



# Solano County

675 Texas Street  
Fairfield, California 94533  
www.solanocounty.com

## Minutes - Final Board of Supervisors

*Linda J. Seifert (Dist. 2), Chair  
(707) 784-3031*

*James P. Spering (Dist. 3), Vice-Chair  
(707) 784-6136*

*Barbara Kondylis (Dist. 1)  
(707) 553-5363*

*John M. Vasquez (Dist. 4)  
(707) 784-6129*

*Michael J. Reagan (Dist. 5)  
(707) 784-6130*

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Tuesday, August 14, 2012

8:00 AM

Board of Supervisors Chambers

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### CALL TO ORDER - 8:00 a.m.

### ROLL CALL

**Present** 5 - Barbara R. Kondylis, Linda J. Seifert, James P. Spering, John M. Vasquez and Michael J. Reagan

### CLOSED SESSION

- 1      [12-0515](#)      Conference with Labor Negotiators:  
Solano County representatives: Marc Fox, Georgia Cochran, and Darrell Murray  
Employee organizations: SEIU Local 1021: Unit #2-Nurses, Unit #5-Health & Welfare Employees, Unit #7-Regulatory, Technical & General Services Employees, Unit #8 General Services Supervisors, Unit #9-Clerical Employees, and Units #82, #87, #89, and #90-Extra Help; SPPOA: Unit #12-Probation Employees and Unit #15-Supervising Probation Employees; Stationary Engineers Local 39 for Unit #10-Skilled Crafts & Maintenance Employees; Teamsters Local 150 for Unit #1-Attorneys; PEU Local 1 for Unit #6 Health & Welfare Supervisors, and for Unit #16, #16C & #16X-Middle Management; Solano County Deputy Sheriffs Association for Unit #3-Law Enforcement Employees, and Unit #4 Law Enforcement Supervisors; UAPD for Unit #11-Psychiatrists, Physicians, & Dentists; Solano County Sheriff's Custody Association for Unit #13-Correctional Officers; Teamsters Local 856 for Unit #14-Correctional Supervisors; Law Enforcement Management Association: Units #61A and #62A-Special Investigations Bureau and Probation; Law Enforcement Management Association: Units #62B and #63-Sheriff's Office Management; Unrepresented Employees in Units #30-Confidential, #61-Executive Management, #62

& #62-C-Senior Management, #63-Mid Management-Confidential, and #00-Unclassified Employees

Conference with Labor Negotiators:  
In-Home Supportive Services Public Authority representatives: Bruce Heid and Marc Fox  
Employee organization: SEIU Local 6434, In Home Support Services Unit

Attachments:     [A - Memorandum](#)

## RECONVENE

*This meeting of the Solano County Board of Supervisors reconvened at 9:00 a.m. All members were present and Chair Seifert presided.*

## REPORT OF ACTION IN CLOSED SESSION

*County Counsel Dennis Bunting noted that there was no report from Closed Session.*

## SALUTE TO THE FLAG AND A MOMENT OF SILENCE

*This meeting of the Solano County Board of Supervisors continued with the Salute to the Flag and a Moment of Silence.*

## PRESENTATIONS

- 2     [12-0555](#)     Adopt and present a resolution and plaque of appreciation honoring George Untal, Senior Management Analyst, for more than 37 years of public service including 11 years and 7 months of distinguished service to the County of Solano (Supervisor Sperring)

Attachments:     [A - Resolution](#)  
                              [Minute Order](#)

**On motion of Supervisor Sperring, seconded by Supervisor Kondylis, the Board adopted Resolution No. 2012-146 and plaque of appreciation honoring George Untal, Senior Management Analyst, for more than 37 years of public service including 11 years and 7 months of distinguished service to the County of Solano. So ordered by 5-0 vote. (see Resolution Book)**

**Enactment No: Resolution 12-146**

- 3     [12-0544](#)     Adopt and present a resolution and plaque of appreciation honoring Georgia L. Cochran, Human Resources Assistant Director, for 34 years of public service including six years of distinguished service to the County of Solano (Supervisor Vasquez)

Attachments:     [Minute Order](#)

On motion of Supervisor Reagan, seconded by Supervisor Kondylis, the Board adopted and presented Resolution No. 2012-147 and plaque of appreciation honoring Georgia L. Cochran, Human Resources Assistant Director, for 34 years of public service including six years of distinguished service to the County of Solano. So ordered by 5-0 vote. (see Resolution Book)

Enactment No: Resolution 12-147

- 4      [12-0558](#)      Receive a presentation from Veterans Services on the selection of Deborah Brook for "Employee of the Month Parking" for August 2012

*Attachments:*      [Minute Order](#)

Received

### ITEMS FROM THE PUBLIC

*Chair Seifert invited members of the public to address the Board on matters not listed on the agenda but within the subject matter jurisdiction of the Board. The following comments were received:*

*A. Donald Tipton, unincorporated Vallejo, expressed his concern regarding the retirement salary of the past County Administrator and felt that a committee should be established to review retirement benefits. Mr. Tipton reported that the City of Vallejo was not showing the meetings of the Board of Supervisors. Mr. Tipton felt that the Board of Supervisors had manipulated the previous meeting agenda in order to receive a 4/5 vote on the extension of the ban on medical marijuana facilities.*

*B. George Guynn, Jr., Suisun City, expressed concern regarding the Board of Supervisors' treatment of the public for their comments; retirement salary of the previous County Administrator, the County's structural deficit, spending of Reserves, and the public being requested to pay additional taxes.*

### ADDITIONS TO OR DELETIONS FROM THE AGENDA

*County Administrator Birgitta E. Corsello noted that there were no additions to or deletions from the agenda.*

### APPROVAL OF THE AGENDA

On motion of Supervisor Kondylis, seconded by Supervisor Spering, the Board approved the agenda of the Solano County Board of Supervisors' meeting of August 14, 2012 as presented. So ordered by 5-0 vote.

## PUBLIC COMMENT ON CONSENT CALENDAR

Chair Seifert invited members of the public to address the Board on matters listed on the Consent Calendar. The following comments were received:

A. Donald Tipton, unincorporated Vallejo, expressed concern regarding the bid processing fees not being retained by the County and felt that matter should be re-bid in lieu of offering the property to the next responsible bidder. Mr. Tipton noted that the terms of the members of the Solano County Fair Board of Directors and Solano County Mosquito Abatement District had expired and that they were operating without a full Board.

County Counsel Dennis Bunting noted that the appointment continued until the appointment of a successor or reappointment of the current Board member but that the term of the appointment coincided with the expiration of the term.

Mr. Bunting noted that the Purchase and Sale Agreement was structured in a manner that there were Contingencies and that if a Contingency failed, which it did, the deposit would be returned to the bidder.

B. George Gynn, Jr., Suisun City, expressed concern regarding the cost for consulting services to upgrade PeopleSoft Human Resources and Payroll Software and the cost of evaluation services to review the practices of First 5 Solano.

Chair Seifert noted that the contract for evaluation services for First 5 Solano was to provide statistical analysis for the programs that they fund to ensure that those receiving the funds were adhering to their scope of work and that there were positive results.

## APPROVAL OF THE CONSENT CALENDAR

On motion of Supervisor Reagan, seconded by Supervisor Spring, the Board approved the following Consent Calendar items. So ordered by 5-0 vote.

- 5      [12-0564](#)      Approve the minutes of the Solano County Board of Supervisors' meeting of August 7, 2012
- Attachments:*      [Minute Order](#)
- Approved**
- 6      [12-0530](#)      Approve an agreement with Environmental Science Associates for \$144,793 to prepare an Environmental Impact Report for the 2012 Nut Tree Airport Master Plan covering the period August 14, 2012 through April 2013; and Authorize the Director of General Services to execute the agreement and any subsequent amendments which can be covered within the Airport FY 2012/2013 appropriations for this project
- Attachments:*      [A - Contract](#)  
                                 [Minute Order](#)
- Approved**

- 7      [12-0566](#)      Adopt a resolution rescinding Resolution 2012-114 and ratifying the Purchase and Sale Agreement with Gil Asido for the sale of the County-owned surplus property located at 228 Broadway Street in Vallejo for \$113,000 (4/5 vote required); and Authorize the Director of General Services to execute all documents necessary to complete the sale
- Attachments:*      [A - Purchase and Sale Agreement \(Executed\)](#)  
                                 [B - Resolution](#)  
                                 [Minute Order](#)
- Adopted**
- Enactment No: Resolution 12-148**
- 8      [12-0542](#)      Approve a contract not to exceed \$492,000 with Cherry Road Technologies Inc. for Consulting Services to upgrade PeopleSoft Human Resources and Payroll Software to version 9.1 for the period of October 1, 2012 through June 30, 2013
- Attachments:*      [A - Contract](#)  
                                 [Minute Order](#)
- Approved**
- 9      [12-0548](#)      Approve a contract with Children's Nurturing Project for up to \$270,000 for the period August 15, 2012 through June 30, 2015 and a contract with Fairfield-Suisun Unified School District for up to \$100,000 for the period August 15, 2012 through June 30, 2013 for Parent Education Services for families with children ages 0-5; and Authorize the County Administrator to sign all agreements and future amendments within budgeted appropriations
- Attachments:*      [A - Contract - Children's Nurturing Project](#)  
                                 [B - Contract - Fairfield-Suisun Unified School District](#)  
                                 [Minute Order](#)
- Approved**
- 10      [12-0549](#)      Approve a contract with Applied Survey Research (ASR) in the amount of up to \$291,000 to provide First 5 Solano evaluation services for the period August 7, 2012 through June 30, 2015
- Attachments:*      [A - Contract](#)  
                                 [Minute Order](#)
- Approved**

- 11      [12-0537](#)      Adopt a resolution accepting and authorizing the purchase of property from Walter and Sally Neil and the Martinez Family Limited Partnership for the Winters Road Bridge Replacement Project at Putah Creek for a cost of \$51,350, that 1) accepts and authorizes the recordation of the grant deeds; 2) authorizes the Director of Resource Management to execute the right-of-way contracts; and 3) authorizes and directs the Auditor-Controller to issue payments to the property owners

*Attachments:*      [A - Site Map](#)  
                          [B - ROW Contract](#)  
                          [C - Martinez ROW Contract](#)  
                          [D - Resolution](#)  
                          [Minute Order](#)

**Adopted**

**Enactment No: Resolution 12-149**

- 12      [12-0541](#)      Authorize the Director of Resource Management to award and execute a contract with the lowest responsible bidder for the Vacaville-Dixon Bike Route (Phase 5A) Project

*Attachments:*      [A - Site Map](#)  
                          [Minute Order](#)

**Approved**

- 13      [12-0529](#)      Approve the reappointment of Richard Martinez to the Solano County Fair Board of Directors, representing District 1 for a term to expire August 1, 2016

*Attachments:*      [Minute Order](#)

**Approved**

- 14      [12-0535](#)      Approve the reappointment of Ron Shock to the Solano County Mosquito Abatement District for a term to expire June 30, 2016

*Attachments:*      [Minute Order](#)

**Approved**

- 15      [12-0536](#)      Approve the reappointment of Marilyn Royse to the Solano County Fair Board of Directors, representing District 5, for a term to expire August 1, 2016

*Attachments:*      [Minute Order](#)

**Approved**

- 16      [12-0507](#)      Approve the reappointment of Russell Parkman, Ray Simonds, and Albert B. Sullivan to the Solano County Assessment Appeals Board for terms to expire September 7, 2015

*Attachments:*      [Minute Order](#)

**Approved**

- 17      [12-0552](#)      Approve the appointment of Jake Messerli, Robert Eddings and Colby Heaton as Trustees of Reclamation District No. 2134, to take effect on the close of escrow between CCF III, LLC to California Waterfowl Association

*Attachments:*      [A - Letter - California Conservation Fund](#)  
[Minute Order](#)

**Approved**

- 18      [12-0538](#)      Approve the appointment of Supervisor Linda J. Seifert as the Board of Supervisors' representative on the City-County Coordinating Council Joint Steering Committee for the remainder of 2012

*Attachments:*      [Minute Order](#)

**Approved**

## REGULAR CALENDAR

- 19      [12-0523](#)      Receive a report on the FY2012/13 State Budget, signed on June 27, 2012 and a Federal legislative update.

*Attachments:*      [A - FY2012-13 Budget Act and Trailer Bill List.pdf](#)  
[B - Ballot Trigger Reductions.pdf](#)  
[Minute Order](#)

*Michelle Heppner, County Administrator's Office, provided the Board with an overview of the FY2012/13 State budget and the potential impacts to Solano County. Ms. Heppner noted that the \$91.5 billion spending plan sought to close a projected \$15.7 billion State Budget shortfall as well as to provide for a \$1 million Reserve and was dependent upon the passage of the Governor's proposed tax initiative (The Schools and Local Public Safety Protection Act) at the November 2012 election which increases sales tax by one quarter cent and increases income tax on those earning more than \$250,000 a year. If the tax initiative should fail, the FY2012/13 budget included \$5.96 billion in "trigger cuts" which would predominantly impact K-14 and higher education. Ms. Heppner further noted that the FY2012/13 State Budget included \$8.1 billion of the \$15.7 billion State deficit through the enactment of major expenditure reductions.*

*Ms. Heppner noted that impacts to Solano County included impacts to Health and Social Services including In-Home Support Services (IHSS) Maintenance of Effort and State Collective Bargaining for IHSS Providers, IHSS Hours Reduction, Healthy Families Shift to Medi-Cal, Child Care, and State Mental Hospital Bed Adjustment*

*Rate. Impacts to Public Safety included 2011 Public Safety Realignment Structure, Division of Juvenile of Justice, The Supplemental Law Enforcement Services, and Tax Initiative Trigger Cuts for marine patrol. Ms. Heppner noted that the approved budget enacted legislation to further clarify the dissolution of redevelopment agencies and preserved the \$250 million in pass-through agreements to affected taxing entities, including the County and its special districts.*

*Paul Yoder, State Legislative Advocate, noted that the State Controller had issued his July, 2012 Cash Report and that the State's revenues were \$500 million less than estimated in the State's budget. It was further noted that the State Controller reported that the State's internal borrowing was \$18 billion and double of what it was for FY2011/12.*

*Mr. Yoder noted that it was anticipated that pension reform, workers compensation, and park funding would be addressed during the last two weeks of the legislative session. Mr. Yoder noted that the Governor's focus was the Bay Delta Conservation Plan and the high speed rail project. Mr. Yoder noted that, to date, all polling had indicated that the Governor's Initiatives would be approved in the November, 2012 election. However, it was unknown how the news of the unknown funds found in the State Parks Program would affect future polling.*

*Chair Seifert invited members of the public to make comments and George Guynn, Jr., Suisun City, commented that he did not feel the taxpayers would support the Governor's Initiatives or other Initiatives that would request additional taxes from the taxpayers.*

*Supervisor Reagan discussed fire camps for prisoners which was the responsibility of the State and his concern that the State would shift that responsibility to counties which would be an abandonment of responsibility and impose a threat to public safety.*

*Supervisor Kondylis requested that Solano County send a letter to the State Legislature and the Governor requesting serious consideration for funding of fire camps stating that the County was unable to afford the cost to operate these facilities which have been funded by the State in the past.*

**At the conclusion of discussion, it was the consensus of the Board that a letter be sent to the State Legislature and to Governor Brown that fire camps were a State issue that was expected to be funded by the State due to the serious threat to public safety if the matter was not addressed.**

20

[12-0554](#)

Consider acceptance of a letter from Gary Stanton, Solano County Sheriff/Coroner, announcing his retirement, effective October 31, 2012; and Consider alternatives to filling the unexpired term of Sheriff/Coroner

Attachments:     [A - Resignation Letter](#)  
                              [Minute Order](#)

*County Counsel Dennis Bunting noted that there had been discussion as to why the Board was not considering the holding of a Special Election and that the answer was that the Board had no authority for a Special Election of a County Officer. Mr. Bunting noted that this matter was governed by statute which noted that the Board could: 1) Take no action and the Undersheriff would assume the duties of the Sheriff/Coroner for the balance of the term which expires at the end of 2014; 2) Appoint the Undersheriff to the position of Sheriff/Coroner; or 3) Open the position for a recruitment. Mr. Bunting noted that whoever was appointed to the position would fill the balance of the*

term and the newly elected Sheriff (in the year that the Governor is elected - November 2014) would begin their term in January 2015.

Tom Toler noted that he did not feel that the Sheriff's Office was trustworthy and felt that an outside retired Sheriff, who was not politically motivated, should be appointed to provide an assessment of the department.

It was the consensus of the Board, that Sheriff Stanton had been a progressive, well-respected leader in Solano County as well as the State and that the integrity of the Sheriff's Office served the public in the best possible manner. At the conclusion of discussion, the Board took the following action:

**On motion of Supervisor Vasquez, seconded by Supervisor Reagan, the Board acknowledged and accepted the notice from Sheriff Gary Stanton of his intention to retire from the office of Solano County Sheriff effective October 31, 2012 and approved the appointment of Undersheriff Tom Ferrara to fill the unexpired term of the Sheriff/Coroner.**

21

[12-0539](#)

Consider adopting the modified Delta Principles/Assurance document to provide additional guidance relative to the County's position on Delta issues; and Review and accept an update report on Solano County Delta water activities

Attachments: [A - Delta Water Planning Process](#)  
[Revised A - Delta Water Planning Process](#)  
[B - Delta Counties Coalition Resolution](#)  
[C - Joint Announcement/Press Release](#)  
[D - Newspaper Articles](#)  
[E - Maps Isolated Conveyance Pipeline](#)  
[Minute Order.pdf](#)

Bill Emlen, Department of Resource Management, noted that on July 24, 2012, due to the number and significance of potential impacts to the County from delta projects and programs, staff provided an in-depth report to the Board on Delta activities and recommendations primarily focused on the Bay Delta Conservation Plan (BDCP). At that time, the Board endorsed a policy statement regarding the BDCP developed by the Delta Counties Coalition and approved a letter from the County to BDCP agencies indicating concern with the current direction of the BDCP process and the state-federal BDCP Key Elements document. Mr. Emlen noted that on July 24, 2012, the Board requested additional work to incorporate the past policy into a sole policy document for the County, inclusion of a policy supporting the Solano County Water Agency (SCWA) North Bay Aqueduct Alternate Intake Project, and water policy consistency between the County and SCWA.

Roberta Goulart, Department of Resource Management, reviewed the proposed modified Delta Principles/Assurances document noting that the document now included the Solano County Water Agency North Bay Aqueduct support policy, located in the water quality section of the document along with a broad policy statement regarding the protection and improvement of water quality. It was noted that there was language in the document related to protection of the Suisun Marsh, an overarching statement was also added in the ecosystem section, requiring any contemplated actions in the Marsh to be consistent with the Suisun Marsh Preservation Act and the Marsh Habitat Management Preservation and Restoration Plan, calling for impacts to be mitigated and to strive for net benefit.

Supervisor Kondylis noted that if the minimum flow of water necessary to provide for a healthy ecosystem was not first established, there would be no project and that the document should reflect language under Water Quality Supply, stating the need to scientifically establish the minimum flow standards for the Delta to ensure a healthy ecosystem for the five Bay Area County ecosystem.

Supervisor Spering noted that he felt that language should be amended to "support full State or federal funding for the North Bay Aqueduct Alternative Intake".

Chair Seifert invited members of the public to make comments on this matter and comments were received from: 1) Roberto Valdez, Vacaville, who expressed his support for protection of the environment; and 2) Donald Tipton, unincorporated Vallejo, who felt that water should be stored in Southern California.

At the conclusion of discussion, the Board took the following action:

**It was moved by Supervisor Reagan, seconded by Supervisor Spering, to approve the Principles/Assurances/Funding Requests as modified to include a statement regarding the establishment of minimum water flows and to support State and federal funding for the North Bay Aqueduct Alternative Intake. Approved and authorized Chair Seifert to sign a letter from the Board of Supervisors transmitting the adopted Principles/Assurances/Funding Requests to the cities in Solano County, Solano County Water Agency, Water Districts and Reclamation Districts in Solano County to request that they adopt the Principles/Assurances/Funding Requests related to the Delta as well. So ordered by 5-0 vote.**

## **BOARD MEMBER COMMENTS AND REPORTS ON MEETINGS**

Chair Seifert invited members of the Board to provide comments and reports on meetings. The following comments were received:

A. Supervisor Reagan requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Kristen Fonseca who was a member of the Vacaville community.

B. Supervisor Reagan recognized the KROC Center in Suisun City for organizing a "Day of Caring" event, along with Milgard Windows and KMart and provided a back to school shopping spree for 40 area youth who may have otherwise gone without school supplies.

C. Supervisor Spering requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Margaret Joy Granger and Anita Elliott who was active in the performing arts.

D. Supervisor Seifert requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Peter Mitsopoulos, Sr. and James Arthur Edman.

**ADJOURN:**

*This meeting of the Solano County Board of Supervisors adjourned at 11:15 a.m. in memory of Kristen Fonseca, Margaret Joy Granger, Anita Elliott, Peter Mitsopoulos, Sr., and James Arthur Edman. The Board of Supervisors will attend the Claybank Jail Facility Groundbreaking Ceremony on August 28, 2012 at 9:00 a.m., 2500 Claybank Road, Fairfield, CA and recess to the Board of Supervisors meeting of August 28, 2012 at 1:00 p.m., Board Chambers, 675 Texas Street, Fairfield, CA.*

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**LINDA J. SEIFERT, Chair**  
**Solano County Board of Supervisors**

**BIRGITTA E. CORSELLO, Clerk of the**  
**Solano County Board of Supervisors**

By \_\_\_\_\_  
**Patricia J. Crittenden, Chief Deputy Clerk**