



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
Robert Pittman, County Counsel

Tuesday, September 15, 2020

8:30 AM

Virtual

In accordance with Executive Orders N-25-20 and N-29-20 the September 15, 2020 Board of Supervisors meeting will be held virtually.

MEMBERS OF THE PUBLIC MAY NOT ATTEND THIS MEETING IN PERSON

The September 15, 2020 Board of Supervisors Meeting will be facilitated virtually through Zoom.

Members of the public can watch or join the meeting using one of the two following methods:

1. WATCH LIVESTREAM:

<https://sonoma-county.legistar.com/Calendar.aspx>

Once the meeting has started, click the "In Progress" hyperlink to begin viewing.

2. JOIN THE ZOOM MEETING:

Participate by computer, tablet, or smartphone application:

Go to: <https://sonomacounty.zoom.us/j/94617648589?pwd=ROFONkNpK2xJQ3JyTIZXeTB2TXBSZz09>

Enter Password: 758671

Participate by phone:

Dial +1 (669) 900 9128

Enter meeting ID: 946 1764 8589

Enter password: 758671

PUBLIC COMMENT:

Public Comment may be made via email or during the live zoom meeting. To submit an emailed public comment to the Board email bos@sonoma-county.org. Please provide your name, the agenda number(s) on which you wish to speak, and your comment. These comments will be emailed to all Board members. Public comment during the meeting can be made live by joining the Zoom meeting using the above provided information. Available time for comments is determined by the Board Chair based on agenda scheduling demands and total number of speakers.

COMMITMENT TO CIVILITY:

The Board of Supervisors has adopted rules of procedures which include a commitment to civility. To assure civility in its public meetings, the public is encouraged to engage in respectful dialog that supports freedom of speech and values diversity of opinion. Board Members, staff and members of the public are expected to establish and maintain a cordial and respectful atmosphere during discussions; and foster meaningful dialogue free of personal attacks. Members of

the public must also adhere to the speaking time limit.

DISABLED ACCOMMODATION: If you have a disability which requires an accommodation or an alternative format to assist you in observing and commenting on this meeting, please contact the Clerk of the Board at (707) 565-2241 or by email bos@sonoma-county.org by 12pm Monday, September 14, 2020 to ensure arrangements for accommodation.

The rules for public observation and comment supersede and replace the standard provisions on page two for the duration of the public health emergency.

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 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.

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.

AVISO EN ESPAÑOL: Servicios de traducción están disponibles en todas las reuniones regulares y especiales, de la Mesa de Supervisores, si se solicita por lo menos 48 horas antes de la reunión. Para más información o para solicitar servicios, de traducción llame al (707) 565-2241.

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

8:35 A.M. The Board was called to order.

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

Absent: James Gore

Staff Present: Sheryl Bratton, County Administrator and Robert Pittman, County Counsel

I. APPROVAL OF THE AGENDA

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

8:37 A.M.

Board Action: Approved as recommended.

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

II. CONSENT CALENDAR

1. Annual Financing for the Alternative Method of Property Tax Allocation (Teeter Plan) **2020-0841**
for delinquent property taxes for the fiscal year ending 2019-20

Approve resolution authorizing the \$13,091,900 annual financing used to advance delinquent taxes to taxing jurisdictions in fiscal year 2019-20 and renew the issuance of \$7,894,000 in prior delinquent tax anticipation notes as authorized by the Alternative Method of Property Tax Allocation.

Department or Agency Name(s): Auditor-Controller-Treasurer-Tax Collector

Board Action: Approved as recommended by Resolution 20-0334

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

2. Fiscal Year 2020-21 Secured Property Tax Rates **2020-0842**

- A) Adopt Concurrent Resolution of the Board of Supervisors of the County of Sonoma and the Board of Directors of the Sonoma County Water Agency, setting the Fiscal Year 2020-21 secured property tax rates including tax rates for all debt service funds within their jurisdictions.
- B) Adopt Resolution of the Board of Supervisors, County of Sonoma, setting the Fiscal Year 2020-21 unitary, operating non-unitary, and railroad unitary tax rate for voter approved indebtedness.

Department or Agency Name(s): Auditor-Controller-Treasurer-Tax Collector

Board Action: Approved as recommended by Resolutions 20-0335 and 20-0336

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

3. Gold Ridge Resource Conservation District Fund Transfer **2020-0852**

Approval of the Resolution of the Board of Supervisors, County of Sonoma, State of California, authorizing the Auditor-Controller Treasurer-Tax Collector to establish a temporary fund transfer for

Gold Ridge Resource Conservation District in an amount up to \$600,000. (Fourth and Fifth Districts)

Department or Agency Name(s): Auditor-Controller-Treasurer-Tax Collector

Board Action: Approved as recommended by Resolution 20-0337

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

4. Debit and Credit Card Payment Services Agreement for Clerk-Recorder-Assessor **2020-0787**

Records and Documents

Authorize the Clerk-Recorder-Assessor to execute an agreement with Automated Merchant Systems, Inc. to continue to provide transaction gateway, processing and settlement services of credit card transactions for copies of official public records, other filed documents, marriage license applications, and other financial transactions made over the internet, from September 12, 2020 through September 11, 2023.

Department or Agency Name(s): Clerk-Recorder-Assessor

Board Action: Approved as recommended

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

5. Consolidation of November 3, 2020, Presidential General Election **2020-0835**

Adopt the resolution authorizing consolidation of all jurisdictions that have submitted a request for consolidation, as required by Elections Code §10400, and have measures to be placed before the voters or sufficient nominees to require elections to be held on November 3, 2020.

Department or Agency Name(s): Clerk-Recorder-Assessor

Board Action: Approved as recommended by Resolution 20-0338

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

6. November 3, 2020, General District Election Appointments **2020-0836**

Adopt the resolution appointing nominees to the office of Director of their respective districts for the following districts: Coast Life Support District, Cazadero Community Services District, Bodega Bay Fire Protection District, Cloverdale Fire Protection District, Forestville Fire Protection District, Gold Ridge Fire Protection District, Kenwood Fire Protection District, Monte Rio Fire Protection District, North Sonoma Coast Fire Protection District, Northern Sonoma County Fire Protection District, Rancho Adobe Fire Protection District, Schell-Vista Fire Protection District, Sonoma County Fire Protection District, Timber Cove Fire Protection District, Cloverdale Health Care District, North Sonoma County Healthcare District, Petaluma Health Care District, Sonoma Valley Health Care District, Sweetwater Springs Water District, Valley of the Moon Water District.

Department or Agency Name(s): Clerk-Recorder-Assessor

Board Action: Approved as recommended by Resolution 20-0339

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

7. October 27, 2020, General District Election Appointments **2020-0840**

Adopt a resolution appointing nominees to the office of Director of the North Bay Water District.
(First and Second Districts)

Department or Agency Name(s): Clerk-Recorder-Assessor

Board Action: Approved as recommended by Resolution 20-0340

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

8. Economic Development Department, Creative Sonoma Accepts Grant Awards from the National Endowment for the Arts **2020-0875**

- A) Adopt a Resolution adjusting the FY 2020-21 Budget for the Economic Development Department in the amount of \$501,000, increasing appropriations for grant awards from the National Endowment for the Arts (NEA) in the amount of \$383,000; and
B) Approve the use of Recovery and Resiliency Reserve set-aside for disaster recovery related grant matches of \$118,000.

(4/5th Vote Required)

Department or Agency Name(s): Economic Development Board

Board Action: Approved as recommended by Resolution 20-0341

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

9. Final adoption of an ordinance amending Chapter 7 Building Code Amendments for Emergency Housing **2020-0348**

Adopt Ordinance Amending Chapter 7 of the Sonoma County Code as directed by the Board at the public hearing on August 18, 2020.

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

Board Action: Approved as recommended by Ordinance 6324

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

10. Withdrawal of Appeal of a Use Permit approval to allow the CL5, LLC commercial cannabis cultivation operation at 4065 Grange Road, Santa Rosa. UPC17-0082 **2020-0801**

Consent to the appellant's voluntary request to withdraw their appeal of a Board of Zoning Adjustments decision (Resolution 19-026) to approve a Use Permit application for the CL5, LLC commercial cannabis cultivation operation. Appellant (requesting appeal withdrawal): Craig Harrison, on behalf of Bennett Valley Citizens for a Ban on Commercial Marijuana Facilities. (First District)

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

Board Action: Approved as recommended

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

11. Watershed Plan & Environmental Assessment for Central Sonoma Watershed Project **2020-0818**

- A) Authorize Sonoma County Water Agency's General Manager to execute a Cooperative Agreement with the United States Department of Agriculture Natural Resources Conservation Service in the amount of \$1,200,000 in federal funding received to prepare a Watershed Plan and Environmental Assessment for the upgrade and rehabilitation of the Central Sonoma Watershed Project.
- B) Adopt a resolution authorizing adjustments to the Board Recommended Budget for Fiscal Year 2020-2021 for the Flood Control Zone 1A Fund, in the amount of \$82,000 for the Watershed Plan & Environmental Assessment for Central Sonoma Watershed Project. (4/5th Vote Required)

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

Board Action: Approved as recommended by Resolution 20-0342

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

12. Award of Contract to Prepare a Draft Mitigation Prospectus for two County properties **2020-0781**

Authorize the Chair to execute an agreement with Wetlands Research Associates Incorporated hereafter WRA, in the amount of \$318,647 to prepare a draft mitigation prospectus for two County owned properties as a first step in creating a mitigation bank to serve on demand needs of the County for future projects requiring the mitigation of environmental impacts.

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

Board Action: Approved as recommended

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

PRESENTATIONS/GOLD RESOLUTIONS

PRESENTATIONS AT A DIFFERENT DATE

13. Adopt a Gold Resolution recognizing the accomplishments and service of Harold Mires (Fourth District) **2020-0838**

Department or Agency Name(s): Board of Supervisors

Board Action: Approved as recommended by Resolution 20-0343

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

14. Adopt a Gold Resolution recognizing the accomplishments and service of Harold Peters (Fourth District). **2020-0846**
- Department or Agency Name(s):** Board of Supervisors
- Board Action: Approved as recommended by Resolution 20-0344
AYES: Gorin, Rabbitt, Zane, Hopkins
ABSENT: Gore
15. Adopt a Gold Resolution recognizing the accomplishments and service of Leonard R. Mittelstadt (Fourth District) **2020-0847**
- Department or Agency Name(s):** Board of Supervisors
- Board Action: Approved as recommended by Resolution 20-0345
AYES: Gorin, Rabbitt, Zane, Hopkins
ABSENT: Gore
16. Adopt a Gold Resolution recognizing the accomplishments and service of D. Frank Rose (Fourth District) **2020-0848**
- Department or Agency Name(s):** Board of Supervisors
- Board Action: Approved as recommended by Resolution 20-0346
AYES: Gorin, Rabbitt, Zane, Hopkins
ABSENT: Gore
- 8:37 A.M. Public Comment opened
- Public Speakers:
None
- 8:38 A.M. Public Comment closed

III. REGULAR CALENDAR

17. **8:30 A.M. - Freestone Water System Financing** **2020-0827**

Conduct a public hearing on the annual written report for County Service Area No. 41 Freestone Water System and adopt a Resolution ordering the annual water charge to be collected on the County of Sonoma tax roll, for the total amount of \$14,142.60 for Fiscal Year 2020-21. (4/5th Vote Required) (Fifth District)

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

8:38 A.M. This item was heard with Items 18 and 19

Presenters:

Johannes J. Hoevertsz, Director, Transportation and Public Works;

Trish Pisenti, Deputy Director, Transportation and Public Works

8:46 A.M. Public comment opened

Public Speakers:

None

8:47 A.M. Public comment closed

Board Action: Approved as recommended by Resolution 20-0347

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

18. **8:30 A.M. - Jenner Water System Financing** **2020-0828**

Conduct a public hearing on the annual written report for County Service Area No. 41, Jenner Zone of Benefit and adopt a Resolution ordering the annual water charge to be collected on the County of Sonoma tax roll for the total amount of \$12,518 for Fiscal Year 2020-2021. (4/5th Vote Required)(Fifth District)

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

8:38 A.M. This item was heard with Items 17 and 19

Presenters:

Johannes J. Hoevertsz, Director, Transportation and Public Works;

Trish Pisenti, Deputy Director, Transportation and Public Works

8:46 A.M. Public comment opened

Public Speakers:

None

8:47 A.M. Public comment closed

Board Action: Approved as recommended by Resolution 20-0348

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

19. **8:30 A.M. - Salmon Creek Water System Financing.** **2020-0829**

Conduct a public hearing on the annual written report for County Service Area No. 41 Salmon Creek Water System and adopt a Resolution ordering the annual water charge for the debt service and the \$30 annual charge for water availability to be collected on the County of Sonoma tax roll for the total amount of \$45,084 for Fiscal Year 2020-21. (4/5th Vote Required)(Fifth District)

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

8:38 A.M. This item was heard with Items 19 and 20

Presenters:

Johannes J. Hoevertsz, Director, Transportation and Public Works;

Trish Pisenti, Deputy Director, Transportation and Public Works

8:46 A.M. Public comment opened

Public Speakers:

None

8:47 A.M. Public comment closed

Board Action: Approved as recommended by Resolution 20-0349

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

20. **Appointment of County Counsel** **2020-0939**

Adopt Resolution appointing Robert Pittman as County Counsel, effective September 22, 2020 through September 22, 2024; and invite the County's Clerk Recorder Assessor and Registrar of Voters to administer the Oath of Office to the County Counsel.

Department or Agency Name(s): County Administrator

8:49 A.M.

Presenters:

Christina Cramer, Director, Human Resources

9:00 A.M. Public comment opened

Public Speakers:

None

9:00 A.M. Public comment closed

Board Action: Approved as recommended by Resolution 20-0350

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

21. Waive Recorder and Assessor fees for copies of specified records for LNU Lightning Complex Fire victims. **2020-0895**

Approve fee waiver for Recorder and Assessor copies of specified records for LNU Lightning Complex Fire victims.

Department or Agency Name(s): Clerk-Recorder-Assessor

9:01 A.M.

Presenters:

Deva Proto, Clerk-Recorder-Assessor

9:04 A.M. Public comment opened

Public Speakers:

None

9:05 A.M. Public comment closed

Board Action: Approved as recommended

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

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

9:07 A.M. The Board reported on assigned Boards, Councils, Commissions, and other attended meetings.

V. REPORT ON SEPTEMBER 14, 2020 CLOSED SESSION

9:18 A.M. County Counsel Robert Pittman reported on the Closed Session from September 14, 2020.

VI. 9:30 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.)

9:23 A.M. Public Comment opened

Public Speakers:

Omar Pas
Fred Allebach
Gretchen Giles
Mecha
Richard Hannon
Barbara Parnow
Karissa Kruse
Rachel Bell
Billy
Christa Slater

9:37 A.M. Public Comment closed.

VII. RECESS

9:38 A.M. The Board went into recess.

VIII. REGULAR AFTERNOON CALENDAR

1:53 P.M. The Board reconvened.

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

Absent: James Gore

Staff Present: Sheryl Bratton, County Administrator and Robert Pittman, County Counsel

22. **1:30 - P.M.** Urgency Ordinance Adding Chapter 40C, LNU Lightning Complex Disaster Recovery, to Sonoma County Code **2020-0894**

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

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

1:35 P.M.

Presenters:

Cecily Condon, Supervising Planner, Permit Sonoma;
Tennis Wick, Director, Permit Sonoma;

1:52 P.M. Public comment opened

Public Speakers:

Lindsey Derrinan

1:55 P.M. Public comment closed

Board Action: Approved as recommended by Ordinance 6325

AYES: Gorin, Rabbitt, Zane, Hopkins

ABSENT: Gore

IX.

ADJOURNMENT

1:56 P.M. The Board adjourned to September 22, 2020 at 8:30 A.M.

Respectfully submitted, Marcie Woychik, Chief Deputy Clerk of the Board

NOTE: The next regular meeting will be held on September 22, 2020.

(All dates are tentative until each agenda is finalized)