



# SONOMA COUNTY BOARD OF SUPERVISORS AGENDA

575 ADMINISTRATION  
DRIVE, ROOM 102A  
SANTA ROSA, CA 95403

Susan Gorin, First District  
David Rabbitt, Second District  
Shirlee Zane, Third District  
James Gore, Fourth District  
Lynda Hopkins, Fifth District

Sheryl Bratton, County Administrator  
Bruce Goldstein, County Counsel

**Tuesday, November 5, 2019**

**8:30 AM**

**Board of Supervisors Chambers  
575 Administration Drive 102A**

This is a simultaneous meeting of the Board of Supervisors of Sonoma County, the Board of Directors of the Sonoma County Water Agency, the Board of Commissioners of the Community Development Commission, the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Public Finance Authority, and as the governing board of all special districts having business on the agenda to be heard this date. The five District Supervisors also serve as the Board of Directors of the Sonoma County Water Agency, the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Public Finance Authority, and as the Board of Commissioners of the Community Development Commission. Each of the foregoing entities is a separate and distinct legal entity. The Board welcomes you to attend its meetings which are regularly scheduled each Tuesday at 8:30 a.m. Your interest is encouraged and appreciated.

**AGENDAS AND MATERIALS:** Agendas and most supporting materials are available on the Board's website at <https://www.sonoma-county.legistar.com/>. Due to legal, copyright, privacy or policy considerations, not all materials are posted online. Materials that are not posted are available for public inspection between 8:00 a.m. and 5:00 p.m., Monday through Friday, at 575 Administration Drive, Room 100A, Santa Rosa, CA.

**SUPPLEMENTAL MATERIALS:** Materials related to an item on this agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Board of Supervisors office at 575 Administration Drive, Room 100A, Santa Rosa, CA, during normal business hours.

**DISABLED ACCOMMODATION:** If you have a disability which requires an accommodation, an alternative format, or requires another person to assist you while attending this meeting, please contact the Clerk of the Board at (707) 565-2241 or [bos@sonoma-county.org](mailto:bos@sonoma-county.org) as soon as possible to ensure arrangements for accommodation.

**PUBLIC TRANSIT ACCESS TO THE COUNTY ADMINISTRATION CENTER:** Sonoma County Transit: Rt. 20, 30, 44, 48, 60, 62; Santa Rosa CityBus: Rt. 14; Golden Gate Transit: Rt. 80. For transit information call (707) 576-RIDE or 1-800-345-RIDE or visit or <http://www.sctransit.com/>

**APPROVAL OF THE CONSENT CALENDAR:** The Consent Calendar includes routine financial and administrative actions that are usually approved by a single majority vote. There will be no discussion on these items prior to voting on the motion unless Board Members request specific items be discussed and/or removed from the Consent Calendar. There will be an opportunity for the public to comment on the consent calendar prior to it being voted upon.

**PUBLIC COMMENT:** Any member of the public may address the Board on a matter listed on the agenda. Commenters are requested to fill out a Speaker Card and to come forward to the podium when recognized by the Board Chair. Please state your name and limit your comments to the agenda item under discussion. Available time for comments is determined by the Board Chair based on agenda scheduling demands and total number of speakers.

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**BOARD CHAMBERS SECURITY SCREENING:** Security screening is conducted for all individuals attending Board meetings. Individuals planning to participate in Board meetings are advised to allow extra time to complete the screening process. The full policy can be found at <http://sonomacounty.ca.gov/Board-of-Supervisors/>

**8:30 A.M. CALL TO ORDER****PLEDGE OF ALLEGIANCE****I. APPROVAL OF THE AGENDA**

(Items may be added or withdrawn from the agenda consistent with State law)

**II. CONSENT CALENDAR**

1. Award of Contract for Construction of Oken (0262) Riparian Fencing in the amount of \$82,880 to the Lowest Responsible Bidder, CR Fence Company, Inc. [2019-1479](#)
  - A) Approve the Oken Riparian Restoration Project and authorize the General Manager to record a Notice of Exemption Pursuant to the California Environmental Quality Act;
  - B) Approve the plans and specifications for the Oken Riparian Fencing Project on file with the Clerk;
  - C) Award the contract for construction of the Oken Riparian Fencing Project to the lowest responsible bidder, CR Fence Company, Inc. DBA Humboldt Fence Company in the amount of \$82,880.00 and authorize the President of the Board to execute the contract;
  - D) Authorize the General Manager to:
    - i) Approve and issue written change orders to the contract so long as (1) the change order does not affect that material character of the work and the need for the change order results from unforeseen matters which are discovered after the contract was awarded and such modifications are necessary or advisable to complete the project in a timely and efficient manner; and (2) the cumulative amount of all change orders does not exceed 10% of the original contract price;
    - ii) Authorize the General Manager to approve design changes to the Oken Riparian Fencing Project as may be necessary or appropriate in connection with change orders within the General Manager's authority pursuant to this action;
    - iii) Issue and record Notice of Completion pursuant to Civil Code section 9204.; and
    - iv) Execute an Agreement and Release of Claims, with County Counsel review, if any unresolved claims are listed by the Contractor.

**Department or Agency Name(s):** Agricultural Preservation And Open Space District

2. Lease Amendment for Department of Health Services at 1450 Neotomas Avenue, Santa Rosa [2019-1582](#)

A) Authorize the General Services Director to execute a Lease Amendment with Cornerstone Properties II S, LLC as Landlord, for a Premises in 1450 Neotomas Avenue, Santa Rosa, vacating 1,381 square feet of Rentable Area located in the basement ("Basement Space") and adding 2,080 square feet of Rentable Area on the first floor of the Building ("Suite 130 Space"); resulting in an increase in the existing monthly rent for the Premises of \$1,984.50 to reflect the 699 square foot increase in Premises area and the higher rent per square foot for Suite 130 Space versus the Basement Space. The goal of the proposed Lease Amendment is to increase operational efficiency at the Department of Health Services by providing its Logistics Group with office space better suited for its tasks and the opportunity for future expansion.

B) Adopt a resolution adjusting the fiscal year 2019-2020 final budget, appropriating \$20,248 to facilitate \$14,248 in increased facility rental expenditures and \$6,000 in relocation costs within the Department of Health Services. (4/5th Vote Required)

(Third District)

**Department or Agency Name(s):** General Services and Health Services

3. Adopt a resolution ratifying the proclamation of local health emergency in the Sonoma County Operational area due to hazardous conditions resulting from the Kincade Fire. [2019-1667](#)

Adopt a resolution ratifying the Health Officer's proclamation of a local health emergency due to the Kincade Fire.

**Department or Agency Name(s):** Health Services, County Administrator and County Counsel

4. Sonoma Mountain Road Right of Way Vacation RWV19-0001 [2019-1559](#)

Adopt a resolution (1) finding that the project is exempt from CEQA, and (2) ordering vacation of a portion of a right-of-way easement adjacent to Sonoma Mountain Road, over and across Pfendler's property, APN 136-220-018 and Tavernetti's property, APN 136-160-018 lands as shown on the 1866 County Road Survey at Book 1, Official Surveys, Pages 389 and 390, that portion lying within Lot 362 and Lot 352. (Second District)

**Department or Agency Name(s):** Permit and Resource Management

5. West County Trail Forestville Phase 2 Bid Award [2019-1578](#)  
Fifth District

- A) Approve specifications, plans, and forms for the construction of the West County Trail Forestville Phase 2 project.
- B) Award the construction contract for the West County Trail Forestville Phase 2 project to Murray Building, Inc. (Contractor) in the amount of \$314,927 and authorize the Chair of the Board to execute the contract.
- C) Authorize the Director of Regional Parks or his designee to approve contract changes up to \$50,000, and approve on behalf of the Board any changes to the design made pursuant to such contract changes as may be necessary or appropriate in connection with change orders within the Director's authority pursuant to Resolution Number 04-0547.

(Fifth District)

**Department or Agency Name(s):** Regional Parks

6. Out-of-State Travel Request - Airport Manager [2019-1539](#)

Approve Out-of-State Travel Request for the Airport Manager

**Department or Agency Name(s):** Transportation and Public Works

7. Receive Report on Required Emergency Work and Make Findings to [2019-1624](#)  
Extend Emergency Contracting Actions and Waive Competitive Bidding  
Requirements Pursuant To Public Contract Code Section 22050 Due To  
The 2019 Winter Storms And Flooding

That the Board of Supervisors:

- A) Receive report on required emergency work resulting from the 2019 Winter Storms and Flooding; and
- B) Make findings that there is an ongoing need to continue emergency actions and for further emergency work resulting from the 2019 Winter Storms and Flooding; and
- C) Continue to suspend competitive bidding requirements for emergency flooding, storm-related repairs and winterization activities.

(4/5 Vote Required)(Fourth and Fifth Districts)

**Department or Agency Name(s):** Transportation and Public Works

## **PRESENTATIONS/GOLD RESOLUTIONS**

### **PRESENTATIONS AT THE BOARD MEETING**

(Gold resolutions are presented in the afternoon session at 1:30 P.M.)

8. Adopt a Gold Resolution honoring November 2019 as Conservatorship [2019-1584](#)  
Appreciation Month in Sonoma County.

**Department or Agency Name(s):** Human Services

PRESENTATIONS AT A DIFFERENT DATE

9. Adopt a Gold Resolution acknowledging and commending Northern California Public Media on the occasion of its 35th Anniversary of Non-Profit Community Service. (Countywide) [2019-1588](#)

**Department or Agency Name(s):** Board of Supervisors

10. Adopt a Gold Resolution honoring Nancy Dobbs on the 35th Anniversary of the establishment of KRCB Public television. (Fifth District) [2019-1586](#)

**Department or Agency Name(s):** Board of Supervisors

11. Adopt a Gold Resolution honoring November 11, 2019, as "Veterans Day" in Sonoma County. [2019-1585](#)

**Department or Agency Name(s):** Human Services

**III. REGULAR CALENDAR**

12. Retiree Extra-Help Appointment for the Department of Health Services [2019-1587](#)

Pursuant to Government Code Section 7522.56, approve the appointment of Mary Killian as a Behavioral Health Clinician Retiree Extra-Help in order to fill a critically needed position within 180 days of her retirement, with an appointment date as early as November 5, 2019.

**Department or Agency Name(s):** Health Services

13. **9:00 A.M.** - Sonoma County Wildfire Prevention, Emergency Alert and Response Sales Tax Measure [2019-1571](#)

- A) Receive report from staff on proposed March 2020 Sonoma County Wildfire Prevention, Emergency Alert and Response Sales Tax Ballot Measure.
- B) Adopt a resolution introducing proposed ordinance imposing a 1/2 cent Transactions and Use Tax in Sonoma County for Sonoma County Wildfire Prevention, Emergency Alert and Response and increasing the County's Appropriations (Spending) Limit to allow expenditure of the proceeds of the proposed transactions and use tax and waiving further reading.
- C) Conduct a Public Hearing to consider the adoption of an Ordinance to impose a countywide Special Transaction and Use tax (sales tax) to provide additional funding for Sonoma County Wildfire Prevention, Emergency Alert and Response and increase the County's Spending Limit by a commensurate amount. The Ordinance if adopted, will be placed on the Ballot at the March 3, 2020 election, and will become effective if it is approved by two-thirds (2/3) of the voters voting on the measure.
- D) Direct staff to return during the 2nd Reading of the Ordinance to seek authorization to use General Fund Contingencies to finance the costs associated with placing the measure on the Ballot.

**Department or Agency Name(s):** County Administrator

14. **10:00 A.M. - Emergency and Pre-Hospital Medical Services System Ordinance** [2019-1545](#)

Adopt a resolution introducing, reading the title of, and waiving further reading of a proposed ordinance amending Chapter 28 of the Sonoma County Code to align with current statewide emergency medical services system laws and regulations and to address local emergency medical services system characteristics.

**Department or Agency Name(s):** Health Services

15. Amendment to Chapter 2, Section 2-172 of the County Code, to extend for a period not to exceed 5 years, re-authorizing delegation of authority to certain Department Heads to execute leases and licenses valued at less than \$10,000/month and for a term up to 10 years, including renewals. (First Read) [2019-1570](#)

A) Adopt a resolution introducing, reading the title of, and waiving further reading of an Ordinance of the County of Sonoma amending Article XVII of Chapter 2, Section 2-172 "Excluded Leases or Licenses" which will re-authorize delegation of authority to Directors of General Services, Regional Parks, Transportation & Public Works and the Airport Manager to execute leases and licenses for county owned facilities valued at less than \$10,000/month and for a term up to ten (10) years, including renewals. This ordinance shall be effective for a period not to exceed five (5) years.

B) Accept the reports required under existing Article XVII of Chapter 2, Section 2-172 to summarize all licenses and leases executed under this authority since October 28, 2014, attached hereto. Ready for Adoption.

**Department or Agency Name(s):** General Services

16. Fee Waiver [2019-1577](#)

Approve a fee waiver in the amount of \$120 by Sonoma County Area Agency on Aging for use of the Santa Rosa Veterans Memorial Building. (Third District)

**Department or Agency Name(s):** Board of Supervisors

#### **IV. PUBLIC COMMENT ON CLOSED SESSION ITEMS**

#### **V. CLOSED SESSION CALENDAR**

17. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - California North Bay Fire Cases, San Francisco Superior Court, JCCP 4955 (Government Code Section 54956.9(d)(1).) [2019-1660](#)

The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation- In re PG&E Corporation and Pacific Gas and Electric Company, United States Bankruptcy Court, Northern District of California, San Francisco Division, Case No. 19-30088(DM) Chapter 11. (Government Code Section

54956.9(d)(1).)

18. The Board of Supervisors will consider the following in closed session: [2019-1661](#)  
The County of Sonoma's response to confidential final draft audit report.  
(California Government Code Section 54956.75.)
19. The Board of Supervisors, the Board of Directors of the Water Agency, [2019-1529](#)  
the Board of Commissioners of the Community Development  
Commission, and the Board of Directors of the Agricultural Preservations  
And Open Space District will consider the following in closed session:  
Conference with Labor Negotiators: Agency Negotiators: Christina  
Cramer/Janie Carduff, County of Sonoma and Rick Bolanos, Liebert  
Cassidy & Whitmore. Employee Organizations: Western Council of  
Engineers and Sonoma County Public Defender Investigators'  
Association. Unrepresented employees: All, including retired employees.  
(Government Code section 54957.6).

**VI. REGULAR AFTERNOON CALENDAR**

**VII. RECONVENE FROM CLOSED SESSION**

**VIII. REPORT ON CLOSED SESSION**

**IX. 1:30 P.M. - PRESENTATIONS/GOLD RESOLUTIONS**

**X. 1:45 P.M. - PUBLIC COMMENT ON MATTERS NOT LISTED ON THE  
AGENDA BUT WITHIN THE SUBJECT MATTER JURISDICTION OF THE  
BOARD AND ON BOARD MEMBER REPORTS**

(Comments are restricted to matters within the Board's jurisdiction. The Board will hear public comments at this time for up to thirty minutes. Each person is usually granted time to speak at the discretion of the Chair. Any additional public comments will be heard at the conclusion of the meeting. While members of the public are welcome to address the Board, under the Brown Act, Board members may not deliberate or take action on items not on the agenda.)

**ITEM #19A IS RECOMMENDED TO BE ADDED TO THE REGULAR AGENDA AS AN EMERGENCY SITUATION EXISTS AFTER THE PUBLISHING OF THE AGENDA.**

- 19A. **2:15 P.M. - Urgency Ordinance Adding Chapter 40A, Kincade Fire Disaster** [2019-1671](#)  
Recovery, to Sonoma County Code

Hold public hearing. After close of public hearing, find the proposed ordinance exempt from CEQA under Public Resource Code §§ 21080(b)(3)-(4) and CEQA Guidelines §§ 15269(a),(c), and approve the proposed ordinance. (4/5th Vote Required)

**Department or Agency Name(s):** Permit and Resource Management and County Counsel



**ITEM #19B IS RECOMMENDED TO BE ADDED TO THE REGULAR AGENDA AS AN EMERGENCY SITUATION EXISTS AFTER THE PUBLISHING OF THE AGENDA.**

- 19B. Urgency Ordinance Establishing Requirements For The Removal Of Fire Damaged Debris From Private Property Following The Kincade Fire [2019-1670](#)

Waive further reading of the Kincade Fire Cleanup Emergency Ordinance and adopt the urgency ordinance.

**Department or Agency Name(s):** Health Services, County Administrator and County Counsel

**XI. BOARD MEMBER REPORTS ON ASSIGNED BOARDS, COUNCILS, COMMISSIONS OR OTHER ATTENDED MEETINGS**

20. Permit and Resource Management Department: Review and possible action on the following: [2019-1583](#)

Acts and Determinations of Planning Commission/Board of Zoning Adjustments

Acts and Determinations of Project Review and Advisory Committee

Acts and Determinations of Design Review Committee

Acts and Determinations of Landmarks Commission

Administrative Determinations of the Director of Permit and Resource Management

(All materials related to these actions and determinations can be reviewed at:

<http://sonomacounty.ca.gov/PRMD/Boards-Commissions-and-Committees/>

**Department or Agency Name(s):** Permit and Resource Management

**XII. ADJOURNMENT**

NOTE: The next regular meeting will be held on November 12, 2019.

(All dates are tentative until each agenda is finalized)