

Minutes For June 7, 2005

SOLANO COUNTY BOARD OF SUPERVISORS

June 7, 2005

MINUTES

The Solano County Board of Supervisors met on the 7th day of June, 2005 in regular session in the Chambers of the Board of Supervisors of the County of Solano in the Solano County Administration Center, 675 Texas Street, Fairfield, California at 8:32 A.M. pursuant to County Code Section 2-1.103. Present were Supervisors Kromm, Reagan, Silva, and Chairwoman Kondylis. Supervisor Vasquez arrived at 9:45 a.m. Also present were Robert Lawton, Deputy County Administrator and Dennis Bunting, County Counsel.

Agenda Item No. 3
Closed Session

The Board of Supervisors recessed this meeting at 8:33 a.m. to convene in Closed Session to discuss Potential Litigation: 1 case.

Agenda Item No. 4
Open Session

The Board of Supervisors reconvened in Open Session at 9:00 a.m. Present were Supervisors Kromm, Reagan, Silva, and Chairwoman Kondylis. Supervisor Vasquez was absent. Chairwoman Kondylis presided.

Agenda Item No. 5
Report of Action in Closed Session

County Counsel Dennis Bunting noted that there were no reports from Closed Session.

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

Ann Cousineau, Solano County Librarian, 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 presentations:

A) Adopted Resolution No. 2005-139 and presented Plaque of Appreciation honoring Robert "Bob" Hayes for his 25 years of service to Solano County. (see Resolution Book)

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

B) Adopted Resolution No. 2005-140 and presented Plaque of Appreciation honoring Leslie V. Johnsen, Senior Civil Engineer for his 27 years of service to Solano County. (see Resolution Book)

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

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 public comment was received:

- A) Cathy Houck, Solano County Grand Jury Foreperson, presented two Grand Jury Reports regarding Solano County Emergency Services and Solano County Food Establishment Inspection Process for review and response by the Board of Supervisors.
- B) Supervisor Reagan attended a recent event sponsored by the Travis Community Consortium where the various military units in the area were recognized.
- C) Supervisor Reagan reported that he attended the Solano County Economic Development Corporation breakfast at which the Caltrans Secretary provided an account of the challenges facing transportation statewide and the need to work together for solutions.
- D) Chairwoman Kondylis noted that a letter was received from Yuri V. Ushadov, Ambassador of the Russian Federation to the USA, thanking the Board for their words of sympathy and compassion for the tragic loss of life as a result of the terrorist act in Northern Ossetia, Russia.

Agenda Item No. 9
 Approval of Agenda

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

Item No. 17A – Endorsement of recommendation of Solano Safety Net Consortium to decrease number of Community Action Agency Tripartite Board Members from 15 to 12, and allow appointments by other elected officials removed from the Consent Calendar.

Item No. 17E – Memorandum of Understanding between the Solano County Office of Education and the County of Solano to receive \$872,106 in FY 2004/05 Individuals with Disabilities Education Act funds for Mental Health Services to Seriously Emotionally Disturbed Children removed from the Consent Calendar.

Item No. 17F – Amendment to the Alicante-at-Elmira School-Based Mental Health Services contract removed from the Consent Calendar.

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

Agenda Item No. 10
 Public Comment on Consent Calendar

The Chairwoman invited individuals of the public to make public comment on Consent Calendar Items. The following comments were received:

Donald Tipton, unincorporated Vallejo, expressed his concern regarding the proposed amendment to the Alphabetical Listing of Classes and Salaries and to increase the salary for the Public Health

Laboratory Director to Five (5) Step Range with the maximum annual salary of \$96,636. Mr. Tipton questioned the length of time that the position was vacant and questioned the need to fill the position at this time.

Director of Health and Social Services Patrick Duterte indicated that the federal government increased the qualifications required for this position and that it was difficult to recruit a qualified candidate.

Agenda Item No. 12
Consent Calendar

Acted on the following Consent Calendar items:

14. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-141 amending the Alphabetical Listing of Classes and Salaries, and to increase the salary of the Public Health Laboratory Director, from the current five (5) step range with a top step annual salary at approximately \$85,683, to a five (5) step range with a top step annual salary of \$96,636. (see Resolution Book)

15A. Accepted the Auditor-Controller's report on the examination of the books of the County Treasury as of March 29, 2005.

15B. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-142 establishing the countywide appropriation limit of \$392,282,900 for Fiscal Year 2005-06. (see Resolution Book)

16. Approved and authorized the County Administrator, or his designee, to sign a Lease Amendment along with any future options and extensions with F. & L. Enterprises for 2,280 square feet of office space at 308-312 Tuolumne Street in Vallejo, California from October 1, 2005 through September 30, 2008 to maintain the Rainbow Children's Center.

17B. Approved and authorized Chairwoman Kondylis to sign an amendment in the amount of \$313,000 to the contract (#370) with Solano Family and Children's Services (SFCS) for a total of \$3,776,722 for the period of October 1, 2004 through June 30, 2005 for childcare services.

17C. Approved and authorized Chairwoman Kondylis to sign the fourth amendment to agreement with San Mateo County for the administration of the Case Assistance Program for Immigrants (CAPI) Program that adds Napa as a participating county and extends the Term of Agreement through June 30, 2008.

17D. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-143 amending the Position Allocation List to delete 1.0 FTE Deputy Public Guardian/Public Conservator and add 1.0 FTE Deputy Public Administrator/Public Guardian/Public Conservator in the Older and Disabled Adult Services (ODAS) Division. (see Resolution Book)

18. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-144 approving the Probation Department's FY 2005/2006 expenditure plan for approximately \$1,748,360 in funds received within the State/Federal Temporary Assistance for Needy Families Program (TANF) administered by the California Department of Social Services. (see Resolution Book)

19. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-145 approving an agreement in the amount of \$25,000 for the 2005 Drug Enforcement Administration's Marijuana Eradication Financial Assistance Grant and authorized the Sheriff to execute said agreement and sign any documents necessary to facilitate the implementation of said Grant. (see Resolution Book)

20. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-146 authorizing the County Administrator to submit an application to the Bay Area Air Quality Management District for funds for the purpose of retrofits to existing engines, and authorized the County Administrator to execute a Funding Agreement with the Bay Area Air Quality Management District upon approval of the application. (see Resolution Book)

21A. Approved and authorized the Workforce Investment Board Executive Director to sign contract renewals with the following:

- 1) Interactive System, Inc., of Fairfield, for Network Administration and Website Maintenance; the total amount of the July 1, 2005 – June 30, 2006 contract renewal for Network Administration and Website Maintenance is \$60,000.
- 2) Solano Family and Children's Services, Inc., of Fairfield, for Childcare Referral and Payment Management Services; the total amount of the July 1, 2005 – June 30, 2006 contract renewal for the provision of childcare services is \$170,000.

21B. Approved and authorized the Workforce Investment Board Executive Director to sign the sixth Addendum to the lease with Garaventa Properties for 320 Campus Lane in Fairfield for six (6) years, for the term of July 1, 2005 – June 30, 2011 at an initial monthly rate of \$20,749 and annual 3% increases for subsequent years for the Workforce Investment Board of Solano County.

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

Item No. 17A
 Solano Safety Net Consortium

The Board of Supervisors received an Agenda Submittal from Health & Social Services dated June 7, 2005, incorporated herein by reference, requesting the Board to endorse the recommendation of Solano Safety Net Consortium (SSNC) to decrease the number of Community Action Agency (CAA) tripartite board members from 15 to 12, and allow appointments by other elected officials.

In response to a question posed by Supervisor Silva regarding the decrease in the positions, it was noted that one position from each category (consumer, elected official or their representatives, and private sector). It was noted that the deleted positions would be taken from vacant positions in each of those categories.

At the conclusion of discussion, the Board endorsed the Solano Safety Net Consortium (SSNC) decision to reduce membership on the Community Action Agency (CAA) tripartite board to 12, and change the way members are appointed by elected officials to the CAA Tripartite Board. The Board directed staff to return at a later date with a report outlining the increases in available resources to provide services, the number of people served, and what the projected picture looks like in the future across the county.

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

Supervisor Vasquez arrived at 9:45 A.M.

Agenda Item No. 17E
 Individuals with Disabilities Education Act Funds

The Board of Supervisors received an Agenda Submittal from Health & Social Services, Mental Health Division dated June 7, 2005, incorporated herein by reference, requesting the Board to approve a Memorandum of Understanding (MOU) between the Solano County Office of Education and the County of Solano to receive funds under the Individuals with Disabilities Education Act to reimburse the Mental Health Division for services to seriously emotionally disturbed children as mandated by Senate Bill 1895 and the Assembly Bill 3632 Special Education Pupils Program.

In response to a concern expressed by Supervisor Reagan regarding the need to provide services if funding was not available and litigation options, Assistant County Counsel Wendy Getty noted that they would return to this Board for further direction if there were funding issues.

At the conclusion of discussion, the Board approved a Memorandum of Understanding between

the Solano County Office of Education and the County of Solano to receive \$872,106 in FY2004/05 Individuals with Disabilities Education Act (IDEA) funds to reimburse the Mental Health Division for services to seriously emotionally disturbed (SED) children as mandated by Senate Bill 1895 and the Assembly Bill 3632 Special Education Pupils Program.

MOTION: Kromm. SECOND: Vasquez.

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

Agenda Item No. 17F

Alicante-at-Elmira School –
Based Mental Health Services

The Board of Supervisors received an Agenda Submittal from Health & Social Services, Mental Health Division dated June 7, 2005, incorporated herein by reference, requesting the Board to approve an amendment to the Alicante-at-Elmira school-based mental health services contract for a new contract.

Supervisor Reagan commended staff for their hard work and diligence in requesting high standards on contract discipline.

At the conclusion of discussion, the Board acted to approve a \$115,000 amendment to the Alicante-at-Elmira School-Based Mental Health Services contract to a new contract total of \$315,000 for the period ending June 30, 2005.

MOTION: Reagan SECOND: Silva

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

Agenda Item No. 23

Motion to Reconsider Vote Re Biosolids

Chairwoman Kondylis noted that on May 24, 2005 the Board considered a proposed ordinance amending Chapter 25, which would restrict land application of biosolids in the secondary management area of the Suisun Marsh. Chairwoman Kondylis noted that the motion to introduce the proposed ordinance resulted in a tie vote: Supervisors Kromm and Reagan voted yes and Supervisors Silva and Vasquez voted no. Chairwoman Kondylis noted that she was excused for medical purposes and that, in the past, under this circumstance, the Board would have continued the matter until a full Board could be present. It was noted that due to the fact that the Board's Rules of Procedure did not address a tie vote, Robert's Rules of Order, Revised was followed and a tie vote meant the motion to introduce the ordinance failed.

County Counsel Dennis Bunting provided the Board with an Agenda Submittal dated June 7, 2005, incorporated herein by reference, outlining the procedures needed to be taken in order for the Board to reconsider a motion. It was noted that only a Board member who voted on the prevailing side could make the motion. Since the prevailing side was a negative, only Supervisor Silva or Supervisor Vasquez could make the motion. If the Board took no further action, the motion to introduce the ordinance would remain as failed. It was further noted that if three Board members wanted to resolve the matter by a minute order, the Board could adopt a minute order declaring that either the Board member who was excused and did not vote or a Board member who voted on the losing side, or both, had the right to make the motion to reconsider the vote on the motion to introduce the ordinance.

Chairwoman Kondylis made a motion to reschedule this matter for a vote of the full Board and to direct County Counsel to provide the Board with an amendment to the ordinance relating to the rules and procedures of the Board of Supervisors. Motion died for lack of a second.

Supervisor Silva noted that there would be times in the future that there would be only four Board members present and did not feel that it would be good practice to continue items that received a tie vote. Supervisor Silva stated that he supported the current Board Rules and the Robert's Rules of Order.

Supervisor Vasquez noted that he supported the Robert's Rules of Order with the prevailing side of a tie vote given the ability to bring back to the Board for reconsideration.

Supervisor Reagan noted that there were no applicants in the secondary area for additional sites to be spread on and the matter was perspective. Supervisor Reagan expressed his support for following Robert's Rules of Order.

Chairwoman Kondylis noted that she was not present due to a medical emergency and felt that she should have the opportunity to vote and represent her constituents. Chairwoman Kondylis noted that she felt that a tie vote should be no action.

The Board acted to support a rule that allowed, in the event of a tie vote, the absent Board member to bring an item back to the Board for reconsideration.

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

Supervisor Silva noted that the Board has process and procedures that should be adhered to and did not support changing an established rule.

Supervisor Kromm noted that the proposed ordinance would limit the spreading of biosolids in the secondary zone and felt that it had that support of the Board.

After further discussion, Supervisor Reagan made a motion to reconsider the vote on the previous motion to allow the absent Board member to bring an item back to the Board for reconsideration. Motion failed for a lack of a second.

Chairwoman Kondylis opened the discussion for public comment.

June Guidotti, Scally Road, noted that she was opposed to the issue of the Board allowing land application of biosolids in the secondary management area of the Suisun Marsh.

Kristin Bruce, Suisun Resource Conservation District, noted that lands west of Travis Air Force Base drain into the Suisun Marsh and if the Board were to revote, they would support prohibiting the land application of biosolids in the secondary management area of the Suisun Marsh.

Donald Tipton, unincorporated Vallejo, noted that it was problematic to change the rules of process and also felt that when an individual Board member requested a matter come back to the Board in order to allow them to vote, that the Board should respect that request.

George Guynn, Jr., Suisun, expressed his support for allowing all Board members the opportunity to vote on an issue.

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

Chairwoman Kondylis made a motion to reconsider the vote on the motion to introduce an ordinance amending Chapter 25, restricting land application of biosolids in the secondary management areas of the Suisun Marsh. Motion failed for lack of a second.

The Board of Supervisors recessed this meeting at 10:40 a.m. and reconvened at 10:55 a.m. All members were present. Chairwoman Kondylis presided.

County Counsel Dennis Bunting noted that Roberts Rules of Order No. 27 states that a motion to reconsider could be made by any member of the Board and that any member of the Board could make the second.

The Board acted to reconsider the vote on the previous motion to allow the absent Board member to bring an item back to the Board for reconsideration.

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

The Board acted to reconsider their previous vote to support a rule that allowed, in the event of a tie vote, the absent Board member to bring an item back to the Board for reconsideration.

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

Supervisor Reagan left the Board Chambers at 11:10 a.m.

Agenda Item No. 24A

SB 733 (Aanestad) re PERS Contracts

The Board of Supervisors received an Agenda Submittal from the County Administrator dated June 7, 2005, incorporated herein by reference, requesting the Board to support SB 733, sponsored on behalf of Butte County, proposing to separate trial court employees from the County's PERS contract and to require a separate determination of retirement account assets and liabilities. In addition, both the County and the trial courts would have more flexibility in future benefit changes for their respective employees.

At the conclusion of discussion, the Board acted to approve inclusion in SB 733 to allow CalPERS to create separate retirement accounts for the County and the Solano County Courts.

MOTION: Kromm. SECOND: Silva.

AYES: Kromm, Silva, Vasquez, Kondylis.

ABSENT: Reagan.

Supervisor Reagan returned to the Board Chambers at 11:13 a.m.

Agenda Item No. 24B

Advisory Board Principles and Policies

The Board of Supervisors received an Agenda Submittal from the County Administrator's Office dated June 7, 2005, incorporated herein by reference, requesting the Board's approval of proposed revisions to the Advisory Board Principles and Policies.

The Board requested the following amendments:

Policy 2-A: to read "update that the Board of Supervisors receives biannually monthly. Additionally, advisory boards are encouraged to report or provide recommendations on proposed or pending state or federal legislation as needed to assure the Board of Supervisors receive the information in a timely manner."

Policy 2-C: to read "attend the Board meeting to answer affirm explain or represent the advisory board's position."

Policy 5D: to read "Existing and newly appointed advisory board members must receive training and written guidelines on the Brown Act."

MOTION: Reagan. SECOND: Silva.

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

Agenda Item No. 25

Solano Coalition for Better Health's
Pharmacy Assistance Program

The Board of Supervisors received an Agenda Submittal from the Department of Health and Social Services dated June 7, 2005, incorporated herein by reference, and acted to approve a recommendation from the Master Settlement Agreement Advisory Board to use unspent FY 2004/05 funds for a contribution to the Solano Coalition for Better Health's Pharmacy Assistance Program in the amount of \$18,000.

MOTION: Silva. SECOND: Reagan.

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

Agenda Item No. 27

Appointment Authority

A) Approved the appointment of Supervisor Mike Reagan as the County representative on the

Hazardous Waste Management Facility Allocation Committee to fill the seat vacated by former Solano County Supervisor Ruth Forney.

MOTION: Kondylis. SECOND: Silva.

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

Approved the following appointments/reappointments:

- B) Spencer Rundberg to the Solano County Local Mental Health Board for a term to expire June 7, 2008.
- C) Donald A. Bond to the Area Agency on Aging serving Napa-Solano for a term to expire June 30, 2007.
- D) Jerome J. O'Malley to the Tobacco Master Settlement Agreement (MSA) Advisory Committee for a term to expire June 7, 2007.
- E) Elaine Norinsky and Sheryl Fairchild to the First Five Solano Commission for terms to expire June 7, 2009.
- F) Page Baldwin, Jr. as Trustee of Reclamation District No. 2084 for a term to expire November 30, 2007; Page Baldwin, Sr. as Trustee of Reclamation District No. 2084 for a term to expire November 30, 2007; and Floyd Pedersen as Trustee of Reclamation District No. 2084 for a term to expire November 27, 2009.
- G) David Hearn as Trustee of Reclamation District No. 536 for a term to expire November 27, 2009 and John Cronin, Jr. as Trustee of Reclamation District No. 536 for a term to expire November 27, 2009.
- H) Harry Stewart as Trustee of Reclamation District No. 2134 for a term to expire November 30, 2007; Darrell Ferreira as Trustee of Reclamation District 2134 for a term to expire November 30, 2007; and Mark Minnis as Trustee of Reclamation District 2134 for a term to expire November 27, 2009.
- I) Rose Sonnen to the Local Mental Health Board representing District 1 for a 3 year term; John Gales to the Local Mental Health Board representing District 3 for a 3 year term; and Vince McClain to the Local Mental Health Board representing District 3 for a 3 year term.

MOTION: Vasquez. SECOND: Silva.

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

The Board of Supervisors recessed this meeting at 11:20 a.m. and reconvened at 2:00 p.m. All members were present. Chairwoman Kondylis presided.

Agenda Item No. 26A

Transportation Planning and Funding

Received a presentation from the Solano Transportation Authority (STA), and conducted a workshop, on Solano County transportation planning and funding.

Agenda Item No. 26B

Local Transportation Needs

The Board of Supervisors received an Agenda Submittal from the Department of Resource Management dated June 7, 2005, incorporated herein by reference, requesting the Board's review and comment on the list of local transportation needs for Solano County, to be included in the updated Solano Comprehensive Transportation Plan 2030 being prepared by the Solano Transportation Authority (STA).

Staff presented the Arterials, Highways and Freeways Element of the Solano County

Comprehensive Transportation Plan 2030 and a list of Solano County's Local Needs.

At the conclusion of discussion, the Board added the following to the list of potential projects: HOV lanes be constructed on I-80 and I-680, Turner Road Overcrossing near the Fairgrounds, improvements to SR113 near Dixon, SR12 bridge near Rio Vista, and improvements to Lyons Road and Abernathy Road. The Board requested that the word "widen" be changed to "improve" on the list of potential projects.

MOTION: Silva. SECOND: Vasquez.

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

Staff reviewed the Transit Element of the Solano County Comprehensive Transportation Plan 2030 and a list of Solano County's Local Needs.

At the conclusion of discussion, the Board approved the following items: more joint bus operations, Solano Paratransit support, subsidized paratransit taxi service, fixed routes in unincorporated areas, expand regional express bus service in conjunction with HOV lanes, study the consolidation of intercity transit services, support wireless internet connectivity on public transit, enhance connectivity with other transit agencies in other counties, support light-rail commuter service and support additional multi-modal train stations.

MOTION: Silva. SECOND: Vasquez.

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

Staff reviewed the Alternative Modes Element of the Solano County Comprehensive Transportation Plan 2030 and a list of Solano County's Local Needs and approved the following items: Old Town Cordelia Improvement Project, Safety improvements to Suisun Valley and Pleasants Valley Road Bike Route, Jepson Parkway bike path and landscaping project, Green Valley corridor landscaping project, reopening of McGary Road to be added to the Arterial Element, Vacaville-Dixon Bike Route, Fulton Avenue sidewalk, and Solano County bridge replacements to provide for pedestrians and bicycles (staff to verify language on the bridge replacement).

MOTION: Silva. SECOND: Vasquez.

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

Donald Tipton, unincorporated Vallejo, noted that on May 3, 2005, the Board discussed improvements of sidewalks and crosswalks in the Homeacres Area of Vallejo to allow children and parents safe access to schools. Mr. Tipton noted that the Homeacres Association wrote a follow-up letter to staff requesting that they be added to the list of transportation improvements. Staff noted that this request was included in the application for Safe Routes to Schools funding.

Agenda Item No. 26C

Fair and Safe Traffic Solutions

Chairwoman Kondylis presented the "Fair and Safe Traffic Solutions" Transportation Platform. Supervisor Kromm provided an update of discussions that were taking place with the various local communities.

Donald Tipton, unincorporated Vallejo, noted that he felt that Caltrans should be responsible for funding the roads that pass through Solano County and that the amount of taxes collected in Solano County was enough to fund the county roads.

Supervisor Reagan was excused from this meeting at 3:20 p.m.

Agenda Item No. 28

Deny Appeal of Planning Commission Approval Re Norcal Waste System Hay Road Landfill

The Board of Supervisors received an Agenda Submittal from the Department of Resource Management, dated June 7, 2005, incorporated herein by reference, requesting adoption of a Resolution denying the appeal by Jon Dannenberg of Planning Commission approval of revisions to

existing Use Permit No. U-91-28 (Norcal Waste Systems Hay Road Landfill). Staff noted that the Board had directed them, on May 24, 2005, to make certain amendments and additions to the Resolution and Conditions of Approval addressing the following issues: 1) That the applicant should not be allowed to accept increased compost feedstocks unless it can be demonstrated, after a one-year trial period, that odors, litter, and birds generated by compost operations can be reduced below current levels; and 2) That a citizens advisory committee that was established in the past to monitor biosolids issues has been successful and should be used as a model for developing methodologies to quantify compost-related odors and techniques to minimize such odors. Staff noted that these issues have been addressed in a revised Resolution of Denial and the revised Conditions of Approval.

Chairwoman Kondylis opened the hearing to the public. There was no one presented who wished to speak on this matter. Chairwoman Kondylis closed the hearing to the public.

At the conclusion of discussion, the Board adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-147 denying an appeal filed by Jon Dannenberg and affirming the Planning Commission's approval of an application for Revision No. 3 to Use Permit No. U-91-28 for the Norcal Waste Systems Hay Road Landfill, Inc. (see Resolution Book)

MOTION: Silva. SECOND: Vasquez.

AYES: Kromm, Silva, Vasquez, Kondylis.

ABSENT: Reagan.

Agenda Item No. 29

Adjournment

The Board of Supervisors adjourned this meeting at 3:40 P.M. The next meeting of the Board of Supervisors will be June 14, 2005 at 8:30 A.M.

BARBARA R. KONDYLIS, Chairwoman
Solano County Board of Supervisors

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

By
Patty Crittenden, Chief Deputy Clerk