

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.

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 11, 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 Lake County Animal Care and Control Services PRESENTATION OF ANIMALS THAT ARE AVAILABLE FOR ADOPTION AT THE LAKE COUNTY ANIMAL CARE AND CONTROL SHELTER
- A-3 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-4 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-5 Community Development - Planning Division **9:15 A.M.** **PUBLIC HEARING** - PLANNING COMMISSION'S RECOMMENDATION FOR APPROVAL OF A REZONE (RZ 06-18) PROPOSED FOR RIM ROCK RANCH VINEYARD ESTATES SUBDIVISION (PAT TAYLOR) AND APPROVAL OF A TWO (2) YEAR EXTENSION OF TIME OF A TENTATIVE SUBDIVISION MAP TO CREATE 26 LOTS ON 815+ ACRES, AND PROPOSED REZONE OF LANDS CONSISTING OF 815+ ACRES FROM "RL" (RURAL RESIDENTIAL) TO "RL-B5-WW" (RURAL LANDS - SPECIAL LOT SIZE/DENSITY-WATERWAY) AND "RL-BF-WW" (RURAL LANDS - B-FROZEN-WATERWAY) AS REQUIRED BY THE

APPROVED TENTATIVE MAP; THE ADOPTION OF A MITIGATED NEGATIVE DECLARATION FOR RZ 06-18; BASED ON THE INITIAL STUDY 03-86; THIS PROJECT IS LOCATED AT 20600 AND 20694 HARTMANN ROAD, MIDDLETOWN, CA (APNs 013-014-13 and 013-060-32)

- A-6 Community Development - Code Compliance Division **9:30 A.M.** **HEARING** - NOTICE OF NUISANCE ABATEMENT - 433 FLINTLOCK PLACE, DOUBLE EAGLE RANCH, CLEARLAKE OAKS, CA (APN 628-240-01-00 - ESTATE OF JANICE KRUEGOR)
- A-7 County Administrative Office/ Sheriff's Department/Special Districts **9:45 A.M.** DISCUSSION/CONSIDERATION OF APPROVAL OF SITE LEASE AND POWER PURCHASE AGREEMENT WITH SOLAR STAR LC I, LLC TO OPERATE SOLAR POWER PROJECTS AT THE HILL ROAD JAIL, THE NORTHWEST TREATMENT PLANT AND THE SOUTHEAST TREATMENT PLANT
- A-8 Special Districts **10:15 A.M.** DISCUSSION AND CONSIDERATION OF RECOMMENDATION FOR AWARD OF BID FOR THE MT. HANNAH EMERGENCY WATER TANK REPLACEMENT
- A-9 Board of Supervisors **10:45 A.M.** PRESENTATION OF PROCLAMATION DESIGNATING THE MONTH OF SEPTEMBER 2007 AS NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH IN LAKE COUNTY
- A-10 Supervisor Rushing **11:00 A.M.** DISCUSSION REGARDING MOBILE HOME SALE DISCLOSURES
- A-11 Community Development - Planning Division **2:00 P.M.** **PUBLIC HEARING** - CONSIDERATION OF A MORATORIUM ON THE APPROVAL OF APPLICATIONS TO CONSTRUCT, MODIFY, OR PLACE WIRELESS COMMUNICATION FACILITIES IN LAKE COUNTY

NON-TIMED ITEMS

- A-12 Board of Supervisors SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS
- A-13 County Administrative Office DISCUSSION/CONSIDERATION OF PROPOSED LETTER TO CONGRESSMAN MIKE THOMPSON EXPRESSING CONCERNS REGARDING THE DEVELOPMENT OF A PROPOSED LANDFILL ON THE CORTINA BAND OF WINTUN INDIAN RESERVATION IN SOUTHWEST COLUSA COUNTY
- A-14 Special Districts (CSA 21 - North Lakeport Water) DISCUSSION/CONSIDERATION OF THE PROPOSED DEVELOPER IMPROVEMENT AGREEMENT BETWEEN THE NORTH LAKEPORT WATER SYSTEM-COUNTY SERVICE AREA NO. 21 AND NORTH LAKEPORT WATER SYSTEM, INC. FOR WATER SYSTEM IMPROVEMENTS TO THE CSA #21 - NORTH LAKEPORT WATER SYSTEM
- A-15 Public Works DISCUSSION/CONSIDERATION OF A COUNTY SPEED HUMP INSTALLATION POLICY
- A-16 Public Works (a) CONSIDERATION OF APPROVAL OF AN ADMINISTRATIVE ENCROACHMENT PERMIT FOR BIG VALLEY RANCHERIA FOR A BOARDSTOCK XII EVENT TO BE HELD ON SEPTEMBER 26, 2007 THROUGH ON SEPTEMBER 30, 2007, FROM APPROXIMATELY 7:30 A.M. TO 5:00 P.M. EACH DAY OF THE EVENT; and (b) PROPOSED RESOLUTION TEMPORARILY AUTHORIZING A ROAD CLOSURE, PROHIBITING PARKING AND AUTHORIZING REMOVAL OF VEHICLES AND ORDERING THE DEPARTMENT OF PUBLIC WORKS TO POST SIGNS (TEMPORARY CLOSURE OF A PORTION OF MISSION RANCHERIA ROAD AND PROHIBITING PARKING ON THE UNCLOSED PORTION OF MISSION RANCHERIA ROAD AND A PORTION OF SODA BAY ROAD 100 FEET ON EITHER SIDE OF ITS INTERSECTION WITH MISSION RANCHERIA ROAD)
- A-17 Public Works CONSIDERATION OF APPROVAL OF AN ADMINISTRATIVE ENCROACHMENT PERMIT FOR SEAPLANE OPERATIONS LLC FOR A SEA PLANE SPLASH-IN TO BE HELD ON SEPTEMBER 21, 2007 THROUGH SEPTEMBER 24, 2007, FROM APPROXIMATELY 7:30 A.M. TO 5:00 P.M. EACH DAY OF THE EVENT
- A-18 Public Works **Advanced from August 28, 2007**
AN ORDINANCE AMENDING CHAPTER 29 OF THE LAKE COUNTY CODE, THE STORM WATER MANAGEMENT ORDINANCE, REGARDING POST CONSTRUCTION REQUIREMENTS FOR NEW DEVELOPMENT AND SIGNIFICANT REDEVELOPMENT - **(SECOND READING)**
- A-19 Public Services CONSIDERATION OF REQUEST FOR WAIVER OF THE NORMAL BIDDING PROCESS FOR REASONS SET FORTH IN THE MEMORANDUM FROM PUBLIC SERVICES DIRECTOR DATED AUGUST 20, 2007, AND AUTHORIZE THE PUBLIC SERVICES DIRECTOR TO ENTER INTO A CONTRACT WITH WESTERN BALER & CONVEYOR, INC., TO PROVIDE MAINTENANCE AND REPAIR SERVICES FOR THE AM-FAB COMPACTOR (LOCATED AT THE LAKEPORT TRANSFER STATION) FOR AN ESTIMATED COST OF \$27,634 FOR PARTS AND LABOR

CLOSED SESSION

A-20 Board of Supervisors/County Counsel

1. Conference with Legal Counsel - Anticipated Litigation - (a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9:
Two Potential Cases

CONSENT AGENDA

- C-1 Board of Supervisors APPROVE MINUTES OF THE BOARD OF SUPERVISORS MEETINGS HELD ON AUGUST 14 AND 21 AND BUDGET HEARING MINUTES HELD ON AUGUST 22 AND 23, 2007.

- C-2 Board of Supervisors ADOPT PROCLAMATION DESIGNATING THE MONTH OF SEPTEMBER AS NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH IN LAKE COUNTY.

- C-3 County Administrative Office/
County Clerk-Auditor (a) ADOPT RESOLUTION NO. _____, ADOPTING THE FISCAL YEAR 2007/2008 FINAL BUDGET FOR THE COUNTY OF LAKE AND SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS; (b) ADOPT RESOLUTION NO. _____, ESTABLISHING POSITION ALLOCATIONS FOR FISCAL YEAR 2007/2008, TO CONFORM TO THE FINAL BUDGET; and (c) ADOPT RESOLUTION NO. _____, FIXING TAX RATES FOR LOCAL AGENCIES, GENERAL OBLIGATION BONDS AND OTHER VOTER APPROVED INDEBTEDNESS FOR FISCAL YEAR 2007/2008.

- C-4 County Administrative Office ADOPT RESOLUTION NO. _____ ACCEPTING GIFT OF FUNDS TO DEFRAY THE COSTS OF THE LAKE COUNTY AGRITOURISM DEVELOPMENT AND FARM PRODUCTS PROMOTIONAL PROGRAM (RECEIVED FROM PACIFIC GAS AND ELECTRIC COMPANY LOCAL ECONOMIC DEVELOPMENT GRANT).

- C-5 Public Services APPROVE AMENDMENT NO. 1 TO SOLID WASTE HANDLING AND RECYCLING SERVICES CONTRACT BETWEEN THE COUNTY OF LAKE AND LAKE COUNTY WASTE SOLUTIONS, INC., ALLOWING AN ALTERNATIVE TO THE PERFORMANCE BOND, AND AUTHORIZE THE CHAIR TO SIGN.

- C-6 Public Services APPROVE AMENDMENT #1 TO AGREEMENT BETWEEN THE COUNTY OF LAKE AND JONATHAN E. BYER ARCHITECT FOR ARCHITECTURAL SERVICES FOR DESIGN OF LOWER LAKE SCHOOLHOUSE MUSEUM BELL TOWER AND AUTHORIZE THE CHAIR TO SIGN.

- C-7 County Counsel ADOPT RESOLUTION NO. _____ AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$3,700,022.75 OF GENERAL OBLIGATION BONDS FOR THE KONOCTI UNIFIED SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO A BOND PURCHASE CONTRACT PRESCRIBING THE TERMS OF SALE OF SAID BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID BOND PURCHASE CONTRACT, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

- C-8 Public Works APPROVE GRANT DEED AND DIRECT CLERK TO CERTIFY FOR RECORDATION (A PORTION OF APN 008-001-24 - JAMES RATTO and DEANA RATTO) AND APPROVE PURCHASE AGREEMENT BETWEEN THE COUNTY OF LAKE AND JAMES RATTO and DEANA RATTO, FOR SODA BAY ROAD LEFT TURN LANE PROJECT, AND AUTHROIZE THE CHAIR TO SIGN.

- C-9 Public Works APPROVE AGREEMENT BETWEEN THE COUNTY OF LAKE AND RUZICKA ASSOCIATES FOR ENGINEERING SERVICES FOR THE REPAIR OF STORM DAMAGE SITES ON BARTLETT SPRINGS ROAD AT PM 1.4 and PM 29.3, IN THE AMOUNT OF \$74,900, AND AUTHORIZE THE CHAIR TO SIGN.

- C-10 Special Districts APPROVE PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF CSA NO. 2 - SPRING VALLEY - QUAIL BRIDGE PROJECT, AND AUTHORIZE THE ASSISTANT PURCHASING AGENT TO ADVERTISE FOR BIDS.

- C-11 Treasurer-Tax Collector APPROVE REQUEST TO REISSUE STALE DATED TAX REFUND CHECKS AS RECOMMENDED IN THE MEMORANDUM FROM TREASURER-TAX COLLECTOR SANDRA KACHAROS, DATED AUGUST 29, 2007.

Board Action on Consent Agenda: _____