

Minutes For August 12, 2003

The Solano County Board of Supervisors met in regular session on this day at 9:01 a.m. The meeting was called to order by Chairman Kromm followed by the Pledge of Allegiance and a moment of silence. Present were Supervisors Forney, Vasquez, and Chairman Kromm. Supervisor Kondylis arrived at 9:02 and Supervisor Silva was excused.

ITEMS FROM THE FLOOR

APPEARANCE BY DONALD TIPTON, RE VARIOUS ISSUES

Donald Tipton, Vallejo, voiced concerns regarding the 2002-2003 Grand Jury Report and the revisiting of the zoning and code enforcement issues in Homeacres, with getting Homeacres out of blight, with a possible conflict of interest for Supervisor Kondylis regarding the vote for the provision of dental and vision services for domestic partners, and commended the Board on the approach to the reorganization of violence prevention councils.

County Counsel Dennis Bunting noted there was no conflict of interest for Supervisor Kondylis.

CONSENT CALENDAR COMMENTS

(Item 13) Approval of an agreement with the City of Benicia for the County to provide County Surveyor services on a reimbursable basis; authorize the County Administrator to sign the agreement.

Donald Tipton, Vallejo, feels that there should be estimates of income for the County, some type of work and cost projections should be included with the item and questioned that if there is staff available to do work for the City of Benicia do they have enough work with County or is this work should be done on overtime.

Responding to questions posed by Chairman Kromm regarding the number of hours required, and costs, Director of Transportation Charlie Jones noted this would require less than 10 hours of work per month, and the City of Benicia will be billed back for staff time.

APPROVAL OF AGENDA

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve the submitted Agenda, incorporated herein by reference. So ordered by a vote of 4-0; Supervisor Silva excused.

CONSENT CALENDAR

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

(Item 10) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF JULY 22, 2003; RURAL NORTH VACAVILLE WATER DISTRICT JULY 22, 2003, as outlined in the Agenda Submittal from the Clerk of the Board dated August 12, 2003, incorporated herein by reference, approved.

(Item 11) AGREEMENTS WITH KITCHELL OF SACRAMENTO, AND SWINERTON MANAGEMENT AND CONSULTING, INC. RE PROJECT/ CONSTRUCTION MANAGEMENT AND ANCILLARY ARCHITECTURAL/ ENGINEERING SERVICES, as outlined in the Agenda Submittal from General Services dated August 12, 2003, incorporated herein by reference, approved and General Services Director or designee authorized to sign said contract on behalf of Solano County.

(Item 12) RESOLUTION NO. 2003-177 PROVIDING FOR THE BORROWING OF FUNDS ON BEHALF OF THE VALLEJO CITY UNIFIED SCHOOL DISTRICT FOR FISCAL YEAR 2003-04 AND THE ISSUANCE AND SALE OF NOT TO EXCEED \$20,000,000 OF 2003-04 TAX AND REVENUE ANTICIPATION NOTES FOR SAID DISTRICT BY A NEGOTIATED SALE PURSUANT TO A NOTE PURCHASE CONTRACT, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID NOTE PURCHASE CONTRACT, AND AUTHORIZING EXECUTION OF NECESSARY CERTIFICATES, adopted. (see Resolution Book)

(Item 13) AGREEMENT WITH CITY OF BENICIA RE COUNTY SURVEYOR SERVICES, as outlined in the Agenda Submittal from Transportation dated August 12, 2003, incorporated herein by reference, approved and County Administrator authorized to sign said contract on behalf of Solano County.

ORDERS

(Item 15) RESOLUTION NO. 2003-178 IN SUPPORT OF THE BAY AREA ALLIANCE FOR SUSTAINABLE COMMUNITIES COMPACT FOR A SUSTAINABLE BAY AREA, ADOPTED

The Board was provided with an Agenda Submittal from the County Administrator's Office dated August 12, 2003, incorporated herein by reference, regarding supporting the "Compact for a Sustainable Bay Area" that identifies ten challenges to the region's well being.

Gerald Raycraft, Planning Director for Association of Bay Area Governments (ABAG), noted the Bay Area Alliance for Sustainable Communities is a volunteer organization and described the mission to find ways on how the Bay Area can grow in a more sustainable way. Mr. Raycraft

noted the compact is not intended to be prescriptive on local government on what should be done in terms of accommodating growth or practicing sustainability; it is intended as a guide. This is an outline of principles that local leaders can commit to take into consideration when making decisions. Mr. Raycraft discussed activities relative to the Regional Housing Needs Determination Process and the Smart Growth Strategy Regional Livability Footprint Project and the confusion surrounding these activities, and noted the commitments are consistent with the Solano County growth guidelines.

The name of the organization has also evolved from the Bay Area Alliance for Sustainable Development to the Bay Area Alliance for Sustainable Communities to reflect a more holistic view of our communities, and noted this resolution is to show support for the dialogue of engagement that occurred around the Compact for a Sustainable Bay Area, and for local government and businesses to take the commitments into consideration in the decision making process.

Responding to questions posed by Chairman Kromm regarding where this will go from here, Mr. Raycraft discussed the work being done on the implementation stag, further meetings relating to sustainability on a broader range, and incentives from the State.

Supervisor Kondylis feels the County is ahead of the curve relative to the ten commitments to action, which fit with what has been done in the County, and suggested in the future explaining that the trade offs for high-density housing is the preservation of open space and farmland.

Chairman Kromm agreed that the revised ten commitment points are consistent with the way Solano County has been working, and feels the language is good.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to adopt Resolution No. 2003-178 In Support of the Bay Area Alliance for Sustainable Communities Compact for a Sustainable Bay Area. So ordered by a vote of 4-0; Supervisor Silva excused.

(Item 16) NEGATIVE DECLARATION AND REZONING PETITION NO. Z-02-07 OF JEFF SCROGINGS APPROVED

ORDINANCE NO. 1633 AMENDING CHAPTER 28, SECTION 28-15 OF THE SOLANO COUNTY CODE TO REZONE PROPERTY LOCATED AT THE NORTHEAST CORNER OF MIDWAY ROAD AND HWY 505 (APN 106-210-29), NORTH OF THE CITY OF VACAVILLE, FROM EXCLUSIVE AGRICULTURE (A-20) TO PARK (P), ADOPTED

Scheduled on the agenda for this day was consideration of a proposed ordinance, which would rezone a 24-acre parcel, located at the Northeast corner of Midway Road and Hwy 505 (APN 106-210-29) from Exclusive Agriculture (A-20) to Park (P) to facilitate the operation of a paintball park. On motion of Supervisor Vasquez and seconded by Supervisor Forney, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 3-0; Supervisors Kondylis and Silva excused.

Matt Walsh, Department of Environmental Management, reviewed the information contained in the Agenda Submittal from his department dated August 12, 2003 through a visual presentation, incorporated herein by reference, highlighting the Location Map, General Plan Zoning in the area, a Site Plan, and photos of the Project Site.

Responding to questions regarding liability issues posed by Chairman Kromm, County Counsel Dennis Bunting noted the liability would rest with the park operator.

Responding to questions posed by Chairman Kromm regarding parcel ownership, and the prohibition of alcohol, Mr. Walsh noted Ed Biggs owns the parcel, and that Mr. Scrogings is not proposing to serve any beverages or any food items at the site, and noted this is a petition to rezone the property to allow for that use.

Chairman Kromm opened the public hearing.

Mr. Scrogings noted alcohol will not be allowed at this park, and described Paint Ball as a family sport.

Responding to questions posed by Supervisor Vasquez regarding posting that no alcoholic beverages are allowed, Mr. Scrogings acknowledged it would be no problem to post that no drugs or alcohol are allowed.

There was a brief discussion regarding signage for the park.

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

On motion of Supervisor Vasquez and seconded by Supervisor Kondylis, the Board acted to adopt the Negative Declaration and approval of Rezoning Petition No. Z-02-07 of Jeff Scrogings, and to adopt Ordinance No. 1633 amending Chapter 28, Section 28-15 of the Solano County Code to Rezone Property Located at the Northeast Corner of Midway Road and HWY 505 (APN 106-210-29), North of the City of Vacaville, from Exclusive Agriculture (A-20) to Park (P). So ordered by a vote of 4-0; Supervisor Silva excused. (see Ordinance Book)

(Item 17A) JAMES LEWIS REAPPOINTED TO THE COMMUNITY ACTION AGENCY

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to reappoint James Lewis to the Community Action Agency for a term to expire August 12, 2006. So ordered by a vote of 4-0; Supervisor Silva excused.

(Item 17C) CRIS GALLAGHER, LOIS A. SIMMONS, SAUNDRA P. JONES, ILA MAKI, VINDA GUZMAN AND JACQUE WOLFRAM REAPPOINTED TO THE MATERNAL, CHILD AND ADOLESCENT HEALTH (MCAH) ADVISORY BOARD

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to reappoint Cris Gallagher, Lois A. Simmons, Sandra P. Jones, Ila Maki, Vinda Guzman and Jacque Wolfram to the Maternal, Child and Adolescent Health (MCAH) Advisory Board. So ordered by a vote of 4-0;

Supervisor Silva excused.

(Item 17B) AMENDMENTS TO THE BYLAWS OF THE MATERNAL, CHILD AND ADOLESCENT HEALTH (MCAH) ADVISORY BOARD, APPROVED

The Board was provided with an Agenda Submittal from the Department of Health and Social Services dated August 12, 2003, incorporated herein by reference, outlining changes to the bylaws for MCAH.

Chairman Kromm voiced concern regarding term limits on page 2 of 4 Section 2, and "unexcused" absences as listed on page 2 of 4 Section 4; suggested striking the word "unexcused" to read Three (3) consecutive unexcused absences or four (4) unexcused absences during a twelve-month period...

Chairman Kromm also suggested there be no limit on the number of terms a member can serve.

Supervisor Kondylis agreed with the unexcused absences suggestion, and discussed problems with term limits.

Supervisor Forney agrees there should be no term limits, and voiced concern regarding Section 2 and limiting the number of people that can retire within one year and feels the Board should not dictate that.

Supervisor Vasquez noted the importance of not limiting the number of terms a person can serve.

Following a brief discussion The Board agreed as follows: "Section 2. Term of Office: The term of office for each member of the MCAH Advisory Board shall be for a period of three (3) years." The remainder of the section was struck. Jim Williams, Vacaville, feels term limits are beneficial, and that new people bring fresh ideas and thoughts to boards.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to approve amendments with the recommended changes to the Bylaws of the Maternal, Child and Adolescent Health (MCAH) Advisory Board. So ordered by a vote of 4-0; Supervisor Silva excused.

ADJOURN - This meeting of the Board of Supervisors adjourned at 9:46 a.m.

Duane Kromm, Chairman

Maggie Jimenez
Clerk to the Board of Supervisors