



# Agenda

## County of Lake Board of Supervisors

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**Any person may speak for (3) minutes on any agenda item; however, total public input per item is not to exceed 15 minutes, unless extended at the discretion of the Board. This rule does not apply to public hearings. Non-timed items may be taken up at any unspecified time.**

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**The Lake County Board of Supervisors meets concurrently as the Board of Directors of Lake County Air Quality Management District, Board of Directors of Lake County Flood Control and Water Conservation District, Board of Directors of Kelseyville County Waterworks District #3, Board of Directors of Lake County Sanitation District, Lake County Housing Commission, Lake County Redevelopment Agency and the Lake County Board of Equalization.**

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**REQUEST FOR DISABILITY - RELATED MODIFICATION OR ACCOMMODATION:A request for a disability-related modification or accommodation necessary to participate in the Board of Supervisors meeting should be made in writing to the Clerk of the Board at least 48 hours prior to the meeting.**

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**DECEMBER 20, 2005**

**CALL TO ORDER - 9:00 A.M.  
MOMENT OF SILENCE  
PLEDGE OF ALLEGIANCE**

**LAKE COUNTY COURTHOUSE  
255 NORTH FORBES STREET  
LAKEPORT, CA 95453**

**TIMED ITEMS**

A-1	Board of Supervisors	<b>9:00 A.M.</b>	APPROVAL OF CONSENT AGENDA (SEE LISTING FOLLOWING REGULAR AGENDA) - CONSENT AGENDA ITEMS ARE EXPECTED TO BE ROUTINE AND NON-CONTROVERSIAL. THEY WILL BE ACTED UPON BY THE BOARD AT ONE TIME WITHOUT DISCUSSION. ANY BOARD MEMBER MAY REQUEST THAT ANY ITEM BE REMOVED FROM THE CONSENT AGENDA FOR LATER DISCUSSION
A-2	Board of Supervisors		<b><u>CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA</u></b> - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA, IF NECESSARY, REQUIRES THE FOLLOWING BOARD ACTION PRIOR TO CONSIDERATION: 1) A DETERMINATION BY A MAJORITY VOTE OF THE BOARD THAT AN EMERGENCY SITUATION EXISTS (AS DEFINED IN SECTION 54956.9 OF THE BROWN ACT); OR 2) A DETERMINATION BY A TWO-THIRDS VOTE OF THE LEGISLATIVE BODY OR, IF LESS THAN TWO-THIRDS OF THE MEMBERS ARE PRESENT, A UNANIMOUS VOTE OF THOSE MEMBERS PRESENT, THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION AND THAT THE NEED FOR ACTION CAME TO THE ATTENTION OF THE COUNTY SUBSEQUENT TO THE AGENDA BEING POSTED
A-3	Board of Supervisors		CURRENT CONSTRUCTION PROJECTS - CONTRACT CHANGE ORDERS

**CITIZENS INPUT**

	Public	<b>9:05 A.M.</b>	ANY PERSON MAY SPEAK FOR THREE MINUTES ABOUT ANY SUBJECT OF CONCERN, PROVIDED THAT IT IS WITHIN THE JURISDICTION OF THE BOARD OF SUPERVISORS AND IS NOT ALREADY ON TODAY'S AGENDA. PRIOR TO THIS TIME, SPEAKERS MUST FILL OUT A SLIP GIVING NAME, ADDRESS AND SUBJECT (AVAILABLE IN THE CLERK OF THE BOARD'S OFFICE, FIRST FLOOR, COURTHOUSE)
A-4	Community Development - Code Enforcement Division	<b>9:15 A.M.</b>	<b>HEARING</b> - NOTICE OF NUISANCE ABATEMENT - 3241 SOUTHLAKE DRIVE, KELSEYVILLE, CA (041-272-25-00 - BRUCE and BARBARA JOHNSTON)
A-5	Community Development - Code Enforcement Division	<b>9:30 A.M.</b>	STATUS REPORT FROM CODE ENFORCEMENT
A-6	Health Services	<b>9:45 A.M.</b>	REVIEW OF THE 9-80 WORK SCHEDULE FOR HEALTH SERVICES AND CONSIDERATION OF REQUEST TO IMPLEMENT THE 9-80 ALTERNATE WORK SCHEDULE ON A PERMANENT BASIS
A-7	Community Development - Planning Division	<b>10:00 A.M.</b>	<b><u>Continued From December 13, 2005</u></b> <b>PUBLIC HEARING</b> - PLANNING COMMISSION'S RECOMMENDATION FOR APPROVAL OF A GENERAL PLAN AMENDMENT (GPAP 05-05) FOR A PORTION OF THE PROPERTY FROM RESORT COMMERCIAL TO MEDIUM DENSITY RESIDENTIAL AND MEDIUM DENSITY RESIDENTIAL AND REZONE (RZ 05-07) REZONING LANDS FROM "CR-DR-WW-FF: (RESORT COMMERCIAL-DESIGN REVIEW-WATERWAY-FLOODWAY FRINGE) TO "R2-WW-FF" (TWO-FAMILY RESIDENTIAL-WATERWAY-FLOODWAY FRINGE), PROPOSED FOR <b>DALE DEBRUIN</b> ; AND ADOPTION OF A NEGATIVE DECLARATION FOR SAID GPAP AND REZONE (BASED ON INITIAL STUDY IS 05-37); PROPERTY IS LOCATED AT 3267 LAKESHORE BOULEVARD, NICE, CA (APN 032-123-01)

<p>A-8</p>	<p>Community Development - Planning Division</p>	<p><b>10:15 A.M.</b></p>	<p><b><u>Continued From December 13, 2005</u></b>  <b>PUBLIC HEARING</b> - APPLICATION GPAP 05-03          PROPOSING A TEXT AMENDMENT TO POLICY 5.1(j) OF THE MIDDLETOWN AREA PLAN FOR KIMCO DEVELOPMENT; AND THE ADOPTION OF A NEGATIVE DECLARATION BASED ON THE INITIAL STUDY 05-19; PROPERTY IS LOCATED AT 18196 and 18426 SOUTH STATE HIGHWAY 29, MIDDLETOWN (ALSO KNOW AS THE ARABIAN HORSE RANCH (APNs 014-260-36 and 51)</p>
<p>A-9</p>	<p>Board of Equalization          (The Board of Supervisors adjourns and convenes as the Lake County Board of Equalization)</p>	<p><b>1:30 P.M.</b></p>	<p>(a) ELECTION OF CHAIR AND VICE-CHAIR FOR 2005, AND ADOPTION OF RULES AND REGULATIONS FOR ASSESSMENT APPEAL HEARINGS</p> <p>(b) ASSESSMENT APPEAL HEARINGS:</p> <p>(1) BANK OF AMERICA (AGENT BURR WOLFF) - APPLICATION NO. 2003-19 - APN 025-381-080-000 - REAL PROPERTY - LOCATED AT 500 MAIN STREET, LAKEPORT, CA - (AGENT HAS REQUESTED A CONTINUANCE OF THIS HEARING)</p> <p>(2) MICHAEL and APRIL BUSH - APPLICATION NO. 2004-12 - ASSESSMENT NO. 830-015-665-000 - BOAT</p> <p>(3) CAROL WOOSTER - APPLICATION NO. 2004-16 - ASSESSMENT NO. 830-017-089-000 - BOAT</p> <p>(4) RJ DEVELOPMENT(AGENT JEANNIE WATSON):</p> <p>(a) APPLICATION NO. 2005-62 - APN 035-202-480-000 - REAL PROPERTY - LOCATED AT 12619 MOUNTAIN VIEW DRIVE, CLEARLAKE OAKS, CA;</p> <p>(b) APPLICATION NO. 2005-63 - APN 036-202-490-000 - REAL PROPERTY - LOCATED AT 12613 MOUNTAIN VIEW DRIVE, CLEARLAKE OAKS, CA;</p> <p>(c) APPLICATION NO. 2005-64 - APN 035-302-280-000 - REAL PROPERTY - LOCATED AT 11319 WEST WIDGEON WAY, CLEARLAKE OAKS, CA;</p> <p>(d) APPLICATION NO. 2005-65 - APN 035-311-020-000 - REAL PROPERTY - LOCATED AT 11428 WEST WIDGEON WAY, CLEARLAKE OAKS, CA;</p> <p>(e) APPLICATION NO. 2005-66 - APN 035-311-130-000 - REAL PROPERTY - LOCATED 11494 WEST WIDGEON WAY, CLEARLAKE OAKS, CA;</p>

(f) APPLICATION NO. 2005-67 - APN 035-312-590-000 - REAL PROPERTY - LOCATED AT 11454 TOYON DRIVE, CLEARLAKE OAKS, CA;

(g) APPLICATION NO. 2005-68 - APN 035-312-600-000 - REAL PROPERTY - LOCATED AT 11464 TOYON DRIVE, CLEARLAKE OAKS, CA; and

(h) APPLICATION NO. 2005-69 - APN 042-363-180-000 - REAL PROPERTY; LOCATED AT 16294 4TH AVENUE, CLEARLAKE, CA

### NON-TIMED ITEMS

A-10	Board of Supervisors	SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS
A-11	Supervisor Brown	DISCUSSION/CONSIDERATION OF RECOMMENDATION TO ESTABLISH A COUNTY POLICY TO PROHIBIT COUNTY DEPARTMENTS FROM USING AUTOMATED VOICE MAIL SYSTEMS TO ANSWER THEIR PRIMARY INCOMING TELEPHONE LINES

### CLOSED SESSION

A-12	Board of Supervisors/County Counsel	<ol style="list-style-type: none"> <li>1. Conference with Labor Negotiator             <ol style="list-style-type: none"> <li>(a) County Negotiators : A. Grant and M. Perry</li> <li>(b) Employee Organization: LCCOA, SDA and DDAA</li> </ol> </li> <li>2. Conference with Legal Counsel - Anticipated             <ol style="list-style-type: none"> <li>Litigation - (a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: One Potential Case</li> </ol> </li> </ol>
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### CONSENT AGENDA

C-1	Board of Supervisors	APPROVE MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD ON NOVEMBER 22, DECEMBER 6, 2005, AND THE SPECIAL MEETING HELD ON DECEMBER 7, 2005.
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C-2	Board of Supervisors	APPOINT CHARLES O'NEILL JONES (WATER QUALITY I CATEGORY), TO THE CLEAR LAKE ADVISORY SUB-COMMITTEE ADVISORY BOARD, FOR A TERM EXPIRING ON JANUARY 1, 2007.
C-3	Board of Supervisors	APPOINT LETICIA TRENT TO THE MIDDLETOWN CEMETERY DISTRICT BOARD OF TRUSTEES, FOR A TERM EXPIRING ON JANUARY 1, 2009.
C-4	County Counsel	APPROVE FINDINGS OF FACT AND DENY THE APPEAL (AB 05-06) OF ROBERT RICHMOND (VINTAGE FAIRE SUBDIVISION), AND AUTHORIZE THE CHAIR TO SIGN.
C-5	Health Services	ADOPT RESOLUTION NO. _____, AMENDING RESOLUTION NO. 2005-196, ESTABLISHING POSITION ALLOCATIONS FOR FISCAL YEAR 2005-2006, BUDGET UNIT 4010 - ENVIRONMENTAL HEALTH (ADDING ONE (1) HALF-TIME ENVIRONMENTAL HEALTH SPECIALIST POSITION).
C-6	Public Works	APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND PAVEMENT ENGINEERING, FOR ENGINEERING SERVICES FOR DESIGN OF PAVEMENT REHABILITATION AND DRAINAGE IMPROVEMENTS FOR A PORTION OF GADDY LANE NEAR KELSEYVILLE, AND AUTHORIZE THE CHAIR TO SIGN.
C-7	Public Works	APPROVE ENGINEERING AND INSPECTION AGREEMENT BETWEEN COUNTY OF LAKE AND HANK LESCHER, FOR REVIEW OF PLANS AND SPECIFICATIONS FOR A USE PERMIT, LOCATED AT 18990 COYOTE VALLEY ROAD, HIDDEN VALLEY LAKE, AND AUTHORIZE THE CHAIR TO SIGN.
C-8	Public Works	APPROVE INDEMNIFICATION AGREEMENT BETWEEN THE COUNTY OF LAKE AND HELEN BURZYNSKI, TO ALLOW EMERGENCY VEHICLES AND CERTAIN MEMBERS OF THE PUBLIC TO PASS OVER A PORTION OF HER PROPERTY KNOWN AS APNs 03-047-05 and 03-047-07, DUE TO AN EMERGENCY SITUATION CAUSED BY THE FLOODING OF SCOTTS VALLEY AND EICKHOFF ROADS, AND AUTHORIZE THE CHAIR TO SIGN.
C-9	Sheriff's Department	APPROVE JOINT OPERATING AND FINANCIAL PLAN FOR CONTROLLED SUBSTANCES, BETWEEN THE COUNTY OF LAKE AND U.S. FOREST SERVICE, FOR REIMBURSABLE SERVICES PROVIDED BY LAW ENFORCEMENT IN THE MENDOCINO NATIONAL FOREST, AND AUTHORIZE THE CHAIR TO SIGN.

C-10	Sheriff's Department	APPROVE OPERATING AND FINANCIAL PLAN FOR COOPERATIVE PATROL BETWEEN THE COUNTY OF LAKE AND U.S. FOREST SERVICE, FOR REIMBURSABLE SERVICES PROVIDED BY LAW ENFORCEMENT IN THE LAKE PILLSBURY REGION, AND AUTHORIZE THE CHAIR TO SIGN.
C-11	Sheriff's Department	ADOPT RESOLUTION NO. _____, TO APPROPRIATE UNANTICIPATED REVENUE IN THE AMOUNT OF \$34,788 (RECEIVED FROM THE STATE OF CALIFORNIA, DEPARTMENT OF GENERAL SERVICES, 911 EMERGENCY COMMUNICATIONS OFFICE), FOR PURCHASE OF 9-1-1 SYSTEM CUSTOMER PREMISE EQUIPMENT FOR THE NEW CENTRAL DISPATCH FACILITY, BUDGET UNIT 1785 - SHERIFF/DISPATCH CONSTRUCTION BUDGET.
C-12	Sheriff's Department	APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE CITY OF LAKEPORT, FOR DISPATCH SERVICES, AND AUTHORIZE THE CHAIR TO SIGN.
C-13	Sheriff's Department	ADOPT RESOLUTION NO. _____, ACCEPTING EQUIPMENT (THERMOVISION SCOUT FLIR UNIT, VALUED AT \$15,000) FROM THE U.S. DEPARTMENT OF ARMY (BUDGET UNIT 2201 - SHERIFF/CORONER).
C-14	Administrative Office	APPROVE LAKE COUNTY'S PARTICIPATION IN THE CALIFORNIA STATE FAIR IN 2006, AND AUTHORIZE THE CLERK OF THE BOARD OR THE CHAIR TO SIGN THE COUNTIES EXHIBITS AUTHORIZATION AND APPOINTMENT FORM, AS PER THE MEMORANDUM TO THE BOARD OF SUPERVISORS FROM DEPUTY COUNTY ADMINISTRATIVE OFFICER DEBRA SOMMERFIELD, DATED DECEMBER 8, 2005.
C-15	Special Districts	AWARD BID NO. 06-14 TO 3-T EQUIPMENT, IN THE AMOUNT OF \$35,092.10, FOR PURCHASE OF A CCTV (SEWER INSPECTION CAMERA SYSTEM) EQUIPMENT UPGRADES, AND AUTHORIZE THE CHAIR TO SIGN BID AWARD.
C-16	Public Works	ADOPT RESOLUTION NO. _____, APPROVING FINAL PARCEL MAP AND THE SIGNING OF THE FINAL PARCEL MAP (SYPHAX).
C-17	Administrative Office/County Counsel	APPROVE AMENDMENT NUMBER THREE TO THE 2004-2005 MEMORANDA OF UNDERSTANDING BY AND BETWEEN THE COUNTY OF LAKE AND THE LAKE COUNTY CORRECTIONAL OFFICERS'S ASSOCIATION (LCCOA), AND AUTHORIZE THE CHAIR TO SIGN.

C-18	Administrative Office/County Counsel	APPROVE AMENDMENT NUMBER THREE TO THE 2004-2005 MEMORANDA OF UNDERSTANDING BY AND BETWEEN THE COUNTY OF LAKE AND THE SHERIFF'S DEPUTIES ASSOCIATION (SDA), AND AUTHORIZE THE CHAIR TO SIGN
C-19	Administrative Office/County Counsel	ADOPT RESOLUTION NO. _____, ADOPTING 2005-2006 MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF LAKE AND THE LAKE COUNTY DEPUTY DISTRICT ATTORNEY'S ASSOCIATION.

**BOARD OF DIRECTORS - LAKE COUNTY AIR QUALITY MANAGEMENT DISTRICT**

C-20	Air Quality Management District	APPOINT DR. MORTON LEVINE, AS THE MEDICAL PROFESSIONAL REPRESENTATIVE, TO THE LAKE COUNTY AIR QUALITY MANAGEMENT DISTRICT HEARING BOARD, FOR A TERM EXPIRING DECEMBER 20, 2008.
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**Board Action on Consent Agenda:** \_\_\_\_\_