

BOARD OF SUPERVISORS
Yolo County, California

June 26, 2001

MINUTES

The Yolo County Board of Supervisors met on the 26th day of June, 2001 in regular session in its Chambers in the Erwin Meier Administration Center, Woodland, California at 9:00 A.M. pursuant to County Code Section 2-1.103.* Present were Supervisors Rosenberg, Pollock, McGowan, Wolk and Chair Stallard. Chair Stallard presided. Victor Singh, County Administrator and Steve Basha, County Counsel were present. Michael Goodin led all in attendance in the Pledge of Allegiance to the Flag.

Agenda Item No. 3
Public Comment

The Chairman invited individuals of the public to make statements on matters relating to County business.

Michael Goodin expressed his concern that the June 19, 2001 Board of Supervisors' agenda was not in compliance with the Brown Act relative to Board of Supervisors appointments to advisory boards.

County Counsel Steve Basha indicated that the County had fully complied with the provisions of Government Code Section 54954.2 because the complete agenda packet was posted more than 72 hours prior to the Board's June 26, 2001 meeting at a location freely accessible to members of the public. This location is on a bulletin board just outside the Board chambers and that this was in compliance with the Brown Act.

Agenda Item No. 3
Introductions

The following introductions were made:

- A. Supervisor Lois Wolk introduced her intern, Alejandra Dubcovsky, who graduated from Davis High School and will be attending the University of California, Berkeley in the fall.
- B. Chair Stallard introduced his new Board Aide Jamie Law, a recent graduate from the University of California, Davis.
- C. Chair Stallard thanked Lisa Sheldon for her work as his Board Aide and for the contributions she made to the County which included a leadership role on projects such as Women's History Month, 150 Committee and the County time capsule, the 2001 Yolo County Energy Summit and the County and State fair booths.

Minute Order No. 01-160: Acted on the Consent Agenda as follows:

1. Approved the Minutes of the Board of Supervisors' meetings for June 19, 2001 and June 20, 2001.
2. Received and filed the annual contract summary and report on progress, to date, in establishing results-based performance measures in each service contract in accordance with Board direction. Approved and authorized the Chair to sign **Agreement No. 01-146** with The Procurement Connection, Inc. for assistance in the improvement and development of contracting and procurement processes.
3. Approved the request by the following Districts to consolidate its election with the regular election held on November 6, 2001:
 - A. Madison Community Services District
 - B. Knights Landing Community Services District
 - C. Yolo Fire Protection District
 - D. North Delta Water District
4. Approved authorization for the Clerk of the Board of Supervisors to sign notices advising the following that the Board need not authorize issuance of Tax and Revenue Anticipation Notes (TRANS) on their behalf:
 - A. Esparto Unified School District
 - B. Winters Joint Unified School District
5. Approved and authorized the Chair to sign **Agreement No. 01-147** extending the term of agreement with Bonnie Mac Farlane for Small Claims Advisory services to June 30, 2002.
6. Approved the reclassification of five Home Care Specialists to Social Workers at the Adult Services Division of the Department of Employment and Social Services and adopted and authorized the Chair to sign **Resolution No. 00-144.51** amending the Authorized Position Resolution reallocating all existing Home Care Specialist positions to Social Worker/Senior Social Worker positions.
7. Approved the reclassification of an Administrative Clerk II to an Office Support Specialist at the Department of Employment and Social Services and adopted and authorized the Chair to sign **Resolution No. 00-144.52** amending the Authorized Position Resolution to reflect this reclassification.
8. Approved the County-wide Absence Reduction Pilot Goalsharing Program to be continued during fiscal year 2001-2002.
9. Approved and authorized the Chair to sign **Agreement No. 01-148** with North Sacramento Funeral Home for the provision of indigent burial services.
10. Approved and authorized the Chair to sign **Agreement No. 01-149** with Ron Berryhill (d.b.a. Wellness Professionals Network) for health promotion services for Yolo County employees.

11. Approved and authorized the Chair to sign **Agreement No. 01-150** with the State Department of Health Services for Childhood Lead Poisoning Prevention for FY 2000/01 and FY 2001/02. Authorized the Director/Health Officer to sign for additional funds available during the contract period.
12. Approved and authorized the Chair to sign **Agreement No. 01-151** with Suicide Prevention of Yolo County for crisis mental health services, for FY 2000/01.
13. Approved and authorized the Chair to sign the following agreements for Psychiatric Inpatient Hospital Services for FY 2000/01:
 - A. **Agreement No. 01-152** with BHC Heritage Oaks Hospital
 - B. **Agreement No. 01-153** with Sutter Center for Psychiatry
14. Approved and authorized the Chair to sign the following agreements with Woodland Healthcare for FY 2000/01:
 - A. **Agreement No. 01-154** for inpatient psychiatrist services and on-call coverage at Woodland Memorial Hospital.
 - B. **Agreement No. 01-155** for reimbursement to the County for providing psychiatric professional services at Woodland Memorial Hospital.
15. Adopted and authorized the Chair to sign **Resolution No. 00-142.61** amending the Budget Resolution increasing Alcohol, Drug and Mental Health Department revenues and appropriations in the 2000/2001 final budget.
16. Approved and authorized the Chair to sign **Agreement No. 01-156** with Woodland Youth Services for the emergency shelter of abused and neglected children beginning July 1, 2001 through December 31, 2002.
17. Approved and authorized the Chair to sign **Agreement No. 01-157** with Valley Toxicology Services for drug testing services for FY 2001/02.
18. Approved and authorized the Chair to sign **Agreement No. 01-158** between the Welfare Case Data System Counties and Electronic Data Systems to provide ongoing maintenance and modification of the system for FY 2001/02.
19. Approved and authorized the Chair to sign **Agreement No. 01-159** between the Welfare Case Data System (WCDS) Counties and the California State Association of Counties (CSAC) for management of the WCDS for FY 2001/02.
20. Approved and authorized the Chair to sign **Agreement No. 01-160** with MGE Engineering, Inc. for professional engineering services for Guinda Bridge on County Road 57 over Cache Creek.
21. Accepted the work on the County Road 32 widening, constructed by Sierra National Construction, Inc. as complete and authorized the Director of Planning and Public Works to sign and record the Notice of Completion and pay the final estimate releasing retention.

22. Approved and authorized the Chair to sign **Agreement No. 01-161** establishing a California Land Conservation Agreement (Williamson Act Contract) (APN 038-090-02) with Thomas P. Ramos and Phyllis D. Ramos Revocable Trust.
23. Approved and authorized the Chair to sign **Agreement No. 01-162** with CFC Recovery Systems, Inc. to provide appliance servicing to remove all refrigerants, compressors and oil from appliances received at the Yolo County Central Landfill.
24. Approved and authorized the Chair to sign **Agreement No. 01-163** with Nichols Consulting Engineers for design, plans, specifications, and engineer's estimate for rehabilitation of County Road 102 from Beamer Street to the north.
25. Approved and authorized the Central Services Manager to notify the property owner, Margaret Vicars, of the County's exercise of the second 12-month option for office space for the Veterans Service Office at 430 Lincoln Avenue, Woodland.

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

Agenda Item No. 30
Janitorial Services Agreement

Minute Order No. 01-161: Approved and authorized the Chair to sign **Agreement No. 01-164** with American Building Maintenance, Inc. (ABM) for janitorial services to all county buildings for a one-year period starting July 1, 2001 with one one-year renewal option.

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

Agenda Item No. X-1
Cache Creek Funding

Minute Order No. 01-162: Approved and authorized the Chair to sign a letter requesting restoration of State funding for the 2001-02 budget year to pay for the Department of Water Resources portion of the Cache Creek Feasibility Study to provide flood control for the City of Woodland.

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

Agenda Item No. 6
Conflict Indigent Defense Panel

Minute Order No. 01-163: Approved and authorized the Chair to sign the following agreements with the members of the Conflict Indigent Defense Panel:

- A. **Agreement No. 01-165** with J. Toney
- B. **Agreement No. 01-166** with David Reed
- C. **Agreement No. 01-167** with Rod Beede
- D. **Agreement No. 01-168** with James Granucci
- E. **Agreement No. 01-169** with Alice Meserve
- F. **Agreement No. 01-170** with Linda Case
- G. **Agreement No. 01-171** with Christina Beede
- H. **Agreement No. 01-172** with Kristina Felix
- I. **Agreement No. 01-173** with Sheryl Cambron

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

Agenda Item No. 31
Employer of Record

Minute Order No. 01-164: Took the following actions relative to the Yolo County Employer of Record:

- A. Accepted the Findings and Recommendations report from the Yolo County In-Home Supportive Services Advisory Committee regarding the establishment of an Employer of Record.
- B. Approved and authorized the Yolo County In-Home Supportive Services Advisory Committee recommendations establishing an Employer of Record for Yolo County.

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

Agenda Item No. 36
Park and Ride Lot – City of Davis

Minute Order No. 01-165: At the conclusion of a public hearing, the Board took the following action to allow for the development of a Park and Ride Lot and associated facilities by the City of Davis:

- A. Certified that the Categorical Exemption was prepared in accordance with the California Environmental Quality Act (CEQA) and the CEQA Guidelines.
- B. Approved the Lot Line Adjustment in accordance with the recommended Conditions of Approval as follows:

CONDITIONS OF APPROVAL

- 1. Upon acceptance of the Plat Map and Legal Descriptions, a "Certificate of Compliance" will be issued by the Planning and Public Works Department. Within thirty (30) days of the issuance of the "Certificate of

Compliance", the applicant shall record the Certificate of Compliance with the County Recorder's Office, or it shall be deemed null and void.

2. Prior to construction of the park and ride facility, the City shall contact the California Department of Fish and Game to determine whether habitat mitigation for the loss of Swainson's hawk foraging habitat will be required.
3. Subsequent development of the water storage facility shall include features to reduce aesthetic impacts on the surrounding area, including but not limited to placing a portion or all of the tank underground, and incorporating textures, colors, and other design elements to improve the appearance to neighboring properties.
4. Prior to construction of the park and ride facility, in accordance with Section 40A.03.030.(b).(2) of the Davis Municipal Code, the city will set aside payment of a fee based upon a one to one replacement for a farmland conservation easement or farmland deed restriction, for the loss of 3.44 acres of agricultural land associated with the park and ride lot. The fee shall be equal to or greater than the value of the 3.44 acres plus the estimated cost of legal, appraisal and other costs, including staff time, to acquire property for the agricultural mitigation. The in-lieu fee shall be set aside by the city in a separate account used for farmland mitigation purposes, with priority given to lands with prime agricultural soils and habitat value.
5. The applicant shall design the landscaping plan for the park and ride lot such that fifty percent (50%) of the area of the facility is shaded within ten (10) years.
6. In accordance with Yolo County Code Section 8-2.2415. the applicants, owners, their successor's or assignees 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 stature of limitations.

The County shall promptly notify the applicant of any claim, action or proceeding and that the County cooperate fully in the defense. If the County fails to promptly notify the applicant of any claim, action, or proceeding, or 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.

- C. Adopted the Findings of Fact to support a determination that the proposed Lot Line Adjustment conforms with the California Subdivision Map Act.
- D. Adopted and authorized the Chair to sign **Resolution No. 01-93** of the Yolo County Board of Supervisors quitclaiming a 1.3 acre parcel of land to the City of Davis.

- E. Adopted and authorized the Chair to sign **Resolution No. 01-94** summarily vacating a certain portion of County Road 32A.
- F. Designated the public access easement from County Road 32A to the future park and ride lot as County Road 104A, pursuant to Section 8-1.707(b) of the Yolo County Code.
- G. Approved and authorized the Chair to sign **Agreement No. 01-174**, Memorandum of Understanding, between the County of Yolo and the City of Davis regarding maintenance and repair of an unnamed road providing access to the Davis Park-and-Ride Lot.
- H. Directed staff to bring back a Memorandum of Understanding with the City of Davis regarding primary responsibility for law enforcement at the future park and ride lot.

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

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

Agenda Item No. 37
Redistricting

Minute Order No. 01-166: At the conclusion of a public hearing to discuss the Redistricting Advisory Committee (RAC) recommendations, the Board took the following action:

- A. Received all correspondence and meeting minutes from the seven public meetings of the Redistrict Advisory Committee.
- B. Accepted and filed the final recommendations of the RAC.
- C. Released the RAC members from any further duties and directed letters of appreciation to each committee member from the Board of Supervisors.
- D. Established July 10, 2001, at 10:00 A.M. as the next public hearing to consider adjustments to Plan 1 of the proposed Yolo County Supervisorial Districts.
- E. Directed staff to work with the individual Supervisors to discuss changes for consideration at the July 10, 2001 public hearing.

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

Agenda Item No. 34C-1
Sacramento County Sanitation District

The Board discussed Assembly Bill 864 (Thomson) to annex the City of West Sacramento to the Sacramento Regional County Sanitation District and preclude a member of the Yolo County Board of Supervisors to be seated on the Sanitation Board as currently required by the principal act of this district.

This matter was continued to 2:00 P.M. for further discussion.

The Board recessed at 11:55 A.M. to attend the annual Service Awards Banquet at Cracchiolos Hall, 1320 E. Main Street, Woodland.

The Board reconvened at 1:40 P.M. and recessed to Closed Session on the following items. All members were present. The Clerk was excused from attending the Closed Session.

Conference with real property negotiator
Property: 1.211 acres at the northeast corner of Grant Avenue and Dutton Street, Winters, CA
Parties: Winters Joint Unified School District
Vic Singh, County Administrative Officer
X Price X Terms of Payment

Conference with legal counsel:
Anticipated Litigation: 1 Case

Conference with Labor Negotiator, Victor Singh, CAO; Tim Huntley, Assistant CAO; Gina Rowland, Personnel Analyst.

Agenda Item No. 32
Community Action Plan

Minute Order No.01-167: Received and filed the Yolo County Community Services Block Grant (CSBG) Community Action Plan for Program Years 2002-2003.

MOTION: Wolk. SECOND: Pollock. AYES: Rosenberg, Pollock, Wolk, Stallard.
ABSENT: McGowan.

Agenda Item No. 35
Advisory Board

Minute Order No. 01-168: Took the following action:

- A. Accepted the resignation of Jim Setbacken from the Community Services Action Board (CSAB).

- B. Appointed Jack Potter to the Sister County Advisory Committee.
- C. Continued consideration to Bruce Bailey to the Willow Oak Fire Protection District Board of Commissioners to July 10, 2001

MOTION: Pollock. SECOND: Rosenberg. AYES: Rosenberg, Pollock, Wolk, Stallard.
ABSENT: McGowan.

Supervisor McGowan arrived at 2:30 P.M.

Agenda Item No. 33
Final Budget for 2001-2002

Minute Order No. 01-169: Took the following action for the adoption of the Yolo County 2001/02 Final Budget:

- A. Approved amendments to the proposed Final Budget associated with the Administrative Officer's Recommended Budget Adjustments list.
- B. Adopted and authorized the Chair to sign **Resolution No. 01-95** adopting the 2001/2002 Final Budget for the County of Yolo.
- C. Authorized funding for Organizational Development for eight months with the last four months being earmarked in contingencies which may be reinstated pending results of the program provided to the Board during the mid-year budget monitor.
- D. Adopted and authorized the Chair to sign **Resolution No. 01-96** amending the Authorized Position Resolution.
- E. Adopted and authorized the Chair to sign **Resolution No. 01-97** authorizing Allocation of Penalty Assessment Revenue.
- F. Continued discussion of the proposed 2001/2002 Master Fee Resolution of the County of Yolo to July 10, 2001.

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

Agenda Item No. 34C-1
Sacramento County Sanitation District

The Board engaged in a lengthy discussion on Assembly Bill 864 (Thomson) to annex the City of West Sacramento to the Sacramento Regional County Sanitation District. This bill would preclude a member of the Yolo County Board of Supervisors to be seated on the Sanitation Board as currently required by the principal act of this district. West Sacramento Mayor Mark Montemayor provided the Board a presentation on this legislation.

Supervisor McGowan moved that the County remain neutral on the proposed AB 864 (Thomson) and that the County move toward discussion and resolution with the City of West Sacramento to address the underlining County concerns. These concerns include the pace of growth, agricultural preservation, open space issues, alignment of the new wastewater treatment pipe, and that the County be held harmless in situations that may occur due to the extension of the wastewater treatment pipe and service. Motion failed for lack of a second.

Supervisor Rosenberg moved that the County support AB 864 (Thomson) if amended to state: 1) the one seat on the Board of the Sanitation District representing Yolo County be chosen jointly with the City of West Sacramento City Council and the Yolo County Board of Supervisors; 2) strike the wording that would exempt this project from CEQA and 3) continue to work jointly with the City of West Sacramento to achieve our joint goals in this effort.

After concern was expressed by Chair Stallard regarding striking the wording that would exempt this project from CEQA, Supervisor Rosenberg made the following motion:

Supervisor Rosenberg moved to amend his original motion to delete the CEQA requirement.

Supervisor Wolk indicated her willingness to second Supervisor Rosenberg's original motion. No vote was taken.

Supervisor McGowan made a substitute motion to Supervisor Rosenberg's motion that the County remain neutral on AB 864 (Thomson) and take no position. Motion failed for lack of a second.

Chair Stallard made the following substitute motion, seconded by Supervisor Pollock and ordered by roll call vote:

Minute Order No. 01-170: Supported AB 864 (Thomson), if amended, to include 1) a joint appointment of a Yolo County representative from either the City of West Sacramento City Council or the Yolo County Board of Supervisors as agreed upon by both entities; and 2) the County continue to work jointly with the City of West Sacramento to achieve joint goals in this effort which include the pace of growth, agricultural preservation, open space issues, alignment of the new wastewater treatment pipe, and that the County be held harmless in situations that may occur due to the extension of the wastewater treatment pipe and service

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

Agenda Item No. 39
Adjournment

The Yolo County Board of Supervisors adjourned this meeting at 3:30 P.M. and convened in Closed Session on the following matter. The Clerk was excused from attending the Closed Session.

Conference with real property negotiator
Property: 120 W. Main Street, Woodland, CA

Parties: Vic Singh, County Administrative Officer
James D. Martin and Darwin Datwyler, Trustees
X Price X Terms of Payment

The Board adjourned to Closed Session on Thursday, June 28, 2001 at 8:30 A.M. in the community room at the Yolo Community Bank for evaluation of the County Administrative Office and the County Counsel.

Tom Stallard, Chair
Yolo County Board of Supervisors

Patty Crittenden, Clerk to the
Board of Supervisors

Endnote: * These Minutes, as the official record of the Board of Supervisors, note that Supervisor Rosenberg is employed by the State of California as the Director of Community and Intergovernmental Relations and Senior Advisor to the Governor and as such technically has a financial interest in any contract made by this Board with the State of California. He recuses himself from participating in any county decision-making concerning a contract between the County and the State of California which directly involves the department known as the Office of the Governor. He is not otherwise disqualified from participation in contracts with the State.

