



## SONOMA COUNTY OPEN SPACE FISCAL OVERSIGHT COMMISSION

### COMMISSIONERS

**Mike Sangiacomo (Sonoma)**  
**Jean Kapolchok (Santa Rosa)**  
**Bob Anderson (Healdsburg)**

**Patty Fata (Bodega Bay)**  
**Todd Mendoza (Petaluma)**  
**Jeff Owen (Alternate)**

### APPROVED

#### Minutes for meeting of November 8, 2012

Commissioner Fata called the Fiscal Oversight Commission meeting to order at 5:00 pm.

Commissioners Present: Patty Fata, Todd Mendoza, Jeff Owen

Staff Present: Bill Keene, General Manager; Christine Minkel, Administration and Fiscal Services Manager, Sheri Emerson, Stewardship Program Manager; Misti Arias, Conservation Program Manager; Sue Gallagher, Deputy County Counsel; Sara Press, Associate Planner; Kathleen Marsh, Stewardship Coordinator; Sue Jackson, Deputy Clerk.

1. **Agenda Items to be Held or Taken Out of Order; Off Agenda Items.**

There were none.

2. **General Announcements not Requiring Deliberation or Decision.**

Commissioner Fata announced her resignation from the Fiscal Oversight Commission. She has moved out of the County of Sonoma and now resides in the County of Marin. Ms Fata expressed her willingness to continue her service on the Commission until a new commissioner is appointed.

Mr. Keene presented Commissioner Fata with a resolution, thanking Ms Fata for her contributions to the Commission and her service to the District.

3. **Public Comment.**

There was none.

4. **Correspondence/Communication.**

The Commission received correspondence via email in reference to the Draft District Habitat Mitigation Policy agenda item:

- LawyersUSA , May 2009 "Injured Motorcyclist wins \$8.6M" reprint from Nancy Summers
- "Mitigation - Figure 3: Financial success by ownership category" reprint from Nancy Summers
- "Comments & Question 11-8-12 Draft Open Space Mitigation Policy" from Nancy Summers
- "Tonight's Fiscal Oversight Committee mtg on OS Mitigation Policy" from Donna Norton.

5. **Approval of Commission Minutes.**

On a motion by Commissioner Mendoza and second by Commissioner Owen, the minutes of September 6, 2012, were approved as submitted.

6. **Ad Hoc Subcommittee Reports.**

Commissioner Mendoza reported that on September 25, 2012, the Investment Ad Hoc Subcommittee met with Jonathan Kadlec, Assistant Treasurer and Tax Collector for the County of

Sonoma. They discussed the County's current investment practices as well as potential investment opportunities in the future.

**7. Mitigation Policy.**

Ms. Emerson provided a fourth presentation of the Draft District Habitat Mitigation Policy. (Previous presentations were made at the May 3, 2012, June 7, 2012, and July 12, 2012 meetings.) She updated the Commission on comments received from the public since the last review and identified areas in the draft where revisions were incorporated. Ms Emerson reinforced the District's desire to conduct a transparent study of the issues, leading to eventual adoption by the Board of Directors of a policy that is comprehensive and that represents the most widely accepted, best solution for the District.

Ms. Emerson explained the rationale related to the redacting of names and email addresses from the printed comments. The District agreed that future communications would include the names, but not the email addresses, of future correspondents. The District will provide the Commissioners with names of those who submitted comments included in the current packet.

Ms. Fata requested public comment on the agenda item. Two members of the public spoke: Jay Gamel, representing the Kenwood Press, and Nancy Summers, a tax payer.

Mr. Gamel requested the names of those who submitted comments as well as clarification on certain components of the presentation.

Ms. Summers spoke in opposition to the District's participation in mitigation. She provided examples of financial and legal liability issues related to mitigation, as well as an article copied from the May 2009 issue of LawyersUSA, her written comments and questions, and a pie-chart that represented "Financial success by ownership category" of mitigation banks.

In addition, an email received on this date from Sonoma County resident, Donna Norton, expressing opposition to the District's participation in mitigation, was distributed.

Mr. Keene thanked District and County Counsel staff for their diligence in conducting research, soliciting public input, and in crafting the District's mitigation policy.

The District expects to bring a mitigation policy to the Board of Directors in mid-2013. (Ms. Emerson's PowerPoint presentation is available on request through the District Office.)

**8. Closed Session.**

The Commission adjourned to Closed Session at 6:08 pm to consider the following:

- The involuntary conveyance to Caltrans under threat of eminent domain of Brown Farm, Laguna Acquisition & Improvement, and Laguna Wetland Preserve (Meadowlark Field) conservation easements.

**9. Report on Closed Session.**

The Commission reconvened at 6:23 pm. On a motion by Commissioner Mendoza and second by Commissioner Owen, Resolution #2012-02, which states that "this Commission is satisfied that \$11,600 reflects the fair market value of the easement interests being condemned by the State for highway purposes" was approved by all commissioners present.

**10. Suggested Next Meeting.                      **January 3, 2013****

**11. Adjournment.**

Commissioner Fata adjourned the meeting at 6:25 pm.

Respectfully submitted,

Sue Jackson  
Deputy Clerk