

Minutes For September 23, 2003

The Solano County Board of Supervisors met in regular session on this day at 8:32 a.m. Chairman Kromm called the meeting to order. Present were Supervisors Forney, Silva, Vasquez and Chairman Kromm; Supervisor Kondylis arrived at 8:35 a.m.

PUBLIC COMMENT

APPEARANCE BY DONALD TIPTON RE SUPPORT TO COMPLETE FAIR NEGOTIATIONS FOR THE DEPUTY SHERIFFS

Donald Tipton, Vallejo, feels additional public information should be available regarding the existing litigation matter of Vallejo City Unified School District et al. v. City of Vallejo et al, and expressed concern regarding the ongoing negotiations with the Deputy Sheriffs. Mr. Tipton submitted an article and a letter from Sheriff Gary Stanton that were printed in the Vallejo Times Herald, incorporated herein by reference, regarding these negotiations, and feels the issues need to be resolved to finalize the negotiations.

CLOSED SESSION: The Board moved into Closed Session at 8:37 a.m. to discuss Meet and Confer: Deputy Sheriff's Association, Units 3 & 4 and Correctional Officers, Unit 13 with Craig Jory, Chief Negotiator; Meet and Confer: Correctional Officers, Unit 14 with Steve Janice, Chief Negotiator; Meet and Confer: Deputy Probation Officer and Group Counselor Classification with Michael Helms, Chief Negotiator; Meet and Confer: All Bargaining Units with Yolanda Irigon, Chief Negotiator, Existing Litigation: Vallejo City Unified School District et al. v. City of Vallejo et al, and Property Negotiations: 625 Broadway Street, Fairfield (APN 0030- 292-160) Negotiating Parties: Russell Kalis, owner and Darby Hayes, Assistant County Administrator; Under Negotiation: price and terms of payment. The Board moved out of Closed Session at 9:32 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:37 a.m. with the Pledge of Allegiance and a moment of silence.

PRESENTATIONS

(Item 7A) RESOLUTION NO. 2003-203 RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS AND PREVENTION MONTH, ADOPTED

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2003-203 Recognizing October as Domestic Violence Awareness and Prevention Month. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Kondylis presented the resolution to

Rita Iravani, Office of Family Violence Prevention, accepting on behalf of SafeQuest Solano.

(Item 7B) RESOLUTION NO. 2003-204 DECLARING OCTOBER 2003 AS MULTI-CULTURAL AWARENESS MONTH, ADOPTED

On motion of Supervisor Vasquez and seconded by Supervisor Kondylis, the Board acted to adopt Resolution No. 2003-204 Declaring October, 2003 as Multi-Cultural Awareness Month. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Chairman Kromm presented the resolution to Elda Finnegan, Hispanic Representative of the Equal Employment Opportunity Committee, who thanked the Board for the ongoing support recognizing the diversity of the County.

Chairman Kromm noted Solano County is the most diverse county in the State, with Vallejo ranking number 1 and Fairfield in the top 10.

(Item 7C) RESOLUTION NO. 2003-205 RECOGNIZING MICHAEL A. MARTIN UPON HIS RETIREMENT FOR HIS MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Supervisor Forney and seconded by Supervisor Kondylis, the Board acted to adopt Resolution No. 2003-205. The Board further acted to authorize a Plaque of Appreciation for Michael A. Martin. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Vasquez presented Mr. Martin with Resolution No. 2003-205 and the Plaque of Appreciation honoring him upon his retirement after 30 years of service to Solano County as Park Ranger Supervisor.

Tony Norris, Park Services Manager, discussed Mr. Martin's exceptional career.

Tim Wakefield, Bureau of Reclamation Department of the Interior, presented Mr. Martin with a Certificate of Thank You for his many years of service at Lake Solano.

ITEMS FROM THE FLOOR

APPEARANCE BY DONALD TIPTON RE RESPONSES FROM THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Donald Tipton, Vallejo, voiced concern that he has not received a response from Birgitta Corsello Director of Environmental Management.

APPEARANCE BY DIXON MAYOR MARY ANN COURVILLE REQUESTING A MORATORIUM ON APPROVING DAIRIES AND FEED LOTS

Dixon Mayor Mary Ann Courville, representing the Solano County Mayors

Committee, presented the Board with a packet containing resolutions from the City of Benicia, the City of Dixon, the City of Fairfield, the City of Rio Vista, the City of Vacaville, the City of Vallejo, and the Solano County Mayors Conference requesting the Board institute a moratorium on issuing approval for any additional large-scale dairies, to amend the County code to include minimum distances from the sphere of city influence, and to require a full Environmental Impact Report on dairies and feed lots.

Chairman Kromm briefly commented on the process that will be taking place on a recently approved permit and the extensive review process that will be taking place.

APPEARANCE BY ELAINE RAIRDEN RE FAMILY VIOLENCE PREVENTION SERVICES

Elaine Rairden, Solano Partnership Against Violence, read a letter dated September 22, 2003, incorporated herein by reference, voiced concern regarding the lack of an open and public process by the Board's Family Violence Prevention Ad Hoc Committee to review the structural relationship between family violence councils and the Board of Supervisors.

Supervisor Kondylis noted the purpose of the Ad Hoc committee is to look at how the people of the County can be better served through a more coordinated and efficient response to family violence. The information requested from the boards and commissions is necessary to provide background information before the open meeting process will begin.

A short discussion followed regarding the open meeting process.

APPEARANCES BY LEE FOSTER AND VIVIAN DEFENDINI RE RETAINING DR. KENNETH LIPMAN AS SOLANO COUNTY MEDICAL DIRECTOR

Lee Foster, Consumer Self Help Center, voiced concern that Dr. Kenneth Lipman Medical Director for Mental Health, is contemplating leaving employment with Solano County, the salary study performed by Maximus and the effects this has had on the salary of the Medical Director. Mr. Foster submitted a letter from NAMI and letters of support by many of the clients at Circle of Friends supporting Dr. Lipman, and requested necessary action be taken to retain Dr. Lipman as Medical Director.

Vivian DeFendini, New Horizon and Self Help Center, discussed her health and life challenges and the help and support Dr. Lipman has provided, the trust that he has built, and requested that the Board work to keep Dr. Lipman employed by the County.

APPROVAL OF AGENDA

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

(Item 3) CLOSED SESSION: Property Negotiations: 625 Broadway Street,

Fairfield (APN 0030- 292-160) Negotiating Parties: Russell Kalis, owner and Darby Hayes, Assistant County Administrator; Under Negotiation: price and terms of payment, added to the agenda.

(Item 15B) Approval of an extension to the Memorandum of Understanding, between the City of Vallejo, Triad Communities, LP and Solano County from September 26, 2003 through December 31, 2003, for the development of a Public Facility Master Plan for a Government Center Complex on or adjacent to County property located on Tuolumne Street in the City of Vallejo; authorize the County Administrator to sign the Extension, the title of the agreement was changed to read "First Amendment to the Cooperative Planning Agreement Between the County of Solano County, the City of Vallejo and Triad Communities, L.P.

(Item 17) Adoption of a resolution authorizing application to the State for Roberti-Z'Berg-Harris grant program funds in the amount of \$634,098 for FY2003/04 under the Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Bond Act of 2002 (Proposition 40), removed from the Consent Calendar.

So ordered by a vote of 5-0.

CONSENT CALENDAR

On motion of Supervisor Silva and seconded by Supervisor Forney, the Board acted to approve the following Consent Calendar items by a vote of 5-0; but Chairman Kromm voted no on 15B.

(Item 13) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF AUGUST 26, 2003, SEPTEMBER 2, 2003, AND SEPTEMBER 9, 2003; RURAL NORTH VACAVILLE WATER DISTRICT SEPTEMBER 2, 3003, as outlined in the Agenda Submittal from the Clerk of the Board dated September 23, 2003, incorporated herein by reference, approved.

(Item 14) PROCLAMATION RECOGNIZING THE 55TH ANNIVERSARY OF THE VETERANS MEMORIAL HALL, BENICIA, CALIFORNIA, as outlined in the Agenda Submittal dated September 23, 2003, incorporated herein by reference, approved.

(Item 15A) APPROVAL TO CANCEL THE BOARD OF SUPERVISORS MEETING OF DECEMBER 23, 2003, as outlined in the Agenda Submittal from the County Administrator's Office dated September 23, 2003, incorporated herein by reference, approved.

(Item 15B) FIRST AMENDMENT TO COOPERATIVE PLANNING AGREEMENT BETWEEN THE COUNTY OF SOLANO, THE CITY OF VALLEJO AND TRIAD COMMUNITIES, L.P., as outlined in the Agenda Submittal from the County

Administrator's Office dated September 23, 2003, incorporated herein by reference, approved and County Administrator authorized to sign said amendment on behalf of Solano County.

(Item 16) RESOLUTION NO. 2003-206 RELEASING A LIEN ON REAL PROPERTY OF DARLENE STIVERS, adopted. (see Resolution Book)

(Item 18A) AGREEMENT WITH CALIFORNIA INDUSTRIAL HYGIENE SERVICES, as outlined in the Agenda Submittal from Human Resources dated September 23, 2003, incorporated herein by reference, approved and Director of Human Resources authorized to sign said contract on behalf of Solano County.

(Item 18B) RESOLUTION NO. 2003-208 APPROVING AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH PUBLIC EMPLOYEES UNION, LOCAL ONE, REPRESENTING UNIT 6, HEALTH AND SOCIAL SERVICES SUPERVISORS (RE 5% SALARY DIFFERENTIAL TO SELECTED SPECIAL PROGRAM SUPERVISORS), adopted. (see Resolution Book)

(Item 18C) RESOLUTION NO. 2003-209 APPROVING AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH SEIU, LOCAL 1280 (RE 1 YEAR EXTENSION FOR UNIT 82 EXTRA HELP UNITS 82, 87, 89, AND 90), adopted. (see Resolution Book)

(Item 18D) THREE (3) SEPARATE SIDE LETTER AGREEMENTS WITH SEIU, LOCAL 1280, RE HEALTH EDUCATION SPECIALIST, PUBLIC HEALTH NURSE, AND BUYER CLASSIFICATION, as outlined in the Agenda Submittal from Human Resources dated September 23, 2003, incorporated herein by reference, approved.

(Item 19) RESOLUTION NO. 2003-210 APPROVING THE APPLICATION FOR FUNDS UNDER THE HELP AMERICA VOTE ACT (HAVA) OF 2002 (DIRECT RECORDING ELECTRONIC TOUCHSCREEN VOTING SYSTEM PROJECT), adopted. (see Resolution Book)

APPROVAL OF AN APPROPRIATION TRANSFER IN THE AMOUNT OF \$594,886 OF UNANTICIPATED REVENUE FROM HAVA, as outlined in the Agenda Submittal from the Registrar of Voters dated September 23, 2003, incorporated herein by reference, approved

(Item 20) RESOLUTION NO. 2003-211 AMENDING THE ALLOCATION LIST (EXTEND LIMITED TERM DEPUTY DIRECTOR-SOCIAL PROGRAMS), adopted. (see Resolution Book)

SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS:

East Vallejo Fire Protection District:
Conduct Quarterly Meeting

(Item 21) AGREEMENT AND BYLAWS FOR JOINT POWERS AUTHORITY (JPA) OF SOLANO EMERGENCY MEDICAL SERVICES COOPERATIVE (SEMSC), as outlined in the Agenda Submittal from County Administrator's Office dated September 23, 2003, incorporated herein by reference, approved and Chairman authorized to sign said agreement on behalf of Solano County.

ORDERS

(Item 23B) SOLANO COUNTY FAIR ASSOCIATION (SCFA) TO NEGOTIATE AND ENTER INTO AN EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT WITH MILLS CORPORATION FOR A MEMORANDUM OF INTENT RE MASTER PLAN FOR COUNTY FAIRGROUNDS PROPERTY

Supervisor Silva briefly outlined the formation of an Ad Hoc Committee of the Board to work with the Solano County Fair Association (SCFA), the City of Vallejo, Marine World, and the Holiday Inn regarding the future use of the Solano County Fairgrounds. The primary goal of the committee is the continuation and expansion of the fair and the secondary goal of development of supportive entertainment and recreational related uses. The SCFA plans to pursue the development of an entertainment specialty destination retail center and to ensure this development is unique, and other areas of the redevelopment could include an entertainment facility, conference hotel center, state of the art exhibition facilities, equestrian facilities, multi-use livestock facility, a new off-track wagering facility, and a recreational vehicle park. Solano County Fair General Manager Kim Myrman reviewed the information contained in the Agenda Submittal dated September 23, 2003, incorporated herein by reference, regarding allowing the SCFA to enter into exclusively negotiations with the Mills Corporation for the development of the final master plan of the fairgrounds property.

Responding to questions posed by Chairman Kromm regarding the Memorandum of Intent (MOI), the Memorandum of Understanding (MOU), and the Vallejo Redevelopment area, Ms. Myrman noted the MOI will be for timelines and expectations, then the development of a MOU that will deal with funding. The fairgrounds if fully contained in the Vallejo Redevelopment allowing the possibility of using redevelopment funds.

Elizabeth Link, Group Vice President Mills Corporation, gave a brief presentation on the background and evolution of the Mills Corporation, the vision for this master plan project that will include entertainment, educational opportunities, sports, retail, hotels and offices. Ms. Link described many of the unique features of projects the corporation has done and the development of an expert development team.

Jeffrey Heller, representing Bill Graham Presents, noted the interest and enthusiasm for this location, which started more than a decade ago, the potential mix in combination with Mills development, and feels this is the crossroads of the North Bay Area. Mr. Heller reviewed the variety of Bill Graham facilities, and noted what a unique opportunity this will be.

David D'Onofrio, Store Front Public Affairs, noted with this opportunity the fair will come first, the added development will bring a rebirth of the fairgrounds into a unique site unlike any in the country, Mills will listen to the needs of the community, a strong professional team is being assembled, and this is a way to bring the fair into the 21st century.

Michael Wilson, Art Techs Design Team from Benicia, noted local projects the company has completed, and the enthusiasm to work with a design team to bring forward a vision for our community. Mr. Wilson noted other companies that will be working to bring the project alive.

Ms. Link discussed the work and involvement of the community, and to ensure the project will reflect this community.

Responding to questions posed by Supervisor Kondylis regarding a Project Labor Agreement (PLA), Ms. Link feels a PLA will be put in place, and discussed the commitment for a jobs program, which several programs have been successful in other areas.

Responding to questions posed by Chairman Kromm regarding consideration by Bill Graham in this area, and about this unique opportunity, Mr. Heller noted Bill Graham Presents has been interested in this area for a long time, and the development of this type of project makes it even more interesting. This area has current uses then combine entertainment and retail and the trend to combine uses that will create an interactive opportunity.

A brief discussion followed regarding the variety of job opportunities from part time to full-time management opportunities and job development that will be available, and how these types of developments spur growth in the area.

Lou Franchimon, Northern Solano Building Trades, noted support for the project, and acknowledged support for a PLA that suggested a provision be included in the MOU stating that construction work would be done with a PLA.

On motion of Supervisor Vasquez and seconded by Supervisor Kondylis, the Board acted to ratify the decision of the Solano County Fair Association (SCFA) to negotiate and enter into an Exclusive Right to Negotiate Agreement with Mills Corporation for a Memorandum of Intent for the master plan for County Fairgrounds property. So ordered by a vote of 5-0.

(Item 23A) BOARD TOOK A POSITION OF SUPPORT FOR THE BUDGET ACCOUNTABILITY ACT

Paul Yoder, Legislative Analyst, Shaw & Yoder, Inc., reviewed the information contained in the Agenda Submittal from the County Administrator's Office dated September 23, 2003, incorporated herein by reference, giving a brief recap of the end of the first year of this legislative session noting a special session has been called regarding Megans Law, the possibility for further Special Sessions to be called, the decision to go forward with the October 7th election, and bills being passed regarding Workers Compensation and Universal Health Care. Mr. Yoder discussed SB 2 and potential impacts and the serious financial impacts for the County if approved, bills that will become two-year bills, SB 916 that would increase bridge tolls one dollar if voter approved, and agreement by Assemblywoman Wiggins to author legislation for funding to

combat family violence. Mr. Yoder discussed the Budget Accountability Act, which will be on the March 2004 ballot that would lower the threshold to pass a budget or tax increases down to 55% from 2/3rds and the effects that would have.

Art Grubel, Executive Director SEIU Local 1280, urged support of the Budget Accountability Act, discussed the basic structural problems in California government, how this bill will help, and the possible effects SB 2 will have for the IHSS homecare workers.

On motion of Supervisor Forney and seconded by Supervisor Kondylis, the Board acted to support the Budget Accountability Act. So ordered by a vote of 5-0.

(Item 24A) VISITOR SERVICES PLAN FOR LAKE BERRYESSA AREA
PRESENTED BY THE U.S. DEPARTMENT OF INTERIOR, BUREAU OF
RECLAMATION, RECEIVED

The Board was provided with an Agenda Submittal from General Services dated September 23, 2003, incorporated herein by reference, regarding the Visitor Services Plan (VSP) for Lake Berryessa area including Lake Solano being done by the U.S. Department of Interior, Bureau of Reclamation.

Tim Wakefield, Interdisciplinary Program Coordinator Department of Interior Bureau of Reclamation, gave a brief introduction of the Lake Berryessa project.

Cleve Dufer, Concessions Specialist Department of Interior Bureau of Reclamation, presented a visual program on what is going on at Lake Berryessa as outlined in brochure, incorporated herein by reference. The Presentation outlined continuing concessions; how things are today showing examples of the 200 problem sites that have been removed; Reclamation Public Use Policy; how things can be with short-term uses and through a Business Services Plan. Mr. Dufer continued showing how many of the sites have been cleaned up, proposed infrastructure, campgrounds, accessibility, and commercial opportunities. The fifty-year agreement is now coming to an end and now is the time to make changes. The Bureau of Reclamation is looking at water quality, public access, creating more recreational opportunities, and to make the lake accessible to the public. There will be challenges transitioning from private uses to mainly public uses, with issues with many trailer owners who do not want any conversions of the lake. An Environmental Impact Report (EIR) containing four alternatives will be presented in the near future for public comment prior to determining the final plans.

There was a brief discussion regarding the number of trailers currently there, the need for improved public spaces, the national movement to eliminate private use on public lands, and Lake Berryessa being run as other Federal parks.

Chairman Kromm noted consensus for support of the project.

(Item 24B) RESOLUTION NO. 2003-212 APPROVING THE SOLANO
COUNTY PARKS TO APPLY FOR GRANT FUNDS FOR THE PER CAPITA GRANT

PROGRAM UNDER CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS AND COASTAL PROTECTION BOND ACT OF 2002 (PROPOSITION 40), ADOPTED

(Item 17) RESOLUTION NO. 2003-207 APPROVING THE SOLANO COUNTY PARKS TO APPLY FOR GRANT FUNDS FOR THE ROBERTI-Z'BERG-HARRIS URBAN OPEN SPACE AND RECREATION PROGRAM UNDER THE CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS AND COASTAL PROTECTION BOND ACT OF 2002 (PROPOSITION 40), ADOPTED

Tony Norris, General Services, reviewed the information contained in the Agenda Submittals from his department dated September 23, 2003, incorporated herein by reference, regarding approving the application for \$1.2 million in grant funding to upgrade and improve County parks and recreation areas.

Director of General Services Veronica Ferguson noted these actions are needed to enable the County to receive Proposition 40 funding from the State, and discussed possible uses of the funding as outlined in the Capital Improvement Plan and recommendations by the Parks Commission. There was a brief discussion regarding the use of \$240,000 for the purchase of land for open space in the Tri-City area, and opportunities for open space.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2003-212 and 2003-207 authorizing application for funding under the Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Bond Act (Proposition 40). So ordered by a vote of 5-0. (see Resolution Book)

(Item 25) ORDINANCE REPEALING ORDINANCE NO. 1626 REGARDING FINANCIAL INSTITUTION SHARING OF CONSUMER INFORMATION ADOPTED ON FIRST READING; SECOND READING SET FOR OCTOBER 7, 2003

Scheduled on the agenda for this day was consideration of a proposed ordinance which would repeal Ordinance No. 1626 relating to the disclosure of confidential consumer information by financial institutions.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 5-0.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to adopt the proposed Ordinance. So ordered by a vote of 5-0.

(Item 26A) SUBMISSION OF HEALTHCARE FOR THE HOMELESS GRANT APPLICATION TO THE FEDERAL HEALTH RESOURCES AND SERVICES ADMINISTRATION, APPROVED

The Board was provided with an Agenda Submittal from Health and Social Services dated September 23, 2003, incorporated herein by reference, regarding submitting a grant application to receive maximum funds of \$650,000 annually for Healthcare for the Homeless to the Federal Health Resources and Services Administration.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to authorize submission of Healthcare for the Homeless Grant application to the Health Resources and Services Administration. So ordered by a vote of 5-0.

(Item 26B) AGREEMENTS WITH FIGHTING BACK PARTNERSHIP VALLEJO, CITY OF VACAVILLE, CITY OF SUISUN, AND CITY OF DIXON TO IMPLEMENT THE TOBACCO MASTER SETTLEMENT AGREEMENT (MSA) REDUCING RATES OF ALCOHOL, TOBACCO AND OTHER DRUGS STRATEGIC PLAN

Marcia Jo, Health and Social Services, reviewed the information contained in the Agenda Submittal from her department dated September 23, 2003, incorporated herein by reference, regarding approving agreements for the period of October 1, 2003 through June 30, 2004 to implement the Tobacco Master Settlement Agreement (MSA) Reducing Rates of Alcohol, Tobacco and Other Drugs Strategic Plan.

Supervisor Forney noted she had attended meetings in Vacaville, Rio Vista, and Suisun, endorsement for the agreements, but feels that each of the cities should receive 25% of their allocation for startup funding.

Supervisor Kondylis noted the importance of early intervention, and the need to look at the root causes for substance abuse.

Supervisor Silva discussed the importance of supporting each community, the ability for each community to customize their program, and feels that startup funding is needed.

There was a short discussion regarding the contract requirements, reimbursement funding to the cities, and the 100% funding match requirement.

Responding to questions posed by Chairman Kromm regarding measuring outcomes to ensure we are getting the most for our money, Ms. Jo noted the plan is to use the California Healthy Kids Survey that is done every 2 years by the school districts, plans to expand participation in the Healthy Kids Survey program, and to increase the survey to an annual project. This year the base survey will be done to create the baselines.

On motion of Supervisor Forney and seconded by Supervisor Silva, the Board acted to approve the agreements with Fighting Back Partnership Vallejo (\$137,220), City of Vacaville (\$113,600), City of Suisun (\$88,920), and City of Dixon (\$75,000) to implementing the Tobacco Master Settlement Agreement (MSA) Reducing Rates of Alcohol, Tobacco and Other Drugs Strategic Plan, and to allocate 25% of each cities allocation for startup funding. So ordered by a vote of 5-0.

(Item 27) PILOT PROJECT FOR EXPANDED HOURS OF OPERATION AND MODIFIED WORK SCHEDULE FOR DEPARTMENT OF CHILD SUPPORT SERVICES, APPROVED

Director of Child Support Services Dennis Covell reviewed the information contained in the Agenda Submittal from his department dated September 23, 2003, incorporated herein by reference, regarding a pilot project to determine

the viability of expanded operational hours and public service as well as a modified work schedule in the department, noting the request by the County Administrator to begin seeing clients at 7 a.m. to 5:30 p.m.

Supervisor Silva feels this is a great idea to meet the needs of the clients.

Art Grubel, Executive Director, SEIU Local 1280, feels the pilot will be successful, and endorses moving forward with the project.

Responding to questions posed by Supervisor Kondylis regarding when this pilot would be expanded to Vallejo, Mr. Covell outlined staffing concerns in Vallejo, but noted if the Board would allow more than 53 staff to work the flexible work schedule Vallejo could be included.

Mr. Grubel noted agreement with expanding the pilot to Vallejo.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to approve the Pilot Project to expand the Department of Child Support Services operational hours, the initiation of a modified work schedule, and to expand the pilot to 56 workers to allow employees in Fairfield and Vallejo to participate. So ordered by a vote of 5-0.

(Item 28A) ORDINANCE NO. 1635 AMENDING CHAPTER 28, SECTION 28-15 OF THE SOLANO COUNTY CODE TO REZONE PROPERTY LOCATED NEAR THE NORTHERN TERMINUS OF ENGLISH HILLS ROAD, APPROXIMATELY FIVE MILES NORTHWEST OF THE CITY OF VACAVILLE, FROM EXCLUSIVE AGRICULTURE (A-20) TO RURAL RESIDENTIAL (RR-5), ADOPTED

On motion of Supervisor Kondylis 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 Silva and Vasquez excused.

Matt Walsh, Planning Services Division of the Department of Environmental Management, reviewed the information contained in the Agenda Submittal from his department dated September 23, 2003 through a visual presentation, incorporated herein by reference, regarding rezoning a 20 acre parcel to facilitate a minor subdivision application.

There was a brief discussion regarding road easement and pavement, water flow in winter, and limiting pavement coverage.

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

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve Rezoning Petition No. Z-02-06 of Paul Hansen to rezone a 20 acre parcel from Exclusive Agriculture (A-20) to Rural Residential (RR-5) to facilitate a minor subdivision application, and to adopt Ordinance No. 1635 amending Chapter 28, Section 28-15 of the Solano County Code to rezone property located Near the Northern Terminus of English Hills Road, Approximately Five Miles Northwest of the City of Vacaville, From Exclusive Agriculture (A-20) to Rural Residential (RR-5). So ordered by a vote of 5-0. (see Ordinance Book)

(Item 28B) FIVE BROAD AREAS FOR BIOSOLIDS RESEARCH, APPROVED

STAFF TO DEVELOP AN ORDINANCE AND RESOLUTION TO SET BIOSOLIDS RESEARCH/EDUCATION FEE AT \$10.00 PER ACRE

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO ADMINISTER THE BIOSOLIDS RESEARCH/EDUCATION FUND

Terry Schmidtbauer, Environmental Health Supervisor for the Department of Environmental Management, reviewed the information contained in the Agenda Submittal from his department dated September 23, 2003, incorporated herein by reference, regarding areas of scientific research regarding the land application of biosolids, possible fee options to fund the research and/or education, and suggestions on how the fund should be administered. The review of the information was done through a visual presentation, incorporated herein by reference.

Responding to questions posed by Chairman Kromm regarding who would be approving the contracts, Mr. Schmidtbauer noted evaluations of applications for funding would be done by the department and the stakeholders, and a year-end report would be submitted to the Board for review.

Mr. Schmidtbauer noted participation in a National Biosolids Forum along with Chairman Kromm, Rio Vista Mayor Marci Coglianese and Lori McGee as participants. The research topics on a national level basically matched the subjects the County has determined, and noted that the funds collected could be used to piggyback on the national research.

Responding to questions posed by Supervisor Kondylis regarding the source of funds, how funding would be determined, the appeal process, and borrowing funds to start research projects now, Mr. Schmidtbauer noted the funds, on a per acre charge, would come from the applicator of the biosolids, and funding for research projects would be determined by the Department of Environmental Management after input was received through the stakeholder process. Currently there are no provisions for an appeal process. Mr. Schmidtbauer noted there had not been consideration to borrow fund since there is no way to ensure how much would be collected.

There was a brief discussion regarding working with the stakeholders group to get consensus prior to any funds being awarded for research, the established appeal process, and national funding amounts for research.

Following discussion of biosolids application by Vallejo Sanitation and Flood Control District (VSFCD) over the last 25 years, it was determined this may be a source for some good research.

Rio Vista Mayor Marci Coglianese, member of the stakeholders committee, feels the committee process has been constructive and suggested continuing that process since there is an ongoing need to meet and discuss the topics. Mayor Coglianese commended the County for participation at the National Biosolids Conference, which made our need for research known nationally, the level of funding that will be needed for research projects, questioned at what level a fee would in fact be a defacto ban on land applications, and feels the true cost of this practice gets shifted to others. Mayor Coglianese noted the cost for research for bio-aerosols is projected to

cost between \$200,000 and \$500,000 per year for three years, and feels additional consideration is needed for the amount of the fee.

There was a brief discussion regarding costs of land disposal for biosolids, research topics for the County, and composition of fees charged by public agencies.

Supervisor Silva endorsed piggybacking on other research projects to get the most for our money, and to keep within the five areas of research determined with the stakeholders.

Dr. Chloe Boettcher, PhD, Solano County Citizens Against B.S., noted errors that need to be corrected, feels health was the number 1 topic for research not number 2, voiced concern with contracting with a lab that will not test for all the things of concern, that \$10,000 to \$15,000 is not enough money for research, and with the ongoing damage to public health, the environment and property.

Kristin Bruce, Suisun Resource Conservation District, feels the stakeholders group has been going well, all groups are working together, there is potential to get some great things done, and noted support for the item.

Responding to questions posed by Chairman Kromm regarding the ranking for the research projects, Ms. Bruce noted the health impacts are important, and feels both one and two are important.

Supervisor Kondylis feels biosolids should be banned until they are found to be safe, these fees are not enough to do the necessary research, and is interested in getting additional funding for research of the constituents in cosmetics and household cleaners.

Supervisor Silva discussed the lead that the County has taken regarding biosolids, feels other counties may also impose fees to raise research funding,

Supervisor Forney feels this is a good start to getting the answers that are needed, the need to encourage other entities to charge fees to generate more research funding, and encourages the annual review.

Supervisor Vasquez commended Supervisor Silva for coming up with the idea for research/educational fee.

Chairman Kromm noted the importance of the stakeholders group, the list of priorities, and with staff working with the national community for research, and thanked the stakeholders group for all the fine work.

Responding to concerns voiced by Supervisor Kondylis regarding the order of priorities, Mr. Schmidtbauer suggested retaining the ranking and to take opportunities as they are presented and discussed how the topics are intertwined.

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to approve the five broad areas of biosolids research, to direct staff to develop an ordinance and resolution setting the biosolids research/education fee at \$10.00 per acre land applied with biosolids, and to authorize the Department of Environmental Management to administer the biosolids research/education fund. So ordered by a vote of 5-0.

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 by a vote of 5-0.

(Item 29A) STEVE HERMSMEYER APPOINTED TO THE SOLANO COUNTY PARK & RECREATION COMMISSION, as outlined in the Agenda Submittal dated September 23, 2003, incorporated herein by reference, for an indefinite term.

(Item 29B) GLEN GRANT AND GUIDO E. COLLA APPOINTED TO THE SOLANO IRRIGATION DISTRICT BOARD OF DIRECTORS, as outlined in the Agenda Submittal dated September 23, 2003, incorporated herein by reference, for terms to expire December 6, 2007, approved

(Item 29C) JEFF DITTMER AND BILL FELL APPOINTED TO THE CORDELIA FIRE PROTECTION DISTRICT BOARD OF DIRECTORS, as outlined in the Agenda Submittal dated September 23, 2003, incorporated herein by reference, for a term to expire December 6, 2007, approved.

(Item 29D) JAN MAGUIRE APPOINTED AS THE AT-LARGE MEMBER TO THE SOLANO FIRST FIVE COMMISSION, as outlined in the Agenda Submittal dated September 23, 2003, incorporated herein by reference, approved.

(Item 29E) REGGIE GARCIA, LEN CIMINO, KATE GILLOOLY APPOINTED TO SOLANO PARTNERSHIP AGAINST VIOLENCE (SPAV), as outlined in the Agenda Submittal from the County Administrator's Office dated September 23, 2003, incorporated herein by reference, approved.

RESIGNATIONS OF LT. MICHAEL HILL, SGT. ERIC MORTENSON, KATHLEEN MCDERMOTT, AND JAMIE MORTENSEN FROM SPAV, as outlined in the Agenda Submittal from the County Administrator's Office dated September 23, 2003, incorporated herein by reference, accepted.

(Item 29F) MARIA IRMA TORRES APPOINTED TO THE TOBACCO MASTER SETTLEMENT AGREEMENT ADVISORY COMMITTEE, as outlined in the Agenda Submittal from Health and Social Services dated September 23, 2003, incorporated herein by reference, approved.

SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS:

(Item 30) In-Home Supportive Services Public Authority (IHSS)

Minutes regarding this matter are contained in the In-Home Supportive Services Public Authority Minutes Book.

ADJOURN - This meeting of the Board of Supervisors adjourned at 3:03 p.m.

Duane Kromm, Chairman

Maggie Jimenez
Clerk to the Board of Supervisors