



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 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.

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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 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

8:37 A.M The Board Meeting was called to order.

Board of Supervisors: Susan Gorin, David Rabbitt, Shirlee Zane, James Gore and Lynda Hopkins.

Staff present: Sheryl Bratton, County Administrator and Bob Pittman, Assistant Director, County Counsel.

PLEDGE OF ALLEGIANCE

I. APPROVAL OF THE AGENDA

(Items may be added or withdrawn from the agenda consistent with State law)

8:39 A.M.

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. 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

Board Action: Approved as recommended.

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

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
- Board Action: Approved as recommended.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins
-
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
- Board Action: Approved as recommended.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins
-
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
- Board Action: Approved as recommended.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins
-
5. Original Jurisdiction for Manzanita 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
- Board Action: Approved as recommended by resolution 20-0060.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins

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
- Board Action: Approved as recommended.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins
-
7. Memorandum of Understanding with the City and County of San Francisco for the **2020-0062**
distribution of Urban Area Security Initiative grant funds
- 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
- Board Action: Approved as recommended.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins
-
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
- Board Action: Approved as recommended by resolution 20-0061.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins
-
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
- Board Action: Approved as recommended by resolution 20-0062.
- Aye:** Gorin, Rabbitt, Zane, Gore, and Hopkins

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended by resolutions 20-0063 and 20-0064.

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

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

Board Action: Approved as recommended by resolutions 20-0065 and 20-0066.

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

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

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended by resolutions 20-0067, 20-0068 and 20-0069.

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

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended by resolutions 20-0070 and 20-0073.

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

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended.

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

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

Board Action: Approved as recommended by resolution 20-0071.

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

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

Board Action: Approved as recommended by resolution 20-0072.

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

8:39 A.M. Public Comment on Consent Calendar Opened

Public Speakers:

Kelsey Cody

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

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

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

8:42 A.M. The Board reported on assigned boards, councils, commission and other attended meetings.

23. Permit and Resource Management Department: Review and possible action on the **2020-0066** following:

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

9:02 A.M.

Board Action: Approved as recommended.

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

V. PUBLIC COMMENT ON CLOSED SESSION ITEMS

9:02 A.M. Public Comment on Closed Session Calendar Opened

Public Speakers:

None

9:02 A.M. Public Comment on Closed Session Calendar Closed

VI. CLOSED SESSION CALENDAR

2:50 P.M. Assistant County Counsel Robert Pittman reported on Closed Session Item 17 from the February 11, 2020.

2:51 P.M. Assistant County Counsel Robert Pittman reported on Closed Session Items 24 through 36.

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

No reportable action. Direction was given to staff.

25. The Board of Supervisors will consider the following in closed session: Conference **2019-1906**
with Legal Counsel - Anticipated Litigation. Potential initiation of litigation pursuant to Government Code section 54956.9(d)(4). 1 case.

The Board pursuant to Government Code section 54957.1, approval was given to County Counsel to initiate litigation. The particulars, once formally commenced, shall be disclosed to any person upon inquiry, unless to do so would jeopardize the County's ability to effectuate service of process on one or more unserved parties or that to do so would jeopardize its ability to conclude existing settlement negotiations to the County's advantage.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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**

No reportable action. Direction was given to staff.

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**

No reportable action. Direction was given to staff.

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**

The Board approved the settlement of the subrogation action between the County, Allstate Insurance and Yerixia Perez-Feith. The agreement will offset costs associated with Perez-Feith's ongoing workers' compensation claim resulting in a recovery to the County of \$167,667. Direction was also given to the Risk Manager to execute all documents necessary to effectuate the settlement.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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**

The Board gave approval for staff to accept the tentative settlement agreement with Verizon, from which the County will receive approximately \$366,091 and the Water Agency will receive approximately \$41,374.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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**

The Board of Supervisors agreed to Ratify Permit Sonoma and the County Counsel's previous decision to bypass the administrative hearing process and seek immediate judicial intervention in the this matter.

AYES: Gorin, Rabbitt, Zane,

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**

The Board of Supervisors agreed to Ratify Permit Sonoma and the County Counsel's previous decision to bypass the administrative hearing process and seek immediate judicial intervention in the this matter.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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**

The Board of Supervisors agreed to Ratify Permit Sonoma and the County Counsel's previous decision to bypass the administrative hearing process and seek immediate judicial intervention in the this matter.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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**

The Board of Supervisors agreed to Ratify Permit Sonoma and the County Counsel's previous decision to bypass the administrative hearing process and seek immediate judicial intervention in the this matter.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

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**

The Board of Supervisors agreed to Ratify Permit Sonoma and the County Counsel's previous decision to bypass the administrative hearing process and seek immediate judicial intervention in the this matter.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

35. The Board of Supervisor will consider the following in closed session: Conference with **2020-0107**
Legal Counsel - Anticipated Litigation Potential initiation of litigation pursuant to
Government Code section 54956.9(d)(4). 4 Potential Cases.

The Board of Supervisors agreed to allow Permit Sonoma and the County Counsel to bypass the administrative hearing process and seek immediate judicial intervention in all matters set forth above due to the serious environmental and public safety hazards on these properties.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

36. The Board of Supervisors for the County of Sonoma and the Board of Directors for the **2020-0184**
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).)
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).)

The County of Sonoma, 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 have reached an agreement with eight other public entities about the allocation of the \$415,000,000 settlement these public entities reached with PG&E regarding the 2017 North Bay Fires. Sonoma's allocated share for all Sonoma entities combined is \$184,175,480.69. The settlement still needs to be approved by the Bankruptcy Court.

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

VII. REGULAR AFTERNOON CALENDAR

VIII. RECONVENE FROM CLOSED SESSION

IX. REPORT ON CLOSED SESSION

2:50 P.M. Assistant County Counsel Robert Pittman reported on Closed Session Item 17 from the February 11, 2020.

2:51 P.M. Assistant County Counsel Robert Pittman reported on Closed Session Items 24 through 36.

**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.)

This item was taken out of order.

2:02 P.M. Public Comment Opened

Public Speakers:

Brenda Steele

Lisa Landrus

Larry Ku

Brian Terone

Peter Tscherneff

Susan Ramsey

Karen Sanders

Robin Stoecker

Michelle Miller

Mary Morrison

Roseanne Snyder

Rachel Lamn

Rob McGilly

James Savage

Richard Hannon

John Jenkel

Krista Slayter

Carol Goodwinblich

Dawn Burns

Lisa

2:50 P.M. Public Comment Closed

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

3:10 P.M.

Presenters:

Milan Nevadja, Deputy Director Planning, Permit and Resource Management Department

Tennis Wick, Director, Permit and Resource Management Department

Jennifer Klein, Deputy County Counsel

3:15 P.M. Public Comment Opened

Public Speakers:

Mr. Coombs

3:19 P.M. Public Comment Closed

Board Action:

Approved as recommended

AYES: Gorin, Rabbitt, Zane, Gore, Hopkins

XI.

ADJOURNMENT

3:20 P.M. The Board adjourned the meeting in the memory of Lindy Gotts, Eleanor Herr Rabinowitsh, Shirley Baker Weeks, John Bribiescas, Khader Mousa Husary and Steven Turner.

The meeting was adjourned to March 10, 2020 at 8:30 A.M.

Respectfully submitted,

Marcie Woychik,

Chief Deputy Clerk of the Board