

TUESDAY, SEPTEMBER 16, 2008

**BOARD OF SUPERVISORS
SONOMA COUNTY
REGULAR MEETING**

SPECIAL DISTRICTS	VALERIE BROWN	1ST DISTRICT
SUPERVISORS' 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
PHONE 707-565-2241	STEVEN WOODSIDE	COUNTY COUNSEL
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.

SUPPLEMENTAL MATERIALS: Materials related to an item on this agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Board of Supervisors office at 575 Administration Drive, Room 100A, Santa Rosa, during normal business hours.

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, September 16, 2008
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

Agricultural Preservation and Open Space District
Community Development Commission
Sonoma County Water Agency
Sonoma Valley County Sanitation District

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

Sonoma County Water Agency

BOARD OF SUPERVISORS

Regular Calendar

Development Services
General Administrative Services
Health and Human 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 pursuant to subdivision (c) of Section 54956.9
(Govt. Code Section 54956.9(c))

Closed Session (Cont.):

3. 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))

 4. The Board of Supervisors will consider the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Steven Wyro v. County of Sonoma
Workers' Compensation Appeals Board Nos.: SFO
0486297; SFO 0490916; SRO 107752 and SRO 119644
(Govt. Code Section 54956.9(a))

 5. Conference with Real Property Negotiator
Property: Central Landfill, 500 Mecham Road, Petaluma, CA
Negotiating parties: For Seller: Jim Andersen, Assistant County
Administrator
For Buyer: To be determined
Under negotiation: Central Landfill and Transfer Stations
(Govt. Code Section 54956.8)

 6. The Board of Supervisors, the Board of Directors of the Sonoma County Water
Agency and the Board of Commissioners of the Community Development
Commission will consider the following in closed session:
Conference with Labor Negotiator
Agency negotiator: Ann Goodrich
Employee organization: All
Unrepresented employee: All, including retired employees
(Govt. Code Section 54957.6(b))
- 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 agenda 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

Uncontested Public Hearings:

- 2:05 The Board of Directors of the Northern Sonoma County Air Pollution Control
District will consider approval of the 2008/09 Fiscal Year budget for the
Northern Sonoma County Air Pollution Control District
- 2:05 The Board of Supervisors will consider a resolution authorizing the General
Services Director, or his Deputy, to execute a Second Amendment to Lease with
Michael and Sheila Biaggi, for approximately 3, 029 square feet of storage space,
located at 3345 Industrial Drive, Unit 13, Santa Rosa

Regular Calendar Public Hearings:

- 2:10 File No.: PLP07-0057
Description: To consider an appeal of a Board of Zoning Adjustments decision
to approve the request by Deborah Yount for a Zoning Permit and
Use Permit for an 837 square foot second unit to be located more
than 100 feet from the primary residence but closer than 60 feet to
the nearest property line. Zoned DA (Diverse Agriculture), B6 -
20, VOH (Valley Oak Habitat); APN 047-232-007
Env. Doc.: Categorically Exempt
Location: 150 Davis Lane, Penngrove
Sup. Dist.: Dist. #2
- 2:30 File No.: PLP05-0108
Description: To consider a request for Aggregate Resources Management
(ARM) Plan and Surface Mining and Reclamation Ordinance
(SMARO) amendments, and a Use Permit to extend the mining
period for the Syar Phase 6 terrace pit previously approved under
PLP03-0046 (original cutoff date was April 15, 2006) for an
additional five years, and a Use Permit to amend the Mining and
Reclamation Plan as necessary
Env. Doc.: Subsequent Environmental Impact Report
Location: 3400 Westside Road, Healdsburg
Sup. Dist.: Dist. #4
(Continued from August 19, 2008)

Upcoming Hearings (All dates tentative until each agenda is finalized)

September 23

- Airport Acquisition of a Single Family Dwelling
- Garbage Haulers Collection Rate Increase
- ZCE06-0005 (Pennacchio) 3185 Mariola Rd. Sebastopol
- ZCE04-0005 (Silverstein) 7168 Bloomfield Ct., Sebastopol
- ZCE07-0017 (Kennedy) 3305 Mariola Road, Sebastopol
- AGP08-0015; PLP08-0078, Williamson Act contracts - Non-renewals
- DRH06-0005 (Mesa Beverage) Appeal of Planning Commission Decision, 3200 N. Laughlin Rd, Santa Rosa

October 7

- Right-of-Way Vacation in Waldruhe Heights
- Pepperwood Foundation Claim for Refund
- Appeal of a BZA denial of a Zoning Permit. 909 Mustang Ct., Petaluma
- CSA 40

October 14

- Sonoma Mountain Road Slide
- Pelton House Winery
- Abatement of Outdoor Advertising Structure (Engel)

October 21

- Grading, Drainage and Vineyard and Orchard Site Development Ordinance

November 4

- Hearing of Necessity for SVCSD
- General Plan Amendments

SPECIAL DISTRICTS

CONSENT CALENDAR

SEPTEMBER 16, 2008

III. DEVELOPMENT SERVICES

AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT

1. Amendment to District Position Allocation List
Resolution approving amendment of the District Allocation List by adding two new FTEs: one (1.0) Open Space District Program Manager; one (1.0) Assistant Open Space Planner

Note: Board will approve this item conditionally pending approval of subsequent Human Resources item entitled "Miscellaneous Classification and Compensation Changes" which appears on the Board of Supervisors Consent Calendar

2. Carrington Ranch: Contract - Land Management
Approve and authorize the President to execute the sixth amendment with LandPaths to extend the term of the contract to June 30, 2009 in the amount of \$30,290

COMMUNITY DEVELOPMENT COMMISSION

3. Russian River Redevelopment Project Area Housing Rehabilitation Program Funding
Resolution of the Sonoma County Community Development Commission, in its capacity as the governing body of the Sonoma County Community Redevelopment Agency, approving additional funding of \$250,000 from the affordable housing set-aside funds of the Russian River Redevelopment Project Area for housing rehabilitation projects within the Project Area boundaries

CONSENT CALENDAR (Cont.)

SONOMA COUNTY WATER AGENCY

4. Penngrove Sanitation Zone Sanitary Sewer Manhole Rehabilitation Project - Construction Contract Award
Resolution accepting lowest responsible and responsive bid for the Penngrove Sanitation Zone Sanitary Sewer Manhole Rehabilitation Project and letting the contract for construction to Sebastopol Construction Services, Inc. for \$189,128.48



SONOMA VALLEY COUNTY SANITATION DISTRICT (3-Member Board)

5. Sonoma Developmental Center Water Efficiency Project - Construction Contract Award
Resolution accepting lowest responsible and responsive bid for the Sonoma Developmental Center Water Efficiency Project and letting the contract for construction to Sonomarin, Inc. for \$194,816.69



BOARD OF SUPERVISORS

CONSENT CALENDAR

SEPTEMBER 16, 2008

III. DEVELOPMENT SERVICES

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

6. UPE04-0040, Henry Alden for Gualala Redwoods, Inc.
Resolution amending the Aggregate Resources Plan and Mining Ordinance revising mining standards for the mining reach of the Gualala River; a Zone Change to add the MR (Mineral Resources) combining district to the in-stream portion of affected parcels; a Use Permit to extend the mining permit term; and revised Reclamation Plan for in-stream operations in the mining reach of the Gualala River for various parcels located at 39900 and 40200 Annapolis Road, Sea Ranch

7. Resolution of Intention to Vacate
Resolution of Intention to Vacate all those certain portions of the public rights-of-way shown as Spring Street, Plaza Drive, Park Avenue, Tunnel Road, and an unnamed alley on "Plat No. 1, Waldruhe Heights" a subdivision map filed in Book 33, Pages 4 and 5, Sonoma County Records, with the public hearing set for October 7, 2008; Supervisorial District 1

8. Williamson Act Contract Authorization: Dan Braccialini, AGP08-0010
Resolution authorizing the Chair to sign a Type I Williamson Act contract as requested by Dan Braccialini for 22.63 acres located at 31501 Highway 101, Cloverdale; APN 115-150-025; Supervisorial District 4

TRANSPORTATION AND PUBLIC WORKS

9. Amendment to Agreement for Engineering and Slope Stabilization Plans for the Guerneville Closed Landfill
Approve and authorize the Chair to sign an Amendment to the Agreement for Professional Services with Miller Pacific Engineering Group to provide engineering and slope stabilization plans for the Guerneville Closed Landfill in the amount of \$25,000

IV. CRIMINAL JUSTICE SYSTEM SERVICES

DISTRICT ATTORNEY

10. Contract - California Human Development Corporation
Authorize the Chair to execute a contract with the California Human Development Corporation in the amount of \$88,127 for Diversion and Treatment-Based Services for FY 2008-09 and delegate authority for the District Attorney to sign any amendments or extensions that do not significantly change the program content and are within the approved budget authority

SHERIFF-CORONER

11. Federal Equitable Sharing Agreement and Certification
Authorize the Chair to execute a Federal Equitable Sharing Agreement and Certification with the U.S. Department of Justice and the U.S. Department of the Treasury

I. GENERAL ADMINISTRATIVE SERVICES

CLERK-RECORDER-ASSESSOR

12. Clerk-Recorder-Assessor Position Allocation Changes
Resolution approving the position allocation change of two vacant information technology positions to accurately reflect job functions - Elections Systems Supervisor to Department Information Systems Specialist I/II (DISS); and Appraiser Analyst to Department Analyst

HUMAN RESOURCES

13. Miscellaneous Classification and Compensation Changes
Concurrent resolution adopting the proposed job classification and specification of Open Space District Assistant Planner; and amending Salary Resolution 95-0926, Salary Table, Unrepresented and Confidential, to establish the new job classifications and salaries for Open Space District Assistant Planner, and Department Information Systems Specialist II - Project, effective September 16, 2008 for the following:

Sonoma County Water Agency
Community Development Commission
Northern Sonoma County Air Pollution Control District
Agricultural Preservation and Open Space District
Board of Supervisors

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

14. Health Action - Grant Award

Authorize the Director of Health Services to execute Grant Agreement No. 20072151 with The California Endowment for the period July 15, 2008 through July 14, 2010 in the amount of \$200,000 (FY 2008-09 \$104,625 and FY 2009-10 \$95,375)

Authorize the Director of Health Services to execute a contract with Belinda Fernandez d.b.a. Studio B for the period for FY 2008-09 and FY 2009-10, subject to County Counsel review, and any future amendments that do not significantly change the scope of work (\$50,000)

Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$104,625 (requires 4/5 vote)

15. Beach Sanitation Standard Agreement Amendment

Resolution authorizing the Director of Health Services to execute an amendment to Beach Sanitation Standard Agreement 06-55359 reducing the amount by \$3,162 for FY 2008-09, and any future amendments that do not significantly change the scope of work, within budget authority

HUMAN SERVICES

16. Appointments to the Youth Education and Employment Services Council

Resolution appointing Tom Bieri, Social Advocates for Youth; Valerie McKamey, State Department of Rehabilitation; Suzanne Stone, Youth Business Week and Katrina Thurman, West County Community Services to the Youth Education and Employment Services Council

17. 2008-09 Community Services Contracts

Authorize the Director of the Human Services Department, or her designee, to: 1) Execute \$650,000 in 2008-09 Community Services contracts with community-based agencies as listed in this Board Item; and 2) Sign any future amendments that do not significantly change program content or increase an individual contract amount by more than 10%; or 3) fund additional prioritized recommendations listed in this item, as long as the total amount for all contracts does not exceed \$650,000

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR

18. Personal Services Agreement Amendment - Director of Fire Services/Emergency Program Manager
Authorize the Chair to sign the First Amendment to the Agreement for Personal Services Director of Fire Services/Emergency Program Manager to extend the termination date to November 17, 2008 and to update the salary in the agreement per the Salary Resolution

19. Adoption of FY 2008-09 Appropriation Limits
Concurrent resolution establishing appropriation limits for County and Board of Supervisors-Governed Special Districts, County Service Areas, other Board of Supervisors-governed agencies, Agricultural Preservation and Open Space District, and Sonoma County Water Agency, and giving instruction to the County Administrator and County Counsel, and giving notice of appropriate period of limitation for judicial review for the following:

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

20. Appointment of Retirement Board Trustee
Resolution appointing Paul Kelley for the remaining term of the sixth trustee position of the Retirement Board

COUNTY ADMINISTRATOR/AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

21. Fiscal Year 2008-09 Final Budget
Concurrent Resolution of the Board of Supervisors and all Public Entities governed by the Board of Supervisors of the County of Sonoma, adopting the Fiscal Year 2008-09 Final Budget for all governmental entities within its jurisdiction, and addressing the Americans with Disabilities Act (ADA) requirements, and use of Water Agency funds for costs associated with the Russian River Project

Resolution of the Board of Directors of the Sonoma Valley County Sanitation District adopting the Fiscal Year 2008-09 Final Budget

BOARD OF SUPERVISORS

22. Proposed Amendments to Campaign Contribution Limitations
Ordinance making certain changes to Article XX of Chapter 2 of the Sonoma County Code (Campaign Contribution Limits) to increase campaign contribution limits (Ready for Adoption)
23. Proclamation
Resolution proclaiming September 19, 2008 as National Prisoner of War/Missing In Action (POW/MIA) Recognition Day
24. Proclamation
Resolution proclaiming September 27, 2008 as Russian River Cleanup Day
25. Commendation
Resolution congratulating John Lusk on achieving the rank of Eagle Scout
26. Reappointment
Resolution reappointing Bud Mezger to the Advisory Council to Area Agency on Aging, Sonoma County (representing Supervisorial District 3)

MISCELLANEOUS

27. Minutes
Concurrent Resolution approving the minutes for the meeting of August 26, 2008 for the following:

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

Resolution approving the minutes for the meeting of August 26, 2008 for the Sonoma Valley County Sanitation District

SPECIAL DISTRICTS

REGULAR CALENDAR

SEPTEMBER 16, 2008

III. DEVELOPMENT SERVICES

SONOMA COUNTY WATER AGENCY

28. Purchase of 1315 Airport Boulevard Property

Authorize Agency's General Manager/Chief Engineer, or his designated representative, to (1) notify Sellers that the 1315 Airport Boulevard property is acceptable to the Agency; (2) proceed to complete closing pursuant to the terms of the July 3, 2008 Property Purchase Agreement and amendments; and (3) execute documents and take other actions required to complete the purchase

Resolution authorizing the Chair and any other officers to (1) execute a Lease Agreement between the Agency and the Municipal Finance Corporation; (2) execute a Site Lease between the Agency and Municipal Finance Corporation; and (3) execute an Assignment of Lease and Site Lease between Municipal Finance Corporation and City National Bank; and authorize other officers to execute and deliver any and all documents necessary for executing the Lease Agreement, the Site Lease, and the Assignment of Lease and Site Lease

BOARD OF SUPERVISORS

REGULAR CALENDAR

SEPTEMBER 16, 2008

III. DEVELOPMENT SERVICES

TRANSPORTATION AND PUBLIC WORKS

10:00

29. Strategic Plan Goal 5: Road Funding (ID#47); Project Deliverable A - Analysis of Revenues, Expenses and Shortfall in Funding Required to Maintain County Roads
Accept "The Road Ahead" report prepared by the Department of Transportation and Public Works

Direct staff to return to the Board in Spring, 2009 with options for developing a prioritized portion of the County road network and to receive direction on alternative funding mechanisms for the remainder portions of the road network

CAO Recommends: Approval

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

30. Methamphetamine Prevention Plan
Accept a report from the Methamphetamine Task Force on the Sonoma County Methamphetamine Prevention Plan

Authorize department staff to implement "Next Steps" activities identified in the Prevention Plan

CAO Recommends: Approval

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR/HUMAN RESOURCES

31. Amendment to Salary Resolution No. 95-0926

Concurrent Resolution adding Article 20.2 to the Salary Resolution No. 95-0926 creating effective May 19, 2009 a cash allowance of \$3.45 per pay status hour for all permanent full and part time employees in unrepresented bargaining units including the Board of Supervisors appointed and elected department heads, unrepresented administrative management, confidential, and other unrepresented employees covered by the Salary Resolution and for the Deputy Public Defender Attorneys' Association. The cash allowance will not be paid for overtime hours and will be limited to a maximum of eighty hours per bi-weekly pay period for the following:

Sonoma County Water Agency
Community Development Commission
Northern Sonoma County Air Pollution Control District
In-Home Supportive Services (IHSS) Public Authority
Board of Supervisors

Resolution of the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District, adding Article 20.2 to the Salary Resolution No. 95-0926 creating effective May 19, 2009 a cash allowance of \$3.45 per pay status hour for all permanent full and part time employees in unrepresented bargaining units including the appointed department head, unrepresented administrative management, confidential, and other unrepresented employees covered by the Salary Resolution. The cash allowance will not be paid for overtime hours and will be limited to a maximum of eighty hours per bi-weekly pay period

CAO Recommends: Approval

COUNTY ADMINISTRATOR/SONOMA COUNTY WATER AGENCY

8:45

32. AB 811 Informational Workshop

Affirm direction to proceed with plans for development and implementation of an AB 811 energy efficiency program

CAO Recommends: Approval

BOARD OF SUPERVISORS

33. Fee Waiver

Waive fees of \$898 for permit and day use parking for Coastwalk's 24th Annual Coastal Cleanup Day to be held September 20, 2008

CAO Recommends: For policy determination of the Board

BOARD OF SUPERVISORS

AGENDA ADDENDUM

September 16, 2008

SPECIAL DISTRICTS

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

SONOMA COUNTY WATER AGENCY

27a. MOU Authorization

Assuming the Board directs staff to proceed with plans for development and implementation of AB 811 Energy Efficiency Program, authorize the General Manager/Chief Engineer to enter into a Memorandum of Understanding with Project DX, subject to County Counsel review, for the development of a website to support an AB 811 outreach program