

Minutes For September 9, 2003 Minutes

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

ADDITION TO THE AGENDA

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to add an emergency item to Closed Session regarding Rodriquez vs. Solano County. So ordered by a vote of 4-0; Supervisor Forney excused.

CLOSED SESSION: The Board moved into Closed Session at 8:33 a.m. to discuss Meet and Confer: Deputy Sheriff's Association, Units 3 & 4 and Correctional Officers, Unit 13 with Craig Jory, Chief Negotiator; Meet and Confer: Correctional Officers, Unit 14 with Steve Janice, Chief Negotiator; Meet and Confer: Deputy Probation Officer and Group Counselor Classification with Michael Helms, Chief Negotiator; Rodriquez vs. Solano County. The Board moved out of Closed Session at 9:38 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:40 a.m. with the Pledge of Allegiance and a moment of silence.

PRESENTATIONS

(Item 7A) PROCLAMATION DECLARING SEPTEMBER 19, 2003 TO BE POW-MIA RECOGNITION DAY, APPROVED

On motion of Chairman Kromm and seconded by Supervisor Kondylis, the Board acted to adopt a Proclamation Declaring September 19, 2003 to be POW-MIA Recognition Day. So ordered by a vote of 4-0; Supervisor Forney excused. On behalf of the Board, Chairman Kromm presented Lt. Colonel Donald N. Sacco, U.S. Army (retired), with the proclamation. Lt. Colonel Sacco noted the importance of remembering the POWs/MIAs and the sacrifices they made, introduced past POW's Bill Bryan and George Nelson also thanking them, and discussed festivities that will be held September 19, 2003.

(Item 7B) PROCLAMATION RECOGNIZING ALVIN BONIFACIO FOR HIS EFFORT IN THE CREATION OF THE FISHING POND AT LAKE SOLANO BY NAMING IT THE "ALVIN BONIFACIO MEMORIAL FISHING POND," APPROVED

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to adopt the Proclamation recognizing Alvin Bonifacio for his effort in the creation of the Fishing Pond at Lake Solano by naming it the "Alvin Bonifacio

Memorial Fishing Pond." So ordered by a vote of 4-0; Supervisor Forney excused.

On behalf of the Board, Supervisor Vasquez presented the Proclamation to Eric Mezger of the Vacaville Sunrise Rotary Club.

Mr. Mezger noted dedication festivities will be held on September 26, 2003 and discussed the extensive volunteer efforts to create this facility.

(Item 7D) CERTIFICATE PRESENTED TO YOLANDA IRIGON, DIRECTOR OF HUMAN RESOURCES, RECOGNIZING HER AS A PATRIOTIC EMPLOYER

Colonel Edwin Flint, Staff Sergeant Mary L. Masterson, and Sergeant First Class Patricia Puliah, United States Army, presented a Certificate to Yolanda Irigon, Director of Human Resources, recognizing her as a Patriotic Employer.

Colonel Flint, noted the importance of employer support for the National Guard and the Reserve soldiers that have been mobilized to fight the war on terrorism, and presented the certificate to Ms. Irigon, and thanked the Board for their continuing support of the military forces.

(Item 7C) UPDATES RE SOLANO COMPREHENSIVE TRANSPORTATION PLAN (CTP) AND METROPOLITAN TRANSPORTATION COMMISSION'S REGIONAL TRANSPORTATION PLAN, RECEIVED

Daryl Halls, Solano Transportation Authority (STA), reviewed a visual presentation, incorporated herein by reference, beginning with Responsibilities of the STA, Purpose – Set the Vision, Addressing Solano's Priorities at the Regional Level, the Regional Transportation Plan (RTP) 2030 Issues, Transportation Challenges, Opportunities, Challenges of Gridlock, Challenges 2003 – 2030, CTP Goal, 2003 CTP Community Input Process, CTP Subcommittees, Solano County 2000 CTP Needs Progress Report, and the Next Steps.

Chairman Kromm discussed taking a more holistic approach to include land use, transportation and air quality on a regional basis.

Supervisor Kondylis suggested investigating ways for County employees to work closer to their homes to help reduce pollution, and possible crafting of a policy.

Supervisor Silva discussed working with regional groups to address air quality, increasing rail alternatives, pollution by cars, and the need to improve public transportation.

ITEMS FROM THE FLOOR

APPEARANCE BY DONALD TIPTON, VALLEJO RE VARIOUS ISSUES

Donald Tipton, Vallejo, voiced his concerns regarding no calls from the Department of Environmental Management, with changes to the Agenda format, the need to ensure all homes in Homeacres are taking garbage service, and service by volunteers.

APPEARANCE BY DONNA HARR RE THE 2003 SOLANO EXHIBIT AT THE CALIFORNIA STATE FAIR

Donna Harr, Solano Land Alliance, discussed the privilege of working at the County State Fair Exhibit, how well the Exhibit was received by the public, and the overall wonderful representation of the County through the booth and the volunteers. Ms. Harr said thank you to the Board and the volunteers.

PUBLIC COMMENT ON CONSENT CALENDAR

(Item 16A) Approval to submit an application to the California Endowment for the Substance Abuse Annual Prevention Breakfast and the Substance Abuse Prevention Networking Summit in the amount of \$27,000; approval to submit an application to the State for Safe and Drug Free Schools and Communities Grant funds in the amount of \$200,000 a year for 3 years; authorize the Chairman to sign any resulting agreements

Donald Tipton, Vallejo, regarding 16A voiced concern that it appears action is being taken prior to items coming to the Board for approval.

Britt Ferguson, County Administrative Office, noted occasionally departments have opportunities to apply for grants with a short turnaround timeframe, approvals by the County Administrator to apply for grants, and subsequent approval from the Board to apply for grants. At this point, the grants have not been awarded and no contracts have been signed.

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. So ordered by a vote of 4-0; Supervisor Forney excused.

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 of 4-0; Supervisor Forney excused.

(Item 14) RESOLUTION NO. 2003-196 AMENDING RESOLUTION 2003-119 ESTABLISHING THE COUNTYWIDE APPROPRIATION LIMITS FOR FY2003/04, adopted. (see Resolution Book)

(Item 15A) ORDINANCE NO. 1634 ADDING SECTIONS 6.5-36, 6.5-37 AND 6.5-38 TO CHAPTER 6 OF THE SOLANO COUNTY CODE, RELATING TO THE REMOVAL OF PARKED AND ABANDONED VEHICLES, adopted. (see Ordinance Book)

(Item 15B) RESOLUTION NO. 2003-197 RELEASING A LIEN ON REAL PROPERTY OF KINH T. LUC, adopted. (see Resolution Book)

(Item 16A) SUBMISSION OF GRANT APPLICATION TO THE CALIFORNIA ENDOWMENT FOR ANNUAL PREVENTION BREAKFAST AND SUBSTANCE ABUSE PREVENTION NETWORKING SUMMIT, as outlined in the Agenda Submittal from Health and Social Services dated September 9, 2003, incorporated herein by reference, approved.

SUBMISSION OF GRANT APPLICATION TO THE STATE OF CALIFORNIA FOR SAFE AND DRUG FREE SCHOOLS AND COMMUNITIES GRANT FUNDS, as outlined in the Agenda Submittal from Health and Social Services dated September 9, 2003, incorporated herein by reference, approved and Chairman authorized to sign any resulting contracts on behalf of Solano County.

(Item 16B) SUBMISSION OF LETTER TO THE CALIFORNIA STATE DEPARTMENT OF ALCOHOL & DRUG PROGRAMS YIELDING AUTHORITY TO FUNCTION AS ADMINISTRATOR OF DRUG MEDI-CAL (NARCOTIC TREATMENT) SERVICES WITH SUCCESSFUL ALTERNATIVES FOR ADDICTION AND COUNSELING SERVICES (SAACS), INC., as outlined in the Agenda Submittal from Health and Social Services dated September 9, 2003, incorporated herein by reference, approved and Chairman authorized to sign said letter on behalf of Solano County.

(Item 17) AMENDMENT TO THE AGREEMENT WITH T.Y. LIN INTERNATIONAL RE DESIGN SERVICES FOR PLEASANTS VALLEY ROAD BRIDGE REPLACEMENT PROJECT, as outlined in the Agenda Submittal from Department of Transportation dated September 9, 2003, incorporated herein by reference, approved and County Administrator authorized to sign said amendment on behalf of Solano County.

(Item 18) RESOLUTION NO. 2003-198 TO RATIFY THE SUISUN FIRE PROTECTION DISTRICT ORDINANCE (RE ESTABLISHING LOCAL AMENDMENTS TO THE CALIFORNIA FIRE CODE), adopted. (see Resolution Book)

(Item 19) REVISED SOLANO, NAPA AND PARTNERS (SNAP) AUTOMATION AGREEMENT WITH COUNTY OF NAPA FOR NAPA CITY COUNTY LIBRARY, NAPA VALLEY COLLEGE FOR NAPA VALLEY COLLEGE LIBRARY, THE CITY OF ST. HELENA FOR ST. HELENA PUBLIC LIBRARY AND SOLANO COMMUNITY COLLEGE FOR SOLANO COMMUNITY COLLEGE LIBRARY, as outlined in the Agenda Submittal from the Library dated September 9, 2003, incorporated herein by reference, approved and Chairman authorized to sign said revisions on behalf of Solano County.

ORDERS

(Item 21A) EXPENDITURE PLAN BY DISTRICT ATTORNEY, SHERIFF AND PROBATION DEPARTMENTS FOR LOCAL LAW ENFORCEMENT BLOCK (LLEBG) GRANT FUNDS, APPROVED

APPROPRIATION TRANSFER IN A DECREASED AMOUNT OF (\$38,889) FROM THE FY2003/04 FINAL BUDGET, APPROVED

PURCHASE OF THREE (3) FLEET VEHICLES FOR PROBATION DEPARTMENT, APPROVED

John Taylor, County Administrator's Office reviewed the information contained in the Agenda Submittal from his department dated September 9, 2003, incorporated herein by reference, outlining the annual consideration of expenditures for the LLEBG funds, noting the overall reduction by the Federal Government of 26% to the LLEBG, and noted the increase in funds to the Office of Emergency Services to address terrorism.

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

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to approve the expenditure Plan for Local Law Enforcement Block Grant Funds (LLEBG), to approve an appropriation transfer in a decreased amount of (\$38,889) from the FY2003/04 Final Budget, and to approve the purchase of three (3) fleet vehicles for Probation Department. So ordered by a vote of 4-0; Supervisor Forney excused.

(Item 21B) RESOLUTION NO. 2003-199 AUTHORIZING THE LOAN OF FUNDS TO SUISUN FIRE PROTECTION DISTRICT PURSUANT TO GOVERNMENT CODE SECTIONS 23010 AND 23010.1, ADOPTED

County Administrator Michael Johnson reviewed the information contained in the Agenda Submittal from his department dated September 9, 2003, incorporated herein by reference, regarding a one time loan to the Suisun Fire Protection District that will allow the District to perform functions to meet its obligations.

There was a brief discussion regarding a grant given to the district last year.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2003-199 authorizing the loan of funds to Suisun Fire Protection District Pursuant to Government Code Sections 23010 and 23010.1. So ordered by a vote of 4-0; supervisor Forney excused.

(Item 21C) BOARD TOOK A POSITION OF SUPPORT FOR PROPOSITION 53, CALIFORNIA TWENTY-FIRST CENTURY INFRASTRUCTURE INVESTMENT FUND RESOLUTION CHAPTER 185, STATUTES OF 2003 (ACA 11, RICHMAN)

BOARD TOOK A POSITION OF OPPOSITION FOR PROPOSITION 54, CLASSIFICATION BY RACE, ETHNICITY, COLOR, OR NATIONAL ORIGIN

The Board was provided with an Agenda Submittal from the County

Administrator's Office dated September 9, 2003, incorporated herein by reference, regarding analysis of Propositions 53 and 54 that will be on the October 7, 2003 ballot.

Proposition 54

Irving Teranishi, President Asian Pacific Islander Coalition of Solano County and other assorted associations, feels this proposition will not address discrimination, but would ban collection of relevant information, undermine the Civil Rights Laws, effort to prevent enforcement of the equal protection laws, and urged all to support civil rights and to oppose Proposition 54.

Abe Bautista, Asian Pacific American Coalition and other organizations, noted opposition to Proposition 54 and discussed many of the harmful impacts if this proposition is approved, and submitted three flyers, incorporated herein by reference, opposing Proposition 54.

Paul Randhawa, Fairfield, noted opposition to this proposition, feels this proposition being placed on this ballot is deceiving; the public needs more information, and asked the Board to oppose it.

Supervisor Silva feels the data that is collected aids in obtaining funding from the State and Federal government, and how detrimental this will be if the proposition passes.

There was a short discussion regarding notification to the public on the position the Board will take.

Chairman Kromm noted opposition by the California State Association of Counties (CSAC), the California Welfare Directors Association, the Children's Network, and a letter received the Marilyn Brown the Solano County Equal Employment Opportunity Officer dated September 8, 2003, incorporated herein by reference. Chairman Kromm discussed the importance of the information that is collected.

On motion of Supervisor Kondylis and seconded by Chairman Kromm, the Board acted to take a position of opposition for Proposition 54. So ordered by a vote of 4-0; Supervisor Forney excused.

Proposition 53

Supervisor Kondylis feels the ballot argument is deceiving, discussed the infrastructure needs throughout the Country, and funding triggers.

Chairman Kromm voiced concern with the growing number of initiatives that control most of the State budget, the complex funding triggers, and expectations that the infrastructure will be repaired when in most years the funding mechanisms will not be in effect.

Supervisor Silva voiced concern that legislators are forcing the public to make decisions instead of making the difficult decisions themselves, vote on measures, and feels the initiative process should be done away with.

Supervisor Kondylis noted increasing financial hardships, with the initiative process the people have control, but does feel reform is needed.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to support Proposition 53. So ordered by a vote of 3-1; Chairman Kromm voted no and Supervisor Forney was excused.

(Item 22A) STATUS REPORT OF REORGANIZATION OF THE HEALTH AND SOCIAL SERVICES ADMINISTRATION, RECEIVED DIVISION;

RESOLUTION NO. 2003-200 AMENDING THE ALLOCATION LIST TO DELETE 1.0 STAFF ANALYST POSITION AND ADD 1.0 SENIOR STAFF ANALYST POSITION, ADOPTED

Assistant Director of Health and Social Services Stephan Betz reviewed the information contained in the Agenda Submittal from his department dated September 9, 2003, incorporated herein by reference, regarding the status of the reorganization of the Administration Division of Health and Social Services. There was a brief discussion regarding the importance of the Senior Staff Analyst position, State revenues, filing State claims for reimbursement, and the overall improvements in the department.

On motion of Supervisor Silva and seconded by Supervisor Kondylis, the Board acted to approve the reorganization of the Administration Division of Health and Social Services and to adopt Resolution No. 2003-200 amending the Allocation List to delete 1.0 Staff Analyst position and add 1.0 Senior Staff Analyst position. So ordered by a vote of 4-0; Supervisor Forney excused.

(Item 22B) HEALTH AND SOCIAL SERVICES EXPENSE AGREEMENTS, REVENUE AGREEMENTS AND MULTI-YEAR AGREEMENTS FOR FY2003/04 OVER \$50,000, APPROVED

RESOLUTION NO. 2003-201 APPROVING VARIOUS AGREEMENTS WITH THE STATE OF CALIFORNIA, ADOPTED

Assistant Director of Health and Social Services Stephan Betz noted corrections to the list of contracts on page one Contract No. 592 with Brady & Associates is to be removed, and on page two Contract No. 115 with the Children's Network the 2003/04 Contract amount total should read \$231,874, which is the same amount as the 02/03 Contract amount.

Mr. Betz reviewed the information contained in the Agenda Submittal from his department dated September 2, 2003, incorporated herein by reference, regarding departmental service contracts. Mr. Betz noted new basic contract language, contractor audits to ensure funds are being maximized, and exploring ways to ensure funds are spent in the most efficient way. Mr. Betz discussed the request on the performance of Faith in Action and requested the information be brought back to the Board November 1st.

Responding to questions posed by Supervisor Kondylis regarding performance measures and outcomes for each contract, Mr. Betz noted working with many contractors to align their contracts with the Board priorities, and the implementation of performance measures that will be phased in over a three-year period.

Responding to questions posed by Chairman Kromm regarding contracts with term ending dates of September 30, 2003, Susan Zialcita, Contracts and Compliance, noted the request is for approval to redo the contracts for a term

beginning October 1, 2003.

Chairman Kromm discussed changing the contracts for a fiscal year of October 1 to September 30th is for better alignment of the contracts for the budget process.

Supervisor Kondylis noted the need to assure that the department is confident that funding is available, that contracts and amendments are organizationally and fiscally consistent with the budget, and that the County is assured the money is used for the purpose for which the contract was granted.

Responding to questions posed by Supervisor Kondylis regarding spot auditing, Mr. Betz noted in the past the department has relied on the independent auditor to give a picture of the contractor's performance. In the future services will be looked at as they are provided. Supervisor Kondylis suggested conducting random spot checks.

Chairman Kromm feels if the department is attentive to the outcomes, any financial problems for the contractors will become evident.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted to approve Health and Social Services Expense agreements for FY2003/04 over \$50,000, Revenue agreements and Multi-Year Contracts, to adopt Resolution No. 2003-201 approving various agreements with the State of California, and to authorize the Health and Social Services Department to reduce or terminate contracts as needed to reflect reductions in funding; authorize the Chair or appropriate signing authority to sign resulting agreements and amendments. So ordered by a vote of 4-0; Supervisor Forney excused. (see Resolution Book)

APPOINTMENTS TO BOARDS AND COMMISSIONS

(Item 23) RESOLUTION NO. 2003-202 TO APPOINT A BOARD OF DIRECTOR TO THE BOARD OF DIRECTORS FOR SUISUN RESOURCE CONSERVATION DISTRICT (JAMES E. WATERS), ADOPTED

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board acted adopt Resolution No. 2003-202 to appoint a Board of Director to the Board of Directors For Suisun Resource Conservation District (James E. Waters). So ordered by a vote of 4-0; Supervisor Forney excused.

ADJOURN - This meeting of the Board of Supervisors adjourned in memory of Alberta Vasquez Espinosa at 11:40 a.m.

Duane Kromm, Chair

Maggie Jimenez
Clerk to the Board of Supervisors