



Solano County

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Fairfield, California 94533
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Minutes - Final Board of Supervisors

*Linda J. Seifert (Dist. 2), Chair
(707) 784-3031*
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*Barbara Kondylis (Dist. 1)
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*John M. Vasquez (Dist. 4)
(707) 784-6129*
*Michael J. Reagan (Dist. 5)
(707) 784-6130*

Tuesday, September 11, 2012

1:00 PM

Board of Supervisors Chambers

CALL TO ORDER

The Solano County Board of Supervisors attended the Solano County William J. Carroll Government Center Building Dedication held at 1119 E. Monte Vista Avenue, Vacaville, California on the 11th day of September, 2012 at 9:00 a.m.

The Solano County Board of Supervisors met on the 11th day of September, 2012 in regular session in the Board of Supervisors' Chambers of the Solano County Government Center, 675 Texas Street, Fairfield, California at 1:00 p.m. Present were Supervisors Kondylis, Reagan, Spering, Vasquez, and Chair Seifert. Chair Seifert presided. Also present were County Administrator Birgitta E. Corsello and County Counsel Dennis Bunting.

ROLL CALL

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

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

- 1 [12-0603](#) Adopt and present a resolution supporting the Solano County Sikh Community and recognizing them for their contributions to the community (Supervisor Spering)

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

On motion of Supervisor Spering, seconded by Supervisor Reagan, the Board adopted and presented Resolution No. 2012-159 supporting the Solano County Sikh Community and recognizing them for their contributions to the

community. So ordered by 5-0 vote. (see Resolution Book)

Enactment No: Resolution 12-159

- 2 [12-0633](#) Adopt and present a resolution recognizing September, 2012 as National Recovery Month (Chair Seifert)

Attachments: [A - Resolution](#)

On motion of Supervisor Reagan, seconded by Supervisor Kondylis, the Board adopted and presented Resolution No. 2012-171 recognizing September, 2012 as National Recovery Month. So ordered by 5-0 vote. (see Resolution Book)

Enactment No: Resolution 12-171

- 17 [12-0627](#) Receive a presentation from the Vacaville Masonic Lodge #134 on the donation of a Monument/Time Capsule at the William J. Carroll Government Center

The Board received a presentation from Bruce duClair, President of Vacaville Masonic Lodge #134 and Skip McKinney, Past Master of Vacaville Masonic Lodge #134 outlining the ceremony that will take place on October 13, 2012 at 11:30 a.m. to present and dedicate a Monument/Time Capsule at the William J. Carroll Government Center. Mr. duClair and Mr. McKinney noted that they were in the process of collecting items for the Time Capsule from the community and the school children who were submitting pictures and stories to be included. It was noted that the Time Capsule would be opened in 50 years.

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. Natalie Woodard, Member of the Solano County Alcohol Drug Advisory Board, noted that they would be conducting an educational panel and public hearing on September 12, 2012 to discuss prevention, services available in Solano County, and recovery.

B. Donald Tipton, unincorporated Vallejo, expressed concern regarding retirement salaries of past Solano County employees. Mr. Tipton expressed concern regarding the possibility of the City of Rio Vista claiming bankruptcy.

C. George Guynn, Jr., Suisun City, expressed concern regarding retirement salaries of the past County Administrator and Assistant County Administrator. Mr. Guynn noted that he felt that elected officials who receive campaign funds owed favors to those who provided the contributions. Mr. Guynn noted that he supported public employees being hired in the same manner as outside contractors with the job being offered to the lowest bidder and that it was unnecessary to provide high salaries in order to recruit good employees.

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 Reagan, the Board approved the agenda of the Solano County Board of Supervisors for September 11, 2012 with the following amendments:

Item No. 11 - Proposed Ordinance amending Chapter 31 of the Solano County Code relating to grading, drainage, land leveling, and erosion control in the Suisun Marsh and Watershed was removed from the Consent Calendar.

Item No. 17 - Presentation from the Vacaville Masonic Lodge #134 on the donation of a Monument/Time Capsule at the William J. Carroll Government Center was removed from the Regular Calendar and added to the Presentations.

So ordered by 5-0 vote.

PUBLIC COMMENT ON CONSENT CALENDAR

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

A. Donald Tipton, unincorporated Vallejo, felt that the appointments to advisory boards, committees, and special districts were not timely; expressed concern regarding the number of credit cards assigned to employees who were no longer employed; and that the contract with Waterman and Associates should not be greater than the Cost of Living.

B. George Guynn, Jr., Suisun City, expressed concern regarding the Grand Jury's report pertaining to petty cash funds and that instructions had not been followed in four County departments.

APPROVAL OF THE CONSENT CALENDAR

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

3

[12-0571](#)

Approve the Board of Supervisors' response to the FY2011/12 Grand Jury Report of June 6, 2012 on the Solano County Juvenile Detention Facility Complex, continued from August 28, 2012

Attachments: [A - Board Response](#)
 [B - Grand Jury Report](#)
 [Minute Order.pdf](#)

Approved

4 [12-0613](#) Approve the Board of Supervisors' response to the FY2011/12 Grand Jury Report of July 12, 2012 on County Public Cemetery Districts

Attachments: [A - Board Response](#)
 [B - Grand Jury Report](#)

Approved

5 [12-0614](#) Approve the Board of Supervisors' response to the FY2011/12 Grand Jury Report of July 12, 2012 on Petty Cash Funds

Attachments: [A - Board Response](#)
 [B - Grand Jury Report](#)

Approved

6 [12-0615](#) Approve the Board of Supervisors' response to the FY2011/12 Grand Jury Report of June 20, 2012 on the Purchasing Card Program

Attachments: [A - Board Response](#)
 [B - Grand Jury Report](#)

Approved

7 [12-0634](#) Adopt a resolution recognizing September 21, 2012 as POW/MIA Recognition Day in Solano County

Attachments: [A - Resolution](#)

Adopted

Enactment No: Resolution 12-172

8 [12-0638](#) Approve the extension of an existing contract with Waterman and Associates for federal legislative advocacy services through September 30, 2014; Approve contract amount not to exceed \$275,453, which includes an increase of three percent each year for two years to the existing \$126,000 annual base amount and reasonable travel and incidental expenses not to exceed \$6,000 annually; and Authorize the County Administrator to sign the contract

Attachments: [A - Contract Amendment](#)
 [B - Scope of Work](#)
 [C - Quarterly Report - 2012](#)

Approved

- 9 [12-0631](#) Approve by unanimous vote an audit cycle covering a five-year period for Reclamation District No. 2134
Attachments: [A - Reclamation District No. 2134 Resolution](#)

 Approved
- 10 [12-0569](#) Adopt a resolution recognizing September 2012 as National Preparedness Month
Attachments: [A - Resolution](#)

 Adopted

 Enactment No: Resolution 12-173
- 12 [12-0612](#) Approve a Memorandum of Understanding between the Workforce Investment Board of Solano County and the Solano Employment Connection (SEC) One-Stop Partners for the period of July 1, 2012 through June 30, 2015 for the purpose of providing job seekers and employers' access to a variety of employment services
Attachments: [A - Memorandum of Understanding](#)

 Approved
- 13 [12-0629](#) Approve the reappointment of Dale Baumler to the Solano County Airport Land Use Commission, representing District 3, for a term to expire January 1, 2016

 Approved
- 14 [12-0635](#) Approve the reappointment of Mary R. Ellsworth to the Suisun-Fairfield-Rockville Cemetery District, representing District 2, for a term to expire January 2, 2017

 Approved
- 15 [12-0636](#) Approve the reappointment of John Potter to the Airport Land Use Commission, representing District 2, for a term to expire January 1, 2016

 Approved
- 16 [12-0637](#) Approve the reappointment of Linda Braxton to the Solano County Alcohol and Drug Advisory Board, representing District 2, for a term to expire July 21, 2016

 Approved

REGULAR CALENDAR

- 11 [12-0642](#) Adopt the proposed ordinance amending Chapter 31 of the Solano County Code relating to grading, drainage, land leveling, and erosion control in the Suisun Marsh and Watershed

Attachments: [A - Ordinance](#)
 [Correspondence from June Gudotti](#)

In response to a question posed by Chair Seifert regarding the appeal process if the Ordinance was adopted by the Board, County Counsel Dennis Bunting noted that if the Board adopted the Ordinance, a constituent could challenge the Board's decision by filing a Writ with the Court as this was a legislative act and the challenge would be that the Board abused its discretion. Also, it was noted that the Ordinance was a part of the County's Local Protection Plan for the Suisun Marsh which required the approval by the Bay Conservation Development Commission (BCDC); Therefore, if a constituent challenged the Program submitted to BCDC, they could include a challenge to the grading ordinance.

Supervisor Kondylis expressed her concern that language pertaining to stream modification should be clarified and defined in the proposed ordinance.

George Guynn, Jr., Suisun City, noted that June Guidotti, who was unable to be present at this meeting, requested that this matter be delayed and that it was her intention to appeal this matter to BCDC.

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

On motion of Supervisor Vasquez, seconded by Supervisor Sperring, the Board adopted and authorized Chair Seifert to sign Ordinance No. 2012-1733 amending Chapter 31 of the Solano County Code relating to grading, drainage, land leveling, and erosion control in the Suisun Marsh and Watershed. So ordered by 4-1 vote; Supervisor Kondylis voted no. (see Ordinance Book)

Supervisor Kondylis noted that she felt that language pertaining to stream modification should be clarified and defined in the proposed ordinance.

Enactment No: Ordinance 12-1733

- 18 [12-0646](#) Receive an update from County staff and the County's State Legislative Advocate on pertinent State legislation of interest to the County; A preliminary overview on recent pension reform legislation; and A brief summary on the eleven state ballot measures that qualified for the November 6, 2012 ballot

Attachments: [A - Legislation Committee Agenda August 29, 2012.pdf](#)
 [B - November 2012 Ballot Measures.pdf](#)
 [C - No. California Counties Tribal Matter Consortium Letter to Governor Brown](#)
 [D - Preliminary Review of the Public Employee Pensions Reform Act of 2012](#)

Michelle Heppner, County Administrator's Office, noted that six of the eleven propositions that qualified for the November 6, 2012 ballot were included for discussion on the August 29, 2012 Legislative Committee agenda. It was noted that the Committee did not recommend positions on the ballot measures but requested that a summary of all ballot measures be provided to the Board for informational purposes at this time. It was noted that the Legislative Committee would revisit Proposition 30

(The Schools and Public Safety Act of 2012) and Proposition 31 (Two-Year State Budget) in the coming month.

It was noted that the California State Association of Counties (CSAC) took a support position on Proposition 30 and no action on Proposition 31. In addition, the League of California Cities took the following positions: Proposition 30 - no position; Proposition 31 - no position; Proposition 34 (Death Penalty Repeal) - oppose; Proposition 35 (Human Trafficking. Penalties. Sex Offender Registration) - support; and Proposition 36 (Three Strikes Law) - no position.

Ms. Heppner provided a summary of State Legislation and noted that SB 1186 (Steinberg) pertaining to Disability Access: Liability, which the Legislative Committee took no action, was to the Governor for signature. Ms. Heppner provided a summary of Federal Legislation and noted that the Sequestration Transparency Act report was extended past the September 6, 2012 deadline and that the Earthquake Insurance Affordability Act was not moving forward at this time.

Marc Fox, Human Resources Director, provided the Board with an overview of Pension Reform and possible impacts to Solano County including future new hires.

Paul Yoder, State Legislative Advocate, noted that the Governor would be signing the Pension Reform Bill (AB 340) and that the Litigation Phase would begin. Mr. Yoder reported that the State Controller's August Cash Report indicated that the State was \$430 million to the good over the number in the budget and due to the misreporting in the Cash Report for July, it was where it was predicted that it should be. Mr. Yoder reported on Workers Compensation Reform, Pension Reform, High Speed Rail, and Mortgage Relief. Mr. Yoder noted that Proposition 31 (Two-Year State Budget) would impact local governments and the State and that it was not expected to pass in the November, 2012 election.

George Guynn, Jr., Suisun City, expressed support for pension reform and smaller government.

Received and Filed

19

[12-0625](#)

Receive a report on the Black Infant Health Program; and Accept staff recommendation to not contract services out for FY2012/13

Attachments: [Correspondence from Fatima H. Bailey](#)

Nancy Calvo, Solano County Health Services Maternal Child and Adolescent Health and Dr. Bela Matyas, Solano County Health Officer, provided the Board with a report on the Black Infant Health Program (BIH) in Solano County. Ms. Calvo noted that in California, perinatal indicators fell short of the national standards set by Healthy People 2020. It was further noted that African American infants in Solano County were nearly twice as likely to be born at a low birthweight and more likely to die before their first birthday than other ethnicities. Therefore, the BIH was created in 1989 and the State allocated funds to reduce morbidity and mortality rates. Ms. Calvo reviewed the goals of the BIH program which was initiated in Solano County in 1991 through multiple sources of funding from federal, state, and local governments. Ms. Calvo noted that infant mortality in Solano County had not worsened since 1991 and felt that programs were available to support and nurture African American moms and their babies.

Dr. Matyas noted that studies had concluded that there were certain groups within the community who were at higher risk of bad infant outcome than others due to underlying

risk factors such as poverty and inadequate prenatal healthcare that places additional stressors on the family. Dr. Matyas noted that Solano County was the only county in the State in which all four major ethnic groups were represented by over ten percent. Therefore, there was a disproportionate impact on birth outcomes based on this reality which was identified by the State as having a higher risk and the reason for the BIH Program being brought to the County. Dr. Matyas noted that the BIH Program focused on better prenatal care in order to have babies born closer to full term, born with a healthier birth rate, better nutrition and care for the mother, and to provide the necessary support from birth and after for that child to be successful.

After the initial implementation of the BIH Program in Solano County, a community agency operated the program in 1993/94; however, due to the lack of structure and ability to meet the program requirements, the BIH Program was returned to the County where a model program was developed that has been recognized by the California Department of Public Health.

Ms. Calvo noted that the State has redesigned the BIH Program which once served 200 women annually to a model that would serve 50 women annually. Ms. Calvo noted that over half of African American women reside in Vallejo and; therefore, a decision was made to keep the BIH Program in Vallejo and to partner with community based organizations that had the capacity to administer a Program. It was noted that in May, 2012, the Department of Health and Social Services issued a Request for Proposals (RFP) to contract for services with a community based organization. It was noted that after a comprehensive review, it was decided to cancel the RFP and to continue managing the BIH Program with reduced funding.

Ms. Calvo reviewed staffing needs for the new BIH Program and noted that future expansion of these services could be provided if additional staff was approved at a cost of \$325,738 which would include \$195,443 in federal funding and \$195,443 in funding from the County's General Fund. Ms. Calvo noted that by providing the program in a group setting, participants were more accepting of services for mental health, substance abuse, and other needed services which provided for better outcomes.

Staff noted that by increasing staffing and expanding services as recommended, the replacement of County General Funds would be to a level it was three years ago.

It was the consensus of the Board that Supervisor Kondylis and Chair Seifert serve as a Board of Supervisors Health and Social Services & Family Justice ad hoc committee to review the expansion of the Black Infant Health Program and conduct an analysis of the associated General Fund costs.

Ms. Calvo noted that a report was recently completed which highlighted the pre-natal care trends in Solano County and that they would present that report to the Board in the future.

George Guynn, Jr., Suisun City, noted that he felt that the private sector should be encouraged to assist the community instead of increasing government.

Dr. Matyas noted that it was their desire to work with the community and to place this type of program in the community whenever possible; however, the sophistication of what was required to operate the BIH Program did not exist in the community. Dr. Matyas noted that Public Health expertise was necessary for this program to function according to the expectations of the State. Dr. Matyas noted that the more intensive

the assistance provided, the better the outcome and the outcome was what was important to them as a Public Health Agency. Dr. Matyas noted that the challenge was to utilize the resources available to benefit the most people. Dr. Matyas noted that the State was requiring that a matrix be completed to measure the outcome of investment and; therefore, this program was intensive and difficult to implement in the community. Dr. Matyas noted that once the outcomes were measured and documented that this type of intervention made a statistically significant improvement in the populations served, then the evaluation components would no longer be required and the program could continue at the community level.

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

On motion of Supervisor Spering, seconded by Supervisor Vasquez, the Board accepted staff recommendation to not contract services out for FY2012/13; Reinstated that Board of Supervisors Health and Social Services and Family Justice Ad Hoc Committee; and Directed Supervisor Kondylis and Chair Seifert to review the expansion of the Black Infant Health Program and conduct an analysis of the associated General Fund costs. So ordered by 5-0 vote.

East Vallejo Fire Protection District:

- 20 [12-0605](#) Conduct Quarterly Meeting of the East Vallejo Fire Protection District Board of Directors

Attachments: [A - Agreement](#)
 [B - Revenue and Vallejo Property Taxes](#)
 [C - Revenue-Expenditure Comparisons](#)
 [D - City of Vallejo Invoice](#)

Chris Rogers, County Administrator's Office, noted that the East Vallejo Fire Protection District secured its fire protection services through an agreement with the City of Vallejo. Ms. Rogers introduced City of Vallejo Fire Chief Paige Meyer and City of Vallejo Assistant to the Fire Chief Fire Prevention Division Vincent Sproete who were present to address any questions or concerns of the Board.

Chief Meyer noted that the City of Vallejo Fire Department had been challenged as all other public agencies. However, positive events were occurring in their Department which included the receipt of a Staffing Adequate Fire Emergency Resources (SAFER) grant from FEMA which would add staffing to their Department to respond to emergencies. Chief Meyer noted that the grants that have been received would provide funding for a total of 21 fire fighters for the next two years with the possibility of extensions. Chief Meyer indicated that they have opened an additional fire station and that their response level was seven minutes or less. Chief Meyer noted that he has started a reserve fire fighter program which they are currently recruiting for and those reserve fire fighters will be utilized in the areas of fire prevention, public education, and weed abatement and to reach out to the public to do more with less.

Cal McMurphy, President of the Homeacres Improvements Association, noted that there were issues with weed abatement in the Homeacres area of unincorporated Vallejo and noted that he was not in favor of a complaint driven solution as neighbors pit against each other. Mr. McMurphy noted that past practices included a letter being sent to residents to remind them to cut their weeds.

Chief Meyer noted that they would be meeting with the City of Vallejo's Code

Enforcement Department, Police Department, and Fire Department, to collaborate and establish an efficient business model to move forward with various issues including weed abatement.

Chief Meyer noted that he would return to the Board at the next meeting of the East Vallejo Fire Protection District to provide a collaborative plan on how they will move forward to address concerns.

Donald Tipton, unincorporated Vallejo, noted that Homeacres was a blighted area and looked forward to positive resolve to ensure public safety.

BOARD MEMBER COMMENTS AND REPORTS ON MEETINGS

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

A. Supervisor Kondylis thanked County Veterans Services Officer Ted Puntillo for his efforts in acknowledging the Congressional Medal of Honor recipients in Solano County at the Board of Supervisors meeting held on August 28, 2012.

B. Supervisor Kondylis requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Warren E. Rairden who was an active member of the Vallejo community.

C. Supervisor Reagan requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of the 2,996 people who lost their lives on September 11, 2001.

D. Supervisor Vasquez announced that on September 29, 2012, National Family Fitness Day USA, the Solano Fit City Challenge will take place at the Sports Authority in Fairfield and will be the first Countywide vs. City competition for health and fitness sponsored in part by the Solano County Library Foundation.

E. Supervisor Vasquez thanked Chair Seifert and County Administrator Birgitta E. Corsello for today's opening ceremony of the William J. Carroll Government Center in Vacaville.

F. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Yin Jue "Jimmy" Leung who was active in the Vacaville community.

G. Chair Seifert requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Roy Bradeson who was a member of the Green Valley community.

H. Chair Seifert requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of California Highway Patrol Officer Kenyon Youngstrom who lost his life in the line of duty on September 4, 2012 and was a member of the Cordelia community.

CLOSED SESSION

This meeting of the Solano County Board of Supervisors recessed at 3:40 p.m. to Closed Session to discuss the following matter:

- 21 [12-0644](#) Conference with Labor Negotiators:
Solano County representatives: Marc Fox 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, 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 #17 and #18-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](#)

REPORT OF ACTION IN CLOSED SESSION

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

ADJOURN:

This meeting of the Solano County Board of Supervisors adjourned at 4:35 p.m. in memory of Warren E. Rairden, those who lost their lives in the terrorist attack on the United States on September 11, 2001, Yin Jue "Jimmy" Leung, Roy Bradeson, and California Highway Patrol Officer Kenyon Youngstrom. Next meeting of the Solano County Board of Supervisors will be September 25, 2012 at 8:00 a.m., Board Chambers, 675 Texas Street, Fairfield, California.

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