



Agenda

County of Lake Board of Supervisors

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.

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.

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.

SEPTEMBER 13, 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	9:00 A.M.	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		<u>CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA</u> - 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	9:05 A.M.	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	Public Services - Solid Waste Division	9:15 A.M.	(a) STATUS REPORT ON TIMBERLINE DISPOSAL'S SODA BAY ROAD FACILITY EXPANSION AND LEFT TURN LANE CONSTRUCTION; (b) PROPOSED AMENDMENT NO. 3 TO SOLID WASTE HANDLING AND RECYCLING SERVICES CONTRACT BETWEEN THE COUNTY OF LAKE AND TIMBERLINE DISPOSAL COMPANY, INC., TO INCREASE SERVICE RATES BASED ON CONSUMER PRICE INDEX (CPI); and (c) PROPOSED ORDINANCE DECREASING GATE FEES TO BE CHARGED AT THE EASTLAKE LANDFILL FOR COUNTY SOLID WASTE SERVICES
A-5	Community Development - Code Compliance Division	10:15 A.M.	(a) PROGRESS REPORT ON THE ORDER TO ABATE NUISANCE, LOCATED AT 11200 WHEELER DRIVE, KELSEYVILLE, CA (APN 043-653-11-00 - BYRON DUERKSEN AND SYLVIA DUERKSEN); and (b) STATUS REPORT FROM CODE ENFORCEMENT
A-6	Board of Supervisors	11:00 A.M.	PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF SEPTEMBER 19TH THROUGH SEPTEMBER 23RD, 2005, AS ADULT DAY SERVICES WEEK IN LAKE COUNTY
A-7	Supervisor Farrington	11:05 A.M.	<u>Advanced From August 23, 2005</u> AN ORDINANCE ADDING ARTICLE X TO CHAPTER 9 OF THE LAKE COUNTY CODE PERTAINING TO THE IDENTIFICATION OF PURCHASERS AND STORAGE OF OVER-THE-COUNTER PRODUCTS CONTAINING PSEUDOEPHEDRINE - (SECOND READING)
A-8	Director Lewis (The Board of Supervisors adjourn and convene as the Board of Directors of Lake County Watershed Protection District)	11:30 A.M.	DISCUSSION REGARDING IMPACT OF THE MIDDLE CREEK FLOOD DAMAGE AND ECOSYSTEM RESTORATION PROJECT ON SALE OF PARCELS LOCATED PARTIALLY WITHIN PROJECT AREA AND CONSIDERATION OF BOARD POLICY DIRECTION TO ADDRESS PROPERTY OWNERS' CONCERNS

NON-TIMED ITEMS

A-9	Board of Supervisors	SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS
A-10	Supervisor Brown	CONSIDERATION OF RECOMMENDATION THAT: (a) THE RESPONSIBILITY FOR ADMINISTRATION OF THE WASTE TIRE ENFORCEMENT GRANT PROGRAM BE TRANSFERRED FROM ENVIRONMENTAL HEALTH DIVISION TO THE PUBLIC SERVICES DEPARTMENT; (b) THE BOARD PLACE A TEMPORARY FREEZE ON WORK RELATED TO IMPLEMENTATION OF RESTAURANT RATING SYSTEM; and (c) THAT THE BOARD PRIORITIZE OTHER DUTIES OF THE ENVIRONMENTAL HEALTH DIVISION IN ORDER TO ADDRESS THE DIVISION'S CURRENT BACKLOG
A-11	Supervisor Brown	REQUEST FOR BOARD TO REAFFIRM ITS POSITION ON NOT USING EMINENT DOMAIN PROCESS TO ACQUIRE RESIDENTIAL PROPERTIES
A-12	Public Works	PROPOSED ORDINANCE ESTABLISHING A SPEED LIMIT ZONE OF 45 MPH ON ELK MOUNTAIN ROAD, COUNTY ROAD NO. 301, FROM THE HUNTER BRIDGE ACROSS MIDDLE CREEK TO THE ENTRANCE OF MIDDLE CREEK CAMPGROUND
A-13	Public Works/Lake County Watershed Protection District (Sitting as the Board of Supervisors and as the Board of Directors of the Lake County Watershed Protection District)	(a) PROPOSED ORDINANCES ADDING ARTICLE VIII TO CHAPTER 5 OF THE LAKE COUNTY CODE REGARDING DRAINAGE EASEMENT ENCROACHMENTS; and (b) REVIEW OF DRAFT RESOLUTION THAT ESTABLISHES RULES AND REGULATIONS FOR DRAINAGE ENCROACHMENTS
A-14	Lake County Sanitation District (The Board of Supervisors adjourn and convene as the Board of Directors of Lake County Sanitation District)	PROPOSED AGREEMENT BETWEEN THE LAKE COUNTY SANITATION DISTRICT AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, FOR A HEALTH WATERWAYS STUDY (REQUIRED AS A CONDITION OF THE NORTHERN CALIFORNIA RIVER WATCH LAWSUIT SETTLEMENT)

CLOSED SESSION

A-15	Board of Supervisors/County Counsel	<p>1. Conference with Labor Negotiator (a) County Negotiators : A. Grant and M. Perry and (b) Employee Organization: LCEA, LCCOA, SDA and DDAA</p> <p>2. Public Employee Performance Evaluation Titles: (1) Veteran Services Officer (2) Administrative Officer</p> <p>3. Liability (Disability) Claim: Application of Jeff Crouch</p>
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CONSENT AGENDA

C-1	Board of Supervisors	ADOPT PROCLAMATION DESIGNATING THE WEEK OF SEPTEMBER 19TH THROUGH SEPTEMBER 23RD, 2005, AS ADULT DAY SERVICES WEEK IN LAKE COUNTY.
C-2	Board of Supervisors	APPOINT WILLIAM BARQUIST TO THE BIG VALLEY GROUNDWATER ZONE MANAGEMENT COMMISSION, FOR A TERM EXPIRING ON OCTOBER 15, 2008.
C-3	Board of Supervisors	APPOINT PATRICIA BERISTIANOS TO THE UPPER LAKE CEMETERY DISTRICT BOARD OF DIRECTORS, FOR A TERM EXPIRING ON SEPTEMBER 23, 2009.
C-4	Library	AUTHORIZE THE ROTARY CLUB OF MIDDLETOWN TO PLACE A TOWN CLOCK AT THE MIDDLETOWN LIBRARY (ALL EXPENSES WILL BE PAID FOR BY THE ROTARY CLUB OF MIDDLETOWN) AS PER AUGUST 4, 2005, LETTER TO COUNTY LIBRARIAN KATHY JANSEN FROM ERICA BERGSTROM, PRESIDENT OF ROTARY CLUB OF MIDDLETOWN
C-5	Public Works	APPROVE ENGINEERING AND INSPECTION AGREEMENT BETWEEN COUNTY OF LAKE AND MACK HAGEMANN, FOR REVIEW OF PLANS AND SPECIFICATIONS FOR A TENTATIVE PARCEL MAP, LOCATED AT 750 CLOVER DRIVE UPPER LAKE, AND AUTHORIZE THE CHAIR TO SIGN.
C-6	Public Works	ADOPT RESOLUTION NO. _____, APPROVING FINAL PARCEL MAP AND THE SIGNING OF THE FINAL PARCEL MAP (RUDDEN).

BOARD OF DIRECTORS - LAKE COUNTY REDEVELOPMENT AGENCY

C-7	Lake County Redevelopment Agency	APPROVE AMENDMENT NO. 1 TO AGREEMENT BETWEEN THE LAKE COUNTY REDEVELOPMENT AGENCY AND SHN CONSULTING ENGINEERS & GEOLOGIST, INC., FOR ENGINEERING SERVICES FOR SIDEWALK REPLACEMENT BETWEEN 12TH AVENUE AND 14TH AVENUE IN LUCERNE, AND AUTHORIZE THE CHAIR TO SIGN.
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BOARD OF DIRECTORS - LAKE COUNTY SANITATION DISTRICT

C-8	LACOSAN	(a) WAIVE THE NORMAL BIDDING PROCESS, FINDING THAT IT WOULD NOT SERVE THE PUBLIC'S INTEREST TO INVITE SEALED BIDS FOR PURCHASE OF A VALVE MAINTENANCE SYSTEM FOR THE REASONS STATED IN MEMORANDUM DATED SEPTEMBER 13, 2005, FROM SPECIAL DISTRICTS ADMINISTRATOR MARK DELLINGER; and (b) APPROVE PURCHASE OF A VALVE MAINTENANCE SYSTEM, FROM THE WACHS COMPANY, IN THE AMOUNT OF \$31,673.61, AND AUTHORIZE THE SPECIAL DISTRICTS ADMINISTRATOR TO SIGN PURCHASE ORDER.
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Board Action on Consent Agenda: _____