

AGENDA



COUNTY OF LAKE BOARD OF SUPERVISORS

Supervisor Ed Robey - District 1
Supervisor Jeff Smith - District 2
Supervisor Denise Rushing - District 3
Supervisor Anthony Farrington - District 4
Supervisor Rob Brown - District 5

Any person may speak for three (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 Watershed Protection 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, Lake County Board of Equalization and Board of Directors of Lake County In-Home Supportive Services Public Authority.

Agendas of public meetings and supporting documents are available for public inspection in the Lake County Courthouse, Board of Supervisors Office, First Floor, Room 109, 255 North Forbes Street, Lakeport, California.

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.

NOVEMBER 6, 2007

**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 **CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA** - 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 54956.5 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

CITIZEN'S 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 Community Development - Code Enforcement Division **9:15 A.M.** **HEARING** - NOTICE OF NUISANCE ABATEMENT - 12707 CENTER WAY, CLEARLAKE OAKS (APN 035-163-19-00 - JOEL J. PAULLE)
- A-5 Social Services **9:30 A.M.** DISCUSSION/CONSIDERATION OF PROPOSED CONTRACTS BETWEEN THE COUNTY OF LAKE AND THE LAKE RESOURCE CENTER and THE LAKE COUNTY OFFICE OF EDUCATION-HEALTHY START FOR DIFFERENTIAL RESPONSE SERVICES

- Carried Over From October 16, 2007**
- A-6 Supervisor Farrington 10:00 A.M. (a) PRESENTATION BY MARKETING MANAGER FOR LAKESIDE LANES AARON YORK REGARDING THEIR PLANS TO CONSTRUCT AN INDOOR SKATE PARK WITHIN THE BOWLING ALLEY; and (b) CONSIDERATION OF PROPOSED LETTER OF SUPPORT OF THE INDOOR SKATE PARK
- A-7 Supervisor Farrington 10:30 A.M. (a) UPDATE ON THE CASA PLANNING GRANT AWARDED TO THE COUNTY OF LAKE; and (b) CONSIDERATION OF REQUEST FOR STAFF TO PREPARE THE NECESSARY PAPERWORK FOR NON-PROFIT 501(c)(3) STATUS FOR THE FORMATION OF CASA LAKE COUNTY
- A-8 County Counsel 10:45 A.M. CONSIDERATION OF PROPOSED ORDINANCE RESCINDING ORDINANCE NO. 2840 WHICH AMENDED CHAPTER 9 OF THE LAKE COUNTY CODE TO REQUIRE DEALERS OF MANUFACTURED HOME TO PROVIDE CERTAIN INFORMATION TO CONSUMERS AND CONSIDERATION OF OTHER ACTION
- A-9 Board of Supervisors 11:15 A.M. PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF NOVEMBER 4TH-10TH, 2007 AS NATIONAL RADIOLOGIC TECHNOLOGY WEEK IN LAKE COUNTY
- A-10 Board of Supervisors 11:20 A.M. PRESENTATION OF PROCLAMATION DESIGNATING NOVEMBER, 2007, AS ALZHEIMER'S AWARENESS MONTH IN LAKE COUNTY
- A-11 Supervisor Robey 11:25 A.M. DISCUSSION OF CODE ENFORCEMENT'S PROCEDURES RELATIVE TO ALLEGED VIOLATIONS, MANAGEMENT OF CASELOAD AND OTHER MISCELLANEOUS ISSUES

NON-TIMED ITEMS

- A-12 Board of Supervisors SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS
- A-13 Public Works CONSIDERATION OF PROPOSED RESOLUTION ACCEPTING AND CONFIRMING BALLOT TABULATION FOR THE ESTABLISHMENT OF ZONE M (RIVIERA HEIGHTS) OF COUNTY SERVICE AREA NO. 23, APPROVING FORMATION OF ZONE M AND ASSESSMENTS FOR ZONE M ROAD MAINTENANCE
- A-14 Public Works CONSIDERATION OF PROPOSED RESOLUTION ACCEPTING AND CONFIRMING BALLOT TABULATION FOR THE ESTABLISHMENT OF ZONE N (MEADOW ESTATES) OF COUNTY SERVICE AREA NO. 23, APPROVING FORMATION OF ZONE N AND ASSESSMENTS FOR ZONE N ROAD MAINTENANCE
- A-15 Public Works CONSIDERATION OF PROPOSED ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN KELSEYVILLE ON BERGESEN DRIVE (COUNTY ROAD NO. 533), IN ITS ENTIRETY - (25 M.P.H.)
- A-16 Public Works CONSIDERATION OF PROPOSED ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN UPPER LAKE ON CLOVER VALLEY ROAD (COUNTY ROAD NO. 302), FROM POSTMILE 0.35 (UPPER LAKE CONTINUATION HIGH SCHOOL DRIVEWAY) TO CLOVER DRIVE - (35 M.P.H.)
- A-17 Public Works CONSIDERATION OF PROPOSED ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN UPPER LAKE ON CLOVER VALLEY ROAD (COUNTY ROAD NO. 302), FROM A POINT 1,000 FEET NORTH OF FIRST STREET, UPPER LAKE (COUNTY ROAD NO. 311K) TO POSTMILE 0.35 (UPPER LAKE CONTINUATION HIGH SCHOOL DRIVEWAY) - (25 M.P.H.)
- A-18 Public Works CONSIDERATION OF PROPOSED ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN LAKEPORT ON MISSION RANCHERIA ROAD (COUNTY ROAD NO. 502N), FROM ITS INTERSECTION WITH SODA BAY ROAD (COUNTY ROAD NO. 502), TO THE NORTHERLY INTERSECTION ON MISSION WAY - (40 M.P.H.)
- A-19 Sheriff's Department UPDATE ON EMERGENCY ACTION TAKEN ON SEPTEMBER 25, 2007 REGARDING WATER DAMAGE REPAIRS AT THE LAKE COUNTY JAIL FACILITY
- A-20 Animal Care and Control **Advanced From October 16, 2007**
AN ORDINANCE AMENDING CHAPTER 4 OF THE LAKE COUNTY CODE ESTABLISHING FEES FOR DOG AND CAT LICENSING, REDEMPTIONS AND OTHER SERVICES PROVIDED BY LAKE COUNTY ANIMAL CARE AND CONTROL (INCREASING FEES AND ESTABLISHING NEW FEES) - **(SECOND READING)**
- A-21 Human Resources CONSIDERATION OF REQUEST FOR APPROVAL OF MODIFICATIONS AND ADDITIONS TO THE WORKING ABOVE CLASSIFICATION POLICY (PERSONAL RULES 905, 906 AND 1604.7)

A-22 Probation Department

PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2007-177 ESTABLISHING POSITION ALLOCATIONS FOR FISCAL YEAR 2007-2008, BUDGET UNIT NO. 2303 - JUVENILE HOME (ADDING ONE (1) JUVENILE CORRECTIONAL OFFICER I/II/III ALLOCATION; and DELETING ONE (1) SENIOR JUVENILE CORRECTIONAL OFFICER POSITION EFFECTIVE JANUARY 1, 2008)

CLOSED SESSION

A-23 Board of Supervisors/County Counsel

1. Public Employee Performance Evaluation:
Title: Health Services Director/Veterans Services Officer

CONSENT AGENDA

C-1 Board of Supervisors

APPROVE MINUTES OF THE BOARD OF SUPERVISORS MEETINGS HELD ON OCTOBER 16 AND 23, 2007.

C-2 Board of Supervisors

ADOPT PROCLAMATION DESIGNATING THE WEEK OF NOVEMBER 4TH - 10TH, 2007 AS NATIONAL RADIOLOGIC TECHNOLOGY WEEK IN LAKE COUNTY.

C-3 Board of Supervisors

ADOPT PROCLAMATION DESIGNATING NOVEMBER, 2007, AS ALZHEIMER'S AWARENESS MONTH IN LAKE COUNTY.

C-4 County Administrative Office

APPROVE THE WAIVER OF THE BILLBOARD ADVERTISING POLICY TO ALLOW THE MARKETING AND ECONOMIC DEVELOPMENT PROGRAM TO LEASE A BILLBOARD ON HIGHWAY 29, BETWEEN UPPER LAKE AND LAKEPORT, TO PROMOTE LAKE COUNTY AGRICULTURE AND AGRITOURISM.

C-5 County Administrative Office

ADOPT THE COUNTY EMPLOYEE APPRECIATION AND TEAM BUILDING STRATEGY (E.A.T.S.) POLICY.

C-6 County Administrative Office

(a) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE AREA AGENCY ON AGING FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$23,857 AND AUTHORIZE THE CHAIR TO SIGN;

(b) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE LAKEPORT SENIOR ACTIVITY CENTER, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$7,387 AND AUTHORIZE THE CHAIR TO SIGN;

(c) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE HIGHLANDS SENIOR SERVICE CENTER, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$9,136 AND AUTHORIZE THE CHAIR TO SIGN;

(d) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND MIDDLETOWN SENIOR CITIZENS, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$4,000 AND AUTHORIZE THE CHAIR TO SIGN;

(e) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE LIVE OAK SENIOR CENTER, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$5,646 AND AUTHORIZE THE CHAIR TO SIGN;

(f) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND KELSEYVILLE SENIORS, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$2,000 AND AUTHORIZE THE CHAIR TO SIGN;

(g) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND LUCERNE ALPINE SENIORS, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$4,000 AND AUTHORIZE THE CHAIR TO SIGN; and

(h) APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND SENIOR SUPPORT SERVICES, INC. FOR FISCAL YEAR 2007/2008 FUNDING IN THE AMOUNT OF \$1,000 AND AUTHORIZE THE CHAIR TO SIGN.

C-7 County Administrative Office

APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND MIDDLETOWN RANCHERIA OF POMO INDIANS FOR PARTICIPATION IN THE LAKE COUNTY MARKETING PROGRAM AND AUTHORIZE THE CHAIR TO SIGN.

C-8 County Administrative Office

(a) ADOPT RESOLUTION NO. _____ ACCEPTING DONATION OF A PUBLIC UTILITIES AND DRIVEWAY EASEMENT TO SERVE THE ELY STAGE STOP HOUSE;

(b) APPROVE AMENDMENT 1 TO THE AGREEMENT BETWEEN THE COUNTY OF LAKE AND BECKSTOFFER VINEYARDS XIII, INC., PERTAINING TO DONATION OF LAND AND STRUCTURE COMMONLY REFERRED TO AS ELY STAGE STOP HOUSE AND AUTHORIZE THE CHAIR TO SIGN; and

(c) APPROVE GRANT OF EASEMENT FOR PUBLIC UTILITIES AND DRIVEWAY PURPOSES SERVING THE ELY STAGE STOP HOUSE FROM BECKSTOFFER VINEYARDS XIII, INC. AND DIRECT CLERK TO CERTIFY FOR RECORDATION (APN 009-006-92).

C-9 Community Development - Code Enforcement Division

AWARD BID NO. 08-07 IN THE AMOUNT OF \$12,835 TO CHERNOH EXCAVATING, INC. AND APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND CHERNOH EXCAVATING FOR ABATEMENT OF NUISANCE ON PROPERTY LOCATED AT 433 FLINTLOCK PLACE, DOUBLE EAGLE RANCH, CLEARLAKE OAKS, CA - (JANICE KRUEGER - APN 628-240-01-00) AND AUTHORIZE THE CHAIR TO SIGN THE BID AWARD AND THE AGREEMENT.

C-10 Elections

ADOPT RESOLUTION NO. _____, APPOINTING DIRECTORS OF CERTAIN SPECIAL DISTRICT BOARDS IN LIEU OF HOLDING A GENERAL DISTRICT ELECTION ON NOVEMBER 6, 2007.

- C-11 Mental Health APPROVE FOURTH AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF LAKE AND SUNNY HILLS CHILDREN'S GARDEN FOR CHILDREN'S GROUP HOME AND DAY TREATMENT INTENSIVE SERVICES AND AUTHORIZE THE CHAIR TO SIGN.
- C-12 Public Services APPROVE LEASE AGREEMENT BETWEEN THE COUNTY OF LAKE AND LOWER LAKE COMMUNITY ACTION GROUP FOR LEASE OF LOWER LAKE COUNTY PARK CLUBHOUSE LOCATED AT 16375 SECOND STREET, LOWER LAKE AND AUTHORIZE THE CHAIR TO SIGN.
- C-13 Public Services (a) APPROVE BUDGET TRANSFER B-192, IN THE AMOUNT OF \$5,200 IN ORDER TO MEET THE PURCHASE PRICE OF A OF A JOHN DEERE TRACTOR/BACKHOE, BUDGET UNIT NO. 7011- PARKS AND AUTHORIZE THE CHAIR TO SIGN;
- (b) WAIVE THE FORMAL BIDDING PROCESS AND MAKE A DETERMINATION THAT COMPETITIVE BIDDING WOULD PRODUCE NO ECONOMIC BENEFIT TO THE COUNTY, FOR THE PURCHASE OF A JOHN DEERE TRACTOR/BACKHOE AND AUTHORIZE THE PURCHASE THROUGH CALIFORNIA STATE DEPARTMENT OF GENERAL SERVICES NEGOTIATED PRICING AGREEMENTS, AS RECOMMENDED BY PUBLIC SERVICES DIRECTOR KIM CLYMIRE; and
- (c) AUTHORIZE THE PUBLIC SERVICES DIRECTOR TO ISSUE PURCHASE ORDER TO RAINBOW AG IN THE AMOUNT OF \$55,158.94, FOR THE PURCHASE OF A JOHN DEERE TRACTOR/BACKHOE.
- C-14 Public Works ADOPT RESOLUTION NO. _____ APPROVING FINAL PARCEL MAP AND THE SIGNING OF THE FINAL PARCEL MAP (YOUNG).
- C-15 Public Works ADOPT RESOLUTION NO. _____ APPROVING FINAL PARCEL MAP AND THE SIGNING OF THE FINAL PARCEL MAP (YATES).
- C-16 Public Works ADOPT RESOLUTION NO. _____ APPROVING FINAL PARCEL MAP AND THE SIGNING OF THE FINAL PARCEL MAP (MANLEY).
- C-17 Public Works ADOPT RESOLUTION NO. _____ AUTHORIZING THE DIRECTOR, PUBLIC WORKS DEPARTMENT, TO SIGN A NOTICE OF COMPLETION FOR WORK PERFORMED UNDER AGREEMENT DATED FEBRUARY 27, 2007 (LAKE COUNTY ANIMAL CARE AND SHELTER FACILITY PHASE I - SITE IMPROVEMENTS).
- C-18 Public Works APPROVE PERMIT TO CONDUCT AERONAUTICAL ACTIVITIES AT LAMPSON AIRPORT (NEWHALL AVIATION) AND AUTHORIZE THE CHAIR TO SIGN.
- C-19 Social Services APPROVE CHANGE TO IHSS PA RATE TO SUPPORT MINIMUM WAGE INCREASE IN THE AMOUNT OF \$9.06 PER HOUR (WAGE RATE OF \$8.00, PAYROLL TAXES OF \$0.724, WORKER'S COMPENSATION AND CMIPS PAYROLL FEES OF \$.153 AND ADMINISTRATIVE COSTS OF \$0.18), EFFECTIVE JANUARY 1, 2008.
- C-20 Treasurer-Tax Collector APPROVE CLAIMS FOR PAYMENT OF EXCESS PROCEEDS FROM TAX SALE #145 (GROUP 2) PER SECTION 4675 OF THE REVENUE AND TAXATION CODE AS RECOMMENDED IN MEMORANDUM DATED OCTOBER 24, 2007, FROM TREASURER-TAX COLLECTOR SANDRA KACHAROS.
- C-21 County Administrative Office APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND LAKE COUNTY REDEVELOPMENT AGENCY PROVIDING A LOAN OF OPERATING FUNDS FROM THE COUNTY TO THE AGENCY IN THE AMOUNT OF \$500,000 AND AUTHORIZE THE CHAIR TO SIGN.

BOARD OF DIRECTORS - LAKE COUNTY REDEVELOPMENT AGENCY

- C-22 Lake County Redevelopment Agency APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND LAKE COUNTY REDEVELOPMENT AGENCY PROVIDING A LOAN OF OPERATING FUNDS FROM THE COUNTY TO THE AGENCY IN THE AMOUNT OF \$500,000 AND AUTHORIZE THE CHAIR TO SIGN.

Board Action on Consent Agenda: _____