

## Minutes For April 22, 2003

The Solano County Board of Supervisors met in regular session on this day at 8:34 a.m. Chairman Kromm called the meeting to order. Present were Supervisors Silva, Vasquez and Chairman Kromm; Supervisor Kondylis arrived at 8:36 a.m.

CLOSED SESSION: The Board moved into Closed Session at 8:35 a.m. to discuss Property Negotiations: 1) 625 Broadway Street, Fairfield (APN 0030-292-160) Negotiating Parties: Russell Kalis, owner and Michael D. Johnson, County Administrator; Under Negotiation: price and terms of payment; 2) 640 Broadway Street, Fairfield (APN 0030-291-100) Negotiating Parties: Greg Tonnesen, owner and Michael D. Johnson, County Administrator; Under Negotiation: price and terms of payment; 3) 2100 West Texas Street, Fairfield (APN 028-103-120) Negotiating Parties: A.G. Spanos and Michael D. Johnson, County Administrator, Under Negotiation: price and terms of payment; 4) real property located north of Flannery Road and east of State Highway 113 in the unincorporated area of Solano County; Negotiating Parties: Sanchez Family Wetlands Trust and Michael D. Johnson, County Administrator; Under Negotiation: price and terms of payment. The Board moved out of Closed Session at 8:58 a.m.

The Solano County Board of Supervisors reconvened on this day at 9:00 a.m. with the Pledge of Allegiance and a moment of silence.

### ADDITION TO THE AGENDA

#### PRESENTATION OF A PROCLAMATION TO ALEJANDRO AND ALMA ROSA MARTINEZ ADDED TO THE AGENDA

On motion of Chairman Kromm and seconded by Supervisor Vasquez, the Board acted to add the presentation of a Proclamation recognizing Alejandro and Alma Rosa Martinez for their heroism in the rescue of 3 year-old, Richard Harris III. So ordered by a vote of 4-0.

### PRESENTATIONS

(Item 7A) RESOLUTION NO. 2003-072 RECOGNIZING SHIRLEY A. RUSSELL 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 Kondylis, the Board acted to adopt Resolution No. 2003-072. The Board further acted to authorize a Plaque of Appreciation for Shirley A. Russell. So ordered by a vote of 4-0. (see Resolution Book)

On behalf of the Board, Chairman Kromm presented Ms. Russell with Resolution No. 2003-072 and a Plaque of Appreciation honoring her upon her

retirement after 21 years of service to Solano County as an employee in the Department of Child Support Services.

Director of Department of Child Support Services Dennis Covell noted what a difference Ms. Russell has made in the lives of many children, and that she will be sorely missed.

(Item 7B) RESOLUTION NO. 2003-073 RECOGNIZING CHUCK PRATT FOR HIS SERVICE TO SOLANO COUNTY AS BUILDING OFFICIAL, ADOPTED

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2003-073. So ordered by a vote of 4-0. (see Resolution Book)

On behalf of the Board, Supervisor Vasquez presented Mr. Pratt with Resolution No. 2003-073 honoring him for his years of service to Solano County as the Solano County Building Official in the Department of Environmental Management.

Director of Environmental Management Birgitta Corsello discussed the distinguished career of Mr. Pratt during his tenure with Solano County.

Mr. Pratt introduced and thanked his wife, members of his staff, and gave a special thanks to Ms. Corsello for her leadership and guidance.

(Item 7C) RESOLUTION NO. 2003-074 RECOGNIZING APRIL 22, 2003 AS CHILDREN'S DAY OF HOPE AND CHILDREN'S MEMORIAL DAY, ADOPTED

On motion of Supervisor Kondylis and seconded by Chairman Kromm, the Board acted to adopt Resolution No. 2003-074. So ordered by a vote of 4-0. (see Resolution Book)

On behalf of the Board, Supervisor Kondylis presented Carolyn Thomas-Wold, Office of Family Violence Prevention, the resolution proclaiming April 22, 2003 as Children's Day of Hope and Children's Memorial Day.

Ms. Thomas-Wold outlined the world of a child from conception living in a domestic violent situation, discussed the seriousness of child abuse, domestic violence and the need to break that cycle. Ms. Thomas-Wold outlined the festivities for the dedication of the Children's Memorial.

(Item 7D) PROCLAMATION RECOGNIZING ALEJANDRO AND ALMA ROSA MARTINEZ FOR THEIR BRAVERY AND ACTIONS IN SAVING THE LIFE OF A CHILD, APPROVED

On motion of Supervisor Kondylis and seconded by Chairman Kromm, the Board acted to approve the Proclamation Recognizing Alejandro and Alma Rosa Martinez for their selfless act of bravery to save the life of an unknown 3 year-old child. So ordered by a vote of 4-0.

On behalf of the Board, Supervisor Kondylis read and presented the proclamation to Mr. and Mrs. Martinez.

Robert Harris II formerly introduced 3 year-old Robert Harris, III to Mr. Martinez, and on behalf of his family presented the Martinez family with gifts, and noted Post Office Box 287, Vallejo, California 94590-5940 has been

established to accept any donations or gifts for the Martinez family.

Mr. Martinez noted how happy he is that he was able to save little Robert's life, and graciously thanked everyone for the recognition and support.

On behalf of Robert's great uncle, Ernest Meyers III, Supervisor Silva thanked Mr. Martinez.

## ITEMS FROM THE FLOOR

### APPEARANCE BY CURT FARGO, RE THE NUT TREE AIRPORT

Curt Fargo, Vacaville, provided the Board with a packet of information, incorporated herein by reference, expressing concerns regarding the proposed aircraft wash rack, with the need for ongoing maintenance of the grounds, with fuel price increases, safety issues, and airport management concerns.

### APPEARANCE BY COURTNEY TINDALL RE MAINTAINING FUNDING FOR THE SMART TEAM

Courtney Tindall, Fairfield, voiced concern with the looming State budget cuts due to the financial crisis in the State. Ms. Tindall outlined the benefits to her life that she experienced through Drug Court, and ultimately turning her life around. Currently Ms. Tindall is an employee of Youth and Family Services, and requested continued funding for the Smart Team, since it has saved her life.

### APPEARANCE BY DONALD TIPTON RE THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Donald Tipton, Vallejo, voiced his concerns regarding no response to questions that were sent to the Department of Environmental Management, and with confidentiality breaches from that department.

## PUBLIC COMMENT ON CONSENT CALENDAR

(Item 14) Adoption of a resolution amending the bid sales price from A.G. Spanos for 2100 West Texas Street, Fairfield (Old County Hospital, APN 028-103-120) from \$3,025,000 to a reduced price of \$2,971,466.60; authorize the execution of all documents necessary for the completion of the sale

Donald Tipton, Vallejo, voiced concern with the County buying a portion of the roadway back and that a map should be included in the item to better explain what is going on.

(Item 19B) Accept the offer of dedication of property from Edward L. and Carol B. Weber for road purposes on Ridge Avenue (Vallejo area)

Donald Tipton, Vallejo, requested a copy of the policy on dedication of

property, feels this action is unwarranted since Ridge Avenue dead ends and only serves four people, and questioned why a busier street, Lewis Avenue, has a narrower road easement.

## APPROVAL OF AGENDA

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to approve the submitted Agenda, incorporated herein by reference, with the following modifications:

(Closed Session) Potential Litigation one (1) case, removed from the agenda.

(Item 7D) Presentation of a Proclamation recognizing Alejandro and Alma Rosa Martinez for their heroism in the rescue of 3 year-old, Richard Harris III, added to the Agenda.

(Item 17B) Approval of the Solano County Annual Investment Policy, removed from the Consent Calendar.

(Item 19C) Approval of an amendment to the agreement with, and designation of, First Flight Aviation as a Limited Aeronautical Activity, Fixed Base Operator at Nut Tree Airport for a five-year term, removed from the Consent Calendar.

(Item 20B) Second reading for adoption of an ordinance amending Solano County Code Chapter 25 to revise and add requirements pertaining to land application of biosolids in the unincorporated areas of Solano County, removed from the Consent Calendar.

(Item 27B) Conduct a noticed/published hearing to consider adoption of a Resolution of Necessity to condemn a portion of a parcel owned by Robert J. Southward, needed for the Walters Frontage Road Project, removed from the Agenda.

So ordered by a vote of 4-0.

## CONSENT CALENDAR

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to approve the following Consent Calendar items by a vote of 4-0.

(Item 13) MINUTES OF THE BOARD OF SUPERVISORS MEETING OF MARCH 25, 2003, MARCH 28, 2003, APRIL 1, 2003, as outlined in the Agenda Submittal from the Clerk of the Board dated April 22, 2003, incorporated herein by reference, approved.

(Item 14) RESOLUTION NO. 2003-075 AMENDING THE SALES PRICE OF SURPLUS COUNTY PROPERTY LOCATED IN THE CITY OF FAIRFIELD (PORTION OF ASSESSOR PARCEL 028-103-120) TO A.G. SPANOS COMPANIES AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS NECESSARY FOR THE COMPLETION OF THE SALE (2100 WEST TEXAS STREET, FAIRFIELD, OLD COUNTY HOSPITAL), adopted. (see Resolution Book)

(Item 15) NOTICE OF COMPLETION RE JUVENILE HALL HEATING, VENTILATING AND AIR CONDITIONING ENERGY UPGRADES BY TONNESON ENERGY SOURCE, INC., as outlined in the Agenda Submittal from General Services dated April 22, 2003, incorporated herein by reference, approved and Chairman authorized to sign said completion on behalf of Solano County.

(Item 16) RESOLUTION NO. 2003-076 AMENDING THE ALPHABETICAL LISTING OF CLASSES AND SALARIES (APPRAISER, ASSESSOR/RECORDER'S OFFICE), adopted. (see Resolution Book)

(Item 17A) TREASURER'S QUARTERLY REPORT FOR THE PERIOD OF JANUARY 1, 2003 - MARCH 31, 2003, as outlined in the Agenda Submittal from the Treasurer/Tax Collector/County Clerk dated April 22, 2003, incorporated herein by reference, accepted.

(Item 18) SUBSCRIPTION AGREEMENT WITH THE NATIONAL COUNCIL ON CRIME AND DELINQUENCY FOR INTERNET ACCESS TO SAFEMEASURES, as outlined in the Agenda Submittal from Health and Social Services dated April 22, 2003, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

(Item 19A) OFFER OF DEDICATION OF PROPERTY FROM JOHN IMSDAHL AND JUDY DEVINE, as outlined in the Agenda Submittal from Transportation dated April 22, 2003, incorporated herein by reference, accepted.

RESOLUTION NO. 2003-077 ACCEPTING THE AGREEMENT IN REFERENCE TO IMPROVEMENTS FOR MINOR SUBDIVISION MS-02-15, adopted. (see Resolution Book)

(Item 19B) DEDICATION OF PROPERTY FROM EDWARD L. AND CAROL B. WEBER FOR ROAD PURPOSES ON RIDGE AVENUE (VALLEJO AREA), as outlined in the Agenda Submittal from Transportation dated April 22, 2003, incorporated herein by reference, accepted.

(Item 20A) RESOLUTION NO. 2003-078 TO APPROVE SUBMITTAL OF APPLICATIONS FOR GRANTS AVAILABLE FROM THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD FOR USED OIL RECYCLING PROGRAMS, adopted. (see Resolution Book)

(Item 21) RESOLUTION NO. 2003-079 SEEKING AN INCREASED

CONTINUOUS APPROPRIATION TO THE USDA-APHIS, WILDLIFE SERVICES BUDGET TO SUPPORT CALIFORNIA'S COOPERATIVE WILDLIFE SERVICES PROGRAM, adopted. (see Resolution Book)

(Item 22) AMENDMENT TO AGREEMENT FOR MANAGEMENT AND OPERATION OF THE SOLANO COUNTY FAIR AND FAIRGROUNDS, as outlined in the Agenda Submittal from Solano County Fair Association dated April 22, 2003, incorporated herein by reference, approved and Chairman authorized to sign said contract on behalf of Solano County.

ORDERS

(Item 20B) ORDINANCE NO. 1628 AMENDING SECTIONS 25-101, 400, 402, 600 OF CHAPTER 25 TO THE SOLANO COUNTY CODE, RELATING TO LAND APPLICATION OF BIOSOLIDS, ADOPTED

The Board was provided with an Agenda Submittal from the Department of Environmental Management dated April 22, 2003, incorporated herein by reference, regarding amendments to Chapter 25 pertaining to land application of biosolids.

Responding to questions posed by Chairman Kromm regarding removing the registered spreading sites that are located in the Delta Protection Zone, and with de-registering the sites, Dennis Kalson, Department of Environmental Management, noted adequate mechanisms are in place to prevent any future applications to those sites, the sites can be de-registered in the County process, and the County will request the State Regional Water Control Board do the same.

Chairman Kromm read a portion of a letter submitted by Rio Vista Mayor Marci Coglianesse dated April 21, 2003, incorporated herein by reference, requesting a quarterly meetings of stakeholders, to establish a complaint procedure, and to post information and maps on the website regarding the areas where spreading is taking place.

There was a brief discussion regarding quarterly meetings, ways in which to work with the City of Rio Vista, and development of outreach efforts.

On motion of Supervisor Vasquez and seconded by Supervisor Silva, the Board acted to adopt Ordinance No. 1628 Amending Sections 25-101, 400, 402, 600 of Chapter 25 to the Solano County Code, Relating to Land Application of Biosolids. So ordered by a vote of 3-1; Supervisor Kondylis voted no. (see Ordinance Book)

(Item 19C) AMENDMENT TO THE AGREEMENT WITH, AND DESIGNATION OF, FIRST FLIGHT AVIATION AS A LIMITED AERONAUTICAL ACTIVITY, FIXED BASE OPERATOR AT NUT TREE AIRPORT, APPROVED

The Board was provided with an Agenda Submittal from the Department of Transportation dated April 22, 2003, incorporated herein by reference, regarding amending an agreement to extend the term to 5 years with First

## Flight Aviation.

Responding to questions posed by Supervisor Vasquez regarding renters receiving copies of documents referred to for compliance in the lease, Airport Director John Swizer noted airport standards and rules are issued to all tenants, and the Storm Water Permit document is available on request since it is a large document, and noted a cover letter highlighting the major facts in the Storm Water Permit document can be developed and given to lessees. Curt Fargo, Vacaville, provided the Board with copy of the FAA Registry for Assigned/

Registered Aircraft, incorporated herein by reference, voiced concern with questionable registration of aircraft that would not be required to meet strict inspection requirements, and possible flight problems. Mr. Fargo requested First Flight meet the same requirements as placed on Signature Aircraft, and wants to ensure all tenants have equal treatment.

Chuck Spencer, Vacaville, noted the assurances that FAA has and what he is applying for. Mr. Spencer gave a brief history of his relationship with aviation, noted FAA policies, and asked for an equal opportunity to operate a business at the Nut Tree Airport.

Responding to questions posed by Supervisor Vasquez regarding a description of the proposed business, the projection of doing approximately \$300,000 in business, location, and the time involved in construction, Mr. Spencer briefly outlined the business of building to sell and/or assisting others in the building of kit airplanes that is described as amateur built. Mr. Spencer builds an RV Series aircraft that takes from 1,500 to 3,000 hours to construct, feels he will be doing \$15,000 to \$30,000 in business annually, and noted he has built a corporate hangar.

There was a brief discussion regarding projected sales, month-to-month agreements, and the management audit of the airport.

On motion of Chairman Kromm and seconded by Supervisor Silva, the Board acted to approve an amendment to the agreement, and designation of First Flight Aviation, as a Limited Aeronautical Activity, Fixed Base Operator, at the Nut Tree Airport. So ordered by a vote of 4-0.

## (Item 26) AMENDMENT TO THE MENTALLY ILL OFFENDER CRIME REDUCTION GRANT, CONTINUED TO MAY 6, 2003

The Board was provided with an Agenda Submittal from Sheriff's Department dated April 22, 2003, incorporated herein by reference, regarding reducing the grant amount, the required match, participant numbers and revising the program evaluation to adjust for a shortened program duration from an original ending date of June 30, 2004 to a revised ending date range of mid-November to December, 2003 due to an anticipated end to project funding.

Following a brief discussion, it was determined this matter would be continued to May 6, 2003, due to time constraints.

## (Item 17B) SOLANO COUNTY ANNUAL INVESTMENT POLICY, CONTINUED

TO MAY 13, 2003

The Board was provided with an Agenda Submittal from the Treasurer/Tax Collector/County Clerk dated April 22, 2003, incorporated herein by reference, regarding the County Investment Policy.

Following a brief discussion this item was continued to May 13, 2003.

(Item 28A) PUBLIC HEARING RE APPEAL OF THE ZONING ADMINISTRATOR'S DECISION TO APPROVE MINOR SUBDIVISION MS-02-01 PERMITTING A FOUR-LOT SUBDIVISION, FOR HARRY SCHRONTZ, CONTINUED TO MAY 13, 2003 AT 2:00 P.M.

The Board was provided with an Agenda Submittal from the Department of Environmental Management dated April 22, 2003, incorporated herein by reference, regarding an appeal of the Zoning Administrator's decision to approve Minor Subdivision MS-02-01 permitting a four lot subdivision, for Harry Schrontz located at 3738 Morningbird Lane (Vacaville area) (APN's 0123-060-430 & 440).

Following a brief discussion relative to time constraints, the applicant requested the matter be continued to May 13, 2003 at 2:00 p.m.

Chairman Kromm noted the public hearing will remain open, and the matter will be continued to May 13, 2003, at 2:00 p.m.

(Item 24A) BOARD EXPRESSED SUPPORT FOR AB 1221 (STEINBERG): TAXATION; AB 1158 (LOWENTHAL): GENERAL PLANS; HOUSING ELEMENTS; AB 1406 (WOLK): MOSQUITO ABATEMENT- WEST NILE VIRUS; AB 1404 (WOLK): WORKING LANDSCAPES; AB 1139 (LOWENTHAL): MEDICAL DEVICES; AB 302 (CHAN) POLYBROMINATED BIPHENYL ETHER

BOARD EXPRESSED OPPOSITION TO SB 744 (DUNN): PLANNING-HOUSING; AB 1531 (LONGVILLE): STATEWIDE PRIMARY ELECTION; SB 430 (JOHNSON): STATEWIDE PRIMARY ELECTION; AB 1470 VARGAS IN-HOME SUPPORTIVE SERVICES

BOARD EXPRESSED A WATCH POSITION FOR SB 898 (BURTON): SOIL CONSERVATION; AND SB 86 (MACHADO): SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCE PROGRAM

Paul Yoder, Legislative Analyst, Shaw & Yoder, reviewed the information contained in the Agenda Submittal from the County Administrator's Office dated April 22, 2003, incorporated herein by reference, regarding a status report on legislation of importance to the County. Mr. Yoder gave a brief update and reviewed recent developments regarding the 2003/2004 State budget. Mr. Yoder discussed the growing deficit, the status of realignment, the possibility of a portion of the deficit being rolled over into future years, the potential of raising fees, and Worker's Compensation Reform. Mr. Yoder further discussed the Vehicle License Fee (VLF), retaining the Williamson Act Subvention funding, and possible Initiatives on the March 2004 ballot.



Mr. Yoder requested that AB 1470 (Vargas) In-Home Supportive Services: provider wage and benefit increases: voter initiative be added to the agenda. This bill would allow a local measure to go on the ballot that would circumvent decisions made by the Board of Supervisors, and recommended opposing the bill.

Mr. Ernst, Vallejo, voiced concern with the County being able to operate with the major shifting of funds to the State, noted the need for the County to work with State and Federal legislators to ensure that there are enough funds to operate the County, and reminded the Supervisors that they represent the people not the government.

There was a brief discussion regarding representation by Mr. Yoder and the County legislative delegation in Sacramento.

Supervisor Kondylis discussed work being done by the California State Association of Counties (CSAC), the League of California Cities, and the Association of Special Districts on draft principles for ways to deal with this budget crisis, and thoughts on reforming financing of the government. Supervisor Kondylis endorsed AB 302 (Chan) and AB 1139 (Lowenthal) and discussed the benefits these bills will have on our environment.

Responding to questions posed by Supervisor Vasquez regarding AB 1406 (Wolk), and endorsed support for this legislation, responding Dennis Kalson, Department of Environmental Management, noted collaboration with the Mosquito Abatement District for prevention strategies of the West Nile Virus, and feels the virus will be in California this year.

Chairman Kromm noted Suisun Resource Conservation District (SRCD) should be involved in any discussions regarding AB 1406.

Responding to questions posed by Chairman Kromm regarding the "Watch" bills, Mr. Yoder discussed the SB 898 (Burton) that would bar development on undeveloped soil, the author possibly wants to restrict development on Class 1 and Class 2 soils; the bill is still being refined and suggested watching the bill for now. Chairman Kromm feels much of the language in this bill sounds like Proposition A in Solano County on restricting growth.

Mr. Yoder noted SB 86 (Machado) is the current attempt to provide some additional requirements on how the delta would be governed, how decisions would be made concerning development, and recommended a watch position at this time.

Chairman Kromm noted support to oppose AB 1470.

There was a short discussion relative to a number of different initiatives that could be proposed for the March 2004 ballot, and the need to ensure local control is retained.

Chairman Kromm noted consensus on the positions as presented in the report and by Mr. Yoder, and to add AB 1470 to oppose position.

(Item 24B) RESOLUTION NO. 2003-080 ADOPTING REVISED FEE SCHEDULE FOR AGRICULTURE DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-081 ADOPTING REVISED FEE SCHEDULE

FOR ASSESSOR/RECORDER DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-082 ADOPTING REVISED FEE SCHEDULE FOR ENVIRONMENTAL MANAGEMENT DEPARTMENT, ENVIRONMENTAL HEALTH DIVISION, ADOPTED

RESOLUTION NO. 2003-083 ADOPTING REVISED FEE SCHEDULE FOR ENVIRONMENTAL MANAGEMENT DEPARTMENT, PLANNING SERVICES DIVISION, ADOPTED

RESOLUTION NO. 2003-084 ADOPTING REVISED FEE SCHEDULE FOR ENVIRONMENTAL MANAGEMENT DEPARTMENT, BUILDING AND SAFETY DIVISION, ADOPTED

RESOLUTION NO. 2003-085 ADOPTING REVISED FEE SCHEDULE FOR TREASURER/TAX COLLECTOR/COUNTY CLERK, ADOPTED

RESOLUTION NO. 2003-086 ADOPTING REVISED FEE SCHEDULE FOR TRANSPORTATION DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-087 ADOPTING REVISED FEE SCHEDULE FOR REGISTRAR OF VOTERS, ADOPTED

RESOLUTION NO. 2003-088 ADOPTING REVISED FEE SCHEDULE FOR THE CLERK OF THE BOARD, ADOPTED

RESOLUTION NO. 2003-089 ADOPTING REVISED FEE SCHEDULE FOR COUNTY COUNSEL, ADOPTED

RESOLUTION NO. 2003-090 ADOPTING REVISED FEE SCHEDULE FOR COUNTY ADMINISTRATOR'S OFFICE, ADOPTED

RESOLUTION NO. 2003-091 ADOPTING REVISED FEE SCHEDULE FOR HEALTH AND SOCIAL SERVICES DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-092 ADOPTING REVISED FEE SCHEDULE FOR PUBLIC DEFENDER DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-093 ADOPTING REVISED FEE SCHEDULE FOR THE SHERIFF'S DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-094 ADOPTING REVISED FEE SCHEDULE FOR THE PROBATION DEPARTMENT, ADOPTED

RESOLUTION NO. 2003-095 ADOPTING REVISED FEE SCHEDULE FOR THE COUNTY LIBRARY, ADOPTED

RESOLUTION NO. 2003-096 ADOPTING REVISED FEE SCHEDULE FOR THE PARKS DEPARTMENT, ADOPTED

## RESOLUTION NO. 2003-097 ADOPTING REVISED FEE SCHEDULE FOR THE ANIMAL CARE DEPARTMENT, ADOPTED

Assistant County Administrator Darby Hayes briefly reviewed the information contained in the Agenda Submittal from his department dated April 22, 2003, incorporated herein by reference, regarding amending the fee schedules for various departments.

Chairman Kromm opened the public hearing.

Donald Tipton, Vallejo, expressed concern with the increase in fees with the Planning Commission Appeal Fee, with the increased copy fee for historical records, with the increase in the Agenda Packet fee, with overcharges resulting from the rounding up of the fees for the Assessor/Recorder, with Environmental Health Fees that are not collected, building and safety fee overcharges, Treasurer/Tax Collector/County Clerk feels the fees should be calculated there N/A is indicated, and with no actual cost per unit being calculated for Transportation, Health and Social Services, the Sheriff's Department, Parks and Recreation, and Probation. Mr. Tipton commended the Library for reducing there per copy fee.

Mr. Ernst, Vallejo, posed questions regarding the total amount in overall fee increases per year, voiced concern regarding the Planning Commission Appeal Fee, that the fee increases are due to State Budget shortfalls, with the construction of the new County Administration building, and questioned what the debt services will be for this building.

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

Responding to questions posed by Supervisor Vasquez regarding exempt health inspection fees, and with the Planning Commission Appeal Fee, Dennis Kalson, Department of Environmental Management, discussed State mandated inspections under the food safety programs and the many exemptions pertaining to those fees, and noted the Planning Commission Appeal Fee is not currently being charged.

Mr. Hayes noted the addition of the Planning Commission Appeal Fee. The appeal is for a specific property owner coming before the Board with an issue that is not a general interest and therefore, should not be supported by the taxpayers.

Supervisor Kondylis feels that if the Board overturns the decision of the Planning Commission, then the fee should be waived, and discussed the need to review fees on an annual basis.

Chairman Kromm supports the continuation of the waiver of the Planning Commission Appeal.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to adopt Resolutions No. 2003-080 through 2003-097 Adopting Revised Fee Schedules for Various County Departments with the exception of the Planning Commission Appeal Fee, which will be considered at a future date. So ordered by a vote of 4-0. (see Resolution Book)

(Item 25) SOLANO COUNTY 5-YEAR CAPITAL IMPROVEMENT PLAN,  
CONTINUED TO MAY 13, 2003

The Board was provided with an Agenda Submittal from the Department of General Services, dated April 22, 2003, incorporated herein by reference, regarding the Solano County 5-Year Capital Improvement Plan.

Chairman Kromm opened the public hearing, and continued the matter to May 13, 2003 due to time constraints.

(Item 27A) RESOLUTION NO. 2003-098 AUTHORIZING THE PURCHASE OF  
PROPERTY FOR WALTERS ROAD FRONTAGE ROAD, ADOPTED

Paul Weise, Department of Transportation, reviewed the information contained in the Agenda Submittal from his department dated April 22, 2003, incorporated herein by reference, regarding the purchase of property for Walters Frontage Road, and noted the willingness of both property owners to sell their property.

On motion of Supervisor Kondylis and seconded by Supervisor Silva, the Board acted to adopt Resolution No. 2003-098 Authorizing the Purchase of Property for Walters Road Frontage Road. So ordered by a vote of 4-0.

(Item 27C) TRANSPORTATION DIRECTOR TO ADVERTISE FOR BIDS RE  
CONSTRUCTION AND INSTALLATION OF ELECTRICAL SERVICE FOR THE  
COUNTY HANGARS AT THE NUT TREE AIRPORT

Charlie Jones, Director of the Department of Transportation, reviewed the information contained in the Agenda Submittal from his department dated April 22, 2003, incorporated herein by reference, regarding advertising for bids to construct and install electrical service for hangars at the Nut Tree Airport.

Responding to questions posed by Supervisor Vasquez regarding accepting the loan, a map of where the improvements will take place, with setbacks, the type of electrical transformer, and if the jobs are union positions and/or at prevailing wage, Mr. Jones noted the loan money has been received, the transformer is above ground and will be located on the side of the hangars, and noted that County projects are done at prevailing wage.

Chairman Kromm noted a generic policy for individual projects over \$1 million to use a Project Labor Agreement (PLA).

There was a brief discussion regarding the RFP process and the awarding of the contracts.

Responding to questions posed by Supervisor Kondylis regarding when the hangars would be constructed, doing the electrical in conjunction with the hangar construction, if the hangars have bathrooms, and rental fees, Mr. Jones noted the County has until November 30th to build the hangars, the hangar construction is bit off schedule and hoped to consolidate some construction of the utilities at the airport, most of the hangars are big empty buildings, the rental charges were previously determined and will cover the loan payments.

Mike Penketh, representing several hangar owners, noted the agreement to build their hangars and the promise of the County to provide power, and the

inability to occupy their hangars until there is power. Mr. Penketh posed questions regarding the power and property tax on the original hangars, when they would get power, and if they would be compensated for the added costs since they cannot use their hangars.

Responding to the questions posed, Mr. Jones noted the power installation will be completed by the end of July, noted points of the lease agreement that the person constructing the hangar would provide the utilities and the power with no reimbursement from the County on the added costs.

A short discussion followed regarding electrical service to the existing corporate hangars.

Supervisor Silva voiced concern with the low cost of rent, and noted the need for review by the Airport Commission prior to matters coming to the Board.

Supervisor Vasquez voiced concern with funding, and suggested not taking the funds from the loan for the new hangars, feels the power should have been put in place by the developer, and is concerned that projects are being piece milled and not done as an entire project.

Supervisor Silva feels there has to be a way to pay back the \$45,000 to the loan, and suggested the rents at the airport be reviewed.

Assistant County Administrator Darby Hayes noted the \$75,000 would cover the cost of putting in the electrical. The private hangar people would pay \$1,500 each to offset their costs for putting it in, and the \$45,000 would be recouped through the rental agreements on the County hangars.

Supervisor Silva endorsed the repayment program outlined by Mr. Hayes.

On motion of Supervisor Silva and seconded by Chairman Kromm, the Board acted to authorize the Transportation Director to advertise for bids for the construction and installation of electrical service for the County hangars, to authorize the Transportation Director to award, and the County Administrator to execute, contracts to the lowest responsible bidder, and require the private hangar people to pay \$1,500 each to offset their costs, and the \$45,000 would be recouped through the rental agreements on the County hangars. So ordered by a vote of 3-1; Supervisor Vasquez voted no.

#### (Item 28B) SOLANO COUNTY'S HOUSING REHABILITATION LOAN AND GRANT PROGRAMS, SUSPENDED

#### AGREEMENT TO HAVE INCOME ELIGIBILITY VERIFICATION FOLLOW-UP ON LOAN AND GRANT RECIPIENTS FOR FY2003/04, APPROVED

Matt Walsh, Environmental Management, reviewed the information contained in the Agenda Submittal from his department dated April 22, 2003, incorporated herein by reference, regarding suspending the Solano County's Housing Rehabilitation Loan and Grant Programs.

Director of Environmental Management Birgitta Corsello reviewed a brief history of the improvement programs in the area, loan amounts totaling \$2.1 million with \$1.3 million outstanding, interest growth, progress with the program, and the reasons for the recommendation by staff to suspend the

program.

Donald Tipton voiced concern for the Homeacres area since it is still blighted, with accounting of the program, that Harry Englebright is not involved with the program, escalating costs, and with poor workmanship by the contractors doing work in the area. Mr. Tipton feels the area needs a committee, a plan, with help needed to get the area out of blight, and feels the department should be more involved.

Ms. Corsello noted Mr. Englebright is still involved through the loan committee for the program, Mr. Walsh has been involved with the day to day administration of the contract agreement, a housing stock survey was done in 1995, and that a new survey could be done for reconsideration of the program in the next two years.

Supervisor Silva noted if the program continues and is not successful it could jeopardize future loan attempts, and suggested suspending the program for 2 years. In the meantime, do a community survey to outline the needs in the area, which will give the Board a basis to determine if a home improvement loan program should go forward.

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to suspend the Solano County's Housing Rehabilitation Loan and Grant Programs, and to authorize the County Administrator to sign an agreement for FY 2003/2004 so have income eligibility verification follow-up on loan and grant recipients performed, and to direct that a survey of the area be done to determine future needs. So ordered by a vote of 3-0; Supervisor Kondylis excused.

(Item 29) ORDINANCE REGARDING THE AMENDING THE RIGHT TO FARM ORDINANCE TO INSURE THAT PROPERTY BUYERS ARE ON NOTICE OF THE EXISTENCE OF THE ORDINANCE AND ITS PROVISIONS ADOPTED ON FIRST READING; SECOND READING SET FOR MAY 6, 2003

Scheduled on the agenda for this day was consideration of a proposed ordinance, which would ensure that property buyers are noticed of the existence of and provisions of the Right to Farm Ordinance.

On motion of Supervisor Kondylis and seconded by Supervisor Vasquez, the Board directed that the proposed ordinance be read by title only. So ordered by a vote of 4-0.

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 adopted the proposed Ordinance. So ordered by a vote of 4-0.

(Item 30A) CYNTHIA GRUSZKIEWICZ APPOINTED TO THE SOLANO NAPA AREA AGENCY ON AGING

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to appoint Cynthia Gruszkiewicz to the Solano Napa Area Agency

on Aging for a term to expire July 1, 2005. So ordered by a vote of 4-0.

(Item 30B) ANN JACOBS REAPPOINTED TO THE SOLANO COUNTY ARTS COUNCIL

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to reappoint Ann Jacobs to the Solano County Arts Council for a term to expire February 1, 2005. So ordered by a vote of 4-0.

(Item 30C) DONALD BOND REAPPOINTED TO THE EQUAL EMPLOYMENT OPPORTUNITY COUNCIL

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to reappoint Donald Bond to the Equal Employment Opportunity Council for a term to expire April 7, 2005. So ordered by a vote of 4-0.

(Item 30D) SILVERIO CASTANEDA APPOINTED TO THE SOLANO COUNTY AGRICULTURAL ADVISORY COMMITTEE

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to appoint Silverio Castaneda to the Solano County Agricultural Advisory Committee for a term to expire January 2005. So ordered by a vote of 4-0.

(Item 30E) BRUCE BRAZELTON APPOINTED TO THE SOLANO COUNTY AGRICULTURAL ADVISORY COMMITTEE

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to appoint Bruce Brazelton to the Solano County Agricultural Advisory Committee for a term to expire January 2007. So ordered by a vote of 4-0.

(Item 30F) APPOINTMENT OF MS. JANET MURRAY AND DR. PAULETTE PERFUMO TO THE WORKFORCE INVESTMENT BOARD, REAFFIRMED

On motion of Supervisor Silva and seconded by Supervisor Vasquez, the Board acted to affirm the appointment of Ms. Janet Murray and Dr. Paulette Perfumo to the Workforce Investment Board. So ordered by a vote of 4-0.

ADJOURN - This meeting of the Board of Supervisors adjourned in memory of Stanley Lathen, Sr. at 12:55 p.m.

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Duane Kromm, Chairman

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Maggie Jimenez  
Clerk to the Board of Supervisors

