

## Minutes For February 10, 2004

The Solano County Board of Supervisors met in regular session on this day at 8:30 a.m. Chairman Silva called the meeting to order. 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 535 and Public Employees Union Local 1, Unit 16 with Jim Ferguson, Agency Negotiator. The Board moved out of Closed Session at 9:34 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:37 a.m.

(Item 5) WRIT TO BE FILED

County Counsel Dennis Bunting noted by a vote of 3-2, the Board acted to authorize County Counsel to file a writ on behalf of the County.

The Board meeting continued with the Pledge of Allegiance and a moment of silence.

### PRESENTATIONS

(Item 7A) RESOLUTION NO. 2004-028A PROCLAIMING THE WEEK OF FEBRUARY 8 THROUGH FEBRUARY 15, 2004 AS NATIONAL SALUTE TO HOSPITALIZED VETERANS WEEK AND RECOGNIZING SOLANO COUNTY SCHOOLS THAT PARTICIPATE IN THE VALENTINES FOR VETERANS PROGRAM

On motion of Supervisor Forney and seconded by Supervisor Vasquez, the Board acted to adopt Resolution No. 2004-28A. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Forney presented the resolution to Kelly L. Eberle-Germeraad, Coordinator of the Valentine for Veterans Project.

Ms. Eberle-Germeraad introduced special guests representing many of the local Veterans groups, provided the Board with samples of the valentines the Veterans would be receiving, and thanked the Board for their long-term support.

(Item 7B) PROCLAMATION HONORING KELLI EBERLE-GERMERAAD FOR HER COORDINATION OF THE VALENTINES FOR VETERANS CARD PROGRAM, APPROVED

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to approve the Proclamation. So ordered by a vote of 5-0.

On behalf of the Board, Supervisor Vasquez presented Ms. Eberle-Germeraad with the Proclamation honoring her for all her efforts and coordination of the Valentines for Veterans Programs for the last 10 years.

(Item 7C) PROCLAMATION IN SUPPORT OF THE WINTERS LIBRARY STATE OF CALIFORNIA CYCLE 3 BOND ACT APPLICATION, APPROVED

On motion of Supervisor Vasquez and seconded by Supervisor Kromm, the Board acted to approve the Proclamation. So ordered by a vote of 5-0.

On behalf of the Board, Supervisor Vasquez presented the proclamation to Yolo County District 5 Supervisor Lynnel Pollock and to Yolo County Librarian Mary Stephens, and outlined efforts to build a library in Winters that will benefit Yolo and Solano County residents.

(Item 7D) PRESENTATION ON THE ROLE AND ACTIVITIES OF THE SOLANO RESOURCE CONSERVATION DISTRICT, RECEIVED

Tacy Curry, District Manager Solano Resource Conservation District, presented a visual presentation that outlined the overall accomplishments, the watershed group facilitation and participation, landowner based conservation plans and site-assistance education activities that includes a conservation education center, and an educational outreach program, incorporated herein

by reference. Ms. Curry provided a County map outlining the three County resource conservation districts, incorporated herein by reference.

Supervisor Forney commended the Solano Resource Conservation District for providing a mired of programs and discussed how well the district does in light of such limited funding.

There was a brief discussion regarding expansion of the boundaries of the Solano Resource Conservation District.

## ITEMS FROM THE FLOOR

### APPEARANCE BY DONALD TIPTON RE THE DIEBOLD ELECTRONIC VOTING SYSTEM

Donald Tipton, Vallejo, voiced his concerns regarding the Diebold Election equipment, with the optical scanning Absentee Ballots, and the need to listen to and address the concerns of the public speakers regarding the Diebold Election equipment.

### APPEARANCE BY JOHN FOSTER, SOLANO COUNTY AVIATION ADVISORY COMMITTEE

John Foster, Chairman Aviation Advisory Committee/Airport Landuse Commission, discussed the work being done by the committee and the positive results that are taking place, rescheduling the next meeting to February 19, 2004 to work with the Board of Supervisors and the stakeholders to resolve issues at the Nut Tree Airport, and to work with the Rio Vista Airport to ensure they are participating with this committee. Mr. Foster discussed how public comment is being incorporated into actions being taken relative to the Nut Tree Airport.

There was a brief discussion regarding a review of actions to be taken regarding the Nut Tree Management Audit and input from the Airport Aviation Advisory Committee.

## APPROVAL OF AGENDA

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

(Item 14B) Approval of the Vacaville Unified School District-Markham School Readiness contract in partnership with First 5 Solano Children & Families Commission for the period of February 1, 2004 through January 31, 2008 in an amount not to exceed \$800,000, removed from the Consent Calendar.

(Item 17B) Adoption of a resolution authorizing application to the California Debt Limit Allocation Committee (CDLAC) for \$4,000,000 in 2004 Mortgage Credit Certificates; authorize the re-assignment of any allocation approved by the CDLAC to the California Rural Home Mortgage Revenue Bond Program, removed from the Consent Calendar.

(Item 21) Consider authorization for the Transportation Director to advertise for bids for construction of the taxiway realignment and wash rack at the Nut Tree Airport; award and execute contract with lowest responsible bidder, removed from 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.

(Item 14A) ANNUAL DISCLOSURE AND REVIEW OF THE PUBLIC FACILITIES FEES FOR FY2002/03 AS REQUIRED BY GOVERNMENT CODE SECTION 66006(B), as outlined in the Agenda Submittal from the County Administrator's Office dated February 10, 2004, incorporated herein by reference, accepted.

(Item 14C) MEMORANDUM OF UNDERSTANDING WITH SOLANO EMPLOYMENT CONNECTION ONE-STOP PARTNERS RE EMPLOYMENT AND TRAINING SERVICES, as outlined in the Agenda Submittal from the Workforce Investment Board dated February 10, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

(Item 15A) CERTIFICATION FOR PROPOSED EXPENDITURES OF RURAL HEALTH SERVICES PROGRAM FUNDING FOR FY2003/04, as outlined in the Agenda Submittal from Health and Social Services dated February 10, 2004, incorporated herein by reference, approved.

APPROPRIATION TRANSFER OF UNANTICIPATED REVENUE IN THE AMOUNT OF \$17,354, as outlined in the Agenda Submittal from Health and Social Services dated February 10, 2004, incorporated herein by reference, approved.

(Item 15B) CERTIFICATION AGAINST SUPPLANTING FUNDING FOR THE BIOTERRORISM PREPAREDNESS AND RESPONSE PROGRESS REPORT OF APRIL 1, 2003 TO JUNE 30, 2003, as outlined in the Agenda Submittal from Health and Social Services dated February 10, 2004, incorporated herein by reference, approved and Chairman authorized to sign said certification on behalf of Solano County.

BIOTERRORISM PREPAREDNESS AND RESPONSE PLAN AND APPLICATION FOR FY2003/04, as outlined in the Agenda Submittal from Health and Social Services dated February 10, 2004, incorporated herein by reference, approved and Director of Health and Social Services authorized to sign the resulting agreement with the State on behalf of Solano County.

(Item 16) RESOLUTION NO. 2004-029 ADOPTING TRAFFIC ORDER 385 RESCINDING THE 30 MILE PER HOUR (MPH) SPEED LIMIT ON PROSPERITY LANE AND 45 MPH SPEED LIMIT ON EMIGH ROAD FROM ANDERSON ROAD TO AZEVEDO ROAD; ESTABLISHING A 25 MPH SPEED LIMIT ON PROSPERITY LANE AND SIEBE DRIVE; A 30 MPH SPEED LIMIT ON GLENCANNON DRIVE AND RITCHIE ROAD; A 35 MPH SPEED LIMIT ON CENTRAL WAY FROM CORDELIA ROAD TO THE FAIRFIELD CITY LIMIT, ON ESQUIVEL ROAD, ON A PORTION OF EMIGH ROAD AND GRIZZLY ISLAND ROAD; AND A 45 MPH SPEED LIMIT ON BUCKTOWN LANE, adopted. (see Resolution Book)

(Item 17A) APPROPRIATION TRANSFER INCREASING OTHER PROFESSIONAL SERVICES REVENUE OF \$80,624 TO OFFSET INCREASE FOR CONTRACTED SERVICES, as outlined in the Agenda Submittal from Environmental Management dated February 10, 2004, incorporated herein by reference, approved.

## ORDERS

(Item 17B) RESOLUTION NO. 2004-030 AUTHORIZING APPLICATION TO THE CALIFORNIA DEBT LIMIT ALLOCATION COMMITTEE (CDLAC) TO PERMIT THE CONTINUED ISSUANCE OF QUALIFIED MORTGAGE CREDIT CERTIFICATES THROUGHOUT THE UNINCORPORATED COUNTY AND THE CITIES OF DIXON, FAIRFIELD, SUISUN CITY, AND RIO VISTA, ADOPTED

RE-ASSIGNMENT OF ALLOCATION APPROVED BY THE CDLAC TO THE CALIFORNIA RURAL HOME MORTGAGE REVENUE BOND PROGRAM, APPROVED

The Board was provided with an Agenda Submittal from Environmental Management dated February 10, 2004, incorporated herein by reference, regarding applying for \$4 million of Mortgage Credit Certificates on behalf of the cities of Dixon, Fairfield, Suisun City and Rio Vista.

Supervisor Forney requested an outline of the housing program, responding Harry Englebright, Environmental Management, outlined the first time homebuyer program that will assist low and moderate-income households to purchase a home. Information is available through real estate agencies and mortgage companies.

Responding to questions posed by Supervisor Vasquez regarding the program being in place without the County's assistance, Mr. Englebright noted cities can do it individually, but noted the benefits the County receives in doing a program in cooperation with the cities.

On motion of Supervisor Forney and seconded by Supervisor Vasquez, the Board acted to adopt Resolution 2004-030 authorizing the application and to authorize the reassignment of 25% of

the allocation received to the California Rural Home Mortgage Revenue Bond Program. So ordered by a vote of 5-0. (see Resolution Book)

(Item 14B) AGREEMENT WITH VACAVILLE UNIFIED SCHOOL DISTRICT-MARKHAM SCHOOL READINESS PROGRAM IN PARTNERSHIP WITH FIRST 5 SOLANO CHILDREN & FAMILIES COMMISSION, APPROVED

The Board was provided with an Agenda Submittal from First 5 Solano Children & Families Commission (the Commission) dated February 10, 2004, incorporated herein by reference, regarding an agreement for Markham Elementary School Readiness Services.

Supervisor Kromm voiced concern with the evaluation plan that does not state how outcomes are to be measured, responding Christina Linville, Director First 5 Solano Children and Families Commission, noted the State is conducting an extensive and more comprehensive evaluation for selected sites. Beginning at the local level each site assessment questions will be developed based on the Statewide evaluation.

Dr. Carolyn Hamilton discussed the series of steps and the level of data collection and evaluation that will be done. This agreement is the first step for programmatic evaluation, as required by the State. The State First 5 California is in the process of evolving what the requirements will be depending on when the sites are operational.

Supervisor Kromm noted schools know how to measure outcomes and feels there needs to be measures for accountable behavioral changes, and the changes that we are looking for need to be in the contract.

Supervisor Kondylis noted this is a State program that the Solano Commission elected to participate in; it is difficult since this program has never been done before, this program is based on third graders and their families, and discussed how people do not trust government and that parents trust teachers and schools. This program is for collaboration between counties, cities, schools, and private non-profit providers on the school sites to meet all the needs of these children and their families. This study will follow children from first through third grade. The difficult part is to provide services without spending all the funds on collect data.

Responding to questions posed by Chairman Silva regarding delays in contract approval, Ms. Linville noted the need to begin the program within six months of receiving the grant; the State evaluation component does utilize a widely accepted rating instrument, the Modified Kindergarten Readiness Profile, which measures a number of behaviors and skills that are being referred to in the contract.

Responding to questions posed by Supervisor Vasquez regarding matching funds, Ms. Linville noted the program would only go forward if the grant is received and the Solano funds are used as matching funds.

Responding to questions posed by Supervisor Vasquez regarding adding requirements to the agreement to ensure outcomes, Britt Ferguson, County Administrator's Office, noted the Children and Families Commission does have independent authority over use of those funds. The Board could request changes be made to the contract, but it would be up to the Commission to decide if additional funds would be allocated.

A short discussion followed regarding authority of the Commission, and the need for additional explanation of the proposed program.

Supervisor Kromm feels there can be a few key indicators that you can gather baseline data from over a few years, and the key indicators are missing from this contract.

Supervisor Kondylis noted this is the first in a series of four contracts, the Commission is spending approximate 8% of the resources for data collection and evaluation, and the School Readiness Program is included in that evaluation process. Further explanation regarding evaluation and data collection should be presented to the Board.

Chairman Silva noted the need for additional information when these agreements come to the Board.

On motion to Supervisor Kondylis and seconded by Chairman Silva, the Board acted to approve the agreement with the Vacaville Unified School District for Markham Elementary School Readiness Services. So ordered by a vote of 3-2, Supervisors Kromm and Vasquez voted no.

(Item 19) 2004-05 STATE BUDGET UPDATE AND "THE IMPROVING CLASSROOM EDUCATION ACT", REVIEWED

Paul Yoder, Shaw/Yoder, Inc., reviewed the status of the 2004/05 State Budget, the Vehicle License Fee (VLF) Backfill, shifting of property tax to the schools, areas for cuts as proposed by the

Governor, proposed continued or increased funding, and of propositions on the March ballot, as outlined in the Agenda Submittal from the County Administrator's Office dated February 10, 2004, incorporated herein by reference.

Responding to questions posed by County Administrator Michael Johnson regarding the County bearing the majority of the cuts versus the cities, Mr. Yoder noted yes the counties would bear the majority of the cuts, the cuts would be larger for counties with an ERAF shift versus VLF.

Responding to comments posed by Supervisor Kondylis relative to CSAC support for Propositions 57 and 58 and how these propositions would benefit counties, and what happens next year, Mr. Yoder noted both propositions must pass for them to become law. If the \$15 billion bond passes and if revenues are up, the Governor plans to settle with the schools and then to hold the remaining funding to address the 2005/06 budget. If the bond fails, the old bond proposal will be pursued, or the State will go out to the market for short-term borrowing. Chairman Silva noted the need to restructure the debt; if we do not pass the bond, there will be severe cuts in Health and Social Services and the schools.

Supervisor Kromm noted the budget picture is dismal, the compounding effects of any of the options that have been proposed to address the State deficit, and hopes for a better fix through some borrowing, cuts, and some revenue enhancements.

Responding to questions posed by Supervisor Vasquez regarding the amount of the budget that is discretionary, Mr. Yoder discussed the spending restrictions of the State.

(Item 20) RESOLUTION NO. 2004-031 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS OF POSITIONS (CORRECTIONAL HEALTH CARE NURSES/CLINIC REGISTERED NURSES), ADOPTED

The Board was provided with an Agenda Submittal from Health and Social Services dated February 10, 2004, incorporated herein by reference, regarding moving the positions of Correctional Health Care Nurses to Health and Social Services.

Elinor Irvin, RN, Juvenile Hall, provided a packet of information, incorporated herein by reference, that includes a list of services provided at Juvenile Hall through Health and Social Services, voiced concern regarding the Chlamydia and Gonorrhea screening program, and TB testing. Ms. Irvin discussed the preventative program through aggressive diagnosis and treatment, and feels that anyone that is exposed to the wards is entitled to have the safety of the kids being screened, and feels waiting 2 weeks to do screening is not acceptable. Ms. Irvin also pointed out the nurse to patient ratio in the hospital is one nurse to six patients, where the CMFG proposed level is one nurse to 130 people, and requested further consideration.

Art Grubel, SEIU Local 1280, provided the Board a memo dated February 3, 2004 titled "What the Board of Supervisors was not told about the contract with California Forensic Medical Group (CFMG)", incorporated herein by reference, discussed the salary and benefit differences between CFMG and the County, voiced concern with CMFG quality of services, and requested reconsideration of the agreements with CMFG for services before any nursing changes are made.

Stephan Betz, Health and Social Services, discussed absorbing the clinical nursing positions into the Health and Social Services Department, shifting of funding, and the need to retain the nurses.

A discussion followed regarding the two separate contracts for Juvenile Hall and the jail, scope of services in the Juvenile Hall agreement with CMFG, the rate of testing for Chlamydia and TB, additional testing, screening and medical testing at Juvenile Hall.

Several Supervisors expressed concern regarding the contracts with CMFG.

On motion of Chairman Silva and seconded by Supervisor Kromm, the Board acted to adopt Resolution 2004-031. So ordered by a vote of 3-2, Supervisors Kondylis and Forney voted no. (see Resolution Book)

#### APPOINTMENTS/RESIGNATIONS TO BOARDS AND COMMISSIONS

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

(Item 22A) NEIL HAMILTON APPOINTED TO THE BOARD OF TRUSTEES FOR RECLAMATION DISTRICT NO. 501, as outlined in the Agenda Submittal from County Counsel dated February 10, 2004, incorporated herein by reference, approved.

(Item 22B) RICHARD GIDEON REAPPOINTED TO THE SOLANO COUNTY ARTS COUNCIL, as outlined in the Agenda Submittal dated February 10, 2004, incorporated herein by reference, for a term to expire February 1, 2006.

CLOSED SESSION: The Board moved into Closed Session at 12:10 p.m. to discuss Meet and Confer: SEIU Local 535 and Public Employees Union Local 1, Unit 16 with Jim Ferguson, Agency Negotiator. The Board moved out of Closed Session at 12:33 p.m.

The Board reconvened at 1:40 p.m. at Vallejo Veterans Building receiving a short presentation from the Director of General Services Veronica Ferguson. The tour proceeded to Mare Island to tour the former Enlisted Club as possible reuse site for Vallejo Veterans.

ADJOURN - This meeting of the Board of Supervisors adjourned at 2:50 p.m.

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John F. Silva, Chair

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Maggie Jimenez  
Clerk to the Board of Supervisors