



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*

*Erin Hannigan (Dist. 1), Vice-Chair
(707) 784-6662*

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

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

*Skip Thomson (Dist. 5)
(707) 784-6130*

Tuesday, April 22, 2014

8:30 AM

Board of Supervisors Chambers

CALL TO ORDER - 8:30 a.m.

The Solano County Board of Supervisors met on the 22nd day of April 2014 in regular session in the Board of Supervisors' Chambers at the Solano County Government Center, 675 Texas Street, Fairfield, California at 8:30 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

CLOSED SESSION

Supervisor Thomson requested to add one case to potential litigation for the future. County Counsel Dennis Bunting noted that he would add the case to a future closed session agenda.

The Solano County Board of Supervisors recessed to Closed Session at 8:31 a.m. to discuss the following matters:

1 [14-0111](#) Conference with Labor Negotiators:

Solano County representatives: Marc Fox and Darrell Murray. Employee organizations: Teamsters, Local 150 for Unit 1 (Attorneys); Teamsters, Local 856 for Unit 14 (Correctional Supervisors)

Potential Litigation: One case

Public Employment Appointment: Director of Health and Social Services

Public Employment Evaluation: County Counsel

Attachments: [A - Memorandum](#)

RECONVENE

This meeting of the Solano County Board of Supervisors reconvened at 9:07 a.m. All members were present and Chair Seifert presided.

REPORT OF ACTION IN CLOSED SESSION

County Counsel Dennis Bunting advised that there were no reports 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 [14-0277](#) Adopt a resolution approving the honorary designation of Purple Heart County for Solano County (Supervisor Spering)
- Attachments:* [A - Resolution](#)
- On motion of Supervisor Spering, seconded by Supervisor Hannigan, the Board adopted and presented Resolution No. 2014-46 approving the honorary designation of Purple Heart County for Solano County So ordered by 5-0 vote. (see Resolution Book)**
- Enactment No: Resolution 2014-46**
- 3 [14-0280](#) Receive a presentation from the Human Resources Department on the selection of Jessica Smith as "Employee of the Month" for May 2014
- 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) Deputy Director of General Services Kanon Artiche presented the Board with the 2014 Project of the Year People's Choice Award for the William J. Carroll Government Center. Chair Seifert received the award on behalf of the Board. Supervisor Vasquez thanked Congressman Miller for finding the funding for the dental clinic portion of the building.

B) Donald Tipton, unincorporated Vallejo, commented on the Brown Act and travel and training for Supervisor Hannigan prior to her officially taking an oath of office. County Administrator Birgitta Corsello noted that past practice has allowed for Supervisor-Selects to attend training and conferences. County Counsel Dennis Bunting advised that Supervisor-Selects are required to take Brown Act training and noted that the Fair Political Practices Commission has a website that provides information about the Brown Act

training and exam.

C) George Guynn, Jr., Suisun City, commented on Mr. Tipton, travel by officials and balancing the budget, as well as pay and benefits of elected officials.

ADDITIONS TO OR DELETIONS FROM THE AGENDA

There were no additions to or deletions from the Solano County Board of Supervisors' agenda for April 22, 2014.

APPROVAL OF THE AGENDA

On motion of Supervisor Thomson, seconded by Supervisor Hannigan, the Board approved the agenda of the Solano County Board of Supervisors for April 22, 2014 as submitted. So ordered by 5-0 vote.

PUBLIC COMMENT ON CONSENT CALENDAR

Supervisor Thomson requested that Item 10 be pulled from the Consent Calendar and placed on the Regular Calendar for discussion.

APPROVAL OF THE CONSENT CALENDAR

On motion of Supervisor Sperring, seconded by Supervisor Thomson, the Board approved the following Consent Calendar items with the following item being removed from the Consent Calendar for discussion: Item 10 Approve a contract amendment with Dr. Venus J. Azar for forensic pathology services, increasing the contract by \$79,500 to a maximum of \$225,000 for the period ending June 30, 2014; Authorize the County Administrator to execute the approved amendment; and Authorize the Sheriff-Coroner to approve and execute any future contract amendments that remain within budgeted appropriations or are limited to minor modifications to scope of services and/or terms and conditions. So ordered by 5-0 vote.

CONSENT CALENDAR

- 4 [14-0269](#) Receive and file the Meeting Attendance Reports from the members of the Board of Supervisors as required for compliance with Government Code Section 53232.3(d) regarding per diem reimbursements

Attachments: [A - 2014 Appointments](#)

Received and Filed

- 5 [14-0270](#) Approve the minutes of the Solano County Board of Supervisors' meetings of March 11, 2014, March 25, 2014 and April 1, 2014

Attachments: [A - Minutes - March 11 2014](#)
 [B - Minutes - March 25 2014](#)
 [C - Minutes - April 1 2014](#)

Approved

- 6 [14-0275](#) Approve a Draft Through-the-Fence Access Agreement, a Fuel Services Agreement, an Exclusive Negotiation Rights Agreement, and a Reimbursement Agreement with ICON Aircraft, Inc.; Approve an amendment to the contract with Barnard Dunkelberg & Company to prepare a supplement to the Nut Tree Airport Master Plan; Approve an amendment to the contract with Environmental Science Associates to prepare a Supplemental Environmental Impact Report and Environmental Assessment related to the ICON Aircraft Project; Approve an Appropriation Transfer Request in the amount of \$244,863, recognizing \$244,863 in revenue from the City of Vacaville (\$25,000), ICON (\$144,863) and remaining available General Fund Loan (\$75,000) to pay for the supplement to the Airport Master Plan (4/5 vote required); and Delegate signing authority to the General Services Director to execute documents to advance the ICON Airport Project within the established budget

Attachments: [A - Illustration of ICON Project](#)
 [B - ICON Project Agreements](#)
 [C - Budget and Financing](#)
 [D - Draft Through-the-Fence Access](#)
 [E - ICON Fuel Services](#)
 [F - Exclusive Negotiating Rights](#)
 [G - Reimbur. Suppl. Mstr Pln/SEIR/EA](#)
 [H - Taxiway Reimbursement](#)
 [I - Barnard Dunkelberg](#)
 [J - Environmental Science Associates](#)

Approved

- 7 [14-0279](#) Approve a Parking Agreement with Six Flags Discovery Kingdom for an annual lump sum payment of \$400,000 for the period of April 22, 2014 to April 21, 2021 for use of parking areas located at the County Fairgrounds; and Authorize the Director of General Services to execute the Parking Agreement

Attachments: [A - Agreement](#)

Approved

- 15 [14-0261](#) Approve the reappointment of Ronald Gustav Heinrich to the Library Advisory Council representing District 5 for a term to expire 4 year term expiring September 30, 2017
Approved
- 16 [14-0262](#) Approve the appointment of Ruthe Ashley to the Suisun-Fairfield-Rockville Cemetery District, representing District 1 for a term to expire January 7, 2019
Approved
- 17 [14-0021](#) Approve the appointment of Lori Espinosa to the Solano County Mental Health Board for a three-year term expiring May 6, 2017
Approved
- 18 [14-0272](#) Approve the appointment of Moira Sullivan, Assistant Director of Health and Social Services to the Community Action Partnership of Solano County, a Joint Powers Authority to complete a two-year term to expire on June 30, 2015 and appoint Ronald Grassi, Principal Management Analyst, as an alternate to the Community Action Partnership of Solano County to complete a two-year term to expire on June 30, 2015
Attachments: [A - Joint Exercise of Powers Agreement](#)
Approved
- 19 [14-0271](#) Approve appointments of Kathleen Skirpstunas as a Business Representative and Mark DeWeerd as a Labor Organization Representative to the Board of Directors of the Workforce Investment Board of Solano County for a term to expire on June 30, 2015
Attachments: [A - WIB Bylaws](#)
 [B - Skirpstunas Application](#)
 [C - DeWeerd Application](#)
 [D - WIB Membership Roster](#)
Approved

REGULAR CALENDAR

- 10 [14-0276](#) Approve a contract amendment with Dr. Venus J. Azar for forensic pathology services, increasing the contract by \$79,500 to a maximum of \$225,000 for the period ending June 30, 2014; Authorize the County Administrator to execute the approved amendment; and Authorize the Sheriff-Coroner to approve and execute any future contract amendments that remain within budgeted appropriations or are limited to minor modifications to scope of services and/or terms and conditions
Attachments: [A - Contract Amendment](#)
In response to questions from Supervisor Thomson, Undersheriff Gary Elliot noted that Dr. Venus Azar is one of two contracted employees providing

pathological services to cover full time services that were previously conducted by a full time pathologist who has recently retired. Mr. Elliot further noted that the contracted employees are a short term solution to cover needed services until a long term solution is found. Director of Administrative Services Angelica Russell noted that the cost total cost for Dr. Azar's contract was \$120,000 which included the extension.

Chair Seifert invited members of the public to address the Board on this matter and the following comments were received:

A) George Guynn, Jr., Suisun City, asked if the pathologist is paid on a salary or per service event, and whether a year is 12 months or considered to be from the date of Dr. Hogan's retirement.

Chair Seifert asked if the contract amount is fixed regardless of the number of cases or if the amount is calculated using a per case cost. Mr. Elliot noted that the amount is based on an anticipated per case cost.

Supervisor Thomson asked about funding for unexpected increases in caseload and Ms. Russell noted that there was two pathologist on contract. County Administrator Birgitta Corsello confirmed that the County has two pathologist on contract and noted that the County has a mutual aid agreement with other counties and agencies for pathological services.

On motion of Supervisor Thomson, seconded by Supervisor Hannigan, the Board approved a contract amendment with Dr. Venus J. Azar for forensic pathology services, increasing the contract by \$79,500 to a maximum of \$225,000 for the period ending June 30, 2014; Authorize the County Administrator to execute the approved amendment; and Authorize the Sheriff-Coroner to approve and execute any future contract amendments that remain within budgeted appropriations or are limited to minor modifications to scope of services and/or terms and conditions. So ordered by 5-0 vote.

BOARD MEMBER COMMENTS AND REPORTS ON MEETINGS

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

A. Supervisor Spering requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of James Barbour, an active member of the Suisun City community.

B. Supervisor Vasquez asked to provide his announcements later in the meeting.

C. Chair Seifert requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Bonnie Weidel, an active member of the Benicia community.

RECESS

This meeting of the Solano County Board of Supervisors recessed at 10:01 a.m. to Closed Session with no expected report out.

14-0111

Conference with Labor Negotiators:

Solano County representatives: Marc Fox and Darrell Murray. Employee organizations: Teamsters, Local 150 for Unit 1 (Attorneys); Teamsters, Local 856 for Unit 14 (Correctional Supervisors)

Potential Litigation: One case

Public Employment Appointment: Director of Health and Social Services

Public Employment Evaluation: County Counsel

Attachments: [A - Memorandum](#)

RECONVENE

The meeting of the Solano County Board of Supervisors reconvened at 10:30 a.m. All members were present and Chair Seifert presided.

20**14-0283**

Receive a presentation on community volunteer support for County programs

Attachments: [A - Presentation](#)

Senior Management Analyst Steve Pierce provided the Board with an overview of community volunteer support for Solano County programs. Matthew Pendergast was recognized for over 1400 hours of volunteer service in the Sheriff's Office. Undersheriff Gary Elliot commented on the 10th anniversary of former Deputy Sheriff and volunteer John Sandlin.

Received

RECESS

This meeting of the Solano County Board of Supervisors recessed at 10:54 a.m. to a reception honoring Solano County volunteers and then to Closed Session with no expected report out.

14-0111

Conference with Labor Negotiators:

Solano County representatives: Marc Fox and Darrell Murray. Employee organizations: Teamsters, Local 150 for Unit 1 (Attorneys); Teamsters, Local 856 for Unit 14 (Correctional Supervisors)

Potential Litigation: One case

Public Employment Appointment: Director of Health and Social Services

Public Employment Evaluation: County Counsel

Attachments: [A - Memorandum](#)

RECONVENE

The meeting of the Solano County Board of Supervisors reconvened at 1:30 p.m. Vice-Chair Hannigan reconvened the meeting. Chair Seifert joined the dais at 1:32 p.m. All members were present and Chair Seifert presided. Assistant County Administrator Nancy Huston and County Counsel Dennis Bunting were also present.

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[14-0281](#)

Receive an initial review of issues and focus areas for comments on the Bay Delta Conservation Plan (BDCP)

Attachments: [A - Solano County Principles and Assurances](#)
 [B - Delta Counties Coalition Principles](#)

Director of Resource Management Bill Emlen introduced the item and provided the Board with an overview of the issues for a final Bay Delta Conservation Plan (BDCP) comment letter.

Supervisor Thomson asked that time be scheduled on the June 3rd regular meeting to allow other representatives from outside the county to speak about the BDCP.

Contract Analyst Roberta Goulart provided the Board with information on the Environmental Impact Report/Statement Summarized Alternatives for the BDCP.

In response to concern and questions from Chair Seifert, Ms. Goulart noted that Alternative 4 shown was the preferred alternative. She also noted that state and federal agencies decided to look at conveyance, but there is a need to look at more than just conveyance issues.

Ms. Goulart continued to provide the Board with information on the implementation agreement, the state and federal process, federal Endangered Species Act requirements for a habitat conservation plan, Incidental Take permits, and Endangered Species Act key questions.

Consultant Richard Denton provided the Board with information on water quality and flows with regards to the current state of the Delta, the Bay Delta Conservation Plan proposed project, and objectives initially set in 2006.

Chair Seifert asked if the tunnels were contemplated in 2006. Mr. Denton noted that isolated canals were first proposed, but earthquake issues came up and so did land size issues, then a suggestion came about for tunnels to resolve some of those issues.

Mr. Denton continued to provide the Board with information on the BDCP Draft EIR/EIS.

Supervisor Thomson noted that there are 52 unavoidable adverse impacts in

the BDCP and commented on no mention of storage in the BDCP. He then advised that he was supporting the portfolio alternative being proposed.

Mr. Denton continued to provide the Board with information on potential outcomes for Delta outflow under Scenario H of Alternative 4, Cache Slough Region and Suisun Marsh water quality, BDCP restoration opportunity areas in the Solano region, and proposed water quality mitigation.

Supervisor Thomson noted that he felt that the plan to move forward to create the project and mitigate issues later is not the way to successfully manage the project.

Mr. Denton continued to provide the Board with information concerning the potential impacts on North Delta agriculture.

Ms. Goulart continued to provide the Board with information on the BDCP Delta Conservancy Strategy component, Broad Conservation Biological Goals and Objectives, and Conservation Zones wholly or partially in Solano County.

Supervisor Thomson noted that the taking of land without compensation is the same as the state's Payment in Lieu of Taxes (PILT) program that still has not reimbursed money owed to counties.

Ms. Goulart continued to provide the Board with information on conservation measures in the BDCP, conservation measures of direct import to Solano County in the plan, and identified mitigation for conversion of agriculture lands to habitat.

Supervisor Vasquez asked if impacts on uplands had been looked at. Ms. Goulart noted that some areas of the plan do address uplands such as the area of climate change.

Agriculture Commissioner Jim Allen provided the Board with an overview of potential agricultural impacts on farmgate values, upstream stakeholders, invasive species, and habitat conservation.

Supervisor Sperring commented that it would be helpful to quantify the plan's impacts in dollars.

Chair Seifert noted that the impacts are large and need to be simplified in a way that is easy for the public to understand, including having resources and experts available for questions.

Supervisor Hannigan commented on impacts of the plan concerning conservation. She thanked staff for the information update and agreed that resources and experts are needed to address questions.

Supervisor Thomson thanked the experts currently assisting the county. He commented on the complexity of the plan and encouraged the rest of the Board to take a position on the plan.

Supervisor Vasquez commented that water is important to southern cities but also important to agriculture and the economy in Solano County.

Supervisor Thomson noted that the effort surrounding the plan is giving everyone opportunities to look at other areas involved with water, such as storage, to try to figure out ways to stretch water use.

In response to questions Chair Seifert asked staff about whether the BDCP would be adopted by the state even if counties were to object, Mr. Emlen noted that the County will be making strong comments concerning protecting Solano County's interests no matter what happens.

Supervisor Spering asked that an update on the political environment and identification of the decision makers be provided at the next staff update.

Supervisor Thomson noted that Secretary Laird will be presenting information about the governance of the BDCP to the Delta Counties Coalition in the next week.

Chair Seifert invited members of the public to address the Board on this matter and the following comments were received:

A) Roberto Valdez, Jr., commented that he would like to see Solano County take a more cooperative approach to working with the BDCP.

Chair Seifert thanked staff for the update.

Received

BOARD MEMBER COMMENTS AND REPORTS ON MEETINGS

Chair Seifert invited members of the Board to make comments or 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 Bernice Zwiener Antonovich, an active member of the Elmira community.

B. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Douglas Marshall McCallister, an active member of the Vacaville community.

C. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Carolyn McClelland, an active member of the Vacaville community.

D. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Christie Anne Brinsley, an active member of the Vacaville community.

E. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Katherine Thomas Rico, an active member of the Vacaville community.

ADJOURN:

This meeting of the Solano County Board of Supervisors adjourned at 3:12 p.m. to Closed Session in memory of James Barbour, Bonnie Weidel, Bernice Zwiener Antonovich, Douglas Marshall McCallister, Carolyn McClelland, Christie Anne Brinsley, and Katherine Thomas Rico. There was no expected report out from closed session. Next meeting of the Solano County Board of Supervisors will be May 6, 2014 at 8:30 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 _____
Jeanette Bellinder, Chief Deputy Clerk