

MINUTES OF THE MEETING OF THE BOARD OF COMMISSIONERS

COMMUNITY DEVELOPMENT COMMISSION

November 4, 2008

The Board of Commissioners of the Community Development Commission met this date in regular session at 8:31 a.m., with the following members present:
Commissioners Brown, Smith, Kelley, Reilly, Kerns

Chair Kerns presiding.

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

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

COMMUNITY DEVELOPMENT COMMISSION/TRANSPORTATION AND PUBLIC WORKS

08-0928

1. Redevelopment Funding for Phase 2 Highway 12 Improvements
Concurrent resolution of the Board and Sonoma County Community Development Commission (Commission), in its capacity as the governing body for the Sonoma County Community Redevelopment Agency, approving the Agreement for Funding - Phase 2 Highway 12 Project to provide up to \$5,735,450 of The Springs Redevelopment Project funds to Department of Transportation and Public Works (DTPW) for design engineering, right-of-way acquisition, construction, inspection, and construction management costs, authorizing the Directors of DTPW and Commission to execute the Agreement, and making statutory findings in connection therewith

UNANIMOUS

REGULAR CALENDAR

COMMUNITY DEVELOPMENT COMMISSION (Cont.)

9:14 Present: Mark Krug, Community Development Commission

39. FY 2009-2010 CDBG, HOME and ESG Policies and Projects
Approve policies and procedures for the FY 2009-2010 Consolidated Plan federally-funded programs: Community Development Block Grant Program (CDBG), HOME Investment Partnerships Program (HOME) and Emergency Shelter Grants Program (ESG)

Approve submittal of project funding requests by the Departments of General Services, Regional Parks, Transportation and Public Works, South Park Sanitation District, the Housing Authority and the Sonoma County Community Development Commission for consideration during the Consolidated Plan funding process

UNANIMOUS

08-0946

40. Terms and Conditions of Employment for Employees Represented by SEIU 1021
Concurrent resolution unilaterally implementing the changes in wages, hours and terms and conditions of employment for employees represented by the Service Employees' International Union 1021, as reflected in Sections 1 - 5 in the attached resolution, effective 12:01 a.m. on November 4, 2008

UNANIMOUS

- 4:29 Board adjourned in memory of Melba Rice, Dr. Thomas McCarthy, Irving J. Mills, Algeo Casul and Joseph "Red" Gambetta to November 18, 2008

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

NORTHERN SONOMA COUNTY AIR POLLUTION CONTROL DISTRICT

November 4, 2008

The Board of Directors of the Northern Sonoma County Air Pollution Control District met this date in regular session at 8:31 a.m., with the following members present:
Directors Brown, Smith, Kelley, Reilly, Kerns

Chair Kerns presiding.

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

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

NORTHERN SONOMA COUNTY AIR POLLUTION CONTROL DISTRICT/TRANSPORTATION AND PUBLIC WORKS

- 08-0929
2. VPMP Project and Carol Moyer Grant Projects Funding
Resolution of the Board of Directors authorizing disbursement of \$26,000 from Vehicle Pollution Mitigation Program (VPMP) grant funds and \$138,300 in Carl Moyer grant funds for four qualified projects
- 08-0930
3. Carl Moyer Year 11 Funds for Clean Air Projects
Resolution authorizing the Air Pollution Control Officer to file an application with the California Air Resources Board (CARB) for \$200,000 in Carl Moyer Year 11 funds and expend the funds through a grant program in accordance with state guidelines

UNANIMOUS

REGULAR CALENDAR

NORTHERN SONOMA COUNTY AIR POLLUTION CONTROL DISTRICT (Cont.)

08-0946

40. Terms and Conditions of Employment for Employees Represented by SEIU 1021
Concurrent resolution unilaterally implementing the changes in wages, hours and terms and conditions of employment for employees represented by the Service Employees' International Union 1021, as reflected in Sections 1 - 5 in the attached resolution, effective 12:01 a.m. on November 4, 2008

UNANIMOUS

- 4:29 Board adjourned in memory of Melba Rice, Dr. Thomas McCarthy, Irving J. Mills, Algeo Casul and Joseph "Red" Gambetta to November 18, 2008

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA COUNTY WATER AGENCY

November 4, 2008

The Board of Directors of the Sonoma County Water Agency met this date in regular session at 8:31 a.m., with the following members present:
Directors Brown, Smith, Kelley, Reilly, Kerns

Chair Kerns presiding.

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

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

4. California Legislative Advocacy Services
Authorize Chair to execute the Agreement for Legislative Advocacy Services 2009 between the Sonoma County Water Agency and Geyer Associates (\$50,000)

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 (taking into account all prior amendments) and do not substantially change the scope of work
5. Water Conservation Program - Valley of the Moon Water District
Authorize Chair to execute the Reimbursement Agreement for the Valley of the Moon Water District Water Conservation Program Fiscal Year 2008-09 between the Sonoma County Water Agency and Valley of the Moon Water District (\$78,660 to Agency)

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

08-0931
6. Headwaters 2 Ocean Education Program Grant Application
Resolution authorizing the Agency's General Manager/Chief Engineer to file a grant application with the California Coastal Commission under the Whale Tail™ Grants Program, and enter into a grant agreement with the State of California, in substantially the form as the draft on file with the Clerk, for the Headwaters 2 Ocean Education Program

CONSENT CALENDAR (Cont.)

SONOMA COUNTY WATER AGENCY (Cont.)

08-0932

7. Laguna de Santa Rosa Channel Restoration Grant Application
Resolution authorizing the Agency's General Manager/Chief Engineer to make application to the California Resources Agency for a California River Parkways Grant under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84), and to enter into an agreement, in substantially the form on file with the clerk, to receive a grant for the Laguna de Santa Rosa Channel Restoration Project

8. Out-of-State Travel
Authorize Grant Davis, Assistant General Manager, to attend the Sino-American Working Group Formal Meeting in Beijing, China, November 9-13, 2008

SONOMA COUNTY WATER AGENCY/AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT

08-0933

9. Correction Deed for Sonoma Aqueduct
Concurrent resolution authorizing the General Manager/Chief Engineer of the Sonoma County Water Agency and the General Manager of the Sonoma County Agricultural Preservation and Open Space District to execute a correction deed for a portion of the Sonoma Aqueduct

UNANIMOUS

REGULAR CALENDAR

08-0946

40. Terms and Conditions of Employment for Employees Represented by SEIU 1021
Concurrent resolution unilaterally implementing the changes in wages, hours and terms and conditions of employment for employees represented by the Service Employees' International Union 1021, as reflected in Sections 1 - 5 in the attached resolution, effective 12:01 a.m. on November 4, 2008

UNANIMOUS

- 4:29 Board adjourned in memory of Melba Rice, Dr. Thomas McCarthy, Irving J. Mills, Algeo Casul and Joseph "Red" Gambetta to November 18, 2008

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS

SONOMA COUNTY AGRICULTURAL PRESERVATION AND OPEN SPACE DISTRICT

November 4, 2008

The Board of Directors of the Sonoma County Agricultural Preservation and Open Space District met this date in regular session at 8:31 a.m., with the following members present: Directors Brown, Smith, Kelley, Reilly, Kerns

President Kerns presiding.

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

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

- 08-0933
9. Correction Deed for Sonoma Aqueduct
Concurrent resolution authorizing the General Manager/Chief Engineer of the Sonoma County Water Agency and the General Manager of the Sonoma County Agricultural Preservation and Open Space District to execute a correction deed for a portion of the Sonoma Aqueduct

UNANIMOUS

- 4:29 Board adjourned in memory of Melba Rice, Dr. Thomas McCarthy, Irving J. Mills, Algeo Casul and Joseph "Red" Gambetta to November 18, 2008

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
SOUTH PARK COUNTY SANITATION DISTRICT

November 4, 2008

The Board of Directors of the South Park County Sanitation District met this date in regular session at 8:31 a.m., with the following members present:
Directors Brown, Smith, Kelley, Reilly, Kerns

Chair Kerns presiding.

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

CONSENT CALENDAR

III. DEVELOPMENT SERVICES

10. Fifth Amended Agreement for Use of the Santa Rosa Subregional Sewerage System
Authorize Chair to execute the Fifth Amended Agreement for Use of the Santa Rosa Subregional Sewerage System between the South Park County Sanitation District and the City of Santa Rosa, City of Rohnert Park, and City of Sebastopol

UNANIMOUS

- 4:29 Board adjourned in memory of Melba Rice, Dr. Thomas McCarthy, Irving J. Mills, Algeo Casul and Joseph "Red" Gambetta to November 18, 2008

Respectfully submitted,

Carol Woodson
Deputy County Clerk

MINUTES OF THE MEETING OF THE BOARD OF SUPERVISORS

COUNTY OF SONOMA

November 4, 2008

The Board of Supervisors of the County of Sonoma met this date in regular session at 8:31 a.m., with the following members present:
Supervisors Brown, Smith, Kelley, Reilly, Kerns

Chair Kerns 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 Kelley requested that the Board adjourn in memory of Dr. Tom McCarthy

Supervisor Kelley requested that the Board adjourn in memory of Melba Rice

Supervisor Brown requested that the Board adjourn in memory of Irv Mills

Supervisor Kelley requested that the Board adjourn in memory of Algeo Casul

Supervisor Reilly requested that the Board adjourn in memory of Joseph "Red" Gambetta

I. GENERAL ADMINISTRATIVE SERVICES

GENERAL SERVICES

11. Animal Shelter Needs Assessment
Authorize the Chair to execute a contract with George Miers and Associates, in the amount of \$42,685 for the Animal Shelter Needs Assessment project

08-0934
12. Main Adult Detention Facility Infirmery Module Nurses Station Upgrade
Resolution authorizing the installation of the new Infirmery Module Nurses Station by County employees without competitive bidding

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

13. Mental Health Youth and Family Services Contracts
Authorize the Director of Health Services to execute contracts with Seneca Center for Children and Families, Cinnamon Hills Youth Crisis Center, and an amendment to the Redwood Children's Services Contract, subject to County Counsel review, and any future amendments that do not significantly change the scope of work, within approved budget authority (\$280,151)

08-0935
Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$280,151
14. Nurse Practitioner Week
08-0922
Resolution declaring November 9-15, 2008 as Nurse Practitioner Week in Sonoma County
15. Sonoma County Medical Association - 150th Anniversary
08-0923
Resolution recognizing Sonoma County Medical Association's 150th Anniversary
16. Immunization Assistance Program
Authorize the Director of Health Services to execute Standard Agreement #08-85327 with the California Department of Public Health for FY 2008-09, and future amendments that do not significantly change program content or funding amount (\$380,245)

Authorize the Director of Health Services to execute contracts with local community-based organizations for FY 2008-09, subject to County Counsel review, and future amendments that do not significantly change program content, within approved budget authority (\$124,825)

08-0936
Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of (\$2,446)
17. Medi-Cal Administrative Activities (MAA) Program
Authorize the Director of Health Services to execute a MAA Agreement with R House for the term of July 1, 2008 through June 30, 2010, subject to County Counsel review, and any future amendments that do not significantly change the scope of work, within approved budget authority (\$250,000)

HEALTH SERVICES (Cont.)

18. Department of Health Services - Fiscal and Program Adjustments

Authorize the Director of Health Services to accept funds from the Kaiser Permanente Santa Rosa Medical Center (\$1,350), the Breastfeeding Coalition (\$2,300), Alliance Medical Center (\$1,000), and the Teen Parent Support Association (\$2,062)

08-0937

Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$205,559

Authorize the Director of Health Services to execute amendments to contracts for Alcohol and Other Drug Services for FY 2008-09, subject to County Counsel review, increasing the contracts total by \$205,559, and any future amendments that do not significantly change the scope of work or program category funding, within approved budget authority (new total \$6,912,080)

Authorize the Director of Health Services to execute the State AIDS Drug Assistance Program (ADAP) Standard Agreement for FY 2008-09, and any future amendments that do not significantly change the scope of work, within approved budget authority (\$15,182)

08-0938

Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$1,144

08-0939

Resolution authorizing budgetary adjustments to the FY 2008-09 Final Budget within the Special Revenue Fund - Department of Health Services in the amount of \$2,000

08-0940

Resolution amending the Departmental Allocation List for the Department of Health Services to delete 1.00 FTE and add 1.00 FTE, effective November 4, 2008

HUMAN SERVICES

19. Transitional Housing Placement-Plus
Authorize the Human Services Department Director or her designee, to sign an agreement with TLC Child & Family Services for \$255,133 from 11/1/08 to 6/30/09 to provide Transitional Housing Placement-Plus services; and to sign and execute any amendments that do not increase the contract amount more than ten percent or exceed \$25,000 provided the increase does not exceed prior approved budget authority or significantly change the scope of services
- 08-0941
20. Agreement with California Department of Social Services Adoption Services Bureau
Resolution authorizing the Director of the Human Services Department to sign and execute a Memorandum of Understanding (MOU) between the Sonoma County Human Services Department and the California Department of Social Services Adoption Services Bureau for the local administration of Adoptions Services
21. Promoting Safe and Stable Families
Authorize the Human Services Department Director, or her designee, to sign and execute agreements, and any future amendments which do not significantly change program design or funding amounts, with four community-based organizations to fund Sonoma County Family Resource Sites, from 7/1/08 to 6/30/09 for \$45,960 each, for a total of \$183,840

HUMAN SERVICES/IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY

- 08-0924
22. Caregiver Recognition
Resolution proclaiming: 1) November as National Family Caregiver Month; and, 2) second week of November as In-Home Supportive Services (IHSS) Caregiver Recognition Week

II. FISCAL SERVICES

AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

23. Audit Report
Review and accept the audit report of Sonoma County Children and Families Commission for the fiscal year ended June 30, 2008
24. Quarterly Treasury Financial Report - July 1, 2008 through September 30, 2008
Review and approve the quarterly financial report

III. DEVELOPMENT SERVICES

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

- 08-0950
25. Ordinance No. 3836R Permit and Permit Extensions
Resolution issuing an Ordinance No. 3836R permit and necessary permit extensions to the owner of property located at 9170 Occidental Road, in the town of Graton, for stream bank restoration in Atascadero Creek
- 08-0942
26. Williamson Act Contract Authorization; Silverado Sonoma Vineyards (Revision to File), LLC, AGP08-0011
Resolution authorizing the Chair sign a Type I Williamson Act contract within an established Agricultural Preserve as requested by Silverado Sonoma Vineyards, LLC on approximately 98 +/- acres planted in vineyard. The property is located at 10441 Wohler Road, Forestville; APN 083-010-066, 083-010-064 and 083-010-009; Supervisorial District No. 5

REGIONAL PARKS

27. Concession Operation at Spring Lake Park
Authorize the Director of Regional Parks to execute Amendment #1 to a license agreement for the concession operation at Spring Lake Park
28. Becoming Independent, Inc. - Professional Services Agreement
Authorize the Chair to execute a three-year Professional Services Agreement with Becoming Independent, Inc. in an amount not to exceed \$48,082 for cleaning services and litter abatement in Sonoma Valley Regional Parks

TRANSPORTATION AND PUBLIC WORKS

WITHDRAWN

29. Agreement for the Loading, Transport and Disposal of Hazardous Waste from the Guerneville Landfill
Approve and authorize the Chair to sign an Agreement with The Dirt Shop, Inc. in an amount not to exceed \$360,950 to provide for the loading, transport and disposal of soil classified as hazardous waste from the closed Guerneville landfill
- Authorize payment of anticipated generator fee of \$76,300 to California State Board of Equalization
- Authorize an appropriation transfer in the amount of \$437,250 to appropriate sufficient funding for the project

TRANSPORTATION AND PUBLIC WORKS (Cont.)

30. Amendment to Household Hazardous Waste Facility Operator Contract
Approve and authorize the Chair to execute the Sixth Amendment to Agreement for Operations of Household Hazardous Waste Programs between Sonoma County, the Sonoma County Waste Management Agency, and Clean Harbors Environmental Services, Inc., extending the term of the Agreement until January 6, 2010
31. Agreement for Professional Services, Mead & Hunt, Inc.
Approve and authorize Chair to execute the Agreement for Professional Services with Mead & Hunt, Inc., in the amount of \$35,000 for engineering services at the Charles M. Schulz - Sonoma County Airport

I. GENERAL ADMINISTRATIVE SERVICES

COUNTY ADMINISTRATOR

32. Appointment of Samuel "Mark" Aston as the Director of Fire/Emergency Services Effective November 10, 2008
Authorize County Administrator to sign Personal Services Agreement with Samuel "Mark" Aston to be Director of Fire/Emergency Services

COUNTY ADMINISTRATOR/COUNTY COUNSEL

- 08-0943
33. Property Tax Claims for Refund and Penalty Forgiveness: Delegation to Auditor-Controller-Treasurer-Tax Collector
Resolution (1) abolishing the tax penalty review committee; and (2) delegating authority to the Auditor-Controller-Treasurer-Tax Collector to act on claims for forgiveness of tax penalties, and on claims for refund up to \$15,000; establish procedure for claims for refund exceeding \$15,000

BOARD OF SUPERVISORS

- 08-0925
34. Commendation
Resolution honoring the veterans of Sonoma County on Veterans Day, November 11, 2008
- 08-0926
35. Proclamation
Resolution proclaiming Monday, November 17, 2008 to be Healdsburg District Hospital Day

BOARD OF SUPERVISORS (Cont.)

- 08-0927
36. Commendation
Resolution honoring and commending Janice Eunice for her eight years of service to the people of Sonoma County on the Bicycle and Pedestrian Advisory Committee
- 08-0944
37. Appointment and Reappointment
Resolution reappointing Joseph Dutton and appointing Ann Cassidy and Martin Albini to the Gold Ridge Resource Conservation District Board
- 08-0945
38. Reappointment
Resolution reappointing Tim Gonzales to the Bicycle and Pedestrian Advisory Committee, representing Supervisorial District 5

COMMUNITY DEVELOPMENT COMMISSION/TRANSPORTATION AND PUBLIC WORKS

- 08-0928
1. Redevelopment Funding for Phase 2 Highway 12 Improvements
Concurrent resolution of the Board and Sonoma County Community Development Commission (Commission), in its capacity as the governing body for the Sonoma County Community Redevelopment Agency, approving the Agreement for Funding - Phase 2 Highway 12 Project to provide up to \$5,735,450 of The Springs Redevelopment Project funds to Department of Transportation and Public Works (DTPW) for design engineering, right-of-way acquisition, construction, inspection, and construction management costs, authorizing the Directors of DTPW and Commission to execute the Agreement, and making statutory findings in connection therewith

UNANIMOUS

I. GENERAL ADMINISTRATIVE SERVICES

HUMAN RESOURCES

9:20 Present: Ann Goodrich, Human Resources Director

08-0946

40. Terms and Conditions of Employment for Employees Represented by SEIU 1021
Concurrent resolution unilaterally implementing the changes in wages, hours and terms and conditions of employment for employees represented by the Service Employees' International Union 1021, as reflected in Sections 1 - 5 in the attached resolution, effective 12:01 a.m. on November 4, 2008

UNANIMOUS

III. DEVELOPMENT SERVICES

ECONOMIC DEVELOPMENT BOARD

9:48 Present: Ben Stone, Economic Development Board
Anthony Taylor, Healthy Eating, Active Living (HEAL)

41. Sonoma County Health Index & Worksite Wellness Trends 2008 Report
Accept the Sonoma County Health Index & Worksite Wellness Trends 2008 Report

Authorize the EDD to, in collaboration with community partners, pursue opportunities to promote a worksite-wellness outreach program for Sonoma County businesses, use the Worksite Wellness Toolkit as a free resource, and cooperate with community partners to coordinate technical assistance for businesses

9:48 Supervisor Reilly left the meeting

9:51 Supervisor Reilly returned

UNANIMOUS

V. HEALTH AND HUMAN SERVICES

HEALTH SERVICES

9:59 Present: Art Ewart, Mental Health Director

42. Mentally Ill Homeless Services
Accept update on status of Mental Health Division's Mentally Ill Homeless Services

10:00 Supervisor Kelley left the meeting

10:02 Supervisor Kelley returned

UNANIMOUS

III. DEVELOPMENT SERVICES

PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

10:09 Present: Pete Parkinson, Director, Permit and Resource Management Department
DeWayne Starnes, Deputy Director, Permit and Resource Management Dept.

08-0947

43. Green Building
Resolution selecting the Build it Green (BIG) New Home Construction, Home Remodeling and Multifamily Green Building Guidelines for Residential Construction, and Leadership in Energy and Environmental Design (LEED®) Commercial Green Building System for Commercial Construction Guidelines along with their respective Green Points Checklist, setting compliance thresholds, and directing staff to develop a green building ordinance based on these guidelines

10:09 Supervisor Brown left the meeting

10:14 Supervisor Brown returned

UNANIMOUS

IV. CRIMINAL JUSTICE SYSTEM SERVICES

PROBATION

10:26

08-0948

44. Amend Probation Department Allocation List - Juvenile Probation
Resolution amending the FY 2007-08 Department Allocation List - Probation
Department Juvenile Probation, adding 1.0 FTE Department Analyst (DA)
position effective November 4, 2008

UNANIMOUS

I. GENERAL ADMINISTRATIVE SERVICES

GENERAL SERVICES

- 10:26 Present: Jose Obregon, Director, General Services
John Haig, Energy and Sustainability Manager, General Services
Tamra Pinoris, General Services Administration

45. PG&E Local Government Partnership Agreement
Authorize the Director of General Services to execute an Agreement with PG&E
establishing a Local Government Partnership between PG&E and the County of
Sonoma, though the General Services Department for the 2006-2008 partnership
period

Authorize the Director of General Services to execute amendments as may be
necessary to extend the term and conditions of the 2006-2008 Local Government
Partnership Agreement with PG&E as required to facilitate program goals and
objectives

Authorize the General Services Director or designee to perform the duties of a
local government partner under the agreement and to take necessary actions to
meet these obligations

08-0949

Resolution authorizing a budgetary adjustment to the FY 2008-09 Final Budget to
appropriate \$550,000 from PG&E to the Energy and Sustainability Program
(Index #010538)

Additional comments by: Randy De Caminada, PG&E

UNANIMOUS

BOARD OF SUPERVISORS

10:46

46. Fee Waiver

Waive fees of \$1,251 for use of the Cloverdale Veterans Memorial Building on November 8, 2008, and February 7 and May 2, 2009 for meetings of the Russian River Watershed Council

UNANIMOUS

47. Fee Waiver

Request by Blood Bank of the Redwoods to waive the fee of \$90 for the use of the Santa Rosa Veterans Building parking lot for a community blood drive on Tuesday, November 4, 2008

UNANIMOUS

10:47 Board recessed to Closed Session

1:31 Board recessed to 2:00

2:01 Board reconvened

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

Report on Closed Session

1. Instruction to Legal Counsel - Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (Govt. Code Section 54956.9(c)). No action taken.
2. Instruction to Legal Counsel (Board of Directors of the Agricultural Preservation and Open Space District)-Anticipated litigation or Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (Govt. Code Section 54956.9(b)). No action taken.
3. Instruction to Legal Counsel-Anticipated litigation or Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (Govt. Code Section 54956.9(b)). No action taken.
4. Instruction to Real Property Negotiator - Property: Central Landfill, 500 Meham Road, Petaluma, CA; Negotiating parties: For Seller: Phil Demery; For Buyer: To be determined; Under negotiation: Central Landfill and Transfer Stations (Govt. Code Section 54956.8). No action taken.

Report on Closed Session (Cont.)

5. Instruction to Labor Negotiator (The Board of Supervisors, the Board of Directors of the Sonoma County Water Agency and the Board of Commissioners of the Community Development Commission) - Agency negotiator: Ann Goodrich; Employee organization: All; Unrepresented employee: All, including retired employees (Govt. Code Section 54957.6(b)). No action taken.
6. Instruction to County Administrator - Public Employee Appointment; Title: Agricultural Commissioner (Govt. Code 54957). No action taken.

2:04 Public Comment opened
David Eric McMann
Bill Pisenti
Jeff Johnson
Harvey Goldberg
Doug Millar
Peter Tscherneff
Montana Padva
Jerry Newman
Dimita Davis Howard, SEIU
Chip Atkin
Earl Gwynne
Peri Parrot
Mary Morrison
John Jenkel
Susan Woodham
Luci McClish
Marcia Barton
Myrna Spiegler

2:57 Public Comment closed

- 2:57 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

2:58 Description: To consider an Ordinance amending Sonoma County Code to consolidate all grading, drainage and vineyard and orchard site development related code provisions into one comprehensive chapter

Present: Nathan Quarles, Permit and Resource Management Department
Pete Parkinson, Director, Permit and Resource Management Department
Gail Davis, Agricultural Commissioner's Office
David Hurst, Chief Deputy County Counsel

Board gave direction to staff with respect to the following in connection with preparation of a final ordinance: private road maintenance (staff to look at options), inclusion of undesignated streams and wetlands in the ordinance, replanting, exclusion of timber operations from the definition of grading and drainage, and miscellaneous other matters. Staff will provide guidance on which Best Management Practices (BMP) reference documents apply to which type of project.

Straw vote:

Ordinance amending the Sonoma County Code and the previously adopted 2007 California Building Code with respect to the regulation of grading, drainage, and vineyard and orchard site development

UNANIMOUS

08-0951

48. Resolution continuing the decision on an Ordinance amending Sonoma County Code to consolidate all grading, drainage and vineyard and orchard site development related code provisions into one comprehensive chapter to December 9, 2008 on the regular calendar

UNANIMOUS

4:07 File No.: ZCE08-0025
Description: To consider amendment of the Zoning Code to allow the raising, feeding, and maintaining of not more than six (6) hens in the R1 (Low Density Residential) zoning district, and permit conventionally constructed single family residences to be used as agricultural employee dwelling units in the RRD (Resources and Rural Development) and RRDWA (Resources and Rural Development - Agricultural Preserve) zoning districts.
Env. Doc.: Categorical Exemption
Location: Countywide
Sup. Dist.: Countywide

Present: Jim Maertz, Permit and Resource Management Department
Jennifer Barrett, Permit and Resource Management Department
David Hurst, Chief Deputy County Counsel

4:07 Public Hearing opened

4:07 Public Hearing closed

08-0952

49. Resolution adopting an ordinance amending Chapter 26 (Zoning Ordinance) of the Sonoma County Code to allow the raising, feeding, and maintaining of not more than six (6) hens in the R1 (Low Density Residential) zoning district, and permit conventionally constructed single family residences to be used as agricultural employee dwelling units in the RRD (Resources and Rural Development) and RRDWA (Resources and Rural Development-Agricultural Preserve) zoning districts

UNANIMOUS

Ordinance 5809

50. Ordinance amending Chapter 26 (Zoning Ordinance) of the Sonoma County Code to allow the raising, feeding, and maintaining of not more than six (6) hens in the R1 (Low Density Residential) zoning district, and permit conventionally constructed single family residences to be used as agricultural employee dwelling units in the RRD (Resources and Rural Development) and RRDWA (Resources and Rural Development-Agricultural Preserve) zoning districts

UNANIMOUS

4:08 Board recessed for five minutes

4:15 Board reconvened

4:15 A hearing to consider proposed amendments to the Sonoma County General Plan consisting of the following:

1. File No.: PLP08-0006
Description: Request for: 1) a General Plan Amendment from RRD (Resources and Rural Development), 100 acre density to RR (Rural Residential), 5 acre density; and 2) a Zone Change from RRD (Resources and Rural Development), B6-100 acre density, SR (Scenic Resource) to RR (Rural Residential) B6-5 acre density, SR (Scenic Resource), on 4.4 acres as required by a Condition of Approval of a previously approved Lot Line Adjustment (LLA05-0021).
Env. Doc.: Categorical Exemption
Location: 1330 Calle del Arroyo, Sonoma
Sup. Dist.: Dist. #1

Present: Jennifer Barrett, Permit and Resource Management Department
Dean Parsons, Permit and Resource Management Department
David Hurst, Chief Deputy County Counsel

4:25 Public Hearing opened

4:25 Public Hearing closed

08-0953

51. Resolution finding the project exempt from CEQA and approving a request for a 1) General Plan Amendment from RRD (Resources and Rural Development), 100 acre density to RR (Rural Residential), 5 acre density; and 2) a Zone Change from RRD (Resources and Rural Development), B6-100 acre density, SR (Scenic Resource) to RR (Rural Residential), B6-5 acre density, SR (Scenic Resource), as required by a Condition of Approval of a Lot Line Adjustment located at 1330 Calle del Arroyo, Sonoma; APN 056-351-041; (PLP08-0006)

UNANIMOUS

Ordinance No. 5810

52. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from RRD (Resources and Rural Development), B6-100 acre density, SR (Scenic Resource) districts to RR (Rural Residential), B6-5 acre density, SR (Scenic Resource) district(s) on 4.4 acres located at 1330 Calle del Arroyo, Sonoma; APN 056-351-041

UNANIMOUS

4:26 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

2. File No.: PLP08-0012
Description: Request for a General Plan Amendment from the Resources and Rural Development, 40 acre density designation to the Land Intensive Agriculture, 40 acre density designation and a Zone Change from the RRD (Resources and Rural Development), B6-40 acre density, SR (Scenic Resources) district to the LIA (Land Intensive Agriculture), B6-40 acre density, SR (Scenic Resources) designation on 23 acres, as required by a Condition of Approval of a previously approved Lot Line Adjustment (LLA04-0087).
Env. Doc.: Categorical Exemption
Location: 24245 and 24247 Dutcher Creek Road, Cloverdale
Sup. Dist.: Dist. #4

Present: Jennifer Barrett, Permit and Resource Management Department
Dean Parsons, Permit and Resource Management Department
David Hurst, Chief Deputy County Counsel

4:27 Public Hearing opened

4:27 Public Hearing closed

08-0954

53. Resolution finding the project exempt from CEQA and approving a request for a 1) General Plan Amendment from RRD (Resources and Rural Development), 40 acre density to the LIA (Land Intensive Agriculture), 40 acre density designation; and 2) a Zone Change from RRD (Resources and Rural Development), B6-40 acre density, SR (Scenic Resources) district to the LIA (Land Intensive Agriculture), B6-40 acre density, SR (Scenic Resources) district as required by a Condition of Approval of a Lot Line Adjustment located at 24245 and 24247 Dutcher Creek Road, Cloverdale; APNS 118-100-041, -020 and 139-050-032, -033; (PLP08-0012)

UNANIMOUS

Ordinance No. 5811

54. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from RRD (Resources and Rural Development), B6-40 acre density district(s) to the LIA (Land Intensive Agriculture), B6-40 acre density, SR (Scenic Resource) districts for 23 acres located at 24245 and 24247 Dutcher Creek Road, Cloverdale; APNS 118-100-041, -020 and 139-050-032, -033

UNANIMOUS

4:27 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

3. File No.: PLP08-0017
Description: Request for a General Plan Amendment from DA (Diverse Agriculture) 20 acre density to RR (Rural Residential) 10 acre density and a Zone Change from DA (Diverse Agriculture), B6-20 acre density, SR (Scenic Resource Combining District) VOH (Valley Oak Habitat) to AR (Agriculture and Residential), B6-10 acre density, SR (Scenic Resource Combining District), VOH (Valley Oak Habitat) for a 2.49 acre portion of a resulting 3.6 acre parcel required by a previously approved Condition of Approval (LLA07-0065)
Env. Doc.: Categorical Exemption
Location: 887 Redtail Road, Windsor
Sup. Dist.: Dist. #4

Present: Jennifer Barrett, Permit and Resource Management Department
Dean Parsons, Permit and Resource Management Department
David Hurst, Chief Deputy County Counsel

4:27 Public Hearing opened

4:27 Public Hearing closed

08-0955

55. Resolution finding the project exempt from CEQA and approving a request for 1) a General Plan Amendment from DA (Diverse Agriculture) 20 acre density to RR (Rural Residential) 10 acre density, and 2) a Zone Change from DA (Diverse Agriculture), B6-20 acre density, SR (Scenic Resource) to AR (Agriculture and Residential), B6-10 acre density, SR (Scenic Resource) for a 2.49 acre portion of a resulting 3.6 acre parcel as required by a Lot Line Adjustment Condition of Approval (LLA07-0065) on property located at 887 Red Tail Road, Windsor; (PLP08-0017)

UNANIMOUS

Ordinance No. 5812

56. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from DA (Diverse Agriculture), B6-20 acre density, SR (Scenic Resource) districts to the AR (Agriculture and Residential), B6-10 acre density, SR (Scenic Resource) district(s), or other appropriate district for 2.49 acres located at 887 Red Tail Road, Windsor; APN 086-150-011

UNANIMOUS

4:27 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

- 4. Description: Amend General Plan Land Use Designation and/or apply Planning Area Policies and Zone Changes to recognize seven separate existing legal non-conforming uses which were received as late requests for land use amendments in conjunction with the General Plan 2020 update process for the following projects:

- 4a. File No: PLP08-0072
Env. Doc.: Categorical Exemption
Location: 18935 Fifth St. West, Sonoma
Sup. Dist.: Dist. #1
- 4b. File No: PLP08-0071
Env. Doc.: Categorical Exemption
Location: 9140 Sonoma Highway, Kenwood
Sup. Dist.: Dist. #1
- 4c. File No: PLP08-0068
Env. Doc.: Categorical Exemption
Location: 4115 Highway 116 North, Graton
Sup. Dist.: Dist. #5
- 4d. File No: PLP08-0065
Env. Doc.: Categorical Exemption
Location: 1841 Highway 116 South, Sebastopol
Sup. Dist.: Dist. #5
(CONTINUED TO A FUTURE DATE)
- 4e. File No: PLP08-0066
Env. Doc.: Categorical Exemption
Location: 15580 Bonita Ave., Guerneville
Sup. Dist.: Dist. #5
- 4f. File No: PLP08-0067
Env. Doc.: Categorical Exemption
Location: 20250 Highway 116, Monte Rio
Sup. Dist.: Dist. #5
- 4g. File No: PLP08-0064
Env. Doc.: Categorical Exemption
Location: 23125 Highway 1, Timbercove
Sup. Dist.: Dist. #5

4:27 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

General Plan Amendment No. 4 (Cont.)

Present: Jennifer Barrett, Permit and Resource Management Department
Dean Parsons, Permit and Resource Management Department
David Hurst, Chief Deputy County Counsel

4:28 Public Hearing opened
Denise Benguerel

4:29 Public Hearing closed

08-0956

57. Resolution finding the project to be exempt from CEQA and approving the General Plan Amendments as requested to allow for: 1) General Plan Amendment to add a Planning Area Policy to allow continued operation of an existing bed and breakfast inn as a conforming use (PLP08-0072) for property located at 18935 Fifth Street West, Sonoma; APN 127-101-002; 2) General Plan Amendment to add a Planning Area Policy to recognize an existing legal non-conforming feed and grain business as a conforming use (PLP08-0071) located at 9130 Highway 12, Kenwood; APN 051-160-002; 3) General Plan Amendment to add a Planning Area Policy to recognize an existing mini-mart as a legal and conforming use (PLP08-0068) for property located at 4115 Highway 116 North, Graton; APN 130-060-009; 4) General Plan Amendment to add a Planning Area Policy to allow two existing single family residences and commercial storage space to be determined as conforming uses (PLP08-0066) for property located at 15580 Bonita Avenue, Guerneville; APN 070-100-014; 5) General Plan Amendment to add a Planning Area Policy to allow continued operation of an existing seven-unit motel/resort as a conforming use (PLP08-0067) for property located at 20250 Highway 116, Monte Rio; APN 094-130-008; 6) General Plan Amendment as requested to adjust the LC and RRD 160/640 land use designation boundaries for property located at 23125 and 23150 Highway 1, Jenner, APN'S 109-050-012 and 109-050-010

UNANIMOUS

Ordinance No. 5813

58. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from R1 (Low Density Residential), B8 (Frozen Lot Size) district(s) to the R1 (Low Density Residential), B8 (Frozen Lot Size) dwelling unit per acre district(s) and adoption of an applicable Planning Area Policy applies solely to the subject 2.97 acres located at 18935 5th Street West, Agua Caliente, APN 127-101-002 (PLP08-0072)

UNANIMOUS

4:29 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

General Plan Amendment No. 4 (Cont.)

59. Ordinance No. 5814

Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from RR (Rural Residential), B6-5 acre density, F2 (Secondary Floodplain), SD (Scenic Design), SR (Scenic Resources), district(s) to the RR (Rural Residential), B6-5 acre density, F2 (Secondary Floodplain), SD (Scenic Design), SR (Scenic Resources), district(s) and adoption of an applicable Planning Area Policy applies solely to the subject 28,400 square foot portion of an 8-acre parcel located at 9130 Highway 12, Kenwood, APN 051-160-002 (PLP08-0071)

UNANIMOUS

Ordinance No. 5815

60. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from AR (Agriculture and Residential), B6-2 care density, SR (Scenic Resource) district(s) to AR (Agriculture and Residential), B6-2 care density, SR (Scenic Resource) district(s) and adoption of an applicable Planning Area Policy applies solely to the subject 0.55 acres located at 4115 Highway 116 North, Graton, APN 130-060-009 (PLP08-0068)

UNANIMOUS

Ordinance No. 5816

61. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from R1 (Low Density Residential), B6-1 acre density, F2 (Floodplain Combining District), SR (Scenic Resource), VOH (Valley Oak Habitat) district(s) to the R1 (Low Density Residential), B6-1 acre density, F2 (Floodplain Combining District), SR (Scenic Resource), VOH (Valley Oak Habitat) district(s) and adoption of an applicable Planning Area Policy applies solely to the subject 0.23 acres located at 15580 Bonita Avenue, Guerneville, APN 070-100-014 (PLP08-0066)

UNANIMOUS

4:29 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

General Plan Amendment No. 4 (Cont.)

Ordinance No. 5817

62. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property from RRD (Resources and Rural Development), B6-160 acre density, F1 (Floodway Combining District), F2 (Floodplain Combining District), SR (Scenic Resource), Z (Second Dwelling Unit Exclusion), VOH (Valley Oak Habitat) districts(s) to the RRD (Resources and Rural Development), B6-160 acre density, F1 (Floodway Combining District), F2 (Floodplain Combining District), SR (Scenic Resource), Z (Second Dwelling Unit Exclusion), VOH (Valley Oak Habitat) districts(s) and adoption of an applicable Planning Area Policy applies solely to the subject 5.04 acres located at 20250 Highway 116, Monte Rio; APN 094-130-008 (PLP08-0067)

UNANIMOUS

Ordinance No. 5818

63. Ordinance amending the official zoning database of the County of Sonoma, adopted by reference by Section 26-02-110 of the Sonoma County Code, by reclassifying certain real property by adjusting current zoning designation boundaries of CT (Commercial Tourist) CC (Coastal Combining) and TP (Timber Preserve) CC (Coastal Combining), B6 160/640 for a 156 acre property located at 23125 Highway 1, Jenner, APN 109-050-010; and reclassifying certain real property from RRD (Resources and Rural Development) CC (Coastal Combining), B6 160/640, CS (Rural Services) to RRD (Resources and Rural Development), CC (Coastal Combining) B6 160/640, CT (Commercial Tourist), 160/640 acre density/minimum parcel size, CC (Coastal Combining) for 20 acres located at 23150 Highway 1, Timber Cove; APN 109-050-012 (PLP08-0064)

UNANIMOUS

08-0957

64. Resolution continuing the hearing on a General Plan Amendment to add a Planning Area Policy to allow continued operation of an existing retail nursery and landscape materials yard as a conforming use (PLP08-0065) for property located at 1841 Highway 116 South, Sebastopol; APN'S 063-250-055 and -056 to a future date

UNANIMOUS

4:29 Hearing to consider proposed amendments to the Sonoma County General Plan (Cont.):

General Plan Amendment No. 4 (Cont.)

NOTE: PLP08-0063, General Plan Amendments and Zone Changes for: a) John Batto, 20330 8th St. E., Sonoma (APN 126-012-002); and b) California Department of Parks and Recreation, 4500, 4300, 4000 and 3800 State Highway 1, Bodega Bay (APNs 101-040-005, -006, -007, -008) were originally heard as part of the second General Plan Amendment packet on September 9, 2008. The Board continued the item to September 23, 2008 to allow time to incorporate these land use map amendment requests into the revised GP2020 document. On September 23, 2008, the Board approved GP2020 with Resolution No. 08-0808. This resolution includes all of the land use amendment associate with GP2020 and the subject Batto and California Department of Parks and Recreation land use amendments (PLP08-0063) as referenced in Exhibit F to the resolution (Exhibit F is the GP2020 Land Use Maps).

4:29 File No.: PLP05-0010
Description: To consider a request for a Lot Line Adjustment/Agricultural Preserve Modification/Williamson Act contracts rescission and replacement Use Permit for a winery with four special events per year
Env. Doc.: Mitigated Negative Declaration
Location: 16701 & 17705 Highway 128, Calistoga (Knights Valley)
Sup. Dist.: Dist. #4
(CONTINUED FROM OCTOBER 14, 2008)

Present: David Hurst, Chief Deputy County Counsel

08-0958

65. Resolution continuing the hearing on a request for a Lot Line Adjustment/Agricultural Preserve Modification/Williamson Act contracts rescission and replacement Use Permit for a winery with four special events per year, located at 16701 & 17705 Highway 128, Calistoga (Knights Valley), File No. PLP05-0010, to a future date

UNANIMOUS

4:29 Board adjourned in memory of Melba Rice, Dr. Thomas McCarthy, Irving J. Mills, Algeo Casul and Joseph "Red" Gambetta to November 18, 2008

Respectfully submitted,

Carol Woodson
Deputy County Clerk