

## Minutes For October 12, 2004

THIS MEETING WAS HELD IN THE BOARD OF SUPERVISORS CHAMBERS,  
580 TEXAS STREET, FAIRFIELD

SOLANO COUNTY BOARD OF SUPERVISORS      October 12, 2004  
HOUSING AUTHORITY, SPECIAL DISTRICTS,  
SOLANO FACILITIES CORPORATION,  
SOLANO BUILDING CORPORATION AND  
IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

### MINUTES

The Solano County Board of Supervisors met in regular session on this day at 8:33 a.m. Chairman Silva called the meeting to order in memory of Supervisor William J. Carroll. Present were Supervisors Forney, Vasquez, and Chairman Silva; Supervisor Kondylis arrived at 10:22 a.m. and Supervisor Kromm was excused.

CLOSED SESSION: The Board moved into Closed Session at 8:34 a.m. to discuss Meet and Confer: All Bargaining Units with Jim Ferguson, Craig Jory, Steve Janice and Pam Ogle, Chief Negotiators. The Board moved out of Closed Session at 9:23 a.m.

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

### PRESENTATIONS

7.      2003 LAW ENFORCEMENT OFFICER OF THE YEAR KURTIS CARDWELL; 2003 DEPUTY SHERIFF OF THE YEAR JIM CURRIE, AND 2003 CORRECTIONAL OFFICER OF THE YEAR DONALD DAVIS, RECOGNIZED

Chairman Silva, in light of his extensive public protection background, noted what an honor it is to make this presentation in recognition of this prestigious award, discussed the process the Rotary Club goes through to make their selections, and how beneficial the work these gentlemen have done on behalf of the County. Chairman Silva outlined a brief history of each recipient. On behalf of the Board, Chairman Silva presented a County Seal memento to Kurtis Cardwell, Jim Currie, and Donald Davis. Sheriff Gary Stanton noted the officers' peers made the selections for these awards, endorses these choices, and commended the officers for doing such a fine job.

### ITEMS FROM THE FLOOR

UPDATE BY COUNTY HEALTH OFFICER DR. RONALD CHAPMAN ON THE FLU VACCINE SHORTAGE

County Health Officer Dr. Ronald Chapman presented a brief update regarding the flu vaccine shortage, the importance of community leaders to have a consistent message, the State Health Officer Dr. Richard Joseph Jackson's public health order directing all health care providers in the State limit flu shots to only individuals in high risk categories, outlined the high risk categories, noted several surrounding counties declaring a state of emergency, and assessing the shortage status in Solano County.

APPEARANCE BY DONALD TIPTON RE ELECTION ISSUES

Donald Tipton, Vallejo, voiced his concerns regarding hiring a past Diebold employee in the Registrar of Voters Office, the 2004 Presidential Election sample ballot, wants to ensure the poll workers are trained and prepared, and with moving the polling place for Homeacres farther away from that area.

## INTRODUCTION OF LINDA ORRANTE, CHILD WELFARE SERVICES DIRECTOR

Stephan Betz, Assistant Director Health and Social Services/Operations, introduced Linda Orrante the new Director for Child Welfare Services, outlined an impressive educational and professional background, and discussed the impacts Ms. Orrante is already making in the department.

Ms. Orrante noted choosing Solano County due to the leadership and the unique strong stance the Board has taken for the commitment to children, discussed previous positive experience working with the County, and looks forward to the challenges ahead.

## APPROVAL OF AGENDA

On motion of Supervisor Vasquez and seconded by Supervisor Forney, the Board acted to approve the submitted Agenda, incorporated herein by reference. So ordered by a vote of 4-0; Supervisor Kondylis excused.

## PUBLIC COMMENT ON CONSENT CALENDAR

15B) Approve agreement in amount of \$240,000 with Solutions West Consulting for period of October 18, 2004 through September 30, 2005 for project management of CalWIN Welfare Data System; approve appropriation transfer in amount of \$83,000 from Salaries to Contracts

Supervisor Kromm posed questions regarding how this company was chosen, responding Stephan Betz, Assistant Director Health and Social Services/Operations, discussed the selection process from the pool of applicants, and noted how critical this conversion is. There was a brief discussion regarding the conversion, the amount of work to be done, and getting help and giving help from other counties during this process throughout the State.

## APPROVAL OF AGENDA

On motion of Supervisor Vasquez and seconded by Supervisor Kromm, the Board acted to approve the submitted Agenda, incorporated herein by reference. So ordered by a vote of 4-0; Supervisor Kondylis excused.

13. MINUTES OF THE BOARD OF SUPERVISORS MEETING OF SEPTEMBER 28, 2004; RURAL NORTH VACAVILLE WATER DISTRICT SEPTEMBER 28, 2004, as outlined in the Agenda Submittal from the Clerk of the Board dated October 12, 2004, incorporated herein by reference, approved.

14. REPORT ON EXAMINATION OF THE BOOKS OF SOLANO COUNTY TREASURY AS OF JUNE 30, 2004, as outlined in the Agenda Submittal from Auditor-Controller dated October 12, 2004, incorporated herein by reference, accepted.

15A) AMENDMENT TO AGREEMENT WITH ROBERT P. DICKEY, M.D. RE MEDICAL CONSULTATION SERVICES FOR CALIFORNIA CHILDREN SERVICES (CCS) PROGRAM, FAMILY HEALTH SERVICES CLINICS, AND EMPLOYMENT AND ELIGIBILITY DIVISION PROGRAMS, as outlined in the Agenda Submittal from Health and Social Services dated October 12, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

15B) AGREEMENT WITH SOLUTIONS WEST CONSULTING RE PROJECT MANAGEMENT OF CALWIN WELFARE DATA SYSTEM, as outlined in the Agenda Submittal from Health and Social Services dated October 12, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

APPROPRIATION TRANSFER IN AMOUNT OF \$83,000 FROM SALARIES TO CONTRACTS, as outlined in the Agenda Submittal from Health and Social Services dated October 12, 2004, incorporated herein by reference, approved.

15C) AGREEMENT WITH CURTIS HUNT RE CONSULTANT SERVICES TO THE TOBACCO MASTER SETTLEMENT HEALTH IMPROVEMENT INITIATIVE ACTIVITIES CITY TEAMS PROJECT, as outlined in the Agenda Submittal from Health and Social Services dated October 12, 2004, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

## ORDERS

17A) REPORT ON THE STATE BOARD OF CORRECTIONS (BOC) MANAGEMENT REVIEW ON THE FOUTS SPRINGS YOUTH FACILITY ACCEPTED

Art Grubel, Executive Director SEIU Local 1280, noted there had been indications that a shift rotation had been established; this rotation does not applying to all employees, and it shifts the days people work only. Prior to the BOC Report the union had suggested in bargaining to include in the Memorandum of Understanding (MOU) shift rotation at Fouts, but has continuously been rejected by the County, and feels the union can help resolve this problem. On page 5 a number of programs are listed and some of the programs are not currently being performed due to the reduction in staffing, and discussed what that could mean in future implementation of programs.

Deputy County Administrator John Taylor reviewed the information contained in the Agenda Submittal from his department dated October 12, 2004, incorporated herein by reference, regarding implementing recommendations as outlined in the Management Review conducted by the State Board of Corrections.

Supervisor Vasquez feels the vocational and educational programs at Fouts are good programs and need more credit.

Chairman Silva noted at the State level many organizations commend the work that has been done at Fouts, the positive reputation of the facility, positive outcomes for many of the wards, feels the high school and vocational programs have been very good and comments on these programs need to get back to the BOC.

Supervisor Forney feels we can do a better job with the vocational programs, we need to build partnerships with organizations so more apprenticeships can be offered, we need to track the progress of the wards after they leave Fouts, and questioned how do you expand when we are continually downsizing.

Responding to questions posed by Supervisor Forney if the County is bound to the corrective actions outlined in the report, Mr. Taylor noted the report and public comments have heightened the Boards' understanding of the issues, the Board will decide if the shift rotation issue would be included in the collective bargaining discussions, noted the importance for the management staff at Fouts to work with staff to develop a rotation that makes the most sense and meets everyone's needs overall.

On motion of Supervisor Vasquez and seconded by Chairman Silva, the Board acted to accept the report and direct staff to move forward in their discussions. So ordered by a vote of 5-0.

17B) MEETINGS WITH COLUSA COUNTY REGARDING POTENTIAL AMENDMENTS TO THE JOINT POWERS AGREEMENT FOR OPERATION OF FOUTS SPRINGS YOUTH FACILITY TO BE SCHEDULED

Art Grubel, Executive Director SEIU Local 1280, suggested Fouts remain under the operating authority of Solano County, feels some of the problems could be resolved by placing Fouts under the direction of the Probation Department, the union is also suggesting that if the County is going to have partnerships with other counties there should be firm agreements on financial obligations for all, and would like Solano County to continue as the employer.

Supervisor Vasquez noted he is looking forward to a joint partnership agreement that says each partner is committed to and responsible for so much, and feels that the votes on the Board should be weighted according to the percentage of responsibility of each partner.

Supervisor Forney feels the partnership responsibilities should be evenly distributed. Deputy County Administrator John Taylor reviewed the information contained in the Agenda Submittal from his department dated October 12, 2004, incorporated herein by reference, regarding the Joint Powers Agreement (JPA) with Colusa County, and outlined the issues that need to be addressed, and presented other options relative to other types of agreements for running and participation at Fouts.

Supervisor Kromm posed questions regarding the status of discussions with Colusa County, and if Colusa is aware of Solano County's concerns, Mr. Taylor noted providing updates to the Colusa County Board of Supervisors, but have not gotten any response. Chief Probation Officer Gemma Grossi has been in discussions with the Colusa County Chief Probation Officer, and will be in contact with Colusa County regarding expediting the pass through Tanif funds for Fouts. Supervisor Kromm

noted Colusa County does not operate with a County Administrative office.

Responding to questions posed by Supervisor Forney regarding Chairman Silva meeting with the Chair of the Colusa Board, Chairman Silva noted he would be meeting with the Colusa County Board Chair and Chief Probation Officer, but wanted to get more input before meeting with Colusa. Supervisor Kromm discussed some of the options that could be discussed with Colusa County, and likes the idea that this could be an independent JPA that is independently run, there could be a partnership with Colusa and Solano with contract language in terms of financial obligations to run the program. Since the program is located so far from the County it creates many problems running the program.

Supervisor Forney feels there are a lot of obstacles, noted the need to look at bringing the program into Solano County, and all areas need to be considered before any decisions are made.

Supervisor Kondylis feels the first question is in fact is does this program benefit the kids that are there, would prefer to have Fouts under the County Probation Department jurisdiction, and voiced concern regarding the water rights issue, but feels all partners need to share the joy and the pain. Chairman Silva noted meetings would move forward with the Chairman of the Colusa Board of Supervisors.

#### 18. FURTHER RESEARCH TO BE DONE, AND STAFF TO WORK WITH THE FRIENDS OF SOLANO REGIONAL PARK DISTRICT TO CONTINUE THE PROCESS RE PARKS AND OPEN SPACE IN SOLANO COUNTY

Tony Norris, General Services, reviewed the information contained in the Agenda Submittal from his department dated October 12, 2004, incorporated herein by reference, through a visual presentation regarding the status of County parks, open spaces, funding and a future park district. The Presentation titled "Regional Parks" included the Value of Parks, the Current Regional Park System, Financing for Existing County Parks – Operating Expenses, Financing for Existing County Parks – Capital Projects, Future Funding Options, Park and Recreational element Goals, Park and Recreation Element Development Proposals, Tri City and County Cooperative Planning Area, Possible Regional Park District, County Commission Recommendations on Regional Park District Formation, Agricultural Advisory Committee Concerns on Regional Park District Formation, and Future Funding Options.

Responding to questions posed by Supervisor Vasquez if discussions had occurred regarding a regional park system at the Parks and Recreation Commission (the Commission), Mr. Norris noted some of the Commissioners have been participating in the summits, and the Commission has had some discussion at their regular meetings.

Supervisor Kromm feels the Commission needs to review this report first to get their input and recommendations and then it should come to the Board, responding Mr. Norris noted this report will go to the Commission on October 20, 2004.

Tim Wakefield, Program Coordinator Bureau of Reclamation at Lake Berryessa, noted it has been a pleasure working with Solano County on the management of Lake Solano Park and what an exemplary job that is being done there, the benefits of this partnership, and the innovative programs that have reduced policing needs at Lake Solano.

Responding to questions posed by Supervisor Kromm regarding expanding the water corridor for recreation possibilities, working with Yolo County, Mr. Wakefield noted he is working on an agreement with Yolo County regarding fishing accesses, but has had some difficulty getting that done, and feels it is a good idea to expand the Solano County management of the areas.

Supervisor Kromm noted the real problem is pulling everything together and getting the financing, suggestions to expand this to a multi county operation, and the natural opportunity to expand with Yolo County across the river.

Brent Schoradt, Greenbelt Alliance, provided the Board with a letter from Friends of Solano Regional Park District dated October 12, 2004, incorporated herein by reference, discussed the outreach "Process" as outlined in the letter and the consensus building process the Friends of Solano Regional Park District (the Friends) has undertaken with the many interested groups, a third summit scheduled for October 18, 2004, participants at the previous summits, and the positive outcomes with County staff participating at the summits.

Gerald K. Karr, the Friends, noted participation with other regional park groups, recognition of funding difficulties, outlined the findings from Summits 1 & 2 and the Goals of Summit 3 as outlined in the letter presented by Mr. Schoradt, and noting the intention to address concerns of all interested parties.

Kathy Blume, volunteer with Solano Land Trust, discussed leading hikes on the King/Swett ranches, the limited hikes available, the want and need for recreational opportunities, the need for

these lands to be managed and open to the public on a regular basis, the comparison of parklands in various bay area counties, and urged the Board to approve more land for parks and to support efforts of the Friends in forming a park district.

Darla Guenzler, works for Bay Area Open Space Council, noted excitement for the growing efforts for a park district, discussed the Finance Feasibility Study by the Trust for Public Land (TPL), and the Next Steps as outlined in the letter presented by Mr. Schoradt.

Responding to questions posed by Supervisor Kromm regarding TPL, if TPL has done this in other communities, and if TPL looks at the most likely possibilities of something being passed, Ms. Guenzler noted TPL had done a presentation and provided information on funding at the last summit, has done this type of thing extensively in California, does the public opinion research to see what would be feasible and/or possible, and TPL has agreed to do the first step, the Financial Feasibility Study, at no cost.

Bob Berman, Benicia, thanked staff for working with the Friends, noted the need to focus on developing one unified system in the County, hopes the Board will endorse development of one single system, wants to ensure there is not a duplication of effort, and encourages the Board to direct County staff to continue to work with the Friends and not duplicate efforts. Mr. Berman feels direction should come from the County Parks and Recreation Commission, and requested the Board direct to refer the matter to the Parks and Recreation Commission for further consideration, to join with the Friends to continue and expand County wide discussions with key interest groups and the public, for County staff to participate in Summit No. 3, and for a financial analysis to be done to implement the County Park and Recreation element.

Supervisor Kromm feels the County needs to work with the Solano Land Trust to estimate the costs to open and maintain the Tri City lands, to work with the cities only if they are interested in a regional system, feels TPL could investigate if the County or a district should do a fundraising approach, discussed the benefits of having a dedicated parks and recreation district, and would like to continue with the Friends as lead. Supervisor Kromm feels the County could be working on the cost side of the equation, and with an analysis of where it would be successful to raise money. Supervisor Kromm noted meeting with the Ag Advisory Committee about this process, issues facing the farmers, and the need to include the Ag Advisory Committee in the process to address the ag interests.

Supervisor Kondylis feels a regional park system for the County is an outstanding recommendation, agrees a regional park system should be a stand alone agency, feels legislation is will be needed to allow the County to set up such a district, and would like staff to work to get broadly stated legislation introduced.

Chairman Silva noted recommendations from staff as noted in the Agenda Submittal and the recommendation from the Friends, suggested getting more information regarding current financial problems with the East Bay Regional Parks, to look at a body for the acquisition of land, and possibly a body that has the authority to levy taxes. Chairman Silva looks more toward County Government along with a good strong commission and a dedicated tax base to run and expand parks. Solano County, as primarily an ag county, has a relative small number of acres in open space or parks since most of the land is in agriculture, there are problems with just acquiring land, we need to know how to use this land on an ongoing basis not just for periodic use. Chairman Silva feels the issue still needs to be explored before anything is put on the ballot, noted the steps the Friends have taken, feels there will be more input as the process goes on, feels some of the cities may want to include some parks into a district, expressed concern regarding the governance of such a district, and noted the need to ensure there is strong financial package to make it work. Chairman Silva voiced concern that the public currently does not have ready access to public lands, feels the key to making this work is having public access, and the importance of acquisition, development and maintenance. This project needs to move slowly to do a good job, and the County needs to be involved.

Supervisor Kromm noted Supervisor Kondylis has suggested exploring what it takes for the creation of a district and feels staff could work with Ms. Guenzler relative to what is needed for legislation, feels TPL should do an analysis for the revenue possibilities, and suggested having the summit and to continue the process with the Friends along with staff working and to look at the results over the next couple of months.

Chairman Silva requested further information on TPL.

There was a brief discussion regarding TPL working with the Friends on a not for profit basis.

On motion of Chairman Silva and seconded by Supervisor Vasquez, the Board acted to approve staff recommendations as outlined in the staff report along with the recommendations outlined by Mr. Berman in his comments. So ordered by a vote of 5-0.

On motion of Supervisor Kondylis and seconded by Supervisor Kromm, the Board acted to direct staff to pursue the necessary research into getting State legislative authority to form a special

district, if that is the way the County decides to go. So ordered by a vote of 5-0.

19A) RESOLUTION NO. 2004-189 ADOPTING A NEGATIVE DECLARATION AND APPROVING MINOR SUBDIVISION APPLICATION NO. MS-01-10 OF BOBBY MISTLER, ADOPTED

Scheduled on the agenda for this day was a public hearing to consider the Minor Subdivision Application No. MS-01-10 of Bobby D. Mistler.

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

There was a brief discussion relative to this property remaining in the Williamson Act and upcoming new State regulations for Ag Preserves.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to adopt Resolution No. 2004-189 Adopting a Negative Declaration and Approving Minor Subdivision Application No. MS-01-10 of Bobby Mistler. So ordered by a vote of 5-0.

19B) RESOLUTION NO. 2004-190 RECOMMENDING THE SOLANO LOCAL AGENCY FORMATION COMMISSION ADOPT AN AMENDMENT TO THE VACAVILLE SPHERE OF INFLUENCE AREA (MOODY PROPERTY), ADOPTED

Harry Englebright, Resource Management reviewed the information contained in the Agenda Submittal from his department dated October 12, 2004, incorporated herein by reference, regarding a recommendation to LAFCO for approval of the proposed Vacaville Sphere of Influence amendment.

Responding to questions posed by Supervisor Kromm regarding the soils rating on this land, and what is immediately north of the property, Mr. Englebright noted north of the property is the realignment for Alamo Creek and beyond that is agricultural lands, and further outlined the adjacent areas.

Mike Rice, Miller-Sorg Group, Inc., noted the soils on the property are predominately Class 3 soils, the property had been sort of a horse ranch and a junk yard for many years, and noted support for staff's recommendation.

Supervisor Vasquez noted there had been some concern regarding the canal, but found out it will all be realigned, and noted this project will be a higher density project.

Responding to questions posed by Supervisor Kromm relative to the golf course, Christopher Gustin, City of Vacaville, noted the golf course is outside the sphere of influence, and is not aware that the golf course would be a part of any greenbelt. The proposed greenbelt would be farther south, noted the areas farther east and south of the golf course are outside the sphere of influence and believes it is grazing land.

There was a brief discussion regarding the high-density project that will be built.

On motion of Supervisor Vasquez and seconded by Supervisor Forney, the Board acted to adopt Resolution No. 2004-190 Recommending the Solano Local Agency Formation Commission Adopt an Amendment to the Vacaville Sphere of Influence Area (Moody Property). So ordered by a vote of 5-0.

SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS:

Rural North Vacaville Water District

20A & B) Minutes regarding this matter are contained in the Rural North Vacaville Water District Minutes Book.

ADJOURN - This portion of the meeting of the Board of Supervisors adjourned in memory of Supervisor William J. Carroll at 12:47 a.m. to reconvene this day at a Special Meeting of the Board of Supervisors and the Solano County Fair Board of Directors.

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John F. Silva, Chair

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Maggie Jimenez  
Clerk to the Board of Supervisors