

## **Minutes For September 2, 2003 Minutes**

The Solano County Board of Supervisors met in regular session on this day at 8:31 a.m. The meeting was called to order by Chairman Kromm. Present were Supervisors Forney, Silva, and Chairman Kromm; Supervisor Vasquez arrived at 8:32 a.m. and Supervisor Kondylis arrived at 8:38.

CLOSED SESSION: The Board moved into Closed Session at 8:32 a.m. to discuss Litigation: Seventh Day Adventist Church vs. Solano County. The Board moved out of Closed Session at 9:24 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:26 a.m. with the Pledge of Allegiance and a moment of silence.

### **PRESENTATIONS**

(Item 7) RESOLUTION NO. 2003-182 RECOGNIZING "OPERATION HAND UP" FOR COORDINATING NORTH BAY STAND DOWN 2003, TO BE HELD OCTOBER 1-2, 2003, ADOPTED

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2003-182 recognizing "Operation Hand Up" for coordinating North Bay Stand Down 2003, to be held October 1-2, 2003. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Supervisor Vasquez presented the resolution to Carl Young, of North Bay Stand Down.

Mr. Young noted Sonoma County will be participating this year, that shelter will be provided, results of past Stand Downs in providing a hand up to Veterans, and noted the need to work to reduce the number of military facility closures on the West Coast through realignment.

There was a brief discussion regarding Veterans Benefit cuts by the Federal Government, increased use of facilities by Veterans, and the Sacramento model for homeless Veterans.

### **ITEMS FROM THE FLOOR**

COUNTY RECEIVES MANAGERS AWARD AND THE PEOPLE'S CHOICE AWARD FOR COUNTY EXHIBIT AT STATE FAIR

Supervisor Vasquez presented the Manager's and the People's Choice Award ribbons to the Board for the Solano County Exhibit at the 2003 California State Fair.

### **PUBLIC COMMENT ON CONSENT CALENDAR**

(Item 17A) Adoption of a resolution authorizing the Transportation Director to apply to the Metropolitan Transportation Commission (MTC) for Transportation Development Act funds in an estimated amount of \$707,998 for

## FY2003/04 for road and transit projects

Donald Tipton, Homeacres Improvement Association, regarding 17A, feels that since Homeacres is a blighted area full funding for roads in that area should be maintained to improve the quality of life in the area.

(Item 17C) Adoption of Traffic Order Number 384 establishing parking restrictions on portions of Lemon Street, Cypress Avenue and Thomas Avenue in unincorporated Vallejo

Donald Tipton, representing Starr Subdivision, voiced concern with enforcement of this Traffic Order to restrict parking when the other parking restrictions in the area are not being enforced, and feels the parking problem needs to be addressed and taken out of the neighborhoods.

Supervisor Silva discussed the work done in cooperation of the Starr Subdivision Homeowners Association to get the problems resolved in a timely manner, enforcement of the restrictions, and options being explored for added park and ride spaces.

## APPROVAL OF AGENDA

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

(Item 24A.1) Discussion and consider possible action on recommendations for the appointment process to fill the At-Large seat on the Children and Families First Commission (First Five Solano), added through the Amended Agenda as Item 24A.1.

(Item 15) Approval of the revised Joint Power Authority Agreement for the Solano Emergency Medical Services Cooperative (SEMSC); approval of bylaws for SEMSC, removed from the Consent Calendar.

(Item 16) Approval of Amendment 2 to the Agreement with ARAMARK Correctional Services, expanding the scope of services to include food service operation on a cost per meal basis for the County's Juvenile Hall and New Foundations facilities, removed from the Consent Calendar.

(Item 17B) Approval of an agreement with Synagro West Inc. relating to the impacts on County roads during the application of biosolids; authorize the County Administrator to sign the agreement, removed from the Consent Calendar.

So ordered by a vote of 5-0.

## CONSENT CALENDAR

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to approve the following Consent Calendar items by a vote of 5-0.

(Item 14) PROCLAMATION RECOGNIZING SEPTEMBER AS NATIONAL DRUG AND ALCOHOL RECOVERY MONTH IN SOLANO COUNTY, approved.

(Item 17A) RESOLUTION NO. 2003-183 AUTHORIZING THE TRANSPORTATION DIRECTOR TO FILE A CLAIM WITH THE METROPOLITAN TRANSPORTATION COMMISSION FOR ALLOCATION OF TDA FUNDS FOR FISCAL YEAR 2003-04, adopted. (see Resolution Book)

(Item 17C) RESOLUTION NO. 2003-184 ADOPTING TRAFFIC ORDER NUMBER 384 ESTABLISHING PARKING RESTRICTIONS ON PORTIONS OF LEMON STREET, CYPRESS AVENUE AND THOMAS AVENUE (VALLEJO AREA), adopted. (see Resolution Book)

(Item 17D) AGREEMENT WITH THE CITY OF DIXON FOR COUNTY SURVEYOR SERVICES, as outlined in the Agenda Submittal from the Department of Transportation dated September 2, 2003, incorporated herein by reference, approved and County Administrator authorized to sign said contract on behalf of Solano County.

(Item 17E) RESOLUTION NO. 2003-185 OF SUMMARY VACATION OF A PORTION OF CREED ROAD COUNTY ROAD NO. 373, adopted. (see Resolution Book)

(Item 18) AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH JACK HARRISON AND ASSOCIATES, as outlined in the Agenda Submittal from the Department of Environmental Management dated September 2, 2003, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

APPROPRIATION TRANSFER IN THE AMOUNT OF \$16,800 INCREASING APPROPRIATIONS FROM OTHER PROFESSIONAL SERVICES, as outlined in the Agenda Submittal from the Department of Environmental Management dated September 2, 2003, incorporated herein by reference, approved.

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

Rural North Vacaville Water District

(Item 19) Minutes regarding this matter are contained in the Rural North Vacaville Water District Minutes Book.

#### ORDERS

(Item 16) AMENDMENT 2 TO THE MANAGEMENT FOOD SERVICES OPERATING AGREEMENT WITH ARAMARK CORRECTIONAL SERVICES,

## APPROVED

The Board was provided with an Agenda Submittal from the Probation Department dated September 2, 2003, incorporated herein by reference, regarding food provision services for Juvenile Hall and the New Foundations facilities.

Responding to questions posed by Supervisor Kondylis if this would be prepackaged food, and as noted on page 33 of the original agreement, "County staff will prepare and serve all meals. If it is desired that ARAMARK replace County staff through attrition, then the meal price will be adjusted for each County employee replaced by an ARAMARK employee" and with contracting out and County employees loosing jobs, Chief Probation Officer Gemma Grossi noted the food would be cooked on site, but voiced concern with future additional expenses projected for the department, which the potential savings in labor could be used to maintain the direct services to the clients. Without the savings direct services could be cut.

Responding to questions posed by Supervisor Kondylis relative to the effects if County staff continued to do the meals and ARAMARK did the rest, John Taylor, County Administrative Office, noted this is an amendment to the original contract with the Sheriff, this amendment is an opportunity for savings. Mr. Taylor suggested in Item 1 to strike the sentence "As these employees retire, assume new positions outside of the food service area at the Juvenile Hall or become otherwise unavailable to perform the food service responsibilities, ARAMARK shall assume responsibility for staffing the positions to County approved service levels" and the remainder of the paragraph.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve Amendment 2 to Management Food Service Operating Agreement with ARAMARK with the verbiage removed as noted above. So ordered by a vote of 5-0.

## (Item 17B) AGREEMENT WITH SYNAGRO WEST, INC. FOR USE OF COUNTY ROADS, APPROVED

The Board was provided with an Agenda Submittal from the Department of Transportation dated September 2, 2003, incorporated herein by reference, regarding an agreement with Synagro West, Inc. for road repair on County roads damaged during the application of biosolids.

Supervisor Kondylis expressed concern regarding Synagro determining what repair work needs to be done and feels the County should do the repairs and then bill Synagro for those services, Chairman Kromm noted in section 10 that the County shall determine the repair work to be performed.

There was a brief discussion of similar contracts for road repairs with other companies, completion of the repairs, requiring the repairs to meet County standards, minimal road crews in the Rio Vista area.

Chairman Kromm questioned if the companies are required to post bonds, responding Mr. Jones noted a \$100,000 bond has been posted, and if the work is not done the County will keep the bond.

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to approve the agreement with Synagro West, Inc. for use and repair of County Roads. So ordered by a vote of 4-1; Supervisor Kondylis voted no.

(Item 15) REVISED JOINT POWER AUTHORITY AGREEMENT FOR THE SOLANO EMERGENCY MEDICAL SERVICES COOPERATIVE (SEMSC), APPROVED

BYLAWS FOR SOLANO EMERGENCY MEDICAL SERVICES COOPERATIVE (SEMSC), APPROVED

The Board was provided with an Agenda Submittal from Health and Social Services dated September 2, 2003, incorporated herein by reference, regarding the revised Joint Powers Authority Agreement for the Solano Emergency Medical Services Cooperative (SEMSC), and bylaws for the SEMSC. Responding to questions posed by Chairman Kromm regarding providing ambulance/paramedic services in coordination with or without fire departments, and maximizing resources and minimizing taxpayer burden, Michael Frenn, Emergency Medical Services (EMS) Department of Health and Social Services, discussed members of the cooperative, response time standards, and first response services by the fire departments. Mr. Frenn noted fire services are expanded to cover areas in case of a fire, and the value of the dual roll of fireman/paramedic where the cost is transparent and is not an EMS charge. Mr. Frenn discussed future refinements in the system, patients being billed for transport services, reallocation of revenues to the providers, costs, no rate increases over the last 5 years, and ways that are being explored to maximize the first responder paramedics, to reduce dual responses, and fundable pathways.

Supervisor Forney posed questions regarding compensation for the Vacaville Fire Department transporting patients, Mr. Frenn discussed billing and dual funding by the Fire Department, and cost comparisons of Vacaville with the members of the cooperative.

Donald Tipton, Vallejo, voiced concern that this agreement did not come to the East Vallejo Fire Protection District for approval of the JPA, and with the ambulance not being the first responder.

Supervisor Silva noted the benefits of dispatching for emergency services through one central dispatch system.

On motion of Chairman Kromm and seconded by Supervisor Silva, the Board acted to approve the revised Joint Power Authority Agreement for the Solano Emergency Medical Services Cooperative and the Bylaws for the SEMSC. So ordered by a vote of 5-0.

(Item 21) RESOLUTION NO. 2003-186 SUPPORTING LIFE FLIGHT'S CONTINUED PRESENCE AT THE NUT TREE AIRPORT AND REQUESTING TO REINSTATE HELICOPTER, AMBULANCE AND AIRPLANE SERVICES THAT WERE ELIMINATED ON APRIL 1, 2003, ADOPTED

The Board was provided with an Agenda Submittal from the County Administrator's Office dated September 2, 2003, incorporated herein by reference, regarding support for Life Flight's continued services and presence in Solano County.

Jennifer Noble, Life Flight, requested minor changes be made to the proposed resolution, as noted in the attached memorandum dated September 2, 2003, incorporated herein.

On motion of Supervisor Forney and seconded by Supervisor Kondylis, the Board acted to adopt Resolution No. 2003-186 Supporting Life Flight's Continued Presence at the Nut Tree Airport and Requesting to Reinstate Helicopter, Ambulance and Airplane Services that were Eliminated on April 1, 2003 with the requested changes. So ordered by a vote of 5-0.

(Item 22A) EMERGENCY MEDICAL CARE COMMITTEE (EMCC)  
MEMBERSHIP REINSTATED, AND ESTABLISHED AS AN ADVISORY BODY TO  
THE BOARD

The Board was provided with an Agenda Submittal from Health and Social Services dated September 2, 2003, incorporated herein by reference, regarding reconstituting the Emergency Medical Care Committee.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve reconstituting the membership of the Emergency Medical Care Committee, to establish the EMCC as an Advisory Board to the Board of Supervisors and the Solano Emergency Medical Services Cooperative Board of Directors on Emergency Medical Service activities in the County. So ordered by a vote of 5-0.

(Item 22B) CONTINUATION OF SHOWERS FOR THE HOMELESS AT  
MISSION SOLANO, APPROVED

APPROPRIATION TRANSFER REQUEST IN THE AMOUNT OF \$17,500 FROM THE  
GENERAL FUND TO HEALTH AND SOCIAL SERVICES TO CONTINUE SHOWER  
OPERATIONS FOR THE HOMELESS AT MISSION SOLANO, APPROVED

Director of Health and Social Services Patrick Duterte discussed the outstanding homeless programs in the County, insufficient services to meet the homeless needs, and consideration for a long-term regional approach.

Vicki Sparks, Deputy Director of Administration for Health and Social Services, reviewed the information contained in the Agenda Submittal from her department dated September 2, 2003, incorporated herein by reference, regarding the status of homeless services in the County. Ms. Sparks noted cost cutting measures that have been put into place, the importance of retaining the showers, a permanent home for Mission Solano in the near future, and shower facilities now available in Vacaville.

Donald Tipton, Vallejo noted support for the showers, discussed how Mission Solano has taken the extra steps to help the homeless, feels the remedies put into place to reduce costs should have been done sooner, and the need to fully address homelessness.

George Guynn, Jr., Suisun, feels government needs to be more efficient on how public funds are spent, charities should take care of the homeless, if just money is thrown at the homeless problem it will continue to grow, and that the homeless issue should not get the same priority as protection of public funds.

Ron Marlette, Executive Director Mission Solano, noted all services being provided at Mission Solano have always been provided without any prejudices, an encouraging future to provide more resources to the homeless, and work that has been done to keep the showers. Mr. Marlette noted in the past Mission Solano has participated sporadically at the providers meetings, and noted that Director of Operations for Mission Solano Bud Jones or himself would be an active part representing Mission Solano in those meetings.

Chairman Kromm noted the importance working with staff and the Safety Net Consortium to provide services throughout the County and to leverage resources and funds to get the services that are needed, and to work collaboratively.

On motion of Supervisor Forney and seconded by Chairman Kromm, the Board acted to approve continuation of shower services for the homeless at Mission Solano and an Appropriation Transfer Request in the amount of \$17,500 from the General Fund to Health and Social Services to continue the operation of showers for the homeless at Mission Solano. So ordered by a vote of 5-0.

(Item 14) PROCLAMATION RECOGNIZING SEPTEMBER AS NATIONAL DRUG AND ALCOHOL RECOVERY MONTH IN SOLANO COUNTY

This item was previously approved on the Consent Calendar.

Lloyd Gieg, Co-Chair Solano Prevention Recovery Alliance, introduced Carol Roberts, Co-Chair Solano Prevention Recovery Alliance, and Jeannie Villarreal, Director Fighting Back Partnership, briefly discussed the festivities recognizing the National Recovery Month that will be held on September 6, 2003, presentation of the proclamation by Chairman Kromm at the celebration titled "Join the Voices for Recovery – Celebrating Health".

(Item 23) RESOLUTION NO. 2003-187 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO FORM A COUNTYWIDE COUNTY SERVICE AREA TO PROVIDE STREET LIGHTING SERVICES IN UNINCORPORATED SOLANO COUNTY, ADOPTED

RESOLUTION NO. 2003-188 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO DISSOLVE LIGHTING COUNTY SERVICE AREA S4 (WILLOTA OAKS SUBDIVISION), ADOPTED

RESOLUTION NO. 2003-189 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO DISSOLVE LIGHTING COUNTY SERVICE AREA S5 (HOMEACRES AREA SOUTH OF I-780), ADOPTED

RESOLUTION NO. 003-190 REQUESTING THE LOCAL AGENCY FORMATION

COMMISSION TO DISSOLVE LIGHTING COUNTY SERVICE AREA S6 (STARR SUBDIVISION AREA WEST OF I-80), ADOPTED

RESOLUTION NO. 2003-191 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO DISSOLVE LIGHTING COUNTY SERVICE AREA S8 (HOMEACRES AREA NORTH OF I-780), ADOPTED

RESOLUTION NO. 2003-192 DISSOLVING THE BENICIA ROAD LIGHTING DISTRICT CONTINGENT UPON THE FORMATION OF A COUNTYWIDE LIGHTING COUNTY SERVICE AREA, ADOPTED

RESOLUTION NO. 2003-193 DISSOLVING THE ELMIRA LIGHTING DISTRICT CONTINGENT UPON THE FORMATION OF A COUNTYWIDE LIGHTING COUNTY SERVICE AREA, ADOPTED

RESOLUTION NO. 2003-194 DISSOLVING THE GREEN VALLEY LIGHTING DISTRICT CONTINGENT UPON THE FORMATION OF A COUNTYWIDE LIGHTING COUNTY SERVICE AREA, ADOPTED

RESOLUTION NO. 2003-195 DISSOLVING THE SANDY BEACH LIGHTING DISTRICT CONTINGENT UPON THE FORMATION OF A COUNTYWIDE LIGHTING COUNTY SERVICE AREA, ADOPTED

Paul Wiese, Department of Transportation, reviewed the information contained in the Agenda Submittal from his department dated September 2, 2003, incorporated herein by reference, regarding consolidation of the four street lighting County Service Areas (CSA) and four lighting districts into one countywide lighting CSA.

Chairman Kromm opened the public hearing.

Donald Tipton, Vallejo, voiced concern that no new lights have been installed in the Homeacres area, and feels the lights should be installed and repairs done before the district is dissolved. A full audit of the districts should be done, and fees should be returned to the Homeacres Lighting District for overcharges on lights that did not work that were not there and maintenance fees, credit for lights taken off Benicia Road. Mr. Tipton pointed out that the poorest districts will be paying for lights throughout the County, feels the funds for lights in the unincorporated area should come from the entire County unincorporated areas, and all the funds in each special district should be remain in that district until the improvements are complete.

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

Responding to comments by Supervisor Silva regarding the 1% that everyone in the unincorporated area will pay into the CSA, formation of lighting districts, large amount of funds in the Homeacres district, County Administrator Michael Johnson discussed how complicated the property taxation is, everyone pays 1% of their value in property taxes, by consolidating the districts into one CSA there will be no increases or decreases in taxes. Lighting districts were created prior to passage of Prop 13 to provide street lights in those areas and the



residents paid more in taxes for those lights, after Proposition 13 passed that changed and all properties were assessed at 1% of the property value as dictated by statute. Mr. Johnson discussed the capitol improvement plan and the large number of lights that are to be installed in the Homeacres area and waiting for PG&E to install those lights.

Responding to questions posed by Supervisor Silva regarding lights that are needed in Homeacres, and maintenance of the lights, Mr. Weise noted surveys of the districts have been done, the resulting plans, installation of the added lights that will be done by PG&E and who maintains the lights.

Supervisor Silva suggested homeowners in Homeacres and the Starr Subdivision be given a County number to call when lights are out to help expedite repairs, and noted the needs in the districts will be met prior to any funds being moved.

Supervisor Kondylis discussed the installation of one shielded light in the Homeacres area that still needs to be done, and submitted an article, incorporated herein by reference, regarding light pollution.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to adopted Resolutions No. 2003-187 through 2003-194 requesting the Local Agency Formation Commission (LAFCO) to form a new countywide County Service Area (CSA) to provide street lighting services and the dissolution of the County's four existing street lighting CSAs and four existing lighting districts into the newly formed countywide lighting CSA. So ordered by a vote of 5-0.

## APPOINTMENTS/RESIGNATIONS TO BOARDS AND COMMISSIONS

### (Item 24A.1) CHAIRMAN KROMM AND SUPERVISOR FORNEY APPOINTED TO AD-HOC COMMITTEE RE FILLING THE AT-LARGE SEAT ON THE CHILDREN AND FAMILIES FIRST COMMISSION (FIRST FIVE SOLANO)

Supervisor Kromm reviewed a memorandum dated August 29, 2003, incorporated herein by reference regarding the process to appoint an ad-hoc task force to review applications, to interview the qualified candidates and make recommendations to the full Board for the At-Large position on the Commission.

Supervisor Kondylis requested additional consideration be given to applicants from South County to address geographic equity. On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to appoint Chairman Kromm and Supervisor Forney as an ad-hoc committee to review applications, interview qualified candidates and to make a recommendation to the full Board for an appointment to the At-Large Seat on the Children and Families Commission (First Five Solano). So ordered by a vote of 5-0.

On motion of Supervisor Silva 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 24A) W. JAMES SAMS APPOINTED TO THE SOLANO COUNTY FAIR BOARD OF DIRECTORS, as outlined in the Agenda Submittal dated September 2, 2003, incorporated herein by reference, for a term to expire August 1, 2007, approved.

(Item 24B) EUGENE (PETE) LIGHTFOOT AND WILLIAM (NICK) SMITH REAPPOINTED TO THE SUISUN-FAIRFIELD CEMETERY DISTRICT, as outlined in the Agenda Submittal dated September 2, 2003, incorporated herein by reference, for a term to expire June 30, 2007, approved.

(Item 24C) WARREN SHELDON APPOINTED TO THE SUISUN FIRE PROTECTION DISTRICT, as outlined in the Agenda Submittal dated September 2, 2003, incorporated herein by reference, for a term to expire April 15, 2007, approved.

(Item 24D) DEBORAH GOSSELL APPOINTED TO THE FIRST FIVE SOLANO COMMISSION, as outlined in the Agenda Submittal dated September ;2, 2003, incorporated herein by reference, for a term to expire September 2, 2007, approved.

(Item 24E) DOROTHY SCHENK APPOINTED TO THE LIBRARY ADVISORY COUNCIL, as outlined in the Agenda Submittal dated September 2, 2003, incorporated herein by reference, for a term to expire September 0, 2007, approved.

ADJOURN - This meeting of the Board of Supervisors adjourned in memory of Dr. Bernerd C. "BC" Kingsbury at 11:12 a.m.

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Duane Kromm, Chairman

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Maggie Jimenez  
Clerk to the Board of Supervisors