



SONOMA COUNTY BOARD OF SUPERVISORS MEETING MINUTES - FINAL

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
Robert Pittman, County Counsel

Tuesday, November 12, 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.

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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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8:30 A.M. CALL TO ORDER

8:34 A.M. The Board meeting was called to order.

Staff Present: County Administrator Sheryl Bratton and County Counsel Bruce Goldstein

Present: Susan Gorin, David Rabbitt, Shirlee Zane, James Gore, and Lynda Hopkins

PLEDGE OF ALLEGIANCE**I. APPROVAL OF THE AGENDA**

(Items may be added or withdrawn from the agenda consistent with State law)

8:34 A.M.

Item #9 was continued to November 19, 2019.

Board Action: Approved as amended.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

II. CONSENT CALENDAR

Approval of the Consent Agenda

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

1. Fiscal Year 2019-20 First Quarter Budget Adjustments

[2019-1568](#)

A) Adopt a Concurrent Resolution adjusting the FY 2019-20 Budget Appropriations by \$73.9 million. (4/5th Vote Required)

B) Adopt a Resolution of the Sonoma Valley County Sanitation District adjusting the FY 2019-20 Budget by \$10.97 million (2/3rd Vote Required)

Department or Agency Name(s): Board of Supervisors, Agricultural Preservation And Open Space District, Community Development Commission , Sonoma County Water Agency, Occidental County Sanitation District, Russian River County Sanitation District, South Park County Sanitation District , Sonoma Valley County Sanitation District (Directors: Gorin, Rabbitt and Harrington)

Sonoma County Valley Sanitation District Board Action: Approved as Recommended

AYES: Rabbit, Gorin

ABSENT: Mayor Harrington

2-0-1

Board Action: Approved as recommended by resolutions 19-0483 and 19-0484.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

2. Sonoma County Wildfire Prevention, Emergency Alert and Response Transactions and Use (Sales) Tax Measure [2019-1609](#)
- A) Adopt an Ordinance entitled the "Sonoma County Wildfire Prevention, Emergency Alert and Response Sales Tax Measure" imposing a countywide ½-cent countywide special Transactions and Use Tax (Sales Tax) until repealed by the voters of Sonoma County, pursuant to the authority granted by Revenue and Taxation Code Section 7285.5 (Second Reading - Ready for Adoption)
 - B) Authorize the County Administrator to contract with the California Department of Tax and Fee Administration to administer the tax pursuant to Section 5 of the Sonoma County Wildfire Prevention, Emergency Alert and Response Sales Tax, if approved by voters.
 - C) Adopt a resolution calling a special election to submit to the voters of Sonoma County a proposed one-half cent sales tax measure entitled the "Sonoma County Wildfire Prevention, Emergency Alert, and Response Transactions and Use (Sales) Tax Ordinance," and ordering that the special election be consolidated with the statewide general election to be conducted on March 3, 2020.
 - D) Authorize the use of General Fund Contingencies up to the amount of \$400,000 to finance the costs associated with placing the measure on the ballot.
- (4/5th Vote Required)

Department or Agency Name(s): County Administrator

Board Action: Approved as recommended by ordinance 6292 and resolution 19-0485.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

3. Second Amendment to Legal Services Agreement with Greines, Martin, Stein & Richland, LLP [2019-1581](#)

Authorize County Counsel to execute a Second Amendment to the Legal Services Agreement with Greines, Martin, Stein & Richland, LLP, for appellate litigation and related legal services, increasing the contract amount to \$200,000.00. (4/5th Vote Required)

Department or Agency Name(s): County Counsel

Board Action: Approved as recommended.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

4. Adopt an Ordinance amending Chapter 2, Section 2-172 of the County Code, to extend [2019-1607](#) 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, for County-owned property. (Adoption)

Adopt 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, as landlord or licensor, 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. (Second Reading.)

Department or Agency Name(s): General Services

Board Action: Approved as recommended by ordinance 6293.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

5. Lease Amendment for Information Systems Department at 1375 N. Dutton Avenue, [2019-1569](#)
Santa Rosa

Authorize the Clerk of the Board to publish a notice, declaring the Board's intent to enter into a lease amendment with Cross Creek Group, Inc. (Landlord), for 13,600 sq. ft. of warehouse and office space located at 1375 N. Dutton Avenue, in Santa Rosa. The proposed amendment: a) extends the lease term for five years through January 1, 2025, and provides for two, 2-year options to further extend the lease through January, 2029; b) specifies the monthly rent payments for the extended lease; and c) provides for tenant improvements to be paid for by the Landlord at Landlord's sole cost and expense. The leased premises are utilized for the County's Records Management Program and Mail Room processing operations.

Department or Agency Name(s): General Services and Information Systems

Board Action: Approved as recommended.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

6. Adopt resolutions directing the Purchasing Agent to engage independent contractors and authorizing the County Administrator to contract for emergency work pursuant to the local emergency declaration for the Kincade Fire [2019-1673](#)

Adopt Resolutions:

- A) Directing and delegating authority to the Purchasing Agent, or her designee, to engage and execute contracts with independent contractors to perform services related to the Kincade Fire emergency for the County or County officers, with or without the furnishing of material, when the annual aggregate cost per contract does not exceed \$150,000, and establishing rules and regulations to effectuate this emergency contracting, including informal bidding procedures (Majority Vote)
- B) Declaring an emergency need to remove dangerous conditions resulting from the Kincade Fire, suspending the requirement of competitive bidding, delegating authority to execute contracts for emergency work to the County Administrator or her designee, ratifying contracts executed by the County Administrator, and making a determination under the California Environmental Quality Act (4/5th Vote Required)

Department or Agency Name(s): General Services

Board Action: Approved as recommended by resolutions 19-0486 and 19-0487.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

7. Emergency and Pre-Hospital Medical Services System Ordinance [2019-1633](#)

Adopt an 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

Board Action: Approved as recommended by ordinance 6294.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

8. California Accountable Communities for Health Initiative Grant [2019-1547](#)

- A) Authorize the Director of Health Services to execute a grant agreement with Community Partners to accept \$200,000 in revenue to support participation in the California Accountable Communities for Health Initiative through which the Department and Health Action will continue implementation of a local Accountable Community for Health to address the most pressing health issues facing our communities, for the period September 1, 2019 through August 31, 2021.
- B) Adopt a resolution adjusting the fiscal year 2019-2020 adopted budget by increasing revenues and expenditures in the Department of Health Services by \$51,982 to include grant funding from Community Partners. (4/5th Vote Required)
- C) Adopt a resolution amending the position allocation list of the Department of Health Services to extend the term of an existing full-time time-limited Health Program Manager position through August 31, 2021.

Department or Agency Name(s): Health Services

Board Action: Approved as recommended by resolutions 19-0488 and 19-0489.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

9. Augmented Multipurpose Senior Services Program Revenue and Extension of a Time-Limited Social Work Assistant [2019-1575](#)
- A) Authorize the Human Services Department to accept augmented revenue in the amount of \$171,392 from the California Department of Aging for the Multipurpose Senior Services Program section within Human Services' Adult & Aging Division. (Majority)
 - B) Adopt a resolution authorizing budgetary adjustments to the Human Services Department's Fiscal Year (FY) 2019-20 budget in the amount of \$171,392 to reflect both augmented funding from the California Department of Aging and a corresponding increase in appropriations for the Multipurpose Senior Services Program section in Human Services' Adult & Aging Division. (4/5th Vote Required)
 - C) Adopt a position resolution to approve the addition of 1.0 Time-Limited Full Time Equivalent (FTE) Social Work Assistant for the period 11/19/2019 to 06/30/2022, within the Multipurpose Senior Services Program of the Human Services' Adult & Aging Division in order to draw down augmented revenues in FY 2019-2020 from the California Department of Aging. (Majority)

Department or Agency Name(s): Human Services

Item #9 Continued to November 19, 2019

PRESENTATIONS/GOLD RESOLUTIONS

PRESENTATIONS AT A DIFFERENT DATE

10. Adopt a Gold Resolution recognizing the Pacific Coast Air Museum's 30 years of service to the community, providing education and entertainment and honoring veterans. (Fourth District) [2019-1546](#)

Department or Agency Name(s): Board of Supervisors

Board Action: Approved as recommended by resolution 19-0492.

Ayes: Gorin, Rabbitt, Zane, Gore, Hopkins

8:41 A.M. Public Comment on Consent Calendar Opened

Public Speakers:

Michael Hilber

8:41 A.M. Public Comment on Consent Calendar Closed

III. REGULAR CALENDAR

11. Oak Grove Apartments - Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) [2019-1603](#)
Hearing to approve the issuance of tax-exempt multifamily housing revenue bonds

The Sonoma County Board of Supervisors is being asked to conduct a public hearing and to adopt a resolution which would approve the issuance of tax-exempt multifamily housing revenue bonds by the California Public Finance Authority (the "Authority") for the purpose of acquisition and rehabilitation of Oak Grove Apartments located at 1578 Grove Street, Healdsburg, California 95448, a multifamily residential housing facility located in Sonoma County (the "Project").

Department or Agency Name(s): Community Development Commission

8:44 A.M.

Presenters:

Benjamin Wickham, Affordable Housing Director, Community Development Commission

8:47 A.M. Public Comment Opened

Public Speakers:

Bruce Pearson

Thomas Ells

8:49 A.M. Public Comment Closed

Board Action: Approved as recommended by resolution 19-0493.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

12. Matching Grant Program Guidelines Updates [2019-1617](#)

A) Approve Recommended Updates to the Matching Grant Program Guidelines

B) Approve Matching Grant Program Match Requirements

C) Provide direction to staff on any additional revisions to the Guidelines

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

8:50: A.M.

Presenters:

Jennifer Kuszmar, Matching Grant Coordinator, Agricultural Preservation and Open Space District

Bill Keene, General Manager, Agricultural Preservation and Open Space District

Misti Arias, Program Manager, Agricultural Preservation and Open Space District

9:31 A.M. Public Comment Opened

Public Speakers:

Michael Hilber

9:32 A.M. Public Comment Closed

Board Action:

Actions A and C were approved as recommended.

Action B was amended and approved as follows:

- 1) Maintain 1:1 match,
- 2) Allow for up to 10 years for operations and maintenance funds to be counted toward match, and
- 3) Allow for a reduced match based on a means test if the applicant can demonstrate a need for reduced match and the capacity to complete the project including operating and maintaining any improvements for the life of the improvement.

Aye: Gorin, Rabbitt, Zane, Gore, and Hopkins

IV. PUBLIC COMMENT ON CLOSED SESSION ITEMS

10:15 A.M. Public Comment on Consent Calendar Opened

Public Speakers:

None

10:15 A.M. Public Comment on Closed Session Calendar Closed

V. CLOSED SESSION CALENDAR

1:35 P.M. County Counsel Bruce Goldstein reported on Closed Session Item 13.

13. The Board of Supervisors, the Board of Directors of the Water Agency, 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). [2019-1530](#)

No reportable action. Direction was given to counsel and labor negotiators.

VI. REGULAR AFTERNOON CALENDAR**VII. RECONVENE FROM CLOSED SESSION**

Supervisors Present: Susan Gorin, David Rabbitt, James Gore, Lynda Hopkins

Supervisors Absent: Shirlee Zane

Staff Present: Sheryl Bratton, County Administrator and Bruce Goldstein, County Counsel

VIII. REPORT ON CLOSED SESSION

1:35 P.M. County Counsel Bruce Goldstein reported on Closed Session Item 13.

IX. 1:30 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.)

1:36 P.M. Public Comment opened

Public Speakers:

Michael Hilbur
Michelle Miller
Mary Morrison

1:45 P.M. Supervisor Zane entered the meeting.

Susie Whitman
Rob McGilly
Richard Hannon
John Jenkel
Peter Tscherneff
Victoria Heiges
Bonita Munoz
James Savage
Thomas Ells

1:59 P.M. Public Comment closed

14. **2:00 P.M.** - Building and Fire Code Amendments

[2019-1561](#)

- A) Conduct a public workshop to consider the proposed changes to the state model code updates for building and fire safety. In addition, consider other possible local regulations that reach beyond the state codes such as requiring all electric appliances or construction (REACH Codes).
- B) Adopt a Resolution introducing, reading the title of, and waiving further reading of proposed Ordinances Amending Chapters 7 and 13 of the Sonoma County Code, and Direct the Clerk of the Board to set a Public Hearing for November 18, 2019, to consider adoption of the ordinances, accepting by reference the 2019 edition of the California model codes with local amendments.

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

2:00 P.M.

2:01 P.M. Deputy County Counsel Linda Schiltgen replaced County Counsel Bruce Goldstein.

Presenters:

Tennis Wick, Director, Permit and Resource Management Department
Nathan Quarles, Deputy Director Engineering Construction, Permit and Resource Management Department
Chief James Williams

2:54 P.M. Public Comment opened

Public Speakers:

Michael Hilbur
Deborah
Thomas Ells
Tom Corban

Keith Woods

3:05 P.M. Public Comment closed

Board Action: Approved as Amended by Resolution 19-0494.

The Board conducted a public workshop to consider the proposed changes to the state model code updates for building and fire safety. The Board also considered other possible local regulations that reach beyond the state codes. The Board directed staff to coordinate with stakeholders to explore options to improve incentives for rebates and other ways to combat climate change in a manner that is most cost effective for our residents and bring those recommendations back to the Board after working with stakeholders. The Board also directed staff to maintain the current agricultural exemptions in Sonoma County Code Chapter 7 and coordinate with the agricultural community to gather stakeholder input regarding future changes. Finally, the Board adopted a resolution introducing, reading the title of, and waiving further reading of the proposed ordinances amending Chapters 7 and 13 of the Sonoma County Code to adopt by reference the 2019 edition of the California Building Standards Code with local amendments. The Board directed the Clerk of the Board to schedule a public hearing for November 18 at 1:00 to consider adopting the proposed ordinances.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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

3:20 P.M. The Board reported on assigned Boards, Councils, Commissions and other attended meetings.

XI. ADJOURNMENT

3:22 P.M. The Board adjourned the meeting in the memory of Noel J. Lyttle, Gerald, Niimi, and Dr. Marie H. Schaap.

The meeting was adjourned to November 19, 2019, at 8:30 A.M.

Respectfully submitted,

Kay Lowtrip,
Chief Deputy Clerk of the Board

NOTE: The next meeting will be a Special Meeting held on November 18, 2019. The next Regular Meeting will be held on November 19, 2019.

(All dates are tentative until each agenda is finalized)