



Solano County

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Fairfield, California 94533
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Minutes - Final Board of Supervisors

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(707) 784-6136*
*John M. Vasquez (Dist. 4)
(707) 784-6129*

Tuesday, August 13, 2013

9:00 AM

Board of Supervisors Chambers

CALL TO ORDER

The Solano County Board of Supervisors met on the 13th day of August 2013 in regular session in the Board of Supervisors' Chambers at the Solano County Government Center, 675 Texas Street, Fairfield, California at 9:00 a.m. Present were Supervisors Hannigan, Spering, Thomson, Vasquez and Chair Seifert. Chair Seifert presided. Also present were County Administrator Birgitta E. Corsello and County Counsel Dennis Bunting.

ROLL CALL

Present 5 - Linda J. Seifert, James P. Spering, John M. Vasquez, Erin Hannigan and Skip Thomson

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.

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. Angela Faulkner, unincorporated Fairfield, expressed concern regarding the County's consideration of licensing medical marijuana facilities. Ms. Faulkner expressed her support for compassionate use for adults with serious illnesses obtaining medical marijuana; however, she did not feel that there was an underserved need in Solano County and did not feel that additional facilities were required.

B. Donald Tipton, unincorporated Vallejo, noted that he felt there was a need for additional services in the Homeacres area of unincorporated Vallejo to address the skunk population. Mr. Tipton expressed his concern regarding increases to the Board of Supervisors' budgets.

Attachments: [A - Vallejo, Resolution 13-080 to 13-083](#)
 [B - Dixon USD, Resolution 13-1502](#)
 [C - Travis USD, Resolution 2012-13-32](#)
 [D - Cordelia FPD, Resolution 2013-05](#)
 [E - Maine Prairie Water District, Resolution 2013-04](#)
 [F - Solano Irrigation District, Resolution 13-24](#)
 [Minute Order.pdf](#)

Approved

- 5 [13-0609](#) Approve a contract amendment with Netsmart Technologies, Inc. in the amount of \$35,382 for a total contract amount of \$1,870,818 to purchase an additional 40 software licenses and adjust maintenance charges and payment schedule to reflect these changes; and Authorize the County Administrator to execute the contract amendment and future amendments including changes to terms and conditions, scope of services and modifications to contract limits within budgeted appropriations not to exceed \$50,000

Attachments: [A - Third Contract Amendment](#)
 [B - Contract and Prior Amendments](#)
 [Minute Order.pdf](#)

Approved

REGULAR CALENDAR

- 6 [13-0620](#) Consider introducing an ordinance amending Article X and XV of Chapter 11 of the County Code relating to the Public Facilities Fee and Transportation Impact Fee

Attachments: [A - Ordinance](#)
 [Powerpoint Presentation](#)
 [Amended Submittal - Page 2](#)
 [Minute Order.pdf](#)

On motion of Supervisor Vasquez, seconded by Supervisor Thomson, the Board approved reading the proposed Ordinance amending Article X and XV of Chapter 11 of the County Code relating to the Public Facilities Fee and Transportation Impact Fee by title only. So ordered by 5-0 vote.

Deputy County Counsel Bernadette Curry reviewed various revisions to update the Public Facilities Fee Ordinance adopted in 1992 to reflect current practice of annually adopting fees by resolution; deleting reference to initial study and General Plan policy which was superseded by Board's adoption of new General Plan in 2008; updating current department titles, and other formatting issues; and providing consistency with city collections and exemptions. In addition, it was recommended that Article XV be amended to clarify the Transportation Impact Fee levied pursuant to this article was limited to the English Hills region of the county.

Ms. Curry requested that the report to the Board be amended to delete the reference to Sec. 11-133(d) pertaining to when new construction replacing demolished

structures on the same lot would be required to pay the fee as staff was not recommending any change to this section at this time.

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

On motion of Supervisor Vasquez, seconded by Supervisor Hannigan, the Board introduced an ordinance amending Article X and XV of Chapter 11 of the Solano County Code relating to the Public Facilities Fee and Transportation Impact Fee. So ordered by 5-0 vote.

7 [13-0619](#)

Public hearing to consider allocation of a portion of the Public Facilities Fee previously collected to reduce the General Fund loan for transportation projects; Adopt a resolution to authorize the allocation; Approve an appropriation transfer of \$1.5 million from Public Facilities Fee (Program Compliance) Contingency toward reducing the General Fund loan for the North Connector and Vanden Road transportation projects (4/5 vote required); and Delegate authority to the County Auditor-Controller, with County Administrator's concurrence, to take all steps necessary to effectuate the intent of this item

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

Chair Seifert opened the public hearing.

Assistant County Administrator Nancy Huston provided a historical overview of the establishment of Public Facilities Fees in 1992 noting that in 1980, the Board adopted a General Plan Land Use and Circulation Element that established a development policy of city-centered growth. Ms. Huston noted that in 1994, the voters approved the Orderly Growth Initiative reaffirming the city-centered growth policy and in 2008 the Board adopted a resolution to place an amendment to the 1994 Orderly Growth Initiative/General Plan Amendment on the November 2008 ballot (Measure T) which was approved by the voters extending the policy through 2028.

It was noted that the current population of Solano County was 418,000 with 18,000 of that population living in the unincorporated area of the County. Therefore, as the County has grown over time, the impacts have occurred from the growth within the cities and not the unincorporated area. Ms. Huston noted that in accordance with California Government Code section 66000 et seq. (California Mitigation Fee Act) the County had the authority to collect the fee and that the premise of the Public Facilities Fees was to collect fees from growth in the cities to fund County facilities to serve that population. Ms. Huston stated that eligible facilities included: public buildings, nonagricultural water, sewage/flood control facilities, gas and electricity facilities, transportation/transit facilities, parks/recreation facilities, and any capital project identified in an approved capital improvement plan. Ms. Huston noted that the current County components of the Public Facility Fee included: Public Protection, Courts, Health and Social Services, Library, General Government, Sheriff's Patrol & Investigation, and Program Compliance.

Ms. Huston noted that previous Board actions in 2006, 2007 and 2010 approved a General Fund loan for the construction of the North Connector (\$1 million) and the Vanden Road (\$1 million) projects; \$.18 million for Public Facilities Fee studies related to the projects; and \$.10 million in interest to date for a total of \$2.28 million.

Ms. Huston noted that the Board was being requested to adopt a resolution authorizing the allocation of \$1.5 million of Public Facilities Fees collected for Program Compliance to reduce the General Fund loan used to fund the North Connector and Vanden Road transportation projects pursuant to the California Mitigation Fee Act.

Chair Seifert invited members of the public to address the Board on this matter and comments were received from: 1) Donald Tipton, unincorporated Vallejo, who noted that he felt that the funds should be returned to the General Fund; and 2) John Murphy, unincorporated Dixon, who noted he felt there was a need for a stop sign at the intersection of Midway and Batavia Roads.

As there was no one else present who wished to speak on this matter, the Chair closed the public hearing.

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

On motion of Supervisor Spering, seconded by Supervisor Vasquez, the Board:

1) Adopted and authorized Chair Seifert to sign Resolution No. 2013-149 authorizing the allocation of Public Facilities Fees collected for Program Compliance to reduce the General Fund loan used to fund the North Connector and Vanden Road Transportation Projects pursuant to Government Code section 66001, subdivision (F). (see Resolution Book)

2) Approve an appropriation transfer of \$1.5 million from Public Facilities Fee (Program Compliance) Contingency toward reducing the General Fund loan for the North Connector and Vanden Road transportation projects.

3) Delegated authority to the County Auditor-Controller, with County Administrator's concurrence, to take all steps necessary to effectuate the intent of this item.

So ordered by 5-0 vote.

Enactment No: Resolution 13-149

8 **[13-0613](#)**

Consider introducing an ordinance amending Chapter 7.2-14 relating to the Commission on Medical Care's (Partnership HealthPlan of California) powers and duties of commission members; and Adopting a resolution amending Exhibit "A" of Chapter 7.2 of the Solano County Code, relating to the Commission on Medical Care's (Partnership HealthPlan of California) member counties and composition of member representatives

Attachments: [A - Amended Ordinance Section 7.2-14](#)
[B - Resolution](#)
[C - Current Ordinance Section 7.2](#)
[Minute Order.pdf](#)

On motion of Supervisor Spering, seconded by Supervisor Vasquez, the Board approved reading the proposed Ordinance amending Chapter 7.2-14 relating to the Commission on Medical Care's (Partnership HealthPlan of California) powers and duties of commission members by title only. So ordered by 5-0 vote.

Ann Edwards, Director of Health and Social Services, noted that the Board was being

requested to modify three provisions of the County Code related to the Partnership HealthPlan of California and its membership: 1) Ordinance amendment to reflect the change in the State agency with which Partnership HealthPlan of California negotiates contracts for health care services and providing flexibility to the code in the event that the State changes agencies again; 2) Resolution modifying Exhibit "A" of Chapter 7.2 of the Solano County Code to reflect Partnership HealthPlan of California's eight new member counties and the formula to determine the representation of each county; and 3) Modification to the composition of the four remaining Solano County's Commissioners, as follows: the County Director of Health and Social Services, a physician nominated by the Medical Society, a community clinic representative nominated by the Community Clinic Alliance, and a hospital representative which was a reduction from three representatives to one nominated by the local hospitals on a rotating basis.

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

On motion of Supervisor Thomson, seconded by Supervisor Sperring, the Board introduced an ordinance amending Chapter 7.2-14 relating to the Commission on Medical Care's (Partnership HealthPlan of California) powers and duties of commission members. Adopted and authorized Chair Seifert to sign Resolution No. 2013-150 amending Exhibit "A" of Chapter 7.2 of the Solano County Code, relating to the Commission on Medical Care (Partnership HealthPlan of California) composition of member representatives. So ordered by 5-0 vote. (see Resolution Book)

Enactment No: Resolution 13-150

BOARD MEMBER COMMENTS AND REPORTS ON MEETINGS

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

A. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Nancy Jane Chandler Beeman and Steven Green.

B. Supervisor Thomson requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Michael A. Gonzalez.

CLOSED SESSION

The Solano County Board of Supervisors recessed to Closed Session at 10:00 a.m. to discuss the following matters:

9 [13-0618](#)

Conference with Labor Negotiators:
Solano County representatives: Marc Fox, Charmie Junn, Darrell Murray, and Fran Buchanan
Employee organizations: SEIU Local 1021 for Unit 2 (Nurses), Unit 5 (Health and 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 Employees); Teamsters, Local 150 for Unit 1 (Attorneys); Solano County Deputy Sheriff's Association for Unit 3 (Law Enforcement Employees) and Unit 4 (Law Enforcement Supervisors); Public

Employees Union, Local 1 for Unit 6 (Health and Welfare Supervisors) and Unit 16 (Mid-Management Employees); Stationary Engineers, Local 39 for Unit 10 (Skilled Craft & Service Maintenance Employees); Union of American Physicians & Dentists for Unit 11 (Psychiatrists, Physicians & Dentists); Solano Probation Peace Officer Association for Unit 12 (Probation Employees) and Unit 15 (Probation Supervisors); Solano County Sheriff’s Custody Association for Unit 13 (Correctional Officers); Teamsters, Local 856 for Unit 14 (Correctional Supervisors); Law Enforcement Management Association for Unit 17 (Law Enforcement Management) and Unit 18 (Sheriff’s Office Management); Professional and Technical Engineers, Local 21 for Unit 19 (Executive and Senior Managers); and Unrepresented employees of Unit 30 (Confidential), Unit 61 (Executive Management), Unit 62 (Senior Management) and Unit 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

Existing litigation: People v. Atlantic Richfield Company, et al. (Lead Paint Case)

Attachments: [A - Memorandum](#)

REPORT OF ACTION IN CLOSED SESSION

It was noted that there were no reports from Closed Session.

ADJOURN:

This meeting of the Solano County Board of Supervisors adjourned at 11:30 a.m. in memory of Nancy Jane Chandler Beeman, Steven Green, and Michael A. Gonzalez. Next meeting of the Solano County Board of Supervisors will be August 27, 2013 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