

TUESDAY, OCTOBER 16, 2007

**BOARD OF SUPERVISORS
SONOMA COUNTY
REGULAR MEETING**

SPECIAL DISTRICTS	VALERIE BROWN	1ST DISTRICT
SUPERVISOR'S CHAMBERS	MIKE KERNS	2ND DISTRICT
SONOMA COUNTY	TIM SMITH	3RD DISTRICT
ADMINISTRATION BLDG.	PAUL L. KELLEY	4TH DISTRICT
575 ADMINISTRATION DR., ROOM 102A	MIKE REILLY	5TH DISTRICT
SANTA ROSA, CALIFORNIA 95403-2887	BOB DEIS	COUNTY ADMINISTRATOR
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FAX 707- 565-3778		
WEB SITE http://www.sonoma-county.org/board/		

The Board of Supervisors welcomes you to its meetings which are regularly scheduled each Tuesday, and your interest is encouraged and appreciated.

Public Transit Access to the County Administration Center

Sonoma County Transit: Rt. 20, 30, 44, 48, 60, 62, 64

Santa Rosa CityBus: Rt. 14

Golden Gate Transit: Rt. 80

For transit information call (707) 576-RIDE or 1-800-345-RIDE.

The agenda is divided into two sections:

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the blue section and are usually approved by a single majority vote. Any Board Member may remove an item from the consent calendar.

REGULAR CALENDAR: These items include significant and administrative actions of special interest, appear in the white section and are classified by program area.

The regular calendar also includes "Set Matters," which are noticed hearings, work sessions and public hearings.

ADDENDUM: If there is an addendum to the agenda, it will be posted at the above referenced web site by Friday at 5:00 p.m. the week before the meeting.

DISABLED ACCOMMODATION: If you have a disability which requires an accommodation, an alternative format, or requires another person to assist you while attending this meeting, please contact the Clerk of the Board at (707) 565-2241, as soon as possible to ensure arrangements for accommodation.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: PLEASE WALK TO THE ROSTRUM AND AFTER RECEIVING RECOGNITION FROM THE CHAIR, GIVE YOUR NAME AND ADDRESS, AND YOUR COMMENTS OR QUESTIONS. IN ORDER THAT ALL INTERESTED PARTIES HAVE AN OPPORTUNITY TO SPEAK, PLEASE BE BRIEF AND LIMIT YOUR COMMENTS TO THE SUBJECT UNDER DISCUSSION. TIME LIMITATIONS SHALL BE AT THE DISCRETION OF THE CHAIR OR BOARD.

Tuesday, October 16, 2007
8:30 A.M.

Call to order and pledge of allegiance

Board member announcements and reports on meetings and other activities

SPECIAL DISTRICTS

Consent Calendar
Sonoma County Water Agency

GENERAL COUNTY GOVERNMENT

Approval of Agenda
Consent items pulled
Items to be held
Off Agenda Items
Commendatory/memorial resolutions

BOARD OF SUPERVISORS

Consent Calendar

SPECIAL DISTRICTS

Regular Calendar
Community Development Commission

BOARD OF SUPERVISORS

Regular Calendar
Development Services

Closed Session:

1. The Board of Supervisors will consider the following in closed session
Initiation of litigation pursuant to subdivision (c) of Section 54956.9
(Govt. Code Section 54956.9(c))
2. The Board of Supervisors will consider the following in closed session:
Initiation of litigation - one case
(Govt. Code Section 54956.9(c))
3. The Board of Supervisors will consider the following in closed session:
Initiation of litigation
(Govt. Code Section 54956.9(c))

Closed Session (Cont.):

4. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of case: Brian J. Patenaude v. County of Sonoma, et al., United States
District Court Northern District of California, Court Case No.
C 06 7783 MHP
Agency Involved: Sheriff's Department
(Govt. Code Section 54956.9(a))

 5. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: In the Matter of the Protest of: Bill Cogbill, Sheriff, et al.,
against the Person to Person and Premises to Premises Transfer
of an On-Sale General Public Eating Place License to: Dry Creek
Rancheria of Pomo Indians, River Rock Casino, Department of
Alcoholic Beverage Control No. 47-396835
(Govt. Code Section 54956.9(a))

 6. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Tiffany Cooper v. County of Sonoma, Court Case
No. SCV 238861
Agency claimed against: Probation Department
(Govt. Code Section 54956.9(a))

 7. The Board of Supervisors, the Board of Commissioners of the Community
Development Commission and the Board of Directors of the Sonoma County
Water Agency will consider the following in closed session:
Conference with Labor Negotiator
Agency negotiator: Ann Goodrich
Employee organization: All
Unrepresented employee: All, including retired employees
- 2:00 Report on Closed Session
- 2:00 Public Comment on Issues Not on the Agenda
Note: Please limit comments to 3 minutes each. The Board will hear public
comments on non-agenda issues for up to 30 minutes. At that time, they
will hear scheduled agenda items. Any additional public comments will
be heard at the conclusion of the agendized items.

- 2:00 Permit and Resource Management Department
Review and possible action on the following:
1. Acts and Determinations of Planning
Commission/Board of Zoning Adjustments
 2. Acts and Determinations of Project Review
and Advisory Committee
 3. Administrative Determinations of the Director of Permit and Resource
Management

Regular Calendar Public Hearings:

- 2:10 File No.: PRMD File No. PLP06-0073
Description: Request to set conditions for 1) a Minor Subdivision of a 333.5
acre parcel creating an 80 acre parcel and a 253.5 acre designated
remainder, and 2) a modification of a Williamson Act Contract
from a Type II Agricultural Contract to a Type II Open Space
Contract
Env. Doc.: Mitigated Negative Declaration
Location: 8500 Ridge Oak Road, Geyserville; APN 141-140-024
Sup. Dist.: Dist. #4

SPECIAL DISTRICTS

CONSENT CALENDAR

OCTOBER 16, 2007

III. DEVELOPMENT SERVICES

SONOMA COUNTY WATER AGENCY

1. **Inspection, Maintenance and Emergency Services for 12kV Lines**
 Authorize Chair to execute the Agreement between the Sonoma County Water Agency and Pacheco Utility Line Builders, Inc. for Inspection, Maintenance and Emergency Services for 12kV Electrical Distribution Lines for Russian River Pumping Plant Facilities and Warm Springs Dam for Term Ending June 30, 2010 (\$235,000); authorize the Agency's General Manager/Chief Engineer to terminate the Agreement on five calendar days' written notice without cause; authorize the Agency's General Manager/Chief Engineer to amend the Agreement provided amendments do not cumulatively increase the total cost to the Agency by more than \$25,000 and do not substantially change the scope of work

2. **Out-of-State Travel Request**
 Authorize the General Manager/Chief Engineer to approve Cordel Stillman, Capital Projects Manager, to travel to Montreal, Canada, October 23 to 27, 2007, to attend a conference entitled Climate2050

3. **Estimating Upland Streamflows in the Russian River Watershed**
 Authorize Chair to execute the Agreement for Estimating Upland Streamflows in the Russian River Watershed between the Sonoma County Water Agency and Regents of the University of California (\$250,000); authorize the Agency's General Manager/Chief Engineer to terminate the Agreement pursuant to Agreement provisions; authorize the Agency's General Manager/Chief Engineer to amend the Agreement provided amendments do not cumulatively increase the total cost to the Agency by more than \$25,000 and do not substantially change the scope of work

BOARD OF SUPERVISORS

CONSENT CALENDAR

OCTOBER 16, 2007

IV. CRIMINAL JUSTICE SERVICES

PROBATION

4. Contract with the State of California - Department of Parks and Recreation and Appropriation Transfer
Authorize the Chief Probation Officer, or his designee, to execute a contract in the amount of \$359,830 between the Sonoma County Probation Department Camp/Supervised Adult Crew Program and the State of California - Department of Parks and Recreation for the completion of the following projects: to install a new sewer line at Angel Island State Park from the existing restroom facility above Ayala Cove located between the visitor's center and the west picnic area, to connect the existing line to the existing septic tank near the visitor's center lawn area, to tunnel under existing historical concrete sidewalk, to repair ADA access path from picnic site west of restrooms after trenching, and to provide a Native American monitor during trenching

Resolution of the Board of Supervisors, County of Sonoma authorizing budgetary adjustments to the 2007-08 final budget for the Probation Department, in the amount of \$359,830 (4/5ths vote required)

SHERIFF-CORONER

5. Revise Term and Amount of Crime Scene Technologies Services Agreement
Authorize the Purchasing Manager to execute Amendment No. 1 to Crime Scene Technologies Services Agreement, increasing the total contract amount by \$25,001, to \$50,000, and reducing the agreement from a three-year to a one-year term
6. Supplemental Law Enforcement Services for the 2007 Charles Schwab PGA Championship
Approve and authorize the Sheriff to execute an agreement for supplemental law enforcement services with PGA Tour, Inc. for the 2007 Charles Schwab PGA Championship, to be held on October 23 through October 28, 2007 (\$34,443)

I. GENERAL ADMINISTRATIVE SERVICES

HUMAN RESOURCES

Held from 10/9/07

7. Gabriel, Roeder, Smith & Company Agreement for Actuarial Services
Authorize the Human Resources Director to execute an agreement with Gabriel, Roeder, Smith & Company (GRS) for actuarial services related to Other Post Employment Benefits (OPEB) and other professional consulting services, in the amount of \$100,000 for the term 07/01/07 to 06/30/08

Authorize the Human Resources Director to amend the agreement by up to \$25,000 for additional services as may be required

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

8. Substance Abuse and Crime Prevention Act (SACPA) of 2000
Resolution approving the County Plan for the Substance Abuse and Crime Prevention Act of 2000 (SACPA) and authorizing the Application for the Substance Abuse Offender Treatment Program (OTP) between the County of Sonoma and the Department of Alcohol and Drug Programs, State of California for FY 07-08, and authorizing the Director of Health Services to implement the plan and any modifications to the plan that do not significantly change program content and are within budget authority

Resolution authorizing budgetary adjustments to the FY 07-08 Final Budget within the Special Revenue Fund (SACPA) - Department of Health Services reducing the amount by \$244,463

9. Children and Families Commission Evaluation
Authorize the Director of Health Services to execute a contract with LaFrance Associates for FY 07-08 through FY 09-10, and any future amendments that do not significantly change the scope of work or the cumulative total by more than ten percent, within approved budget authority (\$561,000)

II. CONSUMER PROTECTION SERVICES

AGRICULTURAL COMMISSIONER

10. Nursery Stock Inspection Agreement
Resolution authorizing the Chair, Sonoma County Board of Supervisors, to sign Agreement No. 07-0526 in the amount of \$2,611.00 between the State of California, Department of Food and Agriculture, and the County of Sonoma for the inspection of nursery stock for FY 2007-08

III. DEVELOPMENT SERVICES

REGIONAL PARKS

11. Easement Joe Rodota/West County Trail
Resolution granting a public road and utility easement and a temporary construction easement over County property to the City of Santa Rosa for widening Stony Point Road; authorize the Chair to execute the Easement Agreement; authorize the Director of Regional Parks to execute related documents

Resolution appropriating \$2,713 in Unanticipated Revenue to the West County Trail Capital Improvement Project for future trail improvements (4/5ths vote required)

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

12. An Ordinance No. 3836R Permit
Resolution issuing an Ordinance No. 3836R Permit to Alexander Valley Ventures LLC to replace damaged tide gates in the Petaluma River, approximately one mile south of the City of Petaluma at 4445 Highway 101 (APN 019-330-007) (4/5ths vote required)

I. GENERAL ADMINISTRATIVE SERVICES

BOARD OF SUPERVISORS

13. Reappointment
Resolution reappointing Paul Kelley to serve as a member of the North Coast Railroad Authority for a term of two years
14. Certificates of Honor
Presentation of Sonoma County Farm Bureau 2007 Certificates of Honor at the 90th Annual Dinner on October 26, 2007 for the following:
Sonoma County Farm Bureau Hall of Fame Inductee
Louis Foppiano Sr., Foppiano Wine Company
- Sonoma County Farm Bureau Agriculturalist of the Year
Joe Pozzi, Pozzi Livestock
- Recipient of Friends of Farm Bureau Award
Art Weyers, Art Weyers Insurance

BOARD OF SUPERVISORS (Cont.)

15. Proclamation
Resolution proclaiming October 22-26, 2007 as National School Bus Safety Week in Sonoma County
16. Commendation
Resolution congratulating the Metropolitan Community Church for 25 years of service to the Redwood Empire
17. Commendation
Resolution commending and honoring North Bay Leadership Council 2007 Leaders of the North Bay Awardees: Caught in the Act of Leadership – Mary K. McEachron, We’re All In This Together – S.H.A.K.E., Paint the Community Green – Coddling Enterprises, The “Light Bulb” Went On – Goodwill Industries of the Redwood Empire, and Empowering the Latino Community – Alma Martinez Velasquez

MISCELLANEOUS

18. Minutes
Concurrent resolution approving the minutes for the meeting of September 18, 2007 for the following:

Occidental County Sanitation District
Sonoma County Water Agency
Sonoma County Agricultural Preservation and Open Space District
Northern Sonoma County Air Pollution Control District
Community Development Commission
In-Home Supportive Services (IHSS) Public Authority
Industrial Development Authority
Sonoma County Public Financing Authority
County of Sonoma Public Financing Corporation
Rio Nido Geologic Hazard Abatement District
Russian River County Sanitation District
South Park County Sanitation District
Sonoma County Water and Wastewater Financing Authority
Sonoma County Fair and Exposition, Inc.
Board of Supervisors

Resolution approving the minutes for the meeting of September 18, 2007 for the Sonoma Valley County Sanitation District

MISCELLANEOUS (Cont.)

19. Minutes

Concurrent resolution approving the minutes for the meeting of September 25, 2007 for the following:

Sonoma County Agricultural Preservation and Open Space District
Sonoma County Water Agency
Board of Supervisors

Actions setting hearings and Bid openings:

20. Airport Business Center Street Lighting Assessment District

Resolution initiating proceedings for annexation of Brickway Industrial Building into Airport Business Center Street Lighting Assessment District, and setting public hearing for November 6, 2007, at 2:05 p.m.

21. LLA06-0008, Roger Stuhlmuller

Setting December 4, 2007 at 2:15 p.m. as the date and time for public hearing for an appeal of a Planning Commission decision to deny an appeal of an administrative determination to deny a Lot Line Adjustment at 5080 W. Soda Rock Lane, Healdsburg, Supervisorial District 4

SPECIAL DISTRICTS

REGULAR CALENDAR

OCTOBER 16, 2007

III. DEVELOPMENT SERVICES

COMMUNITY DEVELOPMENT COMMISSION

22. Friends of River Child Care Services Rehabilitation Grant and Loan
Concurrent resolution of the Sonoma County Board of Supervisors and the Sonoma County Community Development Commission (Commission), in its capacity as the governing body of the Sonoma County Community Redevelopment Agency, approving a redevelopment grant not to exceed thirty-four thousand three hundred twenty dollars (\$34,320) and a redevelopment loan not to exceed three hundred fifty-two thousand six hundred fifty-four dollars (\$352,654), for Friends of River Child Care Services to rehabilitate their Guerneville facility; approving the Grant Agreement and the Loan Agreement for the project, authorizing the Commission's Executive Director to execute the agreements and to make minor, non-substantive changes to the agreements following review and approval of County Counsel as to form, and authorizing the Chair of the Sonoma County Children and Families Commission to execute such documents as may be necessary to subordinate the existing Children and Families Commission deed of trust in the amount of two hundred ninety-three thousand eight hundred dollars (\$293,800) to the deeds of trust favoring the Community Development Commission, subject to approval of the specific form of the subordination agreement by the Children and Families Commission

CAO Comments

Given that the Board approved a lesser amount of redevelopment funds to be used for a loan and grant for this project on 2/27/07, we believe that enlarging the loan and grant amounts are for policy determination of the Board. Also, given the Board's direction on 10/9/07 to develop clearer criteria for evaluating requests for use of redevelopment funds, this project might be viewed differently at some later date. Finally, as mentioned in the second to last paragraph of the staff report, we believe that the department should communicate again that no presumption of redevelopment funding should be made prior to formal action of the Board.

CAO Recommends: For policy determination of the Board

BOARD OF SUPERVISORS

REGULAR CALENDAR

OCTOBER 16, 2007

III. DEVELOPMENT SERVICES

TRANSPORTATION AND PUBLIC WORKS

23. Canon Manor West Assessment District
Approve Contract Change Order No. 54 with North Bay Construction, Inc., in an amount not to exceed \$60,078 for work required on the Canon Manor West Assessment District Improvement Project (W06001)

CAO Recommends: Approval
