

Minutes For October 28, 2003

The Solano County Board of Supervisors met in regular session on this day at 8:31 a.m. Chairman Kromm called the meeting to order. Present were Supervisors Kondylis, Silva, Vasquez and Chairman Kromm, Supervisor Forney arrived at 8:35 a.m.

CLOSED SESSION: The Board moved into Closed Session at 8:32 a.m. to discuss Personnel: Public Employee Performance Evaluation – County Administrator and County Counsel; Meet and Confer: All Bargaining Units with Yolanda Irigon, Chief Negotiator; Meet and Confer: SEIU Local 1280 with Jim Ferguson, In-Home Supportive Services Public Authority Agency Negotiator. The Board moved out of Closed Session at 9:14 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:16 a.m. with the Pledge of Allegiance and a moment of silence.

PRESENTATIONS

(Item 7A) PRESENTATION OF THE VACAVILLE MUSEUM'S HOLIDAY EXHIBIT AN ENCHANTED CHRISTMAS, BY DOLPH GOTELLI FROM SHAWN LUM, MUSEUM DIRECTOR

Mary Jannisse, President Board of Trustees for the Vacaville Museum gave a brief introduction to the presentation.

Shawn Lum, Director Vacaville Museum, presented a brief visual presentation showing a glimpse of some of the exhibits that will be on display at the museum during this exhibit, and invited the Board members to attend the official opening of the exhibit.

(Item 7B) RESOLUTION NO. 2003-230 RECOGNIZING GAIL LAMKINS UPON HER RETIREMENT FOR HER MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Chairman Kromm and seconded by Supervisor Forney, the Board acted to adopt Resolution No. 2003-230. The Board further acted to authorize a Plaque of Appreciation for Gail Lamkins. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Chairman Kromm presented Ms. Lamkins with Resolution No. 2003-230 and a Plaque of Appreciation honoring her upon her retirement after 16 1/2 years of service to Solano County as the Public Administrator/Public Guardian/Public Conservator.

Ms. Lamkins showed a few awards and commendations from the California State Assembly, the Governor and the Superior Court that she had received at her retirement dinner, offered a few thoughts, and thanked the Board for the opportunity to serve the citizens of Solano County.

(Item 7C) RESOLUTION NO.2003-231 RECOGNIZING ROBERT E. RUARK UPON HIS RETIREMENT FOR HIS MANY YEARS OF SERVICE TO SOLANO COUNTY, AND PLAQUE OF APPRECIATION, APPROVED

On motion of Supervisor Vasquez and seconded by Chairman Kromm, the Board acted to adopt Resolution No. 2003-231. The Board further acted to authorize a Plaque of Appreciation for Robert E. Ruark. So ordered by a vote of 5-0. (see Resolution Book)

On behalf of the Board, Chairman Kromm presented Mr. Ruark with Resolution No. 2003-231 and a Plaque of Appreciation honoring him upon his retirement after 14 years of service to Solano County as a Welfare Fraud Manager in the Department of Health and Social Services.

PUBLIC COMMENT ON CONSENT CALENDAR

(Item 21A) Adoption of a resolution approving the Solano Land Trust proposal to the California Department of Conservation for grant funding under the California Farmland Conservancy Program to purchase a 535-acre conservation easement on the Martell Ranch Property located in the northern portion of Pleasants Valley.

Supervisor Vasquez posed questions regarding the definition of long-term agriculture, responding Harry Englebright, Department of Environmental Management, noted the different definitions relating to farmable units in different uses, and further discussed the purchase of the conservation easement, the current use of that land and the continuing use as grazing land.

Supervisor Vasquez noted the need to keep large tracks of land together to keep them viable agricultural units.

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 18A) Approval of the agreement with the Workforce Investment Board of Solano County (WIB) for provision of job training and employment services under the Workforce Investment Act for the period of November 1, 2003 through September 30, 2006, removed from the Consent Calendar.

(Item 20B) Authorization to solicit proposals for bridge design on Cook Lane, Cordelia Road, Gordon Valley Road, Pleasants Valley Road and Stevenson Bridge Road; authorize the Transportation Director to execute contracts with the best qualified consultants, removed from the Consent Calendar.

So ordered by a vote of 5-0.

CONSENT CALENDAR

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

(Item 13) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF SEPTEMBER 23, 2003, OCTOBER 7, 2003; RURAL NORTH VACAVILLE WATER DISTRICT OCTOBER 7, 2003; IN-HOME SUPPORTIVE SERVICES SEPTEMBER 23, 2003, as outlined in the Agenda Submittal from the Clerk of the Board dated October 28, 2003, incorporated herein by reference, approved.

(Item 14) PROCLAMATION RECOGNIZING THE MEMBERS OF ALOOMA TEMPLE NO. 212 AND ALOOMA COURT NO. 198, as outlined in the Agenda Submittal from the Board of Supervisors dated October 28, 2003, incorporated herein by reference, approved.

(Item 15) SELECTION OF AND AGREEMENT WITH PIXXURES, INC. TO PROVIDE 2003 DIGITAL ORTHOPHOTOGRAPHY OF THE COUNTY, as outlined in the Agenda Submittal from Management Information Services dated October 28, 2003, incorporated herein by reference, approved and County Administrator authorized to sign said contract on behalf of Solano County and any amendments within 10% of the original contract amount.

(Item 16) ORDINANCE NO. 1637 AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE SOLANO COUNTY BOARD OF SUPERVISORS AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE 2% @ 50 FOR CORRECTIONAL OFFICERS, adopted. (see Ordinance Book)

(Item 17) TREASURER'S QUARTERLY REPORT FOR THE PERIOD OF JULY 1, 2003 THROUGH SEPTEMBER 30, 2003, as outlined in the Agenda Submittal from the Treasurer-Tax Collector-County Clerk dated October 28, 2003, incorporated herein by reference, approved.

(Item 18B) WORKFORCE INVESTMENT ACT STRATEGIC FIVE YEAR PLAN - FOURTH YEAR PLAN MODIFICATION, as outlined in the Agenda Submittal from the Work Force Investment Board of Solano County dated October 28, 2003, incorporated herein by reference, approved and Chairman authorized to sign said modification on behalf of Solano County.

(Item 19A) CONTRACT AMENDMENT WITH DENTRUST DENTAL OF CALIFORNIA RE DENTAL SERVICES TO INMATES, as outlined in the Agenda Submittal from the Sheriff's Office dated October 28, 2003, incorporated herein by reference, approved and Chairman authorized to sign said amendment on behalf of Solano County.

(Item 19B) SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND

SPENDING PLAN FOR FY2003/04, as outlined in the Agenda Submittal from the Sheriff's Office dated October 28, 2003, incorporated herein by reference, approved.

(Item 20A) AGREEMENT WITH THE YOLO-SOLANO AIR QUALITY MANAGEMENT DISTRICT RE IMPROVEMENTS TO RUNGE ROAD AND OLD DAVIS ROAD, as outlined in the Agenda Submittal from Transportation dated October 28, 2003, incorporated herein by reference, approved and County Administrator authorized to sign said contract on behalf of Solano County.

(Item 21A) RESOLUTION NO. 2003-232 APPROVING THE EASEMENT PROPOSAL TO THE CALIFORNIA DEPARTMENT OF CONSERVATION'S CALIFORNIA FARMLAND CONSERVANCY PROGRAM FOR THE MARTELL RANCH AGRICULTURAL CONSERVATION EASEMENT, adopted. (see Resolution book)

(Item 21B) RESOLUTION NO. 2003-233 APPROVING GRAZING LEASE WITH PACIFIC LIVESTOCK, INC. ON THE 288 ACRE WILCOX RANCH TRIANGLE PROPERTY, adopted. (see Resolution Book)

(Item 22) RESOLUTION NO. 2003-234 APPROVING THE RECORDS RETENTION SCHEDULE FOR THE DEPARTMENT OF AGRICULTURE, adopted. (see Resolution Book)

ORDERS

(Item 18.A) AGREEMENT WITH THE WORKFORCE INVESTMENT BOARD OF SOLANO COUNTY (WIB) RE JOB TRAINING AND EMPLOYMENT SERVICES, APPROVED

The Board was provided with an Agenda Submittal from Workforce Investment Board (WIB) of Solano County dated October 28, 2003, incorporated herein by reference, regarding the provision of job training and employment services throughout the County.

Supervisor Kondylis expressed her ongoing opposition to the level of authorization of contracts, as with this one at \$25,000, those do not have to come to the Board for approval.

On motion of Chairman Kromm and seconded by Supervisor Silva, the Board acted to approve the agreement with WIB and to authorize the Chairman to sign said contract on behalf of Solano County. So ordered by a vote of 4-1, Supervisor Kondylis voted no.

(Item 20B) REQUEST FOR PROPOSALS FOR BRIDGE DESIGN ON COOK LANE, CORDELIA ROAD, GORDON VALLEY ROAD, PLEASANTS VALLEY ROAD AND STEVENSON BRIDGE ROAD, APPROVED

The Board was provided with an Agenda Submittal from the Department of Transportation dated October 28, 2003, incorporated herein by reference,

regarding authorization to solicit proposals for replacement bridge design work. Supervisor Kondylis expressed concern with the style of replacement bridges, and would like to see esthetically pleasing bridge designs for the replacement bridges, noting the importance of the design to the landscape.

Director of Transportation Charlie Jones noted recent changes to the guard rails and barriers that appear to be of the old design, and noted this agreement is to hire the consultants for the design, the designs would be brought back to the Board prior to construction, and that the construction of these bridges will be over the next one to five years.

Supervisor Forney noted the need for more public input on the bridge designs. Chairman Kromm noted consensus for the contractor to present conceptual drawings prior to approval and construction.

On motion of Supervisor Forney and seconded by Supervisor Kondylis, the Board acted to authorize solicitations for Request for Proposals, and to authorize the Transportation Director to execute contracts with the best qualified consultants. So ordered by a vote of 5-0.

(Item 24A) SUPERVISOR BARBARA KONDY LIS REAPPOINTED AS MEMBER AND SUPERVISOR JOHN SILVA REAPPOINTED AS ALTERNATE TO THE CSAC 2003 BOARD OF DIRECTORS

On motion of Chairman Kromm and seconded by Supervisor Forney, the Board acted to reappoint Supervisor Kondylis as the member and to reappoint Supervisor Silva as the Alternate Member to the CSAC Board of Directors for the 2004 term. So ordered by a vote of 5-0.

(Item 24B) RESPONSE TO THE SOLANO COUNTY 2002-2003 GRAND JURY FINAL REPORT, APPROVED

Charlene Ping, County Administrator's Office, reviewed the information contained in the Agenda Submittal from her department dated October 28, 2003, incorporated herein by reference, regarding the proposed response to the 2002/2003 Grand Jury Final Report.

Donald Tipton, Vallejo, voiced concern with several areas in the Grand Jury Report relating to the Homeacres area addressing zoning, code enforcement, code enforcement staffing, blight, and emphasized the need to remedy the problems referenced to Homeacres. Homeacres needs help.

Responding to questions posed by Chairman Kromm regarding hiring a Code Enforcement Officer, Director of Environmental Management Birgitta Corsello outlined a brief history of the Code Enforcement Division that began in 1993, lack of funding, the use of extra help, and the planned use of other staff during slow periods to assist with code enforcement.

Supervisor Silva discussed the work that has been done to increase code enforcement activities in the Homeacres area, working with the sheriff's regarding Homeacres, ongoing progress, grand fathered businesses in the area, ongoing work regarding zoning compliance, and looking for a place to

conduct community meetings.

Ms. Corsello discussed cases that have and are being prosecuted by County Counsel as an additional tool being used for code enforcement.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to accept the response to the 2002/2003 Grand Jury Final Report. So ordered by a vote of 5-0.

(Item 24C) ORDINANCE REGARDING CHANGING THE NAME OF THE CHILDREN & FAMILIES COMMISSION TO FIRST FIVE SOLANO CHILDREN & FAMILIES COMMISSION, TO CLARIFY ADMINISTRATIVE RESPONSIBILITIES, TO ESTABLISH A FIRST FIVE SOLANO CHILDREN & FAMILIES COMMISSION OFFICE ADOPTED ON FIRST READING; SECOND READING SET FOR NOVEMBER 25, 2003

Scheduled on the agenda for this day was consideration of a proposed ordinance that would change the name of the Children and Families Commission, to clarify the administrative responsibilities and to establish the First Five Solano Children and Families Commission Office.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 5-0.

Responding to questions posed by Chairman Kromm regarding changes to the original ordinance, Britt Ferguson, County Administrator's Office, noted this revision incorporates the changes requested by the Board.

Responding to questions posed by Chairman Kromm if the ordinance revision had been accepted by the Children and Families Commission Board of Directors, Nancy Calvo, President Children and Families Commission, noted changes would go back to the commission on November 2, 2003. Chairman Kromm noted there would be more opportunity for further discussion if there are problems prior to approval at the second reading on November 25, 2003. On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to adopted the proposed Ordinance. So ordered by a vote of 5-0.

(Item 24D) PROPOSED FIRST READING OF AN ORDINANCE REGARDING ESTABLISHING THE SOLANO COUNTY PUBLIC ART COMMITTEE AND PROGRAM, CONTINUED TO NOVEMBER 4, 2003

Scheduled on the agenda for this day was consideration of a proposed ordinance that would establish the Solano County Public Art Committee and Program.

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 5-0.

Ann Cousineau, Director of the Library, introduced members of the Art Program Committee, presented a visual presentation, incorporated herein by reference, beginning with an overview and background of what the committee has been doing, development of a mission statement, County art inventory, policies,

guidelines and the ordinance.

Kanon Artiche, County Architect, continued the visual presentation outlining the County Administrative Center (CAC) locations where the art will be placed, and discussed the possible use of commissioned art for permanent and rotating selections throughout the building and courtyard areas.

Gemmi Grossi, Chief Probation Officer, continued the presentation outlining the areas where inscriptions would be placed, and the various inscriptions that were chosen by the committee. Ms. Grossi described areas in the Board chamber anti room that will be available for the seven cities in the County to display art from that city, and the need for review of the entire art program for public buildings.

John Taylor, County Administrator's Office, discussed the growing extent of the project with the increasing County construction projects, the proposed policies and guidelines through the proposed ordinance, the purpose of the program, composition of the proposed committee, roles and responsibilities, staffing, exhibition objectives, guidelines and protocol, an appeal process, and a 1.5% set aside from construction projects for public art.

Ms. Cousineau noted this program supports two of the Boards priorities to improve the lives of children and investing in the future, and proposed the policies and guidelines should encompass all County facilities.

Responding to concerns voiced by Supervisor Vasquez regarding the inscriptions, Ms. Cousineau noted these inscriptions are being proposed by the steering committee. Supervisor Vasquez suggested looking at additional quotations that could be used for the inscriptions.

Supervisor Kondylis feels the Solano County Arts Council could be designated to choose the art, and suggested choosing art done by Solano County artists. Supervisor Kondylis voiced concern with the position of Exhibit Coordinator, with restrictions on the art to be displayed, and the need for special consideration for art programs such as with the mentally ill, responding Mr. Taylor discussed the concept of an Exhibit Coordinator as a portion of duties assigned to a staff person in the Architects Office and the time that could be involved. Mr. Taylor noted the restrictions are proposed to limit obscene, violent or derogatory art toward any person.

Supervisor Kondylis would like to see more involvement by community members and the Arts Council in this process and preferences given to Solano County artists.

Supervisor Silva discussed art in public places and not an art museum, agrees that the Solano County Arts Commission should be involved, would like further consideration of the inscriptions, discussed the public building art program in Benicia, and feels there should be clarification in the ordinance on how an alternate commission member would be used.

Supervisor Kromm suggested utilizing permanent display cases for youth groups such as 4H to encourage ways to get kids involved, the committee should have more input from the art community, feels better results for management of the art if done by an art group such as the Art Council, responding to these comments Mr. Taylor discussed the need to maintain the integrity of the building, and reiterated the justification for the division of

Buildings and Grounds to deal with placement of art to have the least impact on the building.

Responding to questions posed by Chairman Kromm why the Director of Library Services is proposed to be a permanent member on the committee, Ms. Cousineau noted the committee felt the Library Director would be beneficial with the work done by the library with displays and exhibits, and the library as champions of intellectual freedom.

Responding to questions posed by Chairman Kromm regarding other quotations should be considered before the inscriptions are done, Mr. Artiche noted who the quotations are attributed to.

Supervisor Silva feels there should be a representative from the Solano County Arts Alliance on the committee, and the committee should work in close collaboration with the Solano County Arts Alliance that could facilitate with future possibilities of a County museum.

Supervisor Vasquez suggested including someone from the museums to help connect the past of the County.

Ms. Cousineau discussed the reasoning behind the makeup of the initial committee and the goal for a real arts commission to ultimately take over that responsibility, there is the recommendation for a member of the Arts Council to be on the committee, the competing artists and the regional aspect that needs to be considered, and other considerations on how to proceed with the best approach in choosing artists.

Assistant County Administrator Darby Hayes noted the time sensitivity in determining which quotations would be used for the inscriptions.

Supervisor Kondylis suggested considering quotes from a diverse group of people.

County Administrator Michael Johnson congratulated the committee on the work that has been done, and suggested the Board review the quotes considered by the committee.

Chairman Kromm noted a consensus to look at the quotations for further consideration, and the matter to be brought back on November 4, 2003.

APPOINTMENTS/RESIGNATIONS TO BOARDS AND COMMISSIONS:

On motion of Supervisor Kondylis and seconded by Supervisor Forney, the Board acted to approve the following appointments and/or resignations to Boards and Commissions. So ordered by a vote of 5-0.

(Item 25A) TOM R. LAVRAR APPOINTED TO THE SUISUN-FAIRFIELD CEMETERY DISTRICT (DISTRICT 4), as outlined in the Agenda Submittal dated October 28, 2003, incorporated herein by reference.

(Item 25B) ELECTION DATE OF DECEMBER 9, 2003 VACATED AND JANUARY 25, 2004 APPOINTED AS THE ELECTION DATE FOR INITIAL

ELECTION OF BOARD OF TRUSTEES FOR GRIZZLY WEST RECLAMATION DISTRICT NO. 2136, as outlined in the Agenda Submittal from County Counsel dated October 28, 2003, incorporated herein by reference.

(Item 25C) APPOINTMENT OF MS. DEE ALARCON AS A NEW EDUCATION REPRESENTATIVE ON THE WORKFORCE INVESTMENT BOARD OF SOLANO COUNTY (WIBSC), as outlined in the Agenda Submittal from WIBSC dated October 28, 2003, incorporated herein by reference, ratified.

ADJOURN - This meeting of the Board of Supervisors adjourned at 11:47 a.m.

Duane Kromm, Chairman

Maggie Jimenez
Clerk to the Board of Supervisors