment carry-over provision authorized by Revenue and Taxation Code 69.5 removed from the Consent Calendar and renumbered as 20A

Item No. 15 - Release from Responsibility for unaccounted fixed assets at Fouts Springs, miscellaneous computer equipment with an estimated current market value of \$0 removed from the Consent Calendar and renumbered as 20B

MOTION: Kromm. SECOND: Reagan.
 AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

Agenda Item No. 10
 Public Comment on the Consent Calendar

The Chairwoman invited individuals of the public to make public comment on Consent Calendar Items. There was no public comment.

Consent Calendar

Acted on the following Consent Calendar items:

13. Approved the minutes of the Board of Supervisors meetings of November 9, 2004 and January 11, 2005 and Rural North Vacaville Water District for November 9, 2004, as outlined in the Agenda Submittal from the Clerk to the Board of Supervisors dated January 25, 2005, incorporated herein by reference.
- 14A. Approved cancellation of the Board of Supervisors meeting of March 8, 2005 as outlined in the Agenda Submittal from the County Administrator dated January 25, 2005, incorporated herein by reference.
16. Reviewed and approved the Biennial Conflict of Interest Code updates, as outlined in the Agenda Submittal from the County Counsel dated January 25, 2005, incorporated herein by reference.
17. Adopted and authorized the Chairwoman to sign Resolution No. 2005-013 amending the Alphabetical Listing of Classes and Salaries to add the new classification of Survey Party Chief, Unit 8, General Services Supervisors, SEIU-Local 1280, with an approximate monthly salary of \$4,593.33 - \$5,583.23 Resolution No. 2005-014 amending the list of numbers and classifications of positions to delete the classification of Chief of Surveys, Unit 8, General Services Supervisors, SEIU-Local 1280 as outlined in the Agenda Submittal from the Library dated January 11, 2005, incorporated herein by reference. (see Resolution Book)
18. Accepted the Solano County Treasurer's Quarterly Report for the period of October 1, 2004 through December 31, 2004 as outlined in the Agenda Submittal from the Treasurer-Tax Collector-County Clerk dated January 25, 2005, incorporated herein by reference.
19. Adopted and authorized the Chairwoman to sign Resolution No. 2005-015 authorizing Grant of Easement and Right of Entry Agreement to City of Vacaville for a twenty (20) foot wide sewer easement affecting portions of County owned real properties located at the Nut Tree Airport (Solano County Assessor's Parcel Numbers 0129-220-060, 0129-220-170 / 0129-220-180, and 0129-240-070) for the total cash sum of \$30,000 subject to approval by the Federal Aviation Administration. Authorized the County Administrator to execute the Grant of Easement and Right of Entry Agreement. (see Resolution Book)

MOTION: Reagan. SECOND: Kromm.
 AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

Agenda Item No. 20A
 Proposition 90

Received staff recommendation regarding implementation of Proposition 90 assessment carry-over

provisions authorized by Revenue and Taxation Code 69.5, as outlined in the Agenda Submittal from the County Administrator dated January 25, 2005, incorporated herein by reference.

Ronald Carlson, Vallejo, requested that the Board of Supervisors vote to support Proposition 90 to allow senior citizens to move from one county to another and retain their previous tax base. Mr. Carlson noted that by allowing a senior citizen to relocate to another county they would most likely be downsizing and this would free up larger housing for those who have families. Mr. Carlson further noted that seniors would move in and spend tax dollars without using services such as schools. County Administrator's Office noted that staff had previously recommended against implementation of Proposition 90 as it would be a disadvantage to the citizens of Solano County by allowing someone with a lower assessment to move to Solano County and receive the same services. Chairwoman Kondylis stated that if this matter was adopted by the Board of Supervisors, it would apply to every city within Solano County and would be a hardship to the other homeowners in Solano County.

No action was taken on this matter.

Agenda Item No. 20B
Fouts Springs – Computer Equipment

Approved release from responsibility for miscellaneous fixed assets at Fouts Springs that are no longer at the facility and that no longer have a market value, as outlined in the Agenda Submittal from the County Administrator dated January 25, 2005, incorporated herein by reference.

Supervisor Reagan stated that it was important to hold employees responsible for the quality of the bookkeeping and the protection of the assets of the county.

Donald Tipton, unincorporated Vallejo, expressed his concern that the lost equipment may have contained confidential information and that there was value of the time and effort that it took to put the information into the computer. Mr. Tipton noted that at a minimum, a police report should be completed for any lost equipment.

MOTION: Kromm. SECOND: Silva.
AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

Agenda Item No. 22
Valuation Services for Valero Refinery

Approved and authorized the Chairwoman to sign Third Amendment to the Agreement with Barnes & Click, Inc. for valuation services of Valero Refinery, increasing the amount by \$200,000 for a total contract amount of \$400,000 and extending the term of the agreement to March 31, 2006. Approved appropriation of revenue in the amount of \$90,002 from the City of Benicia and a General Fund contingency transfer of \$109,998 to the Assessor's Budget for the increased contract costs as referenced in the Agenda Submittal from the County Counsel dated January, 25, 2005, incorporated herein by reference.

MOTION: Silva. SECOND: Reagan.
AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

Supervisor Silva was excused from the Board of Supervisors meeting at 2:50 P.M. due to illness.

Agenda Item No. 21A
Legislative Advocate

Received report from the County's Legislative Advocate concerning 1) the Governor's proposed 2005-06 State Budget and status of the County's 2005 legislative priorities as outlined in the Agenda Submittal from the County Administrator dated January 25, 2005, incorporated herein by reference.

Approved support for SB 33 Battin regarding sexual abuse of children.

MOTION: Kromm. SECOND: Vasquez.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Agenda Item No. 21B
 VLF Gap Loan Securitization Bonds

Authorized the sale of the \$8.5 million of Vehicle License Fee Gap Loan Receivable, due from the State on August 15, 2006, at a cost not to exceed 12% as outlined in the Agenda Submittal from the County Administrator dated January 25, 2005, incorporated herein by reference. Authorized the County Administrator to negotiate the necessary documents to effect the sale. Directed staff to return to the Board on February 8, 2005, if time permits, for final approval of financing documents.

MOTION: Kromm. SECOND: Vasquez.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Agenda Item No. 21C
 Northern California Counties
 Tribal Matters Consortium

Approved and authorized the Chairwoman to sign an agreement creating the Northern California Counties Tribal Matters Consortium and approved the general policy principles of the Consortium as outlined in the Agenda Submittal dated January 25, 2005, incorporated herein by reference. It was noted that Supervisor Kromm was the standing member to the multi-county consortium and Supervisor Vasquez was the alternate member which was approved by the Board on January 11, 2005.

Supervisor Kromm noted that the language in the principles is clear that the Consortium will disfavor gaming related proposals except for tribes that present established documentation that they have historical ties to the County. Supervisor Kromm stated that the County needs to be respectful of those request and help the tribes that have been disfavored over the years to help them get back on their feet. However, Supervisor Kromm noted that some tribes are looking at the I-80 corridor and then using the I-80 corridor as a marketing plan and not a tie to tribal lands. Supervisor Kromm noted that if a tribe wanted to locate a casino in Solano County, the principles set forth land use criteria that is consistent with any other development that wishes to locate in a community.

Supervisor Vasquez noted that Solano County would work with tribes that have historical ties to the County and set forth the same criteria as other development would be required to adhere to in order to mitigate impacts.

MOTION: Kromm. SECOND: Vasquez.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

The Board of Supervisors recessed this meeting at 3:45 P.M. and reconvened at 3:55 P.M. Present were Supervisors Kromm, Reagan, Vasquez, and Chairwoman Kondylis. Supervisor Silva was excused. Chairwoman Kondylis presided.

Agenda Item No. 26
 Minor Subdivision Application
 No. MS-04-07 of Evans Surveys, Inc.

The Board held a public hearing to consider approval of Minor Subdivision Application No. MS-04-07 of Evans Surveys, Inc. to subdivide one 160 acre parcel into two 80 acre parcels as outlined in the Agenda Submittal from the Resource Management Department dated January 25, 2005, incorporated herein by reference. The property is located southeast of the intersection of Bulkley Road and Maxwell Lane in an "A-40" Exclusive Agricultural Zoning District.

The Chairwoman opened the hearing to the public.

Elizabeth Lee, applicant, appeared before the Board and expressed concern with the recommended condition from the Public Works Department with regard to improvements on Maxwell Lane. Ms. Lee noted that the traffic on the road was very light and asked that the Board waive this condition for the required improvements to the road. Ms. Lee further requested that if the Board did not waive the condition for improvement of the road, that they be allowed to pay a fee in lieu of making the improvements themselves.

As there was no one else who wished to speak on this matter, the Chairwoman closed the hearing to the public.

The Board noted that while there was no intent to build a home site on either one of the sites at this time, there would be no avenue in the future should a permit to build be submitted. Therefore, the Board supported allowing the applicant to pay a fee in lieu of road improvements.

Supervisor Kromm made a motion to approve the staff recommendation including the road widening at this time.

In response to a question posed by the Board, staff noted that the applicant would pay the projected fee for the road widening and then the County would place this amount in the general fund to be used when other road improvements are done in the area for efficiency purposes.

Supervisor Kromm withdrew his motion to approve the staff recommendation including the road widening at this time.

After further discussion, the Board took the following action:

- A) Adopted a Negative Declaration of Environmental Impact.
- B) Adopted the suggested findings and Approved Tentative Parcel Map MS-04-07 to subdivide a 160 acre parcel zoned A-40, located southeast of the intersection of Bulkeley Road and Maxwell Lane, into two 80 acre parcels, subject to the conditions of approval recommended by staff, including the payment of \$10,761 for road improvements to be done at a later time.
- C) Adopted and authorized the Chairwoman to sign Resolution No. 2005-021, Resolution of the Board of Supervisors of Solano County adopting a Negative Declaration and approving Minor Subdivision Application No. MS-04-07 of Evans Surveys, Inc. (Applicant: Elizabeth and Chiang Lee)

MOTION: Vasquez. SECOND: Reagan.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Agenda Item No. 21D, E, F
 Fouts Springs Reorganization

Introduced and waived full reading of an Ordinance amending Chapter 16 of the Solano County Code, relating to Fouts Springs Ranch.

MOTION: Kromm. SECOND: Vasquez.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva

Approved and authorized the Chairwoman to sign the following as outlined in the Agenda Submittals from the County Administrator dated January 25, 2005, incorporated herein by reference:

- A) Amended Fouts Springs Ranch Joint Powers Agreement which reflects only Colusa and Solano County as members since the termination of Placer County from the JPA and which makes certain other changes to the authority of the administering agency to operate Fouts Springs Ranch.
- B) Resolution No. 2005-016 declaring that Fouts Springs Youth Facility shall be under the administrative direction of the Director of Probation/Chief Probation Officer who shall appoint a superintendent or director to be in charge of the facility pursuant to California Welfare and Institutions Code Section 880 et seq.
- C) Resolution No. 2005-017 amending the Alphabetical Listing of Classes and Salaries for Superintendent of Juvenile Detention Facility.

D) Resolution No. 2005-018 amending the authorized personnel allocations for Fouts Springs and Probation including:

1. Delete 1.0 Superintendent – FSYP and add 1.0 Superintendent of Juvenile Detention Facility.
2. Delete 1.0 Superintendent of Juvenile Hall and add 1.0 Superintendent of Juvenile Detention Facility.
3. Delete 1.0 Assistant Superintendent – FSYP and add 1.0 Probation Services Manager.
4. Add 1.0 Limited Term Supervising Group Counselor to December 31, 2005.
5. Reflect Fouts Springs employees as employees of Probation.

E) Directed the Human Resources Director to meet and confer with S.E.I.U. Local 1280 and Stationary Operating Engineers Local 39 regarding potential impacts of the proposed reorganization.

Art Grubel, SEIU, Local 1280, commended staff for there hard work and indicated that the employees were supportive and appreciative of this reorganization.

MOTION: Vasquez. SECOND: Reagan.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Agenda Item No. 25 Fee for Public Defender Services

The Board held a public hearing to consider establishing a flat fee of \$375.00 for Public Defender services in juvenile cases that begin as a delinquency proceeding under Welfare and Institutions Code Section 602 and are transferred to a dependency proceeding under Welfare and Institutions Code Section 300 as outlined in the Agenda Submittal from the Public Defender dated January 25, 2005, incorporated herein by reference. As there was no one from the public who wished to speak on this matter, the Chairwoman closed the public hearing.

The Board adopted and authorized the Chairwoman to sign Resolution No. 2005-020 of the Solano County Board of Supervisors adopting Juvenile Court Jurisdictional Transfer Fee for Public Defender services which amends the fee schedule for the Public Defender, adding a flat fee of \$375.000 for the above mentioned services.

MOTION: Vasquez. SECOND: Kromm.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Agenda Item No. 23 Annual Financial Report

Accepted the Solano County Comprehensive Annual Financial Report, Management Letter, Single Audit Reports and Report on Agreed Upon Procedures for the fiscal year ended June 30, 2004 as outlined in the Agenda Submittal dated January 25, 2005, incorporated herein by reference.

MOTION: Kromm. SECOND: Vasquez.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Agenda Item No. 24 Sale of Surplus Real Property To the City of Vacaville

The Board held a public hearing to consider the sale of surplus real property and convey a Public Utilities Easement and Temporary Construction Easement to the City of Vacaville as outlined in the Agenda Submittal from General Services dated January 25, 2005, incorporated herein by reference.

As there was no one present who wished to speak on this matter, the Chairwoman closed the hearing to the public and the Board took the following action:

- A) Authorized the sale of 1.95 acres of County owned surplus real property at the Nut Tree Airport (portion of Solano County Assessor's Parcel Number 0129-240-090), convey a fifteen (15) foot wide public utilities easement and a 3-year temporary construction easement to the City of Vacaville subject to approval by the Federal Aviation Administration.
- B) Adopted and authorized the Chairwoman to sign Resolution No. 2005-019 authorizing the sale of surplus County real property located in the City of Vacaville, Solano County, California.
- C) Authorized the County Administrator to execute a Right-of-Way Contract and Grant Deed to effect the sale and conveyance to the City of Vacaville.

MOTION: Vasquez. SECOND: Reagan.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

Item No. 27A
 Appointment Authority

Took the following action:

- A) Reappointed Betty Mason to the Agricultural Advisory Committee, for a term to expire January 1, 2009.
- B) Appointed Brad Wagenknecht to the County Medical Services Project Governing Board (CMSP)

MOTION: Vasquez. SECOND: Kromm.
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva.

The Board of Supervisors recessed this meeting at 4:45 P.M. and reconvened at 6:30 P.M. Present were Supervisors Kromm, Reagan, Vasquez, and Chairwoman Kondylis. Supervisor Silva was excused. Chairwoman Kondylis presided.

Agenda Item No. 30
 Confined Animal Facilities (Dairies)

Introduced and waived full reading of an Ordinance amending Chapter 16 of the Solano County Code, relating to Fouts Springs Ranch.

MOTION: Kromm. SECOND: Reagan
 AYES: Kromm, Reagan, Vasquez, Kondylis.
 EXCUSED: Silva

The Board of Supervisors reviewed the information contained in the Agenda Submittal from the Department of Resource Management dated January 25, 2005, incorporated herein by reference, regarding the first reading of an ordinance adding Chapter 27 to the Solano County Code and the first reading of an ordinance amending Chapter 28 (Zoning Ordinance) of the Solano County Code, relating to confined animal facilities and received a staff presentation. It was noted that a number of principles were reviewed in regards to regulations for these types of uses and it was felt that the regulations protect and maintain the quality of life in Solano County. Environmental concerns were identified over the past two years which included identified storm water, surface water, ground water, contamination, air quality, vector management, and odor. It was noted that staff visited a number of dairies (both traditional and high tech) as did members of the Board of Supervisors and received a comprehensive understanding of the how the dairy industry operates with the best available technology. Staff felt that the dairy industry could operate in a vibrant manner in Solano County. Staff reviewed the proposed amendments to the zoning ordinance (Chapter 28) which set forth zoning and siting requirements for large, medium and small confined animal facilities and

focuses on general land use issues; and Chapter 27 which establishes environmental and public health standards, such as design and operational requirements for large confined animal facilities such as those with 1,000 or more cattle or 700 or more dairy cows.

Mat Ehrhardt, Yolo-Solano Air Quality Management District, provided the Board with an update of SB 700 outlining the requirements adopted in 2003 that removed an agricultural exemption from existing state law and allowed air districts to permit agricultural processing facilities.

Chairwoman Kondylis opened the public hearing. The following public comments were received.

JoAnne Johnson, Midway Road, Dixon, expressed her opposition to dairies being located in the unincorporated area of Solano County as she considered a dairy to be in line with a factory and not an agricultural operation. Ms. Johnson noted that her residence is located 2 miles away from a significant spill that occurred in the County which was from a much smaller dairy than the dairies being proposed. Ms. Johnson stated that she felt that the residents will pay the largest price in terms of air quality, water quality, and odor. Ms. Johnson requested that there be a moratorium on the dairies until regulations are established.

Vicki Lee, Sacramento Sierra Club, submitted a letter to the Board of Supervisors, incorporated herein by reference, noting that they were pleased with the development of stronger language in the proposed ordinances for confined animal facilities. However, she felt that the residents would suffer from loss of quality of life and in the decreased value of their land. Ms. Lee requested that the dairies be required to complete an environmental impact report not simply the California Environmental Quality Act (CEQA) process. Ms. Lee requested the Board direct staff to submit a monthly status report to the Board to keep the public informed of any new applications and written notification be provided to those residing within two miles of the proposed facility. Ms. Lee further requested that adequate resources be established through the permit structure to regulate the facilities.

In a follow-up question from the Sierra Club's concern regarding hydrogen sulfide and ammonia, Supervisor Kromm asked for clarification why they are not included in the monitoring. It was reported that this issue would be monitored at the Air Quality Management District Board level through the SB 700 implementation.

Dr. Gil Mandell, unincorporated Dixon, noted that impacts can be mitigated but not necessarily to a safe or non-significant level. Dr. Mandell noted that cows are not sterile animals and that their feces contain a number of infectious agents.

Eric Warnken, Solano County Farm Bureau, noted that most dairies are multigenerational families who live on the farms and are healthy. Mr. Warnken stated that the regulations set forth by the staff were prudent, adequate and have a sound basis. Mr. Warnken questioned the need for such a large buffer especially on the down wind side of the cities. Mr. Warnken noted that the national cemetery is located in an agricultural zone and should not be able to regulate the use of their neighbors' land.

Brent Newell, Sierra Club, noted that existing residents and other farmers should not have to give up their quality of life and the use of their property degraded by a style of milk production that happens to externalize its pollution and cause onto its neighbors. Mr. Newell further noted that he would support and urge a two year moratorium until the Central Valley Regional Water Quality Control Board and the Air District adopt their regulatory programs for new dairy facilities.

Gail Thomson, resident of rural Vacaville, expressed her feeling that dairies were not good neighbors. Ms. Thomson noted that dairies use a large amount of water and expressed her concern that existing wells used by residents would be affected. Ms. Thomson noted that she hoped that the dairies would enhance the area by bringing in other industries and jobs and give back to the community that they are impacting.

Mr. Cativiela, Dairy C.A.R.E.S., complimented city and county staff and leaders for their hard work and research of the dairy industry. Mr. Cativiela noted that there are over 2000 dairy families in California. It's the largest ag industry in California and creates over 122,000 jobs statewide. Mr. Cativiela noted that he was in support of the proposed ordinance and felt that it promoted and protected agriculture and provided a defined framework. However, he did have concerns with the following: 1) financial assurance option as there are many federal, state and local laws penalty statutes that access large penalties for violation of laws; 2) setback of 2500 feet from water intakes which is 25 times more strict than the Regional Board rules and is excessive; and 3) provision for animal tracking which CDFA already has in place and does not add any additional protection.

William Abbott, Abbott & Kindermann representing the City of Vacaville, outlined three requests; 1) continue the public hearing to allow representatives from the City of Vacaville to directly testify; 2) support the adoption of a moratorium on the placement of new dairies until such time that a comprehensive regulatory package has been adopted; 3) environmental review precede the enactment of the ordinance.

It was noted that Supervisor Kromm and Supervisor Reagan, along with staff, toured Chino and Kern County to visit dairies. They also visited the waste water treatment operation that treated waste for

750,000 people and 220,000 cows and cattle is viewed as an economic benefit for their region. Supervisor Kromm noted that they observed upscale housing sharing a fence line with the dairies. Supervisor Kromm noted that workers comp and health insurance issues are a non-issue and that they do not have higher costs than anyone else and dairies are not seen as an unsafe place to work. Supervisor Kromm stated that the U.C. Cooperative Extension provided a study on the economic benefits of dairies which concluded that the dairy industry had the highest economic multiplier of any ag industry. Supervisor Kromm indicated that there are always consequences whether the land is developed for housing, held in a land bank, is passive ag, or active ag. Supervisor Reagan noted that dairies are relocating from Chino to other counties as the Southcoast Water Quality Management District plans to prohibit any land application of affluent, even at agronomic rates, because of salt leaching into the ground water. Supervisor Reagan stated that the dairies in Chino and Kern County are using a technology of large vacuum trucks that take fresh manure every two hours, place it in a bio-digester, and create compost. As there was no other public comment, the Board continued the noticed published hearing concerning the first reading of an ordinance adding Chapter 27 to the Solano County Code and the first reading of an ordinance amending Chapter 28 (Zoning Ordinance) of the Solano County Code, relating to confined animal facilities to February 1, 2005 at 6:30 P.M.

Agenda Item No. 31
Adjournment

The Board of Supervisors adjourned this meeting at 8:30 P.M. in memory of Carol Petra Falati and Carl Ferdinand Holmes.

The next meeting of the Board of Supervisors is scheduled for February 1, 2005 beginning at 2:00 P.M.

BARBARA R. KONDYLIS, Chairwoman
Solano County Board of Supervisors

MICHAEL D. JOHNSON, Clerk of the
Solano County Board of Supervisors

By
Patty Crittenden, Deputy Clerk