



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, February 25, 2020

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 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 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. Disbursement of Fiscal Year 2019-2020 First District Community Investment Fund Grant Awards [2020-0059](#)

Approve Community Investment Fund grant awards and Authorize the County Administrator, or designee, to execute an agreement with the following entities for a Community Investment Grant for FY 2019-2020: LITE Initiatives dba Community Bikes, \$250; Valley of the Moon Music Festival, \$1,000; Sonoma Valley Chorale, Inc., \$1,000; and Sonoma Food Runners (fiscal agent: Matter of Trust, Inc.), \$2,500. (First District)

Department or Agency Name(s): Board of Supervisors

2. Fee Waiver [2020-0127](#)

Approve a fee waiver in the amount of \$1,485.00 by Sonoma County Farm Bureau for use of the Santa Rosa Veterans Memorial Building and equipment. (Third District)

Department or Agency Name(s): Board of Supervisors

3. Disbursement of Fiscal Year 2019-2020 Fourth District Community Investment Fund Grant Awards. [2019-1961](#)

Approve Community Investment Fund grant awards and authorize the County Administrator or designee to execute an agreement with the following non-profit entity for economic development efforts for FY 2019-2020: Scopa Has a Dream Inc. dba Corazon Healdsburg, \$5,000. (Fourth District).

Department or Agency Name(s): Board of Supervisors

4. Fee Waiver [2020-0069](#)

Approve a fee waiver in the amount of \$4939 for permit and health fees for the Forestville Youth Park's annual parade and fundraiser, to be held on June 6 & 7, 2020. (Fifth District)

Department or Agency Name(s): Board of Supervisors

5. Original Jurisdiction for Manzana Apple Processing Facility Use Permit and Lot Line Adjustment / Parcel Merger Application PLP18-0026 [2020-0170](#)

Adopt a resolution exercising original jurisdiction over the application for a Use Permit for an apple processing facility and lot line adjustment / merger for property located at 9141 Green Valley Road, Sebastopol; APNs 130-090-020, -002, & -021. (Fifth District)

Department or Agency Name(s): Board of Supervisors

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6. Recovery and Resiliency Update [2020-0071](#)
- Receive an update on the status of recovery operations, planning, and external funding opportunities following recent disasters, including the 2019 Kincade Fire, 2017 Sonoma Complex Fires, and 2019 Winter Storm and Floods.
- Department or Agency Name(s):** County Administrator
7. Memorandum of Understanding with the City and County of San Francisco for the distribution of Urban Area Security Initiative grant funds [2020-0062](#)
- A) Authorize the Director of Emergency Management to execute the Urban Areas Security Initiative Memorandum of Understanding with the City and County of San Francisco for the receipt of Urban Areas Security Initiative regional grant funds totaling \$72,743; term November 1, 2019 through December 31, 2020.
- B) Authorize the Director of Emergency Management to execute any future subsequent modifications to this Memorandum of Understanding with the City and County of San Francisco to accept Urban Area Security Initiative grant funds in an amount not-to-exceed \$80,000, through December 31, 2020.
- Department or Agency Name(s):** Emergency Management
8. 2020 Sonoma County Fairgrounds Budget [2020-0070](#)
- Adopt a Resolution approving the 2020 Operating and Capital Improvements Budget and the 2020 Employee Position Allocation List, for Sonoma County Fair and Exposition, Inc.
- Department or Agency Name(s):** Fairgrounds
9. Department of Health Services Public Health Staffing Allocations [2019-1808](#)
- Adopt a personnel resolution amending the Department allocation list to add 1.25 full-time equivalent positions and delete 1.50 full-time equivalent positions as detailed in the attached resolution within the Department of Health Services, effective February 25, 2020.
- Department or Agency Name(s):** Health Services
10. Legal Services Agreement [2020-0015](#)
- Authorize Sonoma County Counsel to execute the fourth amendment to a legal services agreement with the law firm of Foley & Lardner LLP for outside counsel assistance regarding health care compliance and privacy, increasing the amount by \$100,000, resulting in a new not-to-exceed amount of \$240,000 through June 30, 2020. (4/5th Vote Required)
- Department or Agency Name(s):** County Counsel and Health Services
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11. Miscellaneous Classification, Compensation, and Allocation Change [2020-0050](#)

Adopt a Resolution reflecting the recommendations of completed classification studies and other position allocation changes:

- A) Adopt a Concurrent Resolution amending the Salary Resolution 95-0926, Salary Table Scales, to establish the new classification and salary for Assistant Information Systems Director, effective February 25, 2020.
- B) Adopt a Resolution amending the Departmental Allocation List for the Board of Supervisors/County Administrator's Office and the Information Systems Department, effective February 25, 2020.

Department or Agency Name(s): Human Resources

12. Human Services Department Budget Amendment and Position Allocation [2020-0030](#)

- A) Adopt a Resolution adjusting the Fiscal Year 2019-2020 budget due to unanticipated increases to revenues and reimbursements, and increase expenditure appropriations due to the increased state and federal funding allocations of \$1,488,142.
- B) Adopt a Resolution amending the Human Service Department's position allocations by 20.0 Full-Time Equivalents (FTEs) effective February 25, 2020 financed with increased ongoing revenues and reimbursements.

(4/5th Vote Required)

Department or Agency Name(s): Human Services

13. Sonoma Booster Station Electrical Upgrade and Pumping Reliability Project - PG&E Agreement to Perform Tariff Schedule Related Work (Electrical Service Upgrade) [2019-1791](#)

Authorize Sonoma County Water Agency's General Manager to execute "Agreement to Perform Tariff Schedule Related Work" (PG&E Contract No. 50017889 V3) with PG&E for Electrical Service Upgrade and to pay \$71,267 to PG&E for the associated work. (First District)

Department or Agency Name(s): Sonoma County Water Agency

14. Quagga and Zebra Mussel Inspection Programs - Lake Mendocino and Lake Sonoma [2020-0048](#)

In an ongoing effort to prevent quagga and zebra mussel infestation in Sonoma County waterways:

- A) Adopt a Resolution ratifying the signing and filing of grant applications to the California Department of Parks and Recreation Division of Boating and Waterways, and the signing of a Grant Agreement to accept \$400,000 to fund a mussel infestation prevention program at Lake Sonoma and take other actions.
- B) Adopt a Resolution ratifying the signing and filing of grant applications to the California Department of Parks and Recreation Division of Boating and Waterways, and the signing of a Memorandum of Agreement and a Settlement Agreement to accept \$400,000 to fund a mussel infestation prevention program at Lake Mendocino and take other actions.
- C) Authorize Sonoma County Water Agency's General Manager to execute an agreement with Dogs with Jobs, LLC, dba Mussel Dogs for quagga and zebra inspection program at Lake Sonoma in the not-to-exceed amount of \$625,000 in a form approved by County Counsel (term of 24 months).
- D) Authorize Sonoma County Water Agency's General Manager to execute an agreement with Dogs with Jobs, LLC, dba Mussel Dogs for quagga and zebra inspection program at Lake Mendocino in the not-to-exceed amount of \$590,000 in a form approved by County Counsel (term of 24 months).
- E) Adopt a Resolution authorizing adjustments to the Board Adopted Budget for FY 2019/2020 for the Sonoma County Water Agency General Fund in the amount of \$303,000, the Russian River Projects Fund in the amount of \$1,223,000, the Warm Springs Dam Fund in the amount of \$60,000, and the Water Transmission Fund in the amount of \$60,000. (4/5th Vote Required)

Department or Agency Name(s): Sonoma County Water Agency

15. Agreement between Sonoma County Water Agency and the City of Santa Rosa for Nutrient Offset Credits (Phosphorous) [2020-0058](#)

Authorize Sonoma Water's General Manager to execute an agreement between Sonoma County Water Agency and City of Santa Rosa in which Sonoma County Water Agency agrees to sell, and City of Santa Rosa agrees to purchase, up to 20,000 pounds of nutrient offset credits for Phosphorous at a cost of \$50 per pound, for a total amount not to exceed cost to the City of Santa Rosa of one million dollars (\$1,000,000).

Department or Agency Name(s): Sonoma County Water Agency

THE RECOMMENDED ACTION FOR ITEM #16 AMENDED BY ADDENDUM

16. Resolution Making Findings of an Emergency Need to Perform Work to Stabilize Dangerous Conditions Resulting from Pipeline Corrosion on the Cotati Aqueduct in the Meter Vault at River Road Chlorine Building. **2020-0190**

Board of Directors Adopt a Resolution:

- A) Making findings that there is an emergency need to stabilize dangerous conditions resulting from the corrosion occurring on the Cotati Aqueduct; and
- B) Suspending the requirements for competitive bidding; and
- C) Authorizing the General Manager of Sonoma County Water Agency to execute contracts, not to exceed \$750,000 per contract, necessary to stabilize dangerous conditions resulting from corrosion occurring on the Cotati Aqueduct; and
- D) Making an exemption determination under the California Environmental Quality Act; and
- E) Ratifying any emergency contracts entered into by the General Manager of the Sonoma County Water Agency relating to these issues.

Adopt a Resolution authorizing adjustments to the Board Adopted Budget for FY 2019/2020 for the Sonoma County Water Agency Water Transmission Fund in the amount of \$400,000.

(4/5th Vote Required)

Department or Agency Name(s): Sonoma County Water Agency

17. Receive Report on Required Emergency Work and Make Findings to Extend Emergency Contracting Actions and Waive Competitive Bidding Requirements Pursuant to Public Contract Code Section 22050 Due to the Kincade Fire. **2020-0011**

That the Board of Supervisors:

- A) Receive report on required emergency work resulting from the Kincade Fire; and
- B) Make findings that there is an ongoing need to continue emergency actions and for further emergency work resulting from the Kincade Fire; and
- C) Continue to suspend competitive bidding requirements for emergency work.

(4/5th Vote Required)

Department or Agency Name(s): County Counsel, Transportation and Public Works and County Administrator

APPOINTMENTS/REAPPOINTMENTS

18. Approve the Appointment of Carol West to the Sonoma County Mental Health Board representing the Second District for a three-year term beginning March 1, 2020 and expiring March 1, 2023. (Second District). **2020-0083**

Department or Agency Name(s): Board of Supervisors

19. Approve the Reappointment of Lea Black as the Fourth District representative to the Advisory Council to Area Agency on Aging for a two year term back ending April 25, 2021.(Fourth District) **2019-1917**

Department or Agency Name(s): Board of Supervisors

20. Approve the appointment of Brad Davis and Judy James to the Sonoma County Workforce Investment Board for a one-year term beginning February 25, 2020, and ending February 25, 2021. [2020-0063](#)

Department or Agency Name(s): Human Services

PRESENTATIONS/GOLD RESOLUTIONS

ITEM #21 PREVIOUSLY LISTED AS A PRESENTATION AT THE BOARD MEETING WILL BE PRESENTED ON A DIFFERENT DATE.

21. Adopt a Gold Resolution acknowledging and celebrating the 10-year anniversary of the Upstream Investments Initiative. [2020-0064](#)

Department or Agency Name(s): Human Services

PRESENTATIONS ON A DIFFERENT DATE

22. Adopt a Gold Resolution Congratulating Tony Linegar on his Retirement from the Sonoma County Department of Agriculture, Weights and Measures. (First District) [2020-0185](#)

Department or Agency Name(s): Board of Supervisors

III. 8:35 A.M. - PRESENTATIONS/GOLD RESOLUTIONS

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

23. Permit and Resource Management Department: Review and possible action on the following: [2020-0066](#)
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

V. PUBLIC COMMENT ON CLOSED SESSION ITEMS

VI. CLOSED SESSION CALENDAR

24. The Board of Supervisors will consider the following in closed session: Public Employee Appointment: Agricultural Commissioner/Sealer of Weights and Measures. Agency Negotiator: Christina Cramer, Director of Human Resources. (Gov't. Code Section §54957). [2020-0179](#)

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25. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Anticipated Litigation. Potential initiation of litigation pursuant to Government Code section 54956.9(d)(4). 1 case. [2019-1906](#)
26. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation -(1) *George Luke v. Sonoma County Board of Supervisors, et al.*; Sonoma County Superior Court Case No. SCV 261187, California and Supreme Court Case No. S259957 (from First District Court of Appeal No. A155286) and (2) *George Luke v. Sonoma County Board of Supervisors, et al.*; Sonoma County Superior Court Case No. SCV-261999 and First District Court of Appeal No. A156997(Government Code Section 54956.9(d)(1).) [2020-0158](#)
27. The Board of Directors of the Sonoma County Agricultural Preservation and Open Space District will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - *Alfred Bordessa and Joseph Bordessa, as Successor-Trustees of the Bruno Bordessa and Dorothy Bordessa Revocable Intervivos Trust (Created by Declaration of Trust Dated June 12, 2000) v. The Sonoma County Agricultural Preservation and Open Space District; and, Does 1 through 20, inclusive.* Sonoma County Superior Court Case No. SCV 256943 -(Government Code Section 54956.9(d)(1).) [2020-0159](#)
28. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - Yerixia Perez-Feith v. County of Sonoma, Workers' Compensation Appeals Board No. ADJ11164131; Yerixia Perez-Feith v. Jinming Nian, et al. Sonoma County Superior Court Case No. SCV-263975 and County of Sonoma v. Jimming Nian, et al. Sonoma County Superior Court Case No. SCV-264065 (Government Code Section 54956.9(d)(1).) [2020-0125](#)
29. The Board of Supervisors and the Board of Directors of the Sonoma County Water Agency will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - *State of California, et al., ex rel. OnTheGo Wireless, LLC v. Cellco Partnership, DBA Verizon Wireless, et al.*; Sacramento County Superior Court, Case No. 34-2012-00127517 (Government Code Section 54956.9(d)(1)). [2020-0114](#)
30. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - *County of Sonoma v. Brahma Brewery*, Sonoma County Superior Court Case No. SCV265159 _(Government Code Section 54956.9(d)(1).) [2020-0098](#)
31. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - *County of Sonoma v. Michael Castagnola*, Sonoma County Superior Court Case No. SCV265714 _(Government Code Section 54956.9(d)(1).) [2020-0103](#)
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32. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - County of Sonoma v. Esteban Diaz, Sonoma County Superior Court Case No. SCV265769 (Government Code Section 54956.9(d)(1).) [2020-0104](#)
33. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - County of Sonoma v. Joshua Freeman, Sonoma County Superior Court Case No. SCV265705 (Government Code Section 54956.9(d)(1).) [2020-0105](#)
34. The Board of Supervisors will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - County of Sonoma v. Elias Stavrinides, Sonoma County Superior Court Case No. SCV265109 (Government Code Section 54956.9(d)(1).) [2020-0106](#)
35. The Board of Supervisor will consider the following in closed session: Conference with Legal Counsel - Anticipated Litigation Potential initiation of litigation pursuant to Government Code section 54956.9(d)(4). 4 Potential Cases. [2020-0107](#)
36. The Board of Supervisors for the County of Sonoma and the Board of Directors for the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Community Development Commission, the Sonoma County Water Agency, and the Sonoma Valley County Sanitation District 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).) [2020-0184](#)
- The Board of Supervisors for the County of Sonoma and the Board of Directors for the Sonoma County Agricultural Preservation and Open Space District, the Sonoma County Community Development Commission, the Sonoma County Water Agency, and the Sonoma Valley County Sanitation District 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).)

VII. REGULAR AFTERNOON CALENDAR

VIII. RECONVENE FROM CLOSED SESSION

IX. REPORT ON CLOSED SESSION

X. 2:00 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.)

37. **3:00 P.M. - ORD19-0008 Development Agreements Ordinance** [2020-0067](#)

Find that the proposal is exempt from CEQA and adopt an ordinance amending Sonoma County Code to add Sections 26-100-010 through 26-100-120 governing Development Agreements.

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

XI. ADJOURNMENT

NOTE: The next regular meeting will be held on March 10, 2020.

(All dates are tentative until each agenda is finalized)