



SONOMA COUNTY BOARD OF SUPERVISORS MEETING MINUTES

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 11, 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.

LANGUAGE INTERPRETERS: Language services are available at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact (707) 565-2241.

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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

8:39 A.M. The Board called the meeting to order.

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

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

PLEDGE OF ALLEGIANCE

I. APPROVAL OF THE AGENDA

(Items may be added or withdrawn from the agenda consistent with State law)

8:40 A.M.

Board Action:

The Agenda was approved as recommended.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

II. CONSENT CALENDAR

1. Acquisition of Cooper Creek Addition to Taylor Mountain Regional Park & Open Space Preserve, Conservation Easement Amendment, Matching Grant Project, and Matteri Easement Exchange **2020-0124**

- A) Adopt a resolution of the Board of Directors of the Sonoma County Agricultural Preservation and Open Space District:
- i. Approving a \$742,000 grant to Sonoma County Regional Parks for the Taylor Mountain Regional Park & Open Space Preserve Cooper Creek Addition Matching Grant Project;
 - ii. Authorizing the Execution of a Matching Grant Agreement;
 - iii. Determining that the project is consistent with the Sonoma County Agricultural Preservation and Open Space District's Expenditure Plan;
 - iv. Making certain findings and authorizing the amendment of the Taylor Mountain Regional Park & Open Space Preserve Conservation Easement and the Matteri Conservation Easement in accordance with Public Resources Code section 5540.5 and the Sonoma County Agricultural Preservation and Open Space District's Easement Amendment Policy;
 - v. Authorizing the execution and acceptance of an Amended Conservation Easement and Amended Recreation Covenant governing the entirety of the Taylor Mountain Regional Park & Open Space Preserve, as expanded by the Cooper Creek Addition;
 - vi. Dedicating the Amended Conservation Easement to open space purposes pursuant to Public Resources Code Section 5540;
 - vii. Consenting to the recordation of an irrevocable offer of dedication in favor of the Sonoma County Agricultural Preservation and Open Space District pursuant to Public Resources Code §5565.5; and
 - viii. Delegating certain duties to the General Manager and directing the filing of a Notice of Exemption under the California Environmental Quality Act.
- B) Adopt a resolution of the Board of Supervisors:
- i. Approving the acquisition of fee title interest in the Cooper Creek Addition and execute a Certificate of Acceptance;
 - ii. Authorizing the Chair to execute the First Amended and Restated Taylor Mountain Conservation Easement, the First Amended and Restated Taylor Mountain Recreation Covenant, and an associated Irrevocable Offer of Dedication to the Sonoma County Agricultural Preservation and Open Space District;
 - iii. Authorizing the Director of Sonoma County Regional Parks to execute a Matching Grant Agreement;
 - iv. Authorizing the Chair to execute and record an Irrevocable Offer of Dedication to the California State Coastal Conservancy;
 - v. Authorizing the Sonoma County Regional Parks Director other actions to complete these transactions in consultation with County Counsel; and
 - vi. Directing the filing of a notice of exemption under the California Environmental Quality Act for the acquisition of the Cooper Creek Addition pursuant to Division 13, Chapter 2, §21080.28 of the California Public Resources Code.
- C) Adopt a resolution of the Board of Supervisors:
- i. Authorizing the Director of Sonoma County Regional Parks to execute a Grant Agreement with the State Coastal Conservancy.
(Third District)(Unanimous Vote)

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

Board Action: Approved as recommended by Resolutions 20-0045, 20-0046, 20-0047

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

2. Approve the Minutes of the meetings May 7, 14, 21, June 4, 11, 12, 13, 14, July 9, 23, 30, August 6, 13, and 27, 2019, and Approve the Minutes of the meeting May 14, 21, June 4, 11, 12, 14, July 23, and August 13, 2019, for the Sonoma Valley County Sanitation District. **2020-0126**

Approve the Minutes of the meetings May 7, 14, 21, June 4, 11, 12, 13, 14, July 9, 23, 30, August 6, 13, and 27, 2019, and Approve the Minutes of the meeting May 14, 21, June 4, 11, 12, 14, July 23, and August 13, 2019 for the Sonoma Valley County Sanitation District.

Department or Agency Name(s): Board of Supervisors, Sonoma Valley County Sanitation District
(Directors: Gorin, Hopkins and Harvey)

Board Action:

Approved as recommended

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

Sonoma Valley County Sanitation District

AYES: Gorin, Hopkins

ABSENT: Mayor Harvey

3. Revenue Exchange Agreement with the Glen Ellen Fire Protection District **2020-0035**

A) Approve a Revenue and Gann Limit Exchange Agreement (Agreement) with the Glen Ellen Fire Protection District for the annexation of territory from County Service Area #40 following the recordation of the approved reorganization by the Sonoma County Local Agency Formation Commission (LAFCO).

B) Authorize the County Administrator to make minor administrative changes to the Agreement needed to support the annexation approval process.

C) Approve a Budget Resolution to the FY 2019-20, increasing expenditure appropriations by \$92,000 from County Service Area # 40 Fund Balance to cover one-time costs outlined in the Agreement.

(4/5th Vote Required)(First District)

Department or Agency Name(s): County Administrator

Board Action:

Approved as recommended by Resolution 20-0048

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

4. Continue Proclamation of Local Emergency Due to the Kincade Fire in the Sonoma County Operational Area. **2019-1788**

Adopt Resolution Continuing the Proclamation of Local Emergency Issued on October 31, 2019 for another 60 Days Due to Damage Arising from the Kincade Fire in the Sonoma County Operational Area.

Department or Agency Name(s): County Administrator and Emergency Management

Board Action:

Approved as recommended by Resolution 20-0049

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

5. Resolutions to Authorize Community Development Commission to enter into agreements for State Homeless Emergency Funding sources **2020-0053**

Approve updated wording of Resolutions to allow the state to release Emergency Solutions Grant (ESG) and California Emergency Solutions and Housing (CESH) funds to the Community Development Commission Executive Director or Assistant Executive Director.

Department or Agency Name(s): Community Development Commission

Board Action:

Approved as recommended by Resolutions 20-0050, 20-0051, 20-0052, 20-0053

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

6. Main Adult Detention Facility Inmate Connector **2020-0091**

- A) Delegate authority to the Director of General Services to execute a Tunnel Easement Agreement, in form approved by County Counsel, with the State of California for property located at 600 Administration Drive, Santa Rosa, as needed for the MADF Inmate Connector Tunnel.
- B) Authorize the Director of General Services to execute a certificate of acceptance for the real property interests conveyed pursuant to said Tunnel Easement Agreement and to consent to recordation thereof.

Department or Agency Name(s): General Services and Sheriff's Office

Board Action:

Approved as recommended

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

7. Delegated Authority for Environmental Health Related State Grants **2019-1840**

- A) Adopt a resolution authorizing the Director of Health Services, or designee, to execute grant applications and related agreements for Local Enforcement Agency; Solid Waste Disposal and Site Cleanup; and Tire Recycling, Cleanup, and Enforcement programs, to secure grant funding from the California Department of Resources, Recycling and Recovery (CalRecycle) through June 30, 2025, and to implement and carry out the activities specified in the grant agreements.
- B) Adopt a resolution authorizing the Director of Health Services, or designee, to execute funding agreements, amendments, and related documents for the Public Beach Safety Grant Program to secure grant funding from the State Water Resources Control Board through June 30, 2025, and to implement and carry out the activities specified in the grant agreements.

Department or Agency Name(s): Health Services

Board Action:

Approved as recommended by Resolutions 20-0054 and 20-0055

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

8. Lower Russian River Trail Feasibility Study **2020-0029**

Accept resolution accepting the findings and recommendations as contained in the Lower Russian River Trail Feasibility Study. (Fifth District)

Department or Agency Name(s): Regional Parks

Board Action: Approved as recommended by Resolution 20-0056

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

9. Public Access Acquisition at Scotty Creek Beach **2020-0049**

Accept fee title of private land necessary to provide ocean access at Scotty Creek Beach (Fifth District)

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

Board Action: Approved as recommended

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

PRESENTATIONS/GOLD RESOLUTIONS

PRESENTATIONS AT A DIFFERENT DATE

10. Adopt a Gold Resolution acknowledging the receipt of the Nick Frey Community Contribution Award for Francis Ford Coppola Winery. (Fourth District) **2020-0045**

Department or Agency Name(s): Board of Supervisors

Board Action: Approved as recommended by Resolution 20-0057

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

11. Adopt a Gold Resolution acknowledging receipt of the Nick Frey Community Contribution Award by Jackson Family Wines. (Fourth District)

2020-0047

Department or Agency Name(s): Board of Supervisors

Board Action: Approved as recommended by Resolution 20-0058

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

8:46 A.M. Public Comment Opened

Public Speakers:

Steve Akre
Kendall Webster
Roseanne Snyder
John Jenkel

8:50 A.M. Public Comment Closed

III. 8:45 A.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.)

8:53 A.M. Public Comment Opened

Public Speakers:

Michelle Miller
Rob McGilly
Roseanne Snyder
Daniel Nickel
Suzie Whitman
James Savage
Richard Hannon
John Jenkel

9:08 A.M. Public Comment Closed

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

9:09 A.M. The Board reported on assigned Boards, Councils, Commissions and other attended meetings.

V. PUBLIC COMMENT ON CLOSED SESSION ITEMS

9:32 A.M. Public Comment Opened

Public Speakers:

None

9:32 A.M. Public Comment Closed

VI. CLOSED SESSION CALENDAR

11:38 A.M. County Counsel Bruce Goldstein reported on the Closed Session from the February 4, 2020, Special Closed Session Meeting.

11:39 A.M. County Counsel Bruce Goldstein reported on Closed Session Items 12 through 16. Item 17 will be heard offsite and reported on, on the February 25, 2020, meeting.

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| 12. | The Board of Supervisors and the Board of Directors of the Community Development Commission will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - <i>Vannucci v. County of Sonoma</i> , 18-cv-01955-VC (N.D. Cal.) (Government Code Section 54956.9(d)(1).) | 2020-0145 |
| | No reportable action. Direction was given to counsel and staff. | |
| 13. | The Board of Supervisors will consider the following in closed session Conference with Legal Counsel: Existing Litigation - <i>California North Bay Fire Cases</i> , San Francisco Superior Court, JCCP 4955 and <i>In re PG&E Corporation and Pacific Gas and Electric Company</i> , 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).) | 2020-0146 |
| | No reportable action. Direction was given to counsel. | |
| 14. | 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). | 2020-0152 |
| | No reportable action. Direction was given to the Agency Negotiator Christina Cramer. | |

15. The Board of Supervisors will consider the following in closed session: Conference with Real Property Negotiator. Property: 117 acres located on or around 3313, 3322, 3323, 3325, 3333, and 3410 Chanate Road, and Belvedere Way, Santa Rosa, CA., APN No's: 180-090-001; 180-090-002; 173-130-038 (Belvedere Way); 180-090-003; 180-090-004; 180-090-005; 180-090-006; 180-100-001; 180-100-029; 180-090-009; 180-090-010; and 180-090-008. Negotiators: For County: Caroline Judy, General Services Director. For Potential Buyers: EAH Housing (Scott Johnson). Under Negotiation: Direction to Real Property Negotiators regarding the potential surplus sale of County owned land. (Government Code Section 54956.8.) **2020-0116**

The Board concluded the surplus property purchase process and rejected the proposal from JH Community Partners for more time and directed staff to come forward in open session to further discuss the property,

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

16. The Board of Supervisors and the Board of Directors of the Community Development Commission will consider the following in closed session: Conference with Legal Counsel - Existing Litigation - *Vannucci v. County of Sonoma*, 18-cv-01955-VC (N.D. Cal.) (Government Code Section 54956.9(d)(1).) **2020-0087**

This item was withdrawn.

ITEM #17 WILL BE HELD OFFSITE AT THE KENWOOD DEPOT, 314 WARM SPRINGS ROAD, KENWOOD, CA 95452

17. The Board of Supervisors will consider the following in closed session: Public Employee Performance Evaluation - County Administrator. (Government Code Section 54957(b)(1)). **2020-0088**
No reportable action. Direction was given to counsel and staff.

VII. REPORT FROM CLOSED SESSION

Report on Closed Session items #12-#17 will be provided with the Closed Session report from the regular meeting on Tuesday, February 25, 2020.

11:38 A.M. County Counsel Bruce Goldstein reported on the Closed Session from the February 4, 2020, Special Closed Session Meeting.

11:39 A.M. County Counsel Bruce Goldstein reported on Closed Session Items 12 through 16. Item 17 will be heard offsite and reported on, on the February 25, 2020, meeting.

VIII. ADJOURNMENT

NOTE: The next regular meeting will be held on February 25, 2020.

(All dates are tentative until each agenda is finalized)

