

## Minutes For Sept 28, 2004

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

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

September 28, 2004

### MINUTES

The Solano County Board of Supervisors met in regular session on this day at 8:38 a.m. Chairman Silva called the meeting to order. Present were Supervisors Forney, Kondylis, and Chairman Silva; Supervisor Vasquez arrived at 8:42 and Supervisor Kromm was excused.

CLOSED SESSION: The Board moved into Closed Session at 8:39 a.m. to discuss Property Negotiations: 600, 675, 701 Texas Street, Fairfield; negotiating parties – Darby Hayes and Britt Ferguson, Solano County; Sean Quinn and Curt Johnson, City of Fairfield; under negotiation – price and terms; Property Negotiations: 1516 Solano Ave., Vallejo (APN 057-165-040), 1331 Virginia St., Vallejo (APN 027-165-140), Contra Costa St., Vallejo (APNs 047-146-080, 047-140-020, 047-147-060); negotiating parties – Mark Bryant and Veronica Ferguson, Solano County; Triad Communities, L.P. non County; under negotiation – price and terms; Meet and Confer: All Bargaining Units with Craig Jory, Steve Janice and Jim Ferguson, Chief Negotiators. The Board moved out of Closed Session at 9:22 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:25 a.m. and continued with the Pledge of Allegiance and a moment of silence.

### PRESENTATIONS:

7A) SOLANO COALITION FOR BETTER HEALTH PRESENTED THE SPECIAL COMMENDATION FROM THE AMERICAN HOSPITAL ASSOCIATION TO THE BOARD OF SUPERVISORS AND SOLANO COUNTY

Deborah Sugiyama, President of the Solano Coalition of Better Health and President of the NorthBay Health Care Group, introduced other hospital counterparts and Coalition members that were present, discussed the prestigious NOVA that is awarded annually to only 5 hospitals in the Country that demonstrates outstanding results in achieving community health improvement through unique and sustained partnerships, Sutter Solano, NorthBay Health Care Systems and Kaiser Vallejo receiving a group NOVA award, in the application noted the unique and extraordinary partnership with Solano County making possible the accomplishments of the Coalition, and recognition of this unique partnership by the American Hospital Association. Ms. Sugiyama then read the commendation.

Supervisor Forney noted how instrumental past Health and Social Services Director Don Rowe was in the formation of the Solano Coalition and the Partnership Health Plan.

7B) RESOLUTION NO. 2004-174 RECOGNIZING SERGEANT-SHERIFF ALLEN R. SONNENBURG UPON HIS RETIREMENT FOR HIS MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Supervisor Vasquez and seconded by Supervisor Kondylis, the Board acted to adopt Resolution No. 2004-174. The Board further acted to authorize a Plaque of Appreciation for Sergeant-Sheriff Allen R. Sonnenburg. So ordered by a vote of 4-0; Supervisor Kromm excused. (see Resolution Book)

On behalf of the Board, Supervisor Vasquez presented Mr. Sonnenburg with Resolution No. 2004-174

and a Plaque of Appreciation honoring him upon his retirement after 31 years of service to Solano County as an employee in the Sheriff's Department.  
 Sheriff Gary Stanton commended Mr. Sonnenburg for his service and dedication, and wished him all the best of luck.

#### PUBLIC COMMENT ON CONSENT CALENDAR

14A) Adopt resolution dedication a portion of Cordelia Road in memory of Solano County Deputy Sheriff John P. Sandlin

16D) Approve request on proposals for implementation partner to assist in implementation of the PeopleSoft Human Resources Management System Time and Labor application; approve selection of CherryRoad Technologies as implementation partner; authorize County Administrator to execute contract in amount of \$219,860 with CherryRoad Technologies, and to execute any amendments provided that do not exceed 10% of the original contract

17) Adopt resolution approving Memorandum of Understanding with Unit 10 – Skilled Craft and Service Maintenance Workers represented by Local 39 for the term October 1, 2004 through September 30, 2007; approving salary and benefit increase for unrepresented Executive Management, Senior Management and Confidential employees as specified in agenda submittal; amending Alphabetical Listing of Classes and Salaries to reflect cost of living and salary adjustments for Stationary Engineers, Local #39, representing Unit #10; amending Alphabetical Listing to delete title of Assistant Deputy County Administrator and add new title of Deputy County Administrator with no salary adjustment; authorizing Human Resources Director to make any technical corrections

21) East Vallejo Fire Protection District:  
 Hold Quarterly Meeting: No business to conduct

Donald Tipton, Vallejo, noted concern regarding Item 14 and opposition to spending of Road Fund money for this sign; Item 16D posed questions regarding the financing and if this action will save the County any money, and if the charges to the departments would be increased or decreased; Item 17 noted unrepresented employees will be receiving a Cost of Living pay increase and feels the Unrepresented employees are receiving this benefit on the backs of the union labor; Item 21 noted he had received a piece of mail from the U.S. Department of Commerce U.S. Census Bureau addressed to the District and presented it to the Clerk, and feels there is business that should be conducted.

16A) Adopt resolution proclaiming October as Domestic Violence Awareness and Prevention Month

Cheryl Franklin-Golden, Executive Director SafeQuest Solano, presented the Board with a packet of information, incorporated herein by reference, discussed the increase of domestic violence during this time due to the war in Iraq and the economy, shelter availability, partnerships, and the signature event this year "Domestic Violence: Out of the Darkness and into the Light" as a way to recognize the survivors of domestic violence. Ms. Franklin-Golden invited the Board to attend this event on October 14, 2004.

There was a brief discussion regarding the reopening of the Vallejo shelter, and conducting domestic abuse classes at Travis Air Force Base.

19) Adopt resolution amending Alphabetical list of Classes and Salaries to add classification of Chief Public Defender Investigator Unit #62 with approximate annual salary of \$73,528 - \$89,372; adopt resolution amending Allocation List to add 1.0 FTE Chief Public Defender Investigator position and delete 1.0 FTE Public Defender Investigator position in main Public Defender office; add 1.0 FTE Public Defender Investigator position in Conflict Defender office

Art Grubel, Executive Director Local 1280 SEIU, noted a brief history of the Public Defender Classification issue and an investigator working out class as a supervisor without compensation, inquiries as to where the matter was in process, no notification to the union on the deletion of one union represented position, and questioned why this position is being established as a management position rather than a supervisory position.

Supervisor Kondylis voiced great concern that the union was not informed of this action, responding Director of Human Resources Yolanda Irigon noted the creation of this management position is exempt from Civil Service and thus the Civil Service Commission has no jurisdiction, and the Commission does not address the addition or deletion of positions only classifications. The recommendation is to delete a ½ time Public Defender Investigator replacing that with a full time Chief Public Defender Investigator.

Public Defender Jeff Thoma noted he was unaware of the past history of the position since he is new to the position, feels a reclassification of the position is necessary, discussed recruitment for an investigator in the Conflict Defenders Office that will create one (1) FTE position, wants to recruit for both positions at the same time and noted other recruitment efforts. Mr. Thoma noted discussions with Mr. Grubel on September 27, 2004 regarding this position, and strongly feels this position should be a management position.

Responding to questions posed by Supervisor Vasquez regarding adding more people, Mr. Thoma noted we are not adding more people, the position in the Conflict office was a contracted position, and this action will bring that position back as a County employee.

There was a brief discussion regarding the position being a working supervisory position.

Supervisor Kondylis voiced concern with the way this is getting done, and not the merits of the action, the represented employees must be kept informed; Mr. Thoma noted the union members in his department are unanimously in favor of this action. Supervisor Kondylis reminded all department heads of the policy for good management labor relations.

Supervisor Forney feels the issue is that Mr. Grubel did not know he was losing a union represented position, voiced concern for the employee that had been working out of class with no compensation; Mr. Thoma noted discussions with that employee and accepted his counsel on creating the position, and his endorsement of the action.

Chairman Silva discussed the changes being requested by the new Public Defender, eliminating contracting out for investigative services in the Conflict Office, feels the Chief Investigator job is a management position, noted ongoing position changes throughout the County, and endorses this action.

Supervisor Vasquez requested the matter be continued for one week.

## APPROVAL OF AGENDA

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

18A) Authorization to negotiate contract in amount of \$7.6 million with County Medical Services Governing Board (CMSP) to continue Managed Care Pilot for period of January 1, 2005 through June 30, 2005; authorization to negotiate contract extension to Partnership HealthPlan of California contract through June 30, 2005, for Managed Care pilot administration; authorize use of unanticipated Realignment funds in amount of \$400,000, correction noted the contract amount with CMSP should read \$7.9 million.

19) Adopt resolution amending Alphabetical list of Classes and Salaries to add classification of Chief Public Defender Investigator Unit #62 with approximate annual salary of \$73,528 - \$89,372; adopt resolution amending Allocation List to add 1.0 FTE Chief Public Defender Investigator position and delete 1.0 FTE Public Defender Investigator position in main Public Defender office; add 1.0 FTE Public Defender Investigator position in Conflict Defender office, removed from the Consent Calendar.

So ordered by a vote of 4-0; Supervisor Kromm excused.

## CONSENT CALENDAR

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to approve the following Consent Calendar items by a vote of 4-0; Supervisor Kromm excused.

13) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF SEPTEMBER 7, 2004, as outlined in the Agenda Submittal from the Clerk of the Board dated September 28, 2004, incorporated herein by reference, approved.

14A) RESOLUTION NO. 2004-175 DEDICATING A PORTION OF CORDELIA ROAD IN MEMORY OF SOLANO COUNTY DEPUTY SHERIFF JOHN P. SANDLIN, adopted. (see Resolution Book)

14B) RESOLUTION NO. 2004-176 IN SUPPORT OF THE HARBISON HOUSE RESTORATION PROJECT AT THE NUT TREE, adopted. (see Resolution Book)

15) PROPERTY TAX ADMINISTRATION FEES FOR FY2004-05, as outlined in the Agenda Submittal from the Auditor/Controller dated September 28, 2004, incorporated herein by reference, approved.

16A) RESOLUTION NO. 2004-177 RECOGNIZING OCTOBER 2004 AS DOMESTIC VIOLENCE AWARENESS AND PREVENTION MONTH, adopted. (see Resolution Book)

16B) RESOLUTION NO. 2004-178 DECLARING THE MONTH OF OCTOBER 2004 AS MULTI-CULTURAL AWARENESS MONTH IN SOLANO COUNTY, adopted. (see Resolution Book)

16C) RESOLUTION NO. 2004-179 AUTHORIZING THE LOAN OF FUNDS TO CORDELIA FIRE PROTECTION DISTRICT PURSUANT TO GOVERNMENT CODE SECTIONS 23010 AND 23010.1, adopted. (see Resolution Book)

16D) CHERRYROAD TECHNOLOGIES SELECTED AS THE IMPLEMENTATION PARTNER RE IMPLEMENTATION OF THE PEOPLESFT HUMAN RESOURCES MANAGEMENT SYSTEM TIME AND LABOR APPLICATION, as outlined in the Agenda Submittal from Department of Information Technology dated September 28, 2004, incorporated herein by reference, approved and County Administrator authorized to sign said contract and amendments on behalf of Solano County.

16E) AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH TABOR CONSULTING RE CONSULTATION SERVICES FOR PRENATAL I AND II FUNDING PROCESS, GRANT MANAGEMENT AND COLLABORATIVE DEVELOPEMENT, as outlined in the Agenda Submittal from County Administrator's Office dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

17) RESOLUTION NO. 2004-180 APPROVING THE MEMORANDUM OF UNDERSTANDING WITH THE STATIONARY ENGINEERS, LOCAL 39, UNIT 10 SKILLED CRAFT & SERVICE MAINTENANCE WORKERS FOR 2004-2007 AND AMEND THE ALPHABETICAL LISTING OF CLASSES AND SALARIES TO REFLECT ANY SALARY ADJUSTMENTS (ALSO UNREPRESENTED EXECUTIVE MANAGEMENT, SENIOR MANAGEMENT AND CONFIDENTIAL EMPLOYEES, COUNTY ADMINISTRATOR'S OFFICE), adopted. (see Resolution Book)

18A) AUTHORIZATION TO NEGOTIATE CONTRACT WITH COUNTY MEDICAL SERVICES GOVERNING BOARD (CMSP) TO CONTINUE MANAGED CARE PILOT, as outlined in the Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

AUTHORIZATION TO NEGOTIATE CONTRACT EXTENSION TO PARTNERSHIP HEALTHPLAN OF CALIFORNIA CONTRACT RE MANAGED CARE PILOT ADMINISTRATION, as outlined in the Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

USE OF UNANTICIPATED REALIGNMENT FUNDS IN AMOUNT OF \$400,000, as outlined in the Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved

18B) AMENDMENT TO CONTRACT WITH BAY AREA TRANSLATIONS RE LANGUAGE INTERPRETATION SERVICES, as outlined in the Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

18C) SUBMISSION OF 2004 CONTINUUM OF CARE ONE-YEAR RENEWAL GRANT APPLICATION TO HOUSING AND URBAN DEVELOPMENT (HUD) RE HOMELESS SERVICES, as outlined in the Agenda

Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

18D) AMENDMENT TO AGREEMENT WITH CHILD HAVEN, as outlined in the Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

APPROPRIATION TRANSFER IN AMOUNT OF \$35,000 FROM UNANTICIPATED REVENUE, as outlined in the Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, approved.

20) WORKFORCE INVESTMENT ACT STRATEGIC FIVE YEAR PLAN – FIFTH YEAR MODIFICATION FOR PROGRAM YEAR 2004-2005, as outlined in the Agenda Submittal from Workforce Investment Board dated September 28, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

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

21) East Vallejo Fire Protection District:  
Hold Quarterly Meeting: No business to conduct

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

#### ORDERS

19) CONSIDERATION TO CREATE CHIEF PUBLIC DEFENDER INVESTIGATOR POSITION AND OTHER STAFFING CHANGES IN THE PUBLIC DEFENDER AND CONFLICT DEFENDER OFFICES, CONTINUED TO OCTOBER 5, 2004

The Board was provided with an Agenda submittal from the Public Defender dated September 28, 2004, incorporated herein by reference.

County Administrator Michael Johnson noted that nothing will change by continuing the matter to October 5, 2004, and discussed recruitment possibilities, and encouraged the Board take action. Supervisor Vasquez voiced concern that Mr. Grubel was unaware of this action, and suggested bringing the matter back after Mr. Grubel has spoken with the department.

Supervisor Forney feels nothing will change by continuing this matter, understands the frustration by Mr. Grubel, and feels the matter should go forward.

Yolanda Irigon, Director of Human Resources, noted the creation of the Chief Public Defender Investigator is not in the jurisdiction of the Civil Service Commission or the unions, which the union's net loss is for a ½ time position.

Responding to a question posed by Supervisor Forney relative to any changes by next week, Mr. Grubel feels that there will probably not be any changes after the discussion with Mr. Thoma, feels the question as to why this is being created as a management position as opposed to a supervisory position has not been addressed, and does not understand the justification.

A motion was made by Supervisor Vasquez and seconded by Supervisor Kondylis to continue the matter, the motion failed on a vote of 2-2.

Chairman Silva made a motion to approve the item; the motion died for lack of a second.

The matter was continued to October 5, 2004.

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

Rural North Vacaville Water District

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

25) CONSIDERATION TO APPOINT A SOLANO COUNTY REPRESENTATIVE TO THE INDEPENDENT TAXPAYERS WATCHDOG COMMITTEE FOR THE TRAFFIC RELIEF PLAN FOR MEASURE A, CONTINUED

TO OCTOBER 5, 2004

The Board was provided with an Agenda Submittal from Chairman Silva dated September 28, 2004, incorporated herein by reference.

Chairman Silva suggested the matter be continued to October 5, 2004.

26A) STATUS REPORT ON FEDERAL LEGISLATION OF IMPORTANCE AND APPROPRIATIONS REQUESTS, RECEIVED

David Turch, Solano County's Federal Legislative Advocate in Washington D.C., reviewed the information contained in the Agenda Submittal from the County Administrator's Office dated September 28, 2004, incorporated herein by reference, regarding a status report on Federal legislation of importance and Federal Appropriations requests. Mr. Turch further discussed questionable conduct in Washington D.C. and the direct fiscal impacts to Solano County, the status of appropriations bills, progress relative to Indian Gaming, no continuing legislation in, impacts of this political year, very good chance of success for funding in the Radio Inoperability Project and the Nut Tree Airport Rehab Project, the need to pass a reauthorization for the Federal Transportation Bill by September 30, the twelve remaining appropriations bills that still need to be addressed, and discussed the BRAC process.

There was a brief discussion relative to a Net Donor State, advantages for the County of representation in Washington D.C. by Mr. Turch, and the importance of addressing Radio Inoperability in the County.

26B) PRESENTATION ON THE STATUS OF THE 2005 BASE REALIGNMENT AND CLOSURE (BRAC) PROCESS, RECEIVED

The Board was provided with an Agenda Submittal from the County Administrator's Office dated September 28, 2004, incorporated herein by reference, regarding the Federal Realignment Base Closure process.

Jim Curtis, Travis Community Consortium, provided the Board with a handout titled "Travis Community Consortium", incorporated herein by reference, noted the importance of Solano County continuing to speak loud and clear in support of Travis AFB, and the two-year Base Realignment And Closure (BRAC) process. Mr. Curtis outlined a number of things the Consortium has done such as meeting with the Air Mobility Command to let them know what Travis means to the County and the cities; noted projects at Travis accounting for \$44.8 million for infrastructure upgrades. Mr. Curtis noted the mission at Travis is improving with the upgrading of the C-5, outlined the steps that will be taken prior to any recommendations on closures, and noted the consortium will continue to stay in action, and discussed further opportunities to support and defend Travis.

Responding to questions posed by Supervisor Kondylis regarding an engine storage facility, Mr. Curtis noted the facility is for storage of C-17 engines that are swapped out.

Supervisor Vasquez thanked Mr. Curtis for his efforts, noted BRAC is a real threat, and the key to maintaining Travis are the number of missions. Travis needs to be as viable as possible for the Air Force and other armed services; Mr. Curtis noted BRAC is a good process, due to limited funding you need to make sure to keep the bases and infrastructure that is really needed. Travis is the largest airlift wing in the Air Force, and it is important to keep Travis for the defense of the Country and California.

Supervisor Forney discussed the many improvements that are being done at Travis, Mr. Curtis noted the improvements add to the military value of the base.

Assistant County Administrator Darby Hayes has requested Mr. Curtis to present quarterly reports to the Board, and noted Mr. Curtis will provide briefing information to Board members if they are going to meet with anyone from Congress or the Senate.

26C) BOARD OF SUPERVISORS MEETINGS OF NOVEMBER 23, 2004 AND DECEMBER 28, 2004, CANCELLED

The Board was provided with an Agenda Submittal from the County Administrator's office dated September 28, 2004, incorporated herein by reference, regarding modifying the Board of Supervisors meeting schedule for the months of November and December.

Donald Tipton, Vallejo, suggested the Board cancelled the Board meeting of November 2, 2004 to allow more County staff to be at the polling places to ensure there are no problems during the Presidential Election.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to cancel the Board of Supervisors Meetings of November 23, 2004 and December 28, 2004. So ordered by a vote of 4-0; Supervisor Kromm excused.

27) MASTER LIST OF CONTRACTS EFFECTIVE OCTOBER 1, 2004, APPROVED

RESOLUTION NO. 2004-181 APPROVING VARIOUS AGREEMENTS WITH THE STATE OF CALIFORNIA, ADOPTED

RESOLUTION NO. 2004-182 DELEGATING SIGNATURE AUTHORITY TO THE DIRECTOR OR DEPUTY DIRECTOR/HEALTH OFFICER OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, ADOPTED

The Board was provided with an Agenda Submittal from Health and Social Services dated September 28, 2004, incorporated herein by reference, regarding the Master List of Contracts for 2004.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to approve the Master List of Contracts effective October 1, 2004, to adopt Resolution No. 2004-181 and Resolution No. 2004-182. So ordered by a vote of 4-0; Supervisor Kromm excused. (see Resolution Book)

APPOINTMENTS/RESIGNATIONS TO BOARDS AND COMMISSIONS

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve the following appointments and/or resignations to Boards and Commissions. So ordered by a vote of 4-0; Supervisor Kromm excused.

28A) BETTY MASON AND JOHN C. MANGELS APPOINTED TO AGRICULTURAL ADVISORY COMMITTEE, as outlined in the Agenda Submittal dated September 28, 2004, incorporated herein by reference.

28B) SHIRLEY STACY REAPPOINTED TO IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY ADVISORY COMMITTEE, as outlined in the Agenda Submittal dated September 28, 2004, incorporated herein by reference, for a term to expire November 7, 2008.

28C) CHRISTIANE K. MONROE REAPPOINTED TO LIBRARY ADVISORY COUNCIL, as outlined in the Agenda Submittal dated September 28, 2004, incorporated herein by reference, for a term to expire September 30, 2008.

28D) APPOINTMENT OF REVEREND REY BERNARDES TO CHILD ABUSE PREVENTION COUNCIL SOLANO, as outlined in the Agenda Submittal from the Children's Network dated September 28, 2004, incorporated herein by reference.

ADJOURN - This meeting of the Board of Supervisors adjourned at 11:25 a.m.

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John F. Silva, Chair

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Maggie Jimenez  
Clerk to the Board of Supervisors