

Minutes For February 22, 2002

The Solano County Board of Supervisors met in regular session on this day at 8:32 a.m. The meeting was called to order by Chairman Carroll. Present were Supervisors Kromm, Silva, Thomson, and Chairman Carroll. Supervisor Kondylis arrived at 8:35 a.m.

CLOSED SESSION: The Board moved into Closed Session at 8:33 a.m. to discuss Meet and Confer: Unit 6, Health and Social Services Supervisors; Unit 16, Mid Managers; Local 1280, Probation, with Josie Jenkins, Assistant Director of Human Resources. The Board moved out of Closed Session at 9:27 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:33 a.m. with the Pledge of Allegiance and a moment of silence.

PRESENTATIONS

(Item 7) RESOLUTION NO. 2002-028 PROCLAIMING MARCH 1-7, 2002 AS NATIONAL WEIGHTS AND MEASURES WEEK, ADOPTED

On motion of Supervisor Thomson and seconded by Supervisor Kromm, the Board acted to adopt Resolution No. 2002-028 Proclaiming March 1-7, 2002 as National Weights and Measures Week. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Chairman Carroll presented Resolution No. 2002-028 to Agricultural Commissioner/Sealer of Weights and Measures Susan Cohen and Assistant Commissioner of Weights and Measures Jay Seslowe.

Mr. Seslowe gave a brief history of weights and measures, the nationally recognized event, the responsibilities of the office, and distributed a summary listing the numerous types of measuring devices we have in Solano County.

ITEMS FROM THE FLOOR

APPEARANCE BY CATHY ANN HEWITT RE CHANGES IN THE STATE OF CALIFORNIA

Cathy Ann Hewitt, Benicia, noted positive changes and voiced concern with negative changes in the State. Ms. Hewitt feels the state is over populated, there are areas in the State that have been poorly developed and encouraged support for open space and agriculture. Ms. Hewitt voiced concern regarding illegal immigrants, supports a national identification card and State identification, encouraged everyone to vote, and encouraged people to attend the teacher fair that will be held by the Benicia School District.

APPEARANCE BY JODI KAUTZ RE MENTAL HEALTH FAMILY ADVOCATE SERVICES

Jody Kautz, Fairfield, noted how valuable the services of Janet Flores, Family Advocate for Mental Health, have been for her family and in assisting the mentally ill family member. Ms. Kautz noted the effects of mental illness on the families, and the importance of filling the position Ms. Flores has vacated, and the need to make the position a full time job.

APPEARANCE BY STEVEN KAYS RE VARIOUS ISSUES

Steven Kays, Fairfield, voiced concern regarding the Old County Hospital site and noted the need for a creative solution, endorsed the downtown center, noted the importance of education and Proposition C, endorsed expansion of park lands in the County, noted good work being done at SEDCORP by Linda Brown, and the importance of attracting small professional businesses to the County.

APPEARANCE BY FANNY CHAMBERLAIN RE HEADSTART POSITION

Fanny Chamberlain, Suisun City, noted her history and background in education, dedication to children, and teaching with Head Start. Ms. Chamberlain expressed concern regarding discharge from her position with the Solano-Napa Head Start, and feels she was wrongfully discharged due to her activities in organizing a union.

APPEARANCE BY JIM KAVANAUGH AND RUTH FORNEY RE DISMISSAL OF FANNY CHAMBERLAIN

Jim Kavanaugh, Local 1280 SEIU, noted support for Ms. Chamberlain and voiced concern with her dismissal. Mr. Kavanaugh feels Ms. Chamberlain was discharged due to union organization activities, and requested Board assistance.

Ruth Forney, President SEIU Local 1280, submitted copies of letters explaining the actions being taken against Fanny Chamberlain, incorporated herein by reference. Ms. Forney noted Head Start does receive some funding from the County through the Proposition 10 Commission, and feels this action is in retaliation for union organizing.

APPEARANCE BY GEORGE GUYNN, JR. RE VARIOUS ISSUES

George Guynn, Jr., Suisun, voiced concern with the cumulative inventory discrepancies of the County departments, encouraged people to get out and vote, and noted ten reasons not to support Measure C.

APPROVAL OF AGENDA

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board

acted to approve the submitted Agenda, incorporated herein by reference, with the following modifications:

(Item 18) Approval to extend office hours and open on Saturday, March 2, 2002 from 8:00 a.m. to 1:00 p.m. at 510 Clay Street, Fairfield and 1410 Georgia Street, Vallejo for absentee voting; authorize the County Administrator to approve extended hours for voter registration and absentee voting in future elections, correction to agenda to correct office hours that will begin at 9:00 a. m. and removed from the Consent Calendar.

(Item 26A) Approval of Contract Amendment No. 3 with California Water Service Company to increase contract amount to \$9,657,516; authorize General Manager to execute Contract Amendment No. 3, removed from the Consent Calendar after approval for reconsideration later in the meeting.

(Item 26B) Confirm authorized expenditures and approve Amendment No. 10 for \$70,228 to the Professional Services Agreement with California Water Service Company and authorize the use of \$1,486 in remaining contingency fund under Amendment No.7 and to increase the contract amount under Exhibit B-1 to Amendment No. 9 to \$1,464,565.10; authorize the General Manager to sign, removed from the Consent Calendar.

(Item 29) Presentation and consider acceptance of the audit for FY2000/01 conducted by Macias, Gini and Company, L.L.P, CPAs of the County's basic financial statements and required supplementary information, to provide page 2 of the Agenda Submittal that had been excluded.

So ordered by a vote of 5-0.

CONSENT CALENDAR

On motion of Supervisor Kondylis and seconded by Supervisor Kromm, the Board acted to approve the following Consent Calendar items by a vote of 5-0.

(Item 12) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF JANUARY 22, 2002; RURAL NORTH VACAVILLE WATER DISTRICT JANUARY 22, 2002, as outlined in the Agenda Submittal from the Clerk of the Board dated February 26, 2002, incorporated herein by reference, approved.

(Item 13) THREE YEAR CONTRACT AMENDMENT WITH SHAW/YODER, INC. RE LEGISLATIVE ADVOCACY SERVICES, as outlined in the Agenda Submittal from the County Administrator's Office dated February 26, 2002, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

(Item 14) RELEASE FROM ACCOUNTABILITY ON FIXED ASSET INVENTORY RE DATACOMM CONTROLLER, as outlined in the Agenda Submittal from the Assessor/Recorder SCIPS Division dated February 26, 2002, incorporated

herein by reference, approved.

(Item 15A) RETAIN \$25,000 BID GUARANTEE BY PANATTONI DEVELOPMENT COMPANY, LLC RE COUNTY-OWNED PROPERTY AT 2100 WEST TEXAS STREET, FAIRFIELD, as outlined in the Agenda Submittal from the Department of General Services dated February 26, 2002, incorporated herein by reference, approved.

(Item 15B) RELEASE FROM ACCOUNTABILITY ON THE FIXED ASSET INVENTORY RE 1965 FORD DUMP TRUCK, as outlined in the Agenda Submittal from the Department of General Services dated February 26, 2002, incorporated herein by reference, approved.

(Item 15C) FY 2001/2002 FISH & GAME FINE FUNDS AWARDED TO SOLANO COUNTY WILDLIFE COMMITTEE, SUISUN MARSH NATURAL HISTORY ASSOCIATION, LAKE SOLANO PARK/U.C. DAVIS PUBLIC SERVICE RESEARCH PROGRAM, AND SUISUN RESOURCE CONSERVATION DISTRICT, as outlined in the Agenda Submittal from the Department of General Services dated February 26, 2002, incorporated herein by reference, approved.

(Item 15D) EMERGENCY AGREEMENT WITH FAULTLINE ASSOCIATES, INC. RE REMOVAL OF UNDERGROUND STORAGE TANK AND REMEDIATION AT WEST TEXAS SITE, FAIRFIELD, as outlined in the Agenda Submittal from the Department of General Services dated February 26, 2002, incorporated herein by reference, approved, and General Services Director authorized to sign any amendments.

(Item 16) RESOLUTION NO. 2002-029 AMENDING THE ALPHABETICAL LISTING OF CLASSES AND SALARIES (DISTRICT ATTORNEY DEPARTMENT, FAMILY SUPPORT DIVISION), adopted. (see Resolution Book)

RESOLUTION 2002-030 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS (FAMILY SUPPORT TRAINING SPECIALIST), adopted. (see Resolution Book)

(Item 17) QUARTERLY EXAMINATION OF THE BOOKS OF THE SOLANO COUNTY TREASURY AS OF DECEMBER 28, 2001, as outlined in the Agenda Submittal from Auditor-Controller dated February 26, 2002, incorporated herein by reference, approved.

(Item 19) RESOLUTION NO. 2002-031 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS OF POSITIONS WITHIN SOLANO COUNTY (FOOTS SPRINGS YOUTH FACILITY), adopted. (see Resolution Book)

(Item 20A) RELEASE FROM ACCOUNTABILITY ON THE FIXED ASSET INVENTORY RE HP VECTRA 486, CAMERA, MEDICAL EQUIPMENT, as outlined in the Agenda Submittal from Sheriff/Coroner/Public Administrator dated February 26, 2002, incorporated herein by reference, approved.

(Item 20B) AGREEMENT WITH ADVANCED FITNESS EVALUATION SYSTEMS RE PRE-EMPLOYMENT BACKGROUND INVESTIGATION SERVICES, as outlined in the Agenda Submittal from Sheriff/Coroner/Public Administrator dated February 26, 2002, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

(Item 20C) AGREEMENT WITH NURSEFINDERS REGISTRY RE TEMPORARY NURSING STAFF SUPPORT, outlined in the Agenda Submittal from Sheriff/Coroner/Public Administrator dated February 26, 2002, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

(Item 21) APPROPRIATION TRANSFER IN THE AMOUNT OF \$299,143 TO RECOGNIZE UNANTICIPATED REVENUE IN THE AB1913 PROGRAM, as outlined in the Agenda Submittal from the Probation Department dated February 26, 2002, incorporated herein by reference, approved.

APPROPRIATION TRANSFER IN THE AMOUNT OF \$30,429 IN THE MENTAL HEALTH BUDGET RECOGNIZING ADDITIONAL REVENUE, as outlined in the Agenda Submittal from the Probation Department dated February 26, 2002, incorporated herein by reference, approved.

PURCHASE THREE (3) VEHICLES FUNDED BY AB 1913, as outlined in the Agenda Submittal from the Probation Department dated February 26, 2002, incorporated herein by reference, approved.

(Item 22) RESOLUTION NO. 2002-032 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS OF POSITIONS WITHIN SOLANO COUNTY (DISTRICT ATTORNEY FAMILY SUPPORT DIVISION), adopted. (see Resolution Book)

(Item 23) RESOLUTION NO. 2002-033 ACCEPTING THE CONTRACT FOR IMPROVEMENT SECURITY FOR USE PERMIT U-95-34, adopted. (see Resolution Book)

RELEASE OF LIEN AGAINST REALTY (THE PRESBYTERY OF THE REDWOODS - SUISUN VALLEY ROAD), as outlined in the Agenda Submittal from the Department of Transportation dated February 26, 2002, incorporated herein by reference, approved and Chairman authorized to sign said release on behalf of Solano County.

(Item 24) RESOLUTION NO. 2002-034 AMENDING THE LIST OF NUMBERS AND CLASSIFICATIONS OF POSITIONS WITHIN SOLANO COUNTY (AGRICULTURAL BIOLOGIST/WEIGHTS & MEASURES INSPECTOR/TRAINEE, LIMITED TERM RE SUDDEN OAK DEATH INSPECTION PROGRAM), adopted. (see Resolution Book)

APPROPRIATION TRANSFER OF UNANTICIPATED REVENUE IN THE

AMOUNT OF \$17,711 RE SUDDEN OAK DEATH REGULATORY INSPECTION PROGRAM, as outlined in the Agenda Submittal from the Agriculture Department dated February 26, 2002, incorporated herein by reference, approved.

AGRICULTURAL COMMISSIONER AUTHORIZED TO EXECUTE STATE GRANT AGREEMENT RE SUDDEN OAK DEATH REGULATORY PROGRAM, as outlined in the Agenda Submittal from the Agriculture Department dated February 26, 2002, incorporated herein by reference, approved.

(Item 25) EXTENSION OF AGREEMENT WITH SOLANO COUNTY FAIR ASSOCIATION RE MANAGEMENT AND OPERATION OF THE SOLANO COUNTY FAIR AND FAIRGROUNDS TO DECEMBER 31, 2004, as outlined in the Agenda Submittal from the Solano County Fair dated February 26, 2002, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

ORDERS

(Item 18) OFFICE HOURS TO BE EXTENDED AT 510 CLAY STREET, FAIRFIELD AND 1410 GEORGIA STREET, VALLEJO ON SATURDAY, MARCH 2, 2002 FROM 9:00 A.M. TO 1:00 P.M. FOR ABSENTEE VOTING

The Board was provided with an Agenda Submittal from the Registrar of Voters dated February 26, 2002, incorporated herein by reference, regarding extending office hours to accommodate absentee voting, and to authorize the County Administrator to approve extended operating hours in the future. Donald Tipton, Vallejo, feels the issue of extended hours should be under control of the department.

On motion of Supervisor Silva and seconded by Supervisor Thomson, the Board acted to authorized extended office hours for absentee voting and to authorize the County Administrator to approve extending operating hours for the Registrar of Voters for absentee in the future. So ordered by a vote of 5-0.

SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS:

(Item 26A and B) RURAL NORTH VACAVILLE WATER DISTRICT

Minutes regarding these matters are contained in the Rural North Vacaville Water District Minutes Book.

The Board of Directors of the Rural North Vacaville Water District adjourned, and reconvened as the Board of Supervisors.

(Item 29) AUDIT FOR FY2000/01 OF THE COUNTY'S BASIC FINANCIAL

STATEMENTS AND REQUIRED SUPPLEMENTARY INFORMATION CONDUCTED BY MACIAS, GINI AND COMPANY, L.L.P, CPAs, ACCEPTED

Auditor/Controller Bill Eldridge noted the County is in good shape and is generally managed well, and discussed the changes to the audit reports due to the implementation of GASB 34. The GASB 34 model looks more at the net worth of the County.

Assistant Auditor/Controller Simona Padilla-Scholten reviewed the highlights of the information contained in the Agenda Submittal from her department dated February 26, 2002, incorporated herein by reference, regarding the results of the FY 2000/2001 audit conducted by outside auditors Macias, Gini and Company, L.L.P, CPAs.

Responding to questions posed by Supervisor Kondylis regarding the Budget Bureau in Health and Social Services, County Administrator Michael Johnson discussed the budgetary responsibilities, the size, and complexity of the department of Health and Social Services budget and the need for a budget bureau in that department.

Donald Tipton, Vallejo, noted need for the Board members to fully understand these reports, voiced concern regarding the unqualified opinion, feels the report needs to be clearer, and voiced concern regarding the cost of the audit, and who hired this company to do the audit.

Supervisor Kromm noted the complexity of these reports and discussed the uses of the full reports. The Report to Management is the best reference document, and gave brief insight on reading audit reports.

On motion of Supervisor Kromm and seconded by Chairman Carroll, the Board acted to accept the audit reports for the fiscal year ended June 30, 2001. So ordered by a vote of 5-0.

(Item 28) PRESENTATION RE EXTERIOR BUILDING DESIGN ALTERNATIVES FOR THE COUNTY ADMINISTRATION CENTER, RECEIVED

ADDITIONAL PROJECT DESIGNS TO BE DONE

Scott Johnson, Johnson Fain Partners, presented a model of the immediate area of the downtown Fairfield campus, and discussed the planning and development process. Mr. Johnson presented drawings of three facades, copies incorporated herein by reference, noting the differences of the three drawings and the considerations and thought process in their development.

Responding to questions posed by Chairman Carroll regarding natural light into the building, Mr. Johnson noted using the horizontal light through the windows, but due to the size of the building skylights are not feasible.

Responding to questions posed by Supervisor Kondylis regarding the use of balconies on the upper floors, shade or plantings on the roof of the parking garage, the possibility of the building entrance being elevated so it could be used as a stage area, and with the color of the building blending with the other buildings in the area, Mr. Johnson noted the issues of balconies, and could study the viability of balconies.

Responding to concerns voiced by Supervisor Kondylis regarding the location of the old cork oak tree, Mr. Johnson noted considerations to accommodate the tree, but noted this tree will have to be moved or removed. Supervisor Kondylis suggested moving the building farther south and incorporating in the proposed probation building to maintain the tree and provide some grassy space. Mr. Johnson noted during the environmental impact research the tree issue will be studied.

Responding to questions posed by Supervisor Kromm regarding the lobby area being utilized as a reception area, Mr. Johnson noted the space is large, two stories high and will accommodate about 200 people.

Supervisor Kromm noted his appreciation for the Vacaville City Council Chambers and how it is designed to accommodate public speakers, suggested public access space on the top floor, and feels the entry on all three sketches appears to be too large. Supervisor Kromm requested consideration of placing solar panels on the roof of the parking garage, and noted the possible use of the energy for vehicle recharging. Supervisor Kromm noted the many compromises on the sight, endorses the siting plan for the building, and recognizes the tree will have to be removed with significant mitigation.

There was a brief discussion regarding moving the Girl Scout House.

Responding to comments by Supervisor Kromm regarding public art, Mr. Johnson noted one-half percent of the budget will be for public art, and that future planning discussions will take place. Supervisor Kromm feels the majority of the art funds should be used for major pieces outside the building, the County should work with local artists for interior art, and feels there should be some public input on some of the design features.

Responding to questions posed by Supervisor Kromm regarding a presentation to the City of Fairfield, Assistant County Administrator Darby Hayes noted plans to revisit the City of Fairfield after some final determinations are made by the Board, discussed involvement of city staff, planned meetings with the County and City of Fairfield Planning Commissions, and other planned forums for public input.

Supervisor Kondylis feels the cork oak is art and that a way to save the tree should be found.

Supervisor Silva suggests entertaining the assistance of the Solano County Arts Alliance to assist with the art, and feels the art should depict the history and/or future of the County. Supervisor Silva feels building number 2 looks like two buildings stuck together, building number 3 does not fit in with other buildings in the area due to the color, suggested federalist type architecture. Something on the lines of Building number 1 would be more acceptable, and the need to consider the color of the building. Supervisor Silva voiced concern with placing solar panels on the top of the parking structure, suggested some greenery on the top of the parking structure, would like some balconies off some of the offices on the upper floor, and feels the top floor of the parking garage would be ideal for an observation area when needed.

Mr. Hayes noted the colors for the buildings can be changed, and to consider the design and the elements the Board likes.

Mr. Johnson noted in light of the comments, that further consideration in the

direction indicated would be done with further study regarding detail and coloring.

Supervisor Thomson feels building style number 1 and 2 are too strong, building number 3 is a softer approach, and there needs to be further consideration regarding the top floor of the parking garage and the heat factor. Mr. Johnson discussed integrating the administration building concept with the parking garage design.

Chairman Carroll noted that most parking structures do not have shade on the top floor.

Supervisor Kromm noted the need for the color and design to be done in relationship with the existing buildings in the area, and requested a computer rendition of the building and the surrounding area to get a better sense of how it will look when it is done. Mr. Johnson noted the many design levels that still need to be done.

Chairman Carroll and Supervisor Kondylis liked the color of drawing number 2, Supervisor Thomson liked the building design in drawing number 3 but did not like the color, and Chairman Carroll liked the design of number 3, but does not like the color. Chairman Carroll agrees a computer rendition would assist in the decision making.

Responding to concerns voiced by Supervisor Kondylis relative to security in the Board Chambers with all the glass, Mr. Johnson reassured the Board that security is an issue that will be addressed, and added the idea was that the glass area would be for the lobby area and not lead directly into the Board Chambers.

Mr. Hayes reiterated that the Board does like building number 3 with some variations, and that the Board would like to be involved with the colors and how that fits in with the surrounding buildings.

(Item 32) PLANNING COMMISSION'S APPROVAL OF USE PERMIT APPLICATION NO. U-00-28 OF GENESIS HOUSE, INC., UPHELD

Matt Walsh, Planning Services Division of the Department of Environmental Management, reviewed the information contained in the Agenda Submittal from his department dated February 26, 2002, incorporated herein by reference, regarding an appeal by the Homeacres Improvement Association (HIA) of the Planning Commission's approval of Use Permit Application No. U-00-28, Genesis House, Incorporated.

Chairman Carroll opened the public hearing.

Donald Tipton, Vallejo, noted Genesis House is a commercial activity that has outgrown the residential area of Homeacres, and requested the Board deny the use permit. Mr. Tipton feels the operation brings the wrong elements into the area leading to crime, that Genesis House does not help to improve the area or show interest or involvement with the Homeacres Improvement Association. Mr. Tipton voiced concern that area residents are afraid to file complaints for fear of retaliation, with the lack of permits for improvements to the Genesis House buildings, that a garage is only two feet from the roadway, that no fines

were assessed for not obtaining permits before the projects began, the lack of a business license through the County, the lack of response to complaints regarding Genesis House, and feels the Planning Commission has rendered themselves useless in helping Homeacres get out of blight.

Lloyd Gieg, Program Director Genesis House, noted unaccepted invitations to Mr. Tipton to visit the facility, discussed the drug and alcohol rehabilitation program at the facility, and good relationships with immediate neighbors. Mr. Gieg explained special provisions in California law that separate drug and alcohol treatment programs from other care facilities and allows that no use permits are required for 6 or less beds in any facility, the request by the County to consolidate all use permits into one, is in the process of obtaining permits from Vallejo Sanitation and Flood Control District and the Vallejo Fire Department, and the concern with enough funds being available for all the permits.

Responding to questions posed by Supervisor Kromm regarding a business license, Mr. Gieg noted licenses for Vallejo, Benicia, Fairfield, and Napa relating to fundraising, and is not aware if the County requires a separate permit. Mr. Gieg noted he would get a County permit.

Responding to questions posed by Supervisor Thomson regarding the lack of building permits, Mr. Gieg noted the permits that Genesis House did get, and did not think permits were required when keeping the facility under 6 beds. Financial constraints did play a part in obtaining permits and not knowing that permits were needed. Supervisor Thomson voiced concern regarding penalties for not obtaining building permits.

Charles Bailhache, President Homeacres Improvement Association, read a prepared statement dated January 19, 2002 along with an addendum dated February 26, 2002, incorporated herein by reference. Mr. Bailhache noted the issue for the appeal is construction projects that are being done without use permits, and feels recent court action has resulted in an effective stoppage of code/zoning compliance in Homeacres. Mr. Bailhache made two suggestions for a solution to either enforce all County Codes and zoning laws to the letter, or to suspend them all together, and feels by approving this use permit the Board will be setting a precedent. There is concern regarding the lack of penalties for doing non-permitted work, and the lack of remedial action by the County for complaints and notification by the department.

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

Michael Yankovich, Planning Services in the Department of Environmental Management, discussed the Community Care Licensing, under State law, that house 6 or less residents are not required to be permitted and must be treated like a typical residence, and feels Genesis House thought they did not need to have permits for each facility they operate. Genesis House is operated as one corporation and does require a use permit.

David James, Building and Safety/Code Compliance Division of the Department of Environmental Management, noted the current fine structure relates to investigation fees that the building code allows the County to charge for work conducted without permit. The building permits for this issue can not be

obtained until the land use issue is resolved, Genesis House will apply for "as-built" permits if the use permit is approved. When applying an investigation fee will be levied, which is like a double building permit fee. Mr. James discussed the ride along with Mr. Tipton in 2000 to inform him of the capabilities of Code Compliance and some idea of the priorities pertaining to life/safety issues, and noted that there are no formal complaints lodged against Genesis House by Mr. Tipton. Mr. James noted his request for the Homeacres Improvement Association (HIA) to provide a list of violations that were observed so they could be prioritized in cooperation with the HIA so they could be addressed, but after approximately two years a comprehensive list has not been submitted. Mr. James noted response to a complaint led to this action.

Responding to questions posed by Supervisor Silva regarding occurrences leading to the action before the Board, if there have been any slow down in code enforcement over the last couple of years, notification of code problems in District 2, a garage near the roadway, and inspections, Mr. James noted a complaint regarding a trailer led to the discovery of the other violations. There has been a substantial increase relative to code compliance, and noted another pending court case for violations on a property located on Ridge Avenue along with five nuisance abatement actions. Mr. James noted weekly updates to the District 2 office on actions being taken in the Homeacres/Star Subdivision areas. The garage in question is 3 feet away from the right of way and there is clearance from the Transportation Department on this issue. If the use permit is approved, the resulting building permits will have an investigation fee levied, and building inspections will then be done.

Mr. Yankovich noted as part of the approval process Genesis House will obtain a permit from Vallejo Sanitation and Flood Control District, and that through the normal business permit process the department would have been alerted that inspections were needed.

Supervisor Silva discussed the problems if Genesis House had to close, the benefits to the community with Genesis House, noted community cooperation in resolving code compliance issues, and the responsibility of staff to ensure all violations are remedied if the decision is upheld.

Supervisor Kromm noted endorsement of Genesis House, but noted Genesis House must obtain all building permits and business licenses.

On motion of Supervisor Kromm and seconded by Supervisor Kondylis, the Board acted to uphold the Planning Commission decision approving Use Permit No. U-00-28 of Genesis House, Inc., and to deny the appeal by the Homeacres Improvement Association. So ordered by a vote of 5-0.

(Item 30) INCREASE IN CONTRACT AMOUNT WITH COMMUNITY MEDICAL CENTER, APPROVED

DEVELOPMENT AND APPROVAL OF AGREEMENT WITH COMMUNITY MEDICAL CENTER RE CLINIC START UP IN VACAVILLE AND INDIGENT CARE SERVICES IN VACAVILLE AND DIXON, APPROVED

APPROPRIATION TRANSFER IN THE AMOUNT OF \$150,000 FROM

UNANTICIPATED REVENUE, APPROVED

The Board was provided with an Agenda Submittal from Health and Social Services dated February 26, 2002, incorporated herein by reference, regarding agreements with Community Medical Center for services in Vacaville and Dixon. Responding to questions posed by Supervisor Kromm regarding a gap in services with the closing of the Redwood Clinic in Vacaville, and the status of the Redwood Clinic in Vallejo, Assistant Director of Health and Social Services Moira Sullivan noted the Redwood Clinic would close February 28, 2002 and the Dixon Clinic will open about March 15th. The Redwood Clinic in Vallejo will still be open and available to see Vacaville patients, and noted the work to make the transition as easy as possible. Ms. Sullivan gave a brief update on status of the Redwood Clinic.

On motion of Supervisor Kondylis and seconded by Supervisor Thomson, the Board acted to approve an increase of \$150,000 in the contract amount for Community Medical Center and to authorize the development of a contract with Community Medical Center in the amount of \$198,000 for clinic start up costs in Vacaville and for indigent care services in Vacaville and Dixon, and to approve an appropriation transfer in the amount of \$150,000 from Unanticipated Revenue. So ordered by a vote of 5-0.

(Item 31) RESOLUTION NO. 2002-035 REGARDING TRANSFER OF COUNTY'S REGIONAL HOUSING NEED ALLOCATION TO CITY OF VACAVILLE FOR THE QUINN ROAD APARTMENT SITE ANNEXATION, ADOPTED

Harry Englebright, Department of Environmental Management, reviewed the information contained in the Agenda Submittal from his department dated February 26, 2002, incorporated herein by reference, to acknowledge and accept the proposed Minimum Regional Housing Need Determination (RHND) unit transfer to the City of Vacaville.

Responding to questions posed by Supervisor Thomson regarding the formula used for determination on the allocation, Mr. Englebright reviewed the formula and methodology of the Association of Bay Area Governments (ABAG) housing determinations in Attachment 1 and Attachment 2 in the Agenda Submittal. Supervisor Kromm expressed concern that the ABAG housing requirements encourage sprawl, and with future annexations that will be required.

Mr. Englebright noted discussions with ABAG staff and the realization that ABAG can not treat counties the same way they treat the cities. This realization could create a better position and a more rational approach for the County in future discussions.

Chairman Carroll noted ABAG feels it is a planned growth organization that will protect agriculture as long as possible. Under that concept it does make sense to have development start in the cities and over a period of time move into the agricultural areas. California is the largest state in the Country and is still growing, people must have a place to live, feels there is a need to limit the size of building lots, and agrees with transferring this area to the City of Vacaville.

Supervisor Kondylis feels over population and the waste of natural resources and the effects need to be considered, and that population control and renewable resources will address this issue.

On motion of Chairman Carroll and seconded by Supervisor Thomson, the Board acted to adopt Resolution No. 2002-035 Regarding Transfer of County's Regional Housing need Allocation to City of Vacaville for the Quinn Road Apartment Site Annexation. So ordered by a vote of 4-0; Supervisor Silva excused.

(Item 33A) STEVE REDDICK APPOINTED TO THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT #536

On motion of Supervisor Kondylis and seconded by Supervisor Thomson, the Board acted to appoint Steve Reddick to the Board of Trustees of Reclamation District #536. So ordered by a vote of 4-0; Supervisor Silva excused.

(Item 33B) ROBERT DEPILLIS AND GAYLA REITER REAPPOINTED TO THE SUDDEN INFANT DEATH SYNDROME (SIDS) ADVISORY COMMITTEE

On motion of Supervisor Kondylis and seconded by Supervisor Thomson, the Board acted to reappoint Robert DePillis and Gayla Reiter to the Sudden Infant Death Syndrome (SIDS) Advisory Committee. So ordered by a vote of 4-0; Supervisor Silva excused.

(Item 33C) RESIGNATION OF SHERYL FAIRCHILD ACKNOWLEDGED FROM THE CHILD ABUSE PREVENTION COUNCIL

On motion of Supervisor Kondylis and seconded by Supervisor Thomson, the Board acted to acknowledge the resignation of Sheryl Fairchild from the Child Abuse Prevention Council. So ordered by a vote of 4-0; Supervisor Silva excused.

ADJOURN - This meeting of the Board of Supervisors adjourned in memory of Elmer Lloyd Jones, and Ed Pierce at 4:41 p.m.

William J. Carroll, Chairman

Maggie Jimenez
Clerk to the Board of Supervisors