

BOARD OF SUPERVISORS
Yolo County, California

June 24, 1997

MINUTES

The Yolo County Board of Supervisors met on the 24th day of June, 1997 in regular session in its Chambers in the Erwin Meier Administration Center, Woodland, California at 9:05 A.M. pursuant to County Code Section 2-1.103. All members were present. Chairman Rosenberg presided. Roy Pederson, County Administrator and Charles Mack, County Counsel were present. Stan Walton, formerly of the East Davis Fire Protection District led all in attendance in the Pledge of Allegiance to the Flag.

Entry No. 1

Minute Order No. 97-234: Approved the agenda for this meeting.

MOTION: Oakley. SECOND: Pollock. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Entry No. 2

Presented **Resolution No. 97-78** commending Stan Walton on his nineteen years of service to the East Davis Fire Protection District.

Entry No. 3

The Chairman invited individuals of the public to make statements on matters relating to County business. Mike Goodin of Esparto addressed the Board on matters relating to service on county advisory committees.

Entry No. 4

Minute Order No. 97-235: Approved the Minutes of the Board of Supervisors' meeting of June 17, 1997.

MOTION: Pollock. SECOND: Stallard. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Entry No. 5

Minute Order No. 97-236: Acted on the Consent Agenda as follows:

1. Approved and authorized the Chairman to sign **Agreement No. 97-119** with Borcalli and Associates for water consultation services.
2. Adopted and authorized the Chairman to sign **Resolution No. 96-147.34**, amending the Authorized Position Resolution to reallocate a vacant limited-term Programmer Analyst III

position to a regular full-time Programmer Analyst III/Application Support Specialist III.

3. Adopted and authorized the Chairman to sign **Resolution No. 96-146.52**, amending the 1996-97 to appropriate \$34,955 in funds received from the Federal Emergency Management Agency (FEMA) and from the State Office of Emergency Services (OES) for reimbursement of flood related expenditures.
4. Adopted and authorized the Chairman to sign the following amendments to the Authorized Position Resolution:
 - A. **Resolution No. 96-147.35** to reclassify one Account Clerk III in the Treasurer-Tax Collector's Office to Accounting Technician
 - B. **Resolution No. 96-147.36** to reclassify one Accounting Technician in the Public Health Department to Departmental Analyst
5. Adopted and authorized the Chairman to sign **Resolution No. 95-15.57**, amending the Salary Resolution approving a change in Footnote No. 3.
6. Approved and authorized the Chairman to sign the following:
 - A. **Agreement No. 97-120** with CommuniCare Health Centers to continue to provide Perinatal Day Treatment Program and Outpatient Counseling services
 - B. **Agreement No. 97-121** with CommuniCare Health Centers to continue to provide drug detoxification, outpatient drug treatment and counseling services
 - C. **Agreement No. 97-122** with CommuniCare Health Centers for the outpatient counseling program for Drug Court referred clients
7. Approved and authorized the Chairman to sign the following to continue the Pediatric Immunization Action Program:
 - A. **Agreement No. 97-123** with the State Department of Health Services for the Pediatric Immunization Action Program funding
 - B. **Agreement No. 97-124** with CommuniCare to provide immunization follow-up and recall of their pediatric patients
8. Approved and authorized the Chairman to sign **Agreement No. 97-125** with the State Department of Health Services to renew the State Dental Health Program.

9. Approved and authorized the Acting Director of Mental Health to sign the application for grant funding from the State Department of Social Services, Office of Child Abuse Prevention for evaluation and treatment of sexually abused children, their families and juvenile offenders.
10. Approved and authorized the Chairman to sign the following for Board and Care services in fiscal year 1997-98:
 - A. **Agreement No. 97-126** with MaOra's Board and Care
 - B. **Agreement No. 97-127** with Orchard View Guest Home
 - C. **Agreement No. 97-128** with G Street House Board and Care Home
 - D. **Agreement No. 97-129** with Plum Tree Gardens
 - E. **Agreement No. 97-130** with Baldrige Board and Care
11. Approved and authorized the Chairman to sign **Agreement No. 97-131** with the State Department of Mental Health for provision of mental health services at the state hospital.
12. Approved and authorized the Chairman to sign **Agreement No. 97-132** with Tracy Brown, M.D. for children's psychiatric services at Horizon School.
13. Approved and authorized the Chairman to sign **Agreement No. 97-133** with the Sexual Assault and Domestic Violence Center for the months of July and August, 1997 for continuation of services which include evaluation and treatment of sexually abused children and their families.
14. Approved and authorized the Chairman to sign **Agreement No. 97-134** with Yolo Community Care Continuum, Inc. for community residential programs provided to County mental health clients.
15. Approved and authorized the Chairman to sign **Agreement No. 97-135** with Sergei V. Shurkin and Associates to continue providing homeless coordinator services including Supportive Housing Grant administrative services.
16. Approved and authorized the Chairman to sign **Agreement No. 97-136** with the Yolo Wayfarer Center to operate a shelter for homeless General Assistance recipients.
17. Approved and authorized the Chairman to sign an application for \$14,784 in federal Community-Based Family Resources Program grant funds to be used for community-based family services associated with child abuse and neglect prevention.
18. Adopted and authorized the Chairman to sign **Resolution No. 97-79** granting authority for the District Attorney to reapply to the Attorney General for grant funding to finance continuation of the Spousal Abuser Prosecution Program and designating the District Attorney as Project Director.

19. Approved and authorized the Chairman to sign agreements with the following for Animal Services through June 30, 1999:
 - A. **Agreement No. 97-137** with the City of Winters
 - B. **Agreement No. 97-138** with the City of Davis
 - C. **Agreement No. 97-139** with the City of West Sacramento
 - D. **Agreement No. 97-140** with the City of Woodland
20. Authorized the Auditor-Controller's Office to adjust Sheriff's Department operation budgets to cover unanticipated shortages as of June 30, 1997 using authorized appropriations.
21. Approved and authorized the Chairman to sign the following:
 - A. **Agreement No. 97-141** with the State Employment Development Department for funding of employment and training programs to serve economically disadvantage adults, youth and workers who have received a lay off notice
 - B. **Agreement No. 97-142** with Action Bus Company to provide transportation to various worksites for youth enrolled in the Summer Youth Employment Training Program
 - C. **Agreement No. 97-143** with RISE, Inc. to provide summer youth program services to eligible youth in the Winters, Esparto and Madison areas
22. Awarded and authorized the Director of Public Works to sign **Agreement No. 97-144** with Gray Electric Company to furnish and install a flashing beacon at the intersection of County Road 99W and County Road 13.
23. Approved and authorized the Chairman to sign **Agreement No. 97-145**, Local Agency-State Program agreement for preliminary engineering and right of way for the widening of County Road 32 from County Road 91A to a point 1500 feet east of County Road 91A.
24. Approved and authorized the Director of Public Works and Transportation to sign four applications to CalTrans for state funding under the State and Local Transportation Partnership Program, Cycle 9 for partial reimbursement for four road projects.
25. Took the following actions on advisory committees:
 - A. Accepted the resignation of Tony Bryson from the Knights Landing Cemetery District
 - B. Appointed Warren C. King and reappointed Jeannette Baird to the Knights Landing Cemetery District
 - C. Appointed Paulette Quam to the Salud Clinic Advisory Board

MOTION: Rosenberg. SECOND: McGowan. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Entry No. 6

Held a discussion on remodeling of the open counter area at the Monroe Facility and tabled action until later in the day. (See Minute Order No. 97-240)

Entry No. 7

Minute Order No. 97-237: Authorized formation of a temporary county commission to be called The Yolo County 150 Committee to plan events in celebration of California's Sesquicentennial. Designated Mary Stephens, County Librarian as the County Liaison to this committee and Tom Stallard as the Board of Supervisors liaison. Directed the liaisons to begin planning for this committee and to report back to the Board on suggested membership to the committee.

MOTION: Stallard. SECOND: Pollock. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Supervisor Stallard was excused at 10:10 A.M.

Entry No. 8

Minute Order No. 97-238: Took the following actions on the Sheriff's Administration Telephone and Data Communications Cabling Project:

- A. Approved and authorized the Chairman to accept the final price, including change orders as \$21,802.64 for Agreement No. 97-54 with Office Network Technologies, Inc. to provide telephone and data communications cabling from the Monroe Center to the Sheriff's Administration Building and Morgue.
- B. Approved the Contract Administrator's (Director of General Services) estimate of \$21,802.64 as the final contract sum due Office Network Technologies, Inc., no progress payments having been made.
- C. Adopted and authorized the Chairman to sign **Resolution No. 97-80** accepting the project as complete and authorizing recordation of the notice of completion as June 24, 1997.
- D. Authorized the Director of General Services and the Auditor-Controller to release all retention monies as the Final Payment to Office Network Technologies, Inc. 35 days after the above action providing no stop notices are filed with the County in accordance with the General Conditions of the Project.

MOTION: Oakley. SECOND: McGowan. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Supervisor Stallard returned at 10:12 A.M.

Entry No. 9

Minute Order No. 97-239: Approved and authorized the Chairman to sign **Agreement No. 97-146** with 4 Aces Land and Livestock Company for horseback riding concession along the Cache Creek Parkway.

MOTION: Oakley. SECOND: McGowan. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

The Board of Supervisors recessed at 10:15 A.M. and reconvened at 10:30 A.M. All members were present. Chairman Rosenberg presided.

Entry No. 10

Minute Order No. 97-240: Took the following actions on bidding of remodel work:

- A. Approved the plans, specifications and cost estimate for the conversion of an open counter into a glass enclosed, security wall at the main reception area of the Monroe Center.
- B. Approved a project budget of \$55,000.
- C. Authorized the Director of General Services to make public notice of this project and release bids.

MOTION: Pollock. SECOND: Oakley. AYES: Pollock, McGowan, Oakley, Rosenberg.
NOES: Stallard.

Entry No. 11

Minute Order No. 97-241: At the close of a public protest/ballot hearing on the street light assessment elections for the Clarksburg Street Lighting District and the North Davis Meadows County Service Area, the Board took the following actions:

- A. Appointed the following as tabulators: Tom Tracy, Suellen Coast, Stan Sorensen and Mitch Whitman.
- B. Directed that the tabulation of protest/ballots be conducted. Staff was directed to report back to the Board later in the meeting with results of the tabulation. (See Entry No. 17)

MOTION: McGowan. SECOND: Stallard. AYES: Pollock, McGowan, Stallard, Rosenberg.
ABSTAIN: Oakley.

Entry No. 12

Minute Order No. 97-242: Approved and authorized the Chairman to sign **Agreement No. 97-147** with CommuniCare Health Centers to perform drug and alcohol assessments on General Assistance applicants and recipients who are suspected substance abusers.

MOTION: McGowan. SECOND: Stallard. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Entry No. 13

Minute Order No. 97-243: Adopted and authorized the Chairman to sign **Resolution No. 96-147.37**, amending the Authorized Position Resolution to add two Career Development Instructors for the Community Partnership Agency, beginning July 1, 1997. Directed staff to report back to the Board in six months on the success of this program and the numbers of people placed into employment.

MOTION: Stallard. SECOND: Pollock. AYES: Pollock, McGowan, Stallard, Rosenberg.
NOES: Oakley.

Entry No. 14

Minute Order No. 97-244: At the conclusion of a public hearing, the Board took the following actions on fee amendments:

- A. Adopted and authorized the Chairman to sign **Resolution No. 97-81** establishing an interim fee for septic and similar liquid wastes disposal at the County Central Landfill.
- B. Relating to Superior/Municipal Courts:
 - 1. Approved the standard contract for Pro Tem Court Reporters used by the

Superior/Municipal Court which includes:

- a. The establishment of a half-day rate
 - b. The increase to the existing full-day per diem rate for Pro Tem Reporters
2. Adopted and authorized the Chairman to sign **Resolution No. 96-170.5**, amending the Master Fee Resolution to add these fees.
 3. Delegated authority to execute individual contracts to the Court Executive Officer and County Administrative Officer, jointly. Such authority shall include the authority to vary the insurance requirements for individual contracts as appropriate for such contracts, with the advice of the County Risk Manager.

MOTION: McGowan. SECOND: Stallard. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Entry No. 15

Minute Order No. 97-245: Adopted revisions to the Firearms Policy and Procedure for Welfare Fraud Investigators in the Special Investigations Unit of the Department of Social Services.

MOTION: McGowan. SECOND: Pollock. AYES: Pollock, McGowan, Stallard, Rosenberg.
NOES: Oakley.

Entry No. 16

Minute Order No. 97-246: At the conclusion of a public hearing on the request of Pamela Welsh for a zone change of a 56 acre parcel from A-P to A-1, a tentative parcel map to reconfigure four existing parcels, and a variance for the establishment of a 3.01 acre parcel, the Board took the following actions:

- A. Certified the negative declaration as the appropriate level of environmental review for this project.
- B. Adopted the following findings:
 1. Relating to the subdivision map act/parcel map:

- a. The proposed project is determined to be consistent with the Yolo County General Plan.
- b. The approval of this request would allow for the inherent right for the development of a homesite on the agricultural parcels and associated improvements that were determined to be consistent with the General Plan.
- c. The proposed parcel sizes are in compliance with the minimum lot area requirements, with the exception of the 3.01 acre parcel which will require variance approval. The parcels will have to meet all requirements imposed by the County Environmental Health and Public Works Departments.
- d. The proposed project area is in compliance with the zoning requirements relative to the proposed construction of future homesites and as such would meet the density requirements, with the exception of the 3.01 acre parcel which will require a variance approval.
- e. The proposed subdivision (parcel map) was reviewed for any potential environmental impacts and determined to be void of any significant impacts, as discussed in the negative declaration.
- f. The proposed map and subsequent improvements (i.e., future construction of homesites and appurtenant structures) do not appear to pose any serious health impacts, however, any proposed development on the properties will be reviewed by the County Environmental Health and the local fire district for approval.
- g. The proposed division will not pose any detrimental impacts to any existing public easements, and access is available to each parcel from an existing access road.

2. Relating to the variance:

- a. Minimum parcel size requirements in the Williamson Act are 80 acres. By establishing a 3.01 acre parcel in the A-P zone, the applicant has agreed to non-renew the parcel. Staff does not believe that by granting a variance for the subject lot will not constitute a grant of a special privilege in that other parcels throughout the county are below the minimum acreage size under the original A-P contract requirements. As stated earlier, the purpose of proceeding in this manner is to relocate an existing 5.56 acre parcel which is centrally located in the proposed vineyard, and relocating the parcel to area which is not agriculturally productive due to the existence of a homesite and outbuildings.

- b. Due to the steep topography of the land, and the amount of land available for the establishment of productive vineyard crop, the 3.01 acre parcel will be situated as to not take any land out of active farming. In addition, the parcel will encompass an existing home, well and septic system thus ensuring continued farming on the remainder parcel of land.
 - c. The granting of the variance for the subject lot will be consistent with the requirements of the zoning regulations and the master plan in that the parcels will remain in agriculture activity.
- C. Adopted and authorized the Chairman to sign **Ordinance No. 1208** approving the amendment to the Zoning Map of Yolo County, Inset Map No. 21 to reflect a zone change of a 56 acre parcel from Agricultural Preserve (A-P) to Agricultural General (A-1).
- D. Approved a zone change of a 56 acre parcel from A-P to A-1, a variance for the establishment of a 3.01 acre parcel, and a tentative parcel map to reconfigure four existing parcels into a 30.45 acre, 46.76 acre, and a 3.01 acre parcel, subject to the following conditions of approval:
 - 1. Within sixty (60) days of the approval of this action, the applicant shall submit for review and approval to the Community Development Agency, the revised agricultural preserve land descriptions to be incorporated into the revised land use contracts for the subject properties.
 - 2. After approval of the legal descriptions by the Community Development Agency, the applicant shall transmit the above information to the Yolo County Counsel's Office and shall execute two (2) new contracts.
 - 3. Further parcelization of parcels shall be prohibited prior to either parcels/contracts exiting from the Williamson Act.
 - 4. In accordance with Yolo County Code §8-2.2415, the applicant shall agree to indemnify, defend, and hold harmless the County or its agents, officers and employees from any claim, action, or proceeding (including damage, attorney fees, and court cost awards) against the County or its agents, officers, or employees to attack, set aside, void, or annul an approval of the County, advisory agency, appeal board, or legislative body concerning the permit or entitlement when such action is brought within the applicable statute of limitations. The County shall promptly notify the applicant of any claim, action or proceeding and that the County cooperates fully in the defense. If the County fails to promptly notify the applicant of any claim, action, or proceeding, or if the County fails to cooperate fully in the defense, the applicant shall not thereafter be responsible to defend, indemnify, or hold the County harmless as to that action. The County may require that the applicant post a bond in an amount determined to be sufficient to satisfy the above indemnification

and defense obligation.

- E. Adopted and authorized the Chairman to sign **Resolution No. 97-82** which confirms the certification of the negative declaration, adopts the findings for approval of the project, approves the zone changes, approves the tentative parcel map, amending Agricultural Preserve No. 8, and approves a variance request to establish a 3.01 acre parcel in the A-P zone.

MOTION: Pollock. SECOND: Stallard. AYES: Pollock, McGowan, Oakley, Stallard, Rosenberg.

Entry No. 17

The Assistant Director of Public Works and Transportation announced the following unofficial tabulation of protest/ballots:

- A. Clarksburg Street Lighting District - 70 yes votes and 11 no votes
- B. North Davis Meadows County Service Area - 32 yes votes and 7 no votes

Entry No. 18

Received and filed reports on the June 10, 1997 Davis 2x2 meeting and June 13, 1997 Winters 2x2 meeting.

Entry No. 19

Adjourned this meeting of the Yolo County Board of Supervisors at 11:50 A.M. At 12:00 Noon, the Board of Supervisors were guests of the Cooperative Extension for the annual luncheon. The Board of Supervisors convened in closed session on the following (the Clerk was excused from attending the closed session). The Board is in recess until Thursday, July 10, 1997 at 177 W. Lincoln Avenue (Yolo County Public Agency Risk Management Authority) a closed session on employee evaluation - position title - County Administrative Officer.

- A. Conference with legal counsel - Martinez v Yolo County
- B. Conference with legal counsel - Wheeler v Yolo County

Dave Rosenberg, Chairman

Yolo County Board of Supervisors

Paula M. Cooper, Clerk to the
Board of Supervisors