

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA COUNTY WATER AGENCY

April 24, 2007

The Board of Directors of the Sonoma County Water Agency met this date in adjourned session at 8:30 a.m., with the following members present:

Directors Kerns, Kelley, Reilly, Brown

Absent: Smith

Chairwoman Brown presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

1. Water Conservation Program - North Marin Water District
Authorize Chair to execute the Cooperative Agreement for Funding and Administration of the North Marin Water District Water Conservation Program, funded in Fiscal Year 2006/2007 between the Sonoma County Water Agency and North Marin Water District (\$676,311)

Authorize the Agency's General Manager/Chief Engineer to terminate the Agreement on thirty calendar days' written notice

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, including amendments to allow the North Marin Water District to participate in additional Regional Programs

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

REGULAR CALENDAR

SONOMA COUNTY WATER AGENCY (Cont.)

Present: Mike Thompson, Sonoma County Water Agency
Bill Keene, Sonoma County Water Agency

19. Water Policy Statement and Strategic Priorities for the Sonoma County Water Agency
Approve the Agency's updated Water Policy Statement

Approve the Agency's strategic priorities and actions

Direct Agency staff to prepare strategic action plans and continue implementing and improving the Agency's strategic planning process

Speakers: Jake MacKenzie, Rohnert Park City Council
Chris DeGabriel, North Marin Water District

AYES: Kerns, Kelley, Reilly, Brown
ABSENT: Smith

- 10:00 Present: Jay Jasperse, Sonoma County Water Agency
Sean White, Sonoma County Water Agency
Chris Murray, Sonoma County Water Agency

07-0325

20. Temporary Urgency Change Petition
Resolution authorizing the General Manager/Chief Engineer and Counsel to file a Petition for Temporary Urgency Change in the Agency's water right permits with the State Water Resources Control Board to request lower minimum flows in the Russian River and Dry Creek, following receipt of letters from the California Department of Fish and Game and the National Marine Fisheries Service supporting the petition; authorizing the General Manager/Chief Engineer to take related actions to maintain fall storage in Lake Mendocino; and authorizing the General Manager/Chief Engineer to file a Notice of Exemption under CEQA

Speakers:
Michael Delbar, Supervisor, Mendocino County
Jake MacKenzie
Chris DeGabriel
Janet Pauley
Dick Butler, National Marine Fisheries, West County Gazette

SPECIAL DISTRICTS (Cont.)

April 24, 2007

REGULAR CALENDAR (Cont.)

SONOMA COUNTY WATER AGENCY (Cont.)

Speakers (Cont.):

Darryl Sukovitzen
Don Mackenhill
Jim Marisca, Russian River Advocates
Joan Riebach
Chuck Howell
Barbara St. Louis
Ken Wikle
John Uniak
Brenda Adelman
Lee Gooding

The Board directed staff to make the staff report consistent with the revised resolution, taking out the D1610 reference

The Board further directed staff to initiate discussions with PG&E regarding a reduction from 30% to 15% on the Potter Valley Project

AYES: Kerns, Kelley, Reilly, Brown
ABSENT: Smith

2:24 Board adjourned sine die

Respectfully submitted,

Starlene Boyer
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA COUNTY AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT

April 24, 2007

The Board of Directors of the Sonoma County Agricultural Preservation and Open Space District met this date in adjourned session at 8:30 a.m., with the following members present: Directors Kerns, Kelley, Reilly, Brown Absent: Smith

President Brown presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

REGULAR CALENDAR

III. DEVELOPMENT SERVICES

8:45 Present: Elizabeth Tyree, Sonoma County Regional Parks
Stu Martin, Agricultural Preservation and Open Space District

07-0323

18. Acquisition of Fee Title to the Sonoma Developmental Center Area 3 Property for Public Recreation

Resolution of the Board of Directors of the Agricultural Preservation and Open Space District approving the purchase of the Sonoma Developmental Center Area 3 Property for a price of Six Hundred Thousand Dollars (\$600,000) with fee title to be held by the County of Sonoma for public recreation subject to a conservation easement; authorizing the execution of a deed and a grant agreement with the County of Sonoma; authorizing the President to execute a certificate of acceptance and directing the preparation of escrow instructions

Speakers: Joann Keyston
Helen Bates

AYES: Kerns, Kelley, Reilly, Brown
ABSENT: Smith

2:24 Board adjourned sine die

Respectfully submitted,

Starlene Boyer
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF SUPERVISORS

COUNTY OF SONOMA

April 24, 2007

The Board of Supervisors of the County of Sonoma met this date in adjourned session at 8:30 a.m., with the following members present:

Supervisors Kerns, Kelley, Reilly, Brown

Absent: Smith

Chairwoman Brown presiding.

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

Call to order and pledge of allegiance

Board member announcements and reports on meetings and other activities

Supervisor Kerns reported he attended the ABAG General Assembly in San Francisco last week

Supervisor Brown attended the Tribal Consortium in Solano County last week

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

REGIONAL PARKS

2. Sonoma County Parks & Recreation Advisory Commission's 2006 Annual Report and 2007 Work Plan

Accept and approve the Sonoma County Parks & Recreation Advisory Commission's report of accomplishments for 2006 and work plan for 2007

REGIONAL PARKS/GENERAL SERVICES

07-0314

3. Spud Point Marina - Coastal Conservancy Reimbursement Grant
Resolution making budgetary adjustments to the Tidelands Leases Fund and Spud Point Marina enterprise fund (4/5ths vote required)

Authorize final payment to the California State Coastal Conservancy on the Spud Point Marina facilities improvements reimbursable grant

TRANSPORTATION AND PUBLIC WORKS

- 07-0315
4. Penngrove Main Street Sidewalk Project
Resolution accepting Grant Deed and Land; authorizing execution of Agreement for Purchase and Sale of Real Property; accepting land described therein into the County highway system; authorizing payment of \$4,678, including \$-0- for severance damages, for the herein described conveyance; authorizing proration and transfer of taxes on said land; and authorizing refund, if applicable, pursuant to §5096 of the Revenue and Taxation Code; lands of Robison Family Trust; APN 047-181-014; Project No. C04012

 - 07-0316
 5. Old Redwood Highway Bike Lane (Windsor to Eastside Road)
Resolution authorizing the Transportation and Public Works Department to apply for \$50,000 in Fiscal Year 2007-08 Transportation Development Act (TDA) Article 3 funds allocated to the County of Sonoma for the construction of bicycle lanes along Old Redwood Highway from the town of Windsor to Eastside Road (C05013)

 6. Purchase of Paratransit Trip Scheduling Software
Approve purchase of NOVUS ADA paratransit trip scheduling software for Sonoma County Paratransit from Trapeze Software Group, not to exceed \$37,260

 - 07-0317
 7. Transportation Development Act (TDA) and State Transit Assistance (STA) Annual Claim of Funds
Resolution authorizing the filing of a claim with the Metropolitan Transportation Commission (MTC) for allocation of TDA/STA Funds for 2007-08

 - 07-0318
 8. Annapolis Road Bridge Retrofit Project
Resolution accepting a Grant of Easement and Land; authorizing execution of Right of Way Contract; authorizing payment of \$1,000, including \$-0- severance, for the herein described conveyance; authorizing proration and transfer of taxes on said land; and authorizing refund, if applicable, pursuant to §5096 of the Revenue and Taxation Code; lands of Ernest and Charlene Ohlson Living Trust; APN 123-120-028; Project No. C01137

IV. CRIMINAL JUSTICE SERVICES

DISTRICT ATTORNEY

07-0313

9. National Crime Victims' Rights Week
Resolution proclaiming April 22 through 28, 2007 to be National Crime Victims' Rights Week in Sonoma County

I. GENERAL ADMINISTRATIVE SERVICES

GENERAL SERVICES

10. Hazard Mitigation
Authorize the Chair to execute a contract with ZFA Structural Engineers, in the amount of \$41,000, for the Hazard Mitigation project

INFORMATION SYSTEMS

07-0319

11. Integrated Justice System Maintenance Contract
Resolution authorizing the County Purchasing Agent to execute a Hewlett-Packard Company support agreement for the period from May 1, 2007 through April 30, 2008 at a total cost not to exceed \$88,000
12. Agreement with Andrews Voice and Data for Telecommunications Maintenance Services
Approve and authorize the Chair to sign Amendment Number One to the Agreement with Andrews Voice and Data for Telecommunications Maintenance Services to extend the Agreement for two months

07-0320

13. Approve Records Retention Schedule
Resolution approving records retention schedule and authorizing the destruction of records. (Human Services, Adult and Aging-Public Administrator/Public Guardian/Public Conservator) (4/5ths vote required)

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

14. Consulting Service

Authorize the Director of Health Services to execute a contract with Elinor Hall for consulting services from January 1, 2007 through January 31, 2009, and any future amendments that do not significantly change program content or funding amounts (\$150,000)

Authorize the Director of Health Services to execute Amendment #1 to the contract with Lucy Johns increasing contract maximum to \$150,000, and any future amendments that do not significantly change program content or funding amounts

HUMAN SERVICES

15. Children's Services Provider Agreement Amendments

Authorize the Director of Human Services, or her designee, to sign and execute amendments to increase funding for children's services provider Agreements and to sign and execute future amendments that do not cumulatively increase the total cost by more than 10% and do not substantially change the scope of work

16. Transitional Housing Placement Program Plus (THP Plus)

Authorize the Director of Human Services, or her designee, to sign an agreement for \$40,000 with True to Life Children's Services, for the purpose of initial start-up costs for the THP Plus program to begin July 1, 2007

07-0321

Resolution authorizing budgetary adjustment to FY 2006/2007 final budget in the amount of \$40,000 (4/5ths vote required)

07-0322

17. Addition of Human Services Division Director for Planning, Research and Evaluation
Resolution amending the Human Services Departmental Allocation List to add 1.0 Human Services Division Director for Planning, Research and Evaluation position

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

CONSENT CALENDAR (Cont.)

April 24, 2007

8:35 Presentation of proclamations

#9 National Crime Victims Rights Week

Present: Stephan Passalacqua
Sally McCarthy

2:24 Board adjourned sine die

Respectfully submitted,

Starlene Boyer
Deputy County Clerk

BOARD OF SUPERVISORS

REGULAR CALENDAR

APRIL 24, 2007

I. GENERAL ADMINISTRATIVE SERVICES

BOARD OF SUPERVISORS

9:10

21. Presentation

Humboldt County Supervisor Jimmy Smith will make a brief presentation to thank and acknowledge Sonoma County Board of Supervisors for their support of and participation in the development of the North Coast Integrated Regional Water Management Plan

Speakers:

Jimmy Smith, Chair, North Coast Integrated Regional Water Board

Jake MacKenzie, Vice Chair, North Coast Integrated Regional Water Board

III. DEVELOPMENT SERVICES

TRANSPORTATION AND PUBLIC WORKS

9:20 Present: Dave Knight, Director, Transportation and Public Works

22. Canon Manor West Assessment District

Approve contract Change Order No. 42 with North Bay Construction, Inc. in an amount not to exceed \$180,000 for work required on the Canon Manor West Assessment District Improvement Project (W06001)

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

V. HEALTH AND HUMAN SERVICES

HUMAN SERVICES

9:24 Present: Jo Weber, Director, Human Services
Diane Kaljian, Adult and Aging Services
Brad Metzger, Advisory Council to the Area Agency on Aging

07-0326

23. 2007-08 Area Plan Update
Resolution authorizing the Chair to approve the Area Agency on Aging Area Plan Update for FY 2007-08

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR

9:42 Present: Lori Norton, County Administrator's Office

24. Federal Advocacy Consulting Agreements
Approve and authorize the Chair to sign an Agreement for Consulting Services with Madison Government Affairs, Inc., for the period of May 1, 2007 to June 30, 2008, in an amount not to exceed \$42,700, which provides for a monthly retainer of \$3,000 plus reimbursement of necessary expenses up to \$50/month

Approve and authorize the Chair to sign an Amendment to an existing Agreement for Consulting Services with Alcalde and Fay, for the period of May 1, 2007 to June 30, 2008, expanding the scope of work and increasing the amount of monthly retainer to \$8,225 plus reimbursement of necessary expenses up to \$100/month

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

BOARD OF SUPERVISORS

9:46

25. Fee Waiver

Waive yearly Santa Rosa Veterans Building use fees of \$4,692 for the Redwood Empire Food Bank's four food distribution programs; \$1,506 for Emergency Food Assistance, \$1,506 for A Child's Portion, \$840 for Senior Brown Bag, and \$840 for Supplemental Food

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

9:46

26. Fee Waiver

Waive Santa Rosa, Sebastopol, Sonoma and Cotati Veterans Buildings parking areas use fees totaling \$2,100 (14 events) for the Department of Transportation and Public Works and the Sonoma County Waste Management Agency's Community Toxic Collection events

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

9:46

27. Fee Waiver

Waive fees in the amount of \$7,596 for the Universal Industrial Church's use of the Guerneville Veterans Building in FY 2006/07 for their Free Dinners Project held on the second and last Wednesdays of each month

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY COUNSEL

9:47 Present: Linda Schiltgen, Deputy County Counsel
Rita Scardaci, Director of Health Services

07-0327

28. Enforcement of Agreements between the County and Sutter

Resolution making certain findings and authorizing enforcement of the Health Care Access Agreement and related agreements against Sutter Medical Center of Santa Rosa and its parent corporation, Sutter Health

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

8:45 Present: Elizabeth Tyree, Regional Parks
Stu Martin, Agricultural Preservation and Open Space District

07-0324

18. Acquisition of Fee Title to the Sonoma Developmental Center Area 3 Property for Public Recreation

Resolution of the Board of Supervisors of Sonoma County accepting fee title to the Sonoma Developmental Center Area 3 Property for public recreation subject to a conservation easement in favor of the Sonoma County Agricultural Preservation and Open Space District; authorizing the execution of a grant agreement with the District; authorizing the Chair to execute a certificate of acceptance and directing the preparation of escrow instructions

Speakers: Joann Keyston
Helen Bates

AYES: Kerns, Kelley, Reilly, Brown
ABSENT: Smith

11:30 Board recessed to Closed Session

12:17 Board recessed to 2:00

2:00 Board reconvened

Present: Robert Deis, County Administrator
Steven M. Woodside, County Counsel

Absent: Supervisor Smith

2:00 Report on Closed Session

1. The Board of Supervisors considered the following in closed session:
Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (Govt. Code Section 54956.9(c)). No action taken.
2. The Board of Supervisors considered 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).
(Continued to May 1, 2007)

Report on Closed Session (Cont.)

3. The Board of Supervisors considered the following in closed session:
Conference with Legal Counsel-Existing Litigation
Name of Case: Lani Patterson and Kayla Crook, a Minor, by and through her
Guardian ad Litem, Lani Patterson v. County of Sonoma, et al.,
Court Case No. SCV-236946
Agency claimed against: Sonoma County Sheriff's Department
(Govt. Code Section 54956.9(a))

07-0328

29. Resolution authorizing the County Risk Manager to effect settlement of the claims of Lani Patterson and Kayla Crook, a minor, by and through her Guardian Ad Litem Lani Patterson, in the amount of \$150,000

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

4. The Board of Supervisors considered the following in closed session:
Initiation of Litigation
Agency Involved: Regional Parks Department
(Govt. Code Section 54956.9(c)). No action taken.
5. The Board of Supervisors considered the following in closed session:
Conference with Legal Counsel-Anticipated Litigation or Significant exposure to litigation
Name of case: Patricia Tatum v. County of Sonoma, Workers' Compensation
Appeals Board Numbers SRO 130637 and SRO 110499
Agency claimed against: Human Services Department
(Govt. Code Section 54956.9(b)).

07-0329

30. Resolution authorizing the Risk Manager to effect a Compromise & Release of the Workers' Compensation Claims of Patricia Tatum vs. County of Sonoma

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

6. The Board of Supervisors considered the following in closed session:
Conference with Legal Counsel-Anticipated Litigation
Significant exposure to litigation: Claim of State Department of Boating and
Waterways re Spud Point Marina
(Govt. Code Section 54956.9(b)). No action taken.

Report on Closed Session (Cont.):

7. The Board of Directors of the Sonoma County Water Agency considered the following in closed session:
Initiation of litigation - Petition for Temporary Urgency Change in Agency Rights (Govt. Code Section 54956.9(c)). Not discussed.

8. The Board of Supervisors, the Board of Commissioners of the Community Development Commission and the Board of Directors of the Sonoma County Water Agency considered the following in closed session:
Conference with Labor Negotiator.
Agency negotiator: Ken Couch and Ann Goodrich
Employee organization: All
or/and
Unrepresented employees: All, including retired employees (Govt. Code Section 54957.6(b)). Not discussed.

2:02 Public Comment open

Michael Hilber

2:05 Public Comment closed

2:05 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

APPROVED

2:05 Chairwoman Brown announced that the 2:30 hearing of an appeal of Claudia Olvera of a BZA decision has been moved to May 15, 2007.

2:15 Present: Pete Parkinson, Director, Permit and Resource Management Department
Jennifer Barrett, Deputy Director, Planning
David Hurst, Chief Deputy County Counsel

2:15 File No.: PRMD File No. PLP02-0085
Description: Request for zone change and use permit for Carneros View Vineyard
Env. Doc.: Mitigated Negative Declaration
Location: 4202 Stage Gulch Rd., Sonoma
Sup. Dist.: Dist. #1

2:21 Public Hearing open
Beth Painter, Land Use Consultant for the Applicant

2:23 Public Hearing closed

07-0330

31. Resolution adopting a Mitigated Negative Declaration, adopting a zone change to remove the MR Zone Overlay on a 25 acre portion of the site, and approving a use permit with Design Review to construct a 250,000 case winery in two phases on the property located at 4202 Stage Gulch Road; APN 142-051-024; Supervisorial District No. 1, as amended

AYES: Kerns, Kelley, Reilly, Brown
ABSENT: Smith

Ordinance No. 5722

32. Ordinance amending the zoning maps, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from LEA (Land Extensive Agriculture) - B6 100 acre density, MR (Mineral Resource), Z (Second Dwelling Unit Exclusion), G (Geologic Hazard), SR (Scenic Resource) to the LEA (Land Extensive Agriculture) - B6 100 acre density, Z (Second Dwelling Unit Exclusion), G (Geologic Hazard), SR (Scenic Resource) District thereby removing the MR Combining District (Mineral Resource) on a 25 acre portion of the lot located at 4202 Stage Gulch Road, Sonoma, APN 142-051-024

AYES: Kerns, Kelley, Reilly, Brown
ABSENT: Smith

2:30 File No.: PRMD File No. UPE05-0003
Description: Appeal of Claudia Olvera of a BZA decision to deny a use permit for one mobile food unit in the parking lot of an existing commercial building
Env. Doc.: Mitigated Negative Declaration
Location: 990 Sebastopol Road, Santa Rosa
Sup. Dist.: Dist. #5
(Continued from April 17, 2007)

07-0331

33. Resolution continuing the public hearing for an appeal of a BZA decision to deny a request for a use permit to operate two mobile food units (taco trucks) at 990 Sebastopol Road, Santa Rosa (UPE05-0003) to May 15, 2007 at 3 p.m.

AYES: Kerns, Kelley, Reilly, Brown

ABSENT: Smith

2:24 Board adjourned sine die

Respectfully submitted,

Starlene Boyer
Deputy County Clerk