

## Minutes For June 28, 2005

### SOLANO COUNTY BOARD OF SUPERVISORS

June 28, 2005

#### M I N U T E S

The Solano County Board of Supervisors met on the 28th day of June, 2005 in regular session in the Chambers of the Board of Supervisors of the County of Solano in the Solano County Administrative Center, 675 Texas Street, Fairfield, California at 8:30 A.M. pursuant to County Code Section 2-1.103. Present were Supervisors Kromm, Reagan, Silva, and Vice-Chair Vasquez. Chairwoman Kondylis arrived at 8:31 a.m. 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 8:31 a.m. to convene in Closed Session on the following matters:

- A) Labor Negotiations: Unit #1 Attorneys, Chief Negotiator: Craig Jory.
- B) Appointment: Position Title: County Agricultural Commissioner/Sealer of Weights and Measures.
- C) Property Negotiations: Property: 300 County Airport Road, Corporate Hangar #B-6 Vacaville; Negotiating parties: Veronica Ferguson, General Services Director; Andy Swanson, Airport Manager; and Peng Leong, Under Negotiation: Price and Terms.

#### Agenda Item No. 4 Open Session

The Board of Supervisors reconvened in Open Session at 9:15 a.m. All members were present. 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

Cathy Houck, Grand Jury Foreperson, led all in the Pledge of Allegiance to the Flag and a Moment of Silence.

#### Agenda Item No. 7 Presentations

The Board of Supervisors received a presentation regarding the successful conclusion of the False Claims Act Lawsuit against Lionsgate Corporation with regard to the Ledgewood Road Bridge as outlined in the Agenda Submittal from the Department of Resource Management dated June 28, 2005, incorporated herein by reference; received a check in the amount of \$892,481, representing Solano County's award from Lionsgate Corporation; and presented a check in the amount of \$713,985 to Caltrans and the Federal Highway Administration (FHWA), representing 80 percent of the amount of the award, in recognition of the funding and support provided by those agencies to

the County's lawsuit against Lionsgate Corporation.

Agenda Item No. 8  
Items From the Public/  
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 individuals made public comments:

- A. Cathy Houck, Grand Jury Foreperson, presented the following 2004-2005 Grand Jury Reports:
  - 1. Suisun Marsh Oil Spill
  - 2. Child Protective Services
  - 3. Solano County Food Bank Operations
- B. Jane Graff, MFT, expressed concerns that her work as an extra help employee had ended and that she felt that the deaf population would be underserved.
- C. Director of Health and Social Services introduced Christiana Smith as a new member of his staff who would be assisting in the launching of the CalWIN Program in Yolo County.
- D. Supervisor Silva requested that this meeting be adjourned in memory of Helen Scofield.
- E. Supervisor Vasquez requested that this meeting be adjourned in memory of Monte Ray "Pop" Sell and Parker Browder Burns.
- F. Supervisor Reagan requested that this meeting be adjourned in memory of George R. Tucker.

Agenda Item No. 9  
Approval of Agenda

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

Item No. 12 – Removed from the Consent Calendar and added to the Regular Calendar. Amended Agenda Submittal to reflect the date of June 28, 2005 and to add the name of Jearl (Jerry) Howard as being appointed Agricultural Commissioner/Sealer of Weights and Measures.

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

Agenda Item No. 10  
Public Comment on 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:

- 11. Approved the meeting minutes of the Board of Supervisors meeting of May 3, 2005, May 10, 2005, and June 14, 2005; Rural North Vacaville Water District for May 10, 2005; and In-Home Supportive Services for June 14, 2005.

13. Approved the addition of Sunday hours from 1:00 p.m. to 5:00 p.m. for the Vacaville Public Library – Town Square Library.
  14. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-156 authorizing the sale and issuance of Vacaville Unified School District General Obligation Bonds Election of 2001, Series 2005, in a Principal amount not to exceed \$32,000,000. (see Resolution Book)
  15. Approved an Appropriation Transfer Request from the Department of Child Support Services (DCSS) Salary Savings to Rents and Leases in the amount of \$143,108 to fund building lease costs for Departmental programs.
  - 16A. Approved a contract increase of \$3,200 for EDAW, the environmental consultant for the Hay Road Landfill Expansion Project which increases the contract amount to \$104,540. Approved time extensions of contracts with Mead and Hunt, Pacific Municipal Consultants, Bay Area Economics, and Ken Solomon until June 30, 2006.
  - 16B. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-157 approving the Parcel Map from Elizabeth P. Lee and Chiang J. Lee for Minor Subdivision MS-04-07, and accepting the dedication of property for road purposes on Maxwell Lane and Bulkley Road. Approved and authorized Chairwoman Kondylis to sign the agreement in reference to improvements for Minor Subdivision MS-04-07 which provides for the acceptance of in-lieu fees in the amount of \$10,761 for road improvements on Maxwell Lane. (see Resolution Book)
  - 16C. Authorized the Director of Resource Management to negotiate and sign on behalf of Solano County an agreement with the City of Winters regarding improvements to the former Railroad Bridge over Putah Creek near the City of Winters to accommodate pedestrians and bicyclists. Solano County would apply for a grant from the Metropolitan Transportation Commission (MTC) in the amount of \$180,000 as a contribution to the project. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-158 requesting MTC to allocate Transportation Development Act (TDA) Article 3 funds in the amount of \$180,000 for construction of the improvements. (see Resolution Book)
  - 16D. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-159 authorizing the Department of Resource Management to file a quotation with the United States Environmental Protection Agency for a \$74,996 grant to conduct a study for underground injection wells located in the area of Solano County within the Central Valley Regional Water Quality Control District boundary. Authorized the County Administrator to sign the Bid Quotation. (see Resolution Book)
  - 16E. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-160 authorizing the Director of Resource Management to apply to the Metropolitan Transportation Commission (MTC) for \$728,702 in FY 2005-06 Transportation Development Act Article 8 (TDA) funds. (see Resolution Book)
  - 16F. Approved and authorized the County Administrator to sign a professional services agreement with Bureau Veritas for construction plan review and construction inspection services of Shiloh Wind Partners LLC, enXco, Shiloh I Wind Plant Project in the amount of \$228,000.
  - 16G. Scheduled a public hearing on July 26, 2005 at 9:00 a.m. on the Green Valley Open Space Maintenance District Assessments for FY 2005-2006. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-161 directing preparation of Annual Engineer's Report. Adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-162, Resolution of Intention to Order Improvements and Levy Assessments for the Green Valley Open Space Maintenance District. (see Resolution Book)
- MOTION: Silva. SECOND: Reagan.  
 AYES: Kromm, Reagan, Silva, Vasquez, Kondylis.

Agenda Item No. 12  
 Agricultural Commissioner/Sealer of Weights and Measures

The Board was provided with and Agenda Submittal from the County Administrator dated June

28, 2005, incorporated herein by reference, requesting the Board to consider the appointment of the Agricultural Commissioner/Sealer of Weights and Measures.

The Board approved the appointment of Jearl (Jerry) Howard as the Agricultural Commissioner/Sealer of Weights and Measures effective July 25, 2005.

MOTION: Silva. SECOND: Vasquez.

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

#### Item No. 19

##### Solano Resource Conservation District

The Board received an Agenda Submittal from County Counsel dated June 28, 2005, incorporated herein by reference, requesting the Board to review the applications and appoint Directors to the Solano Resource Conservation District.

At the conclusion of consideration and discussion, the Board adopted and authorized Chairwoman Kondylis to sign Resolution No. 2005-163 appointing Directors to the Solano Resource Conservation District to fill the vacancies as follows: (see Resolution Book)

- |    |                |                                  |
|----|----------------|----------------------------------|
| A. | Marion Burton  | Term to expire November 26, 2008 |
| B. | Randi Thompson | Term to expire November 26, 2008 |
| C. | Paul Lum       | Term to expire November 26, 2008 |
| D. | John Knowles   | Term to expire November 26, 2006 |

MOTION: Vasquez. SECOND: Reagan.

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

#### Agenda Item No. 20

##### Adjournment

The Board of Supervisors adjourned this meeting at 9:55 a.m. in memory of the following:

- |    |                       |
|----|-----------------------|
| A. | Helen Scofield        |
| B. | Monte Ray "Pop" Sells |
| C. | George R. Tucker      |
| D. | Parker Browder Burns  |

The Board of Supervisors reconvened in budget hearings at 10:00 a.m. to discuss Health and Social Services Programs and to consider adoption of the FY2005/06 Proposed Budget.

The next meeting of the Board of Supervisors will be July 26, 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