



# 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.

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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 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.

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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.

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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.

## APRIL 15, 2008

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 - Code Compliance Division **9:15 A.M.** **HEARING** - NUISANCE ABATEMENT ASSESSMENT CONFIRMATION AND PROPOSED RECORDATION OF NOTICE OF LIEN IN THE AMOUNT OF \$1,461.51 - 14002 APPLE LANE, CLEARLAKE OAKS, CA (APN 351-111-02-00 - BRIAN and BARBARA OLIVEIRA)
- A-6 Human Resources **9:20 A.M.** UPDATE BY HUMAN RESOURCES DIRECTOR KATHY FERGUSON REGARDING THE NACO PRESCRIPTION DRUG DISCOUNT CARD PROGRAM

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD APRIL 15, 2008**

- A-7 Community Development - Code Enforcement Division **9:45 A.M.** **HEARING** - NOTICE OF NUISANCE ABATEMENT - 6294 SIXTH STREET, LUCERNE, CA (APN 034-113-30-00 - JAYNE CORONADO aka JAYNE MOSSER)
- A-8 Fish and Wildlife Advisory Committee **10:00 A.M.** PRESENTATION OF ANNUAL REPORT FROM THE FISH AND WILDLIFE ADVISORY COMMITTEE
- A-9 Health Services - Environmental Health Division **10:30 A.M.** **PUBLIC HEARING** - DISCUSSION/CONSIDERATION OF REQUEST OF THE LAKE COUNTY ENVIRONMENTAL HEALTH DEPARTMENT TO EXEMPT FROM THE HAZARDOUS MATERIALS REGULATORY REQUIREMENT PETROLEUM FUEL WHEN STORED IN INDUSTRY STANDARD ABOVE GROUND CONTAINERS AND USED AT BUSINESS LOCATIONS FOR SPACE HEATING OR DOMESTIC HOT WATER HEATING PURPOSES
- A-10 Board of Supervisors **11:00 A.M.** PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF APRIL 13 THROUGH 19, 2008, AS NATIONAL CRIME VICTIMS' RIGHTS WEEK IN LAKE COUNTY
- A-11 Board of Supervisors **11:05 A.M.** PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF APRIL 13 THROUGH 19, 2008, AS NATIONAL PUBLIC SAFETY COMMUNICATIONS WEEK IN LAKE COUNTY
- A-12 Board of Supervisors **11:10 A.M.** PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF APRIL 19-27, 2008, AS EARTH DAY CELEBRATION WEEK FOR RECYCLING EDUCATION AND AWARENESS
- A-13 Board of Equalization (The Board of Supervisors adjourns and convenes as the Lake County Board of Equalization) **11:15 A.M.** **ASSESSMENT APPEAL HEARING:**  
JAMES AND KRISTINA WATSON - APPLICATION NO. 2007-65;  
ASSESSMENT PARCEL NO. 050-864-020 - LOCATED AT 10055 MEADOW DRIVE, COBB, CA
- A-14 Board of Supervisors **1:30 P.M.** **CLOSED SESSION** - MEETING WITH THE LAKE COUNTY GRAND JURY PURSUANT TO GOVERNMENT CODE SECTION 54953.1
- A-15 Community Development - Planning Division **3:00 P.M.** **Carried over from April 1 and April 8, 2008**  
**PUBLIC HEARING** - APPEAL OF WILLIAM T. SULLIVAN (AB 08-07) OF THE PLANNING COMMISSION'S APPROVAL OF A SOLAR GENERATION FACILITY FOR NORTHERN CALIFORNIA POWER AGENCY AND SUNPOWER INC.; PROJECT IS LOCATED AT 2485 OLD HIGHWAY 53, CLEARLAKE, CA (APN 010-042-02 - SOUTHEAST REGIONAL WASTEWATER TREATMENT PLANT)

**NON-TIMED ITEMS**

- A-16 Board of Supervisors SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS
- A-17 Board of Supervisors CONSIDERATION OF (a) LETTER FROM LAKE COUNTY AIR POLLUTION CONTROL OFFICER BOB REYNOLDS NOTIFYING THE BOARD OF HIS INTENTION TO RETIRE IN AUGUST, 2008; and (b) DIRECTION TO HUMAN RESOURCES DEPARTMENT TO INITIATE THE RECRUITMENT PROCESS TO FILL THE PENDING VACANCY

**CLOSED SESSION**

- A-18 Board of Supervisors/County Counsel
1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert and M. Perry and (b) Employee Organization: LCEA, LCCOA, SDA and DDAA
  2. Conference with Real Property Negotiators:
    - (a) Property: APNs 009-003-09, 19, 40, 41 and 45, APN 009-002-09 (Property situated on Mt. Konocti)
    - (b) County Negotiator: Kim Clymire and Kelly Cox
    - (c) Negotiating Parties: County of Lake and Michael Fowler, Diana Madura, individually and as successor trustee of the Elsa/Fowler Revocable Trust of 2002 and Buckingham Peak, LLC
    - (d) Under Negotiation: Price and terms
  3. Conference with Legal Counsel - Anticipated Litigation - (a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: One Potential Case

**CONSENT AGENDA**

- C-1 Board of Supervisors ADOPT PROCLAMATION DESIGNATING THE WEEK OF APRIL 13 THROUGH 19, 2008, AS NATIONAL CRIME VICTIMS' RIGHTS WEEK IN LAKE COUNTY.
- C-2 Board of Supervisors ADOPT PROCLAMATION DESIGNATING THE WEEK OF APRIL 13 THROUGH 19, 2008, AS NATIONAL PUBLIC SAFETY COMMUNICATIONS WEEK IN LAKE COUNTY.

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD APRIL 15, 2008**

- C-3 Board of Supervisors ADOPT PROCLAMATION DESIGNATING THE WEEK OF APRIL 19-27, 2008, AS EARTH DAY CELEBRATION WEEK FOR RECYCLING EDUCATION AND AWARENESS.
- C-4 Board of Supervisors APPROVE ENDORSEMENT OF THE SAVE OUR PARKS CAMPAIGN AND AUTHORIZE THE COUNTY OF LAKE/LAKE COUNTY BOARD OF SUPERVISORS TO BE LISTED AS AN ENDORSING LOCAL GOVERNMENTAL ENTITY ON THE SAVE OUR PARKS CAMPAIGN WEBSITE.
- C-5 Department of Agriculture APPROVE LEASE AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE MENDOCINO COUNTY SEALER OF WEIGHTS AND MEASURES FOR THE USE OF LAKE COUNTY VEHICLE (WEIGHT TRUCK) AND AUTHORIZE THE CHAIR TO SIGN.
- C-6 Department of Agriculture ADOPT RESOLUTION NO. \_\_\_\_\_ APPROVING AGREEMENT NO. 07-0852 WITH THE STATE OF CALIFORNIA, DEPARTMENT OF FOOD AND AGRICULTURE AND AUTHORIZING EXECUTION OF THE CONTRACT AND SIGNATURE FOR INSECT (LBAM) TRAPPING ACTIVITIES FOR FISCAL YEAR 2007/2008.
- C-7 District Attorney ADOPT RESOLUTION NO. \_\_\_\_\_ CANCELLING DESIGNATED RESERVES IN THE DISTRICT ATTORNEY DRUG ASSET FORFEITURE FUND (TO COVER THE BALANCE ON REMODEL EXPENSES AND FOR THE PURCHASE OF OFFICE FURNITURE).
- C-8 District Attorney ADOPT RESOLUTION NO. \_\_\_\_\_ AMENDING RESOLUTION NO. 2008-26 ESTABLISHING POSITION ALLOCATIONS FOR FISCAL YEAR 2007/2008, BUDGET UNIT NO. 2110 - DISTRICT ATTORNEY (TEMPORARILY INCREASING THE NUMBER OF CHIEF DISTRICT ATTORNEY INVESTIGATOR ALLOCATIONS BY ONE).
- C-9 Health Services ADOPT RESOLUTION NO. \_\_\_\_\_ TO APPROPRIATE UNANTICIPATED REVENUE IN THE AMOUNT OF \$68,998, BUDGET UNIT NO. 4011 - PUBLIC HEALTH (RECEIVED FROM THE STATE OF CALIFORNIA DEPARTMENT OF PUBLIC HEALTH) FOR PERFORMING ADDITIONAL SERVICES IN THE HIV PREVENTION PROGRAM.
- C-10 Mental Health APPROVE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE COUNTY OF LAKE AND MANZANITA HOUSE FOR ADULT RESIDENTIAL TREATMENT SERVICES (REDUCING THE TOTAL MAXIMUM COMPENSATION TO \$160,000 PER FISCAL YEAR) AND AUTHORIZE THE CHAIR TO SIGN.
- C-11 Mental Health ADOPT RESOLUTION NO. \_\_\_\_\_ APPROVING THE STANDARD AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE STATE DEPARTMENT OF MENTAL HEALTH FOR STATE HOSPITAL BEDS, FISCAL YEAR 2007/2008 AND AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO SIGN AGREEMENT NUMBER 07-77250-000.
- C-12 Public Works APPROVE AMENDMENT TWO TO THE AGREEMENT BETWEEN THE COUNTY OF LAKE AND MEAD & HUNT, INC. FOR ENGINEERING SERVICES FOR LAMPSON FIELD IMPROVEMENT PROJECTS AND AUTHORIZE THE CHAIR TO SIGN.
- C-13 Public Works APPROVE GRANT DEED AND DIRECT CLERK TO CERTIFY FOR RECORDATION (A PORTION OF APN 008-013-05 - LAWRENCE COLONDRES); and APPROVE PURCHASE AGREEMENT BETWEEN THE COUNTY OF LAKE AND LAWRENCE COLONDRES FOR SODA BAY ROAD CURVE REALIGNMENT PROJECT AND AUTHORIZE THE CHAIR TO SIGN.
- C-14 County Administrative Office APPROVE FORM OF POWER PURCHASE ESTOPPEL IN CONNECTION WITH SOLAR POWER PROJECTS FOR THE HILL ROAD JAIL AND NORTHWEST AND SOUTHEAST WASTEWATER TREATMENT PLANTS AND AUTHORIZE THE CHAIR TO SIGN.

**BOARD OF DIRECTORS - LAKE COUNTY SANITATION DISTRICT**

- C-15 County Administrative Office/LACOSAN APPROVE FORM OF POWER PURCHASE ESTOPPEL IN CONNECTION WITH SOLAR POWER PROJECTS FOR THE HILL ROAD JAIL AND NORTHWEST AND SOUTHEAST WASTEWATER TREATMENT PLANTS AND AUTHORIZE THE CHAIR TO SIGN.
- C-16 LACOSAN ACCEPT DEDICATION AND CONVEYANCE OF MAINLINE SEWER EXTENSION, FOR PURPOSE OF PROVIDING SEWER SERVICE, TO PROPERTY LOCATED AT 3614 MOUNTAIN VIEW STREET, CLEARLAKE (APN 039-652-07 - DONALD TRIPP) AUTHORIZE THE CHAIR TO SIGN AND DIRECT CLERK TO CERTIFY FOR RECORDATION.

**Board Action on Consent Agenda: \_\_\_\_\_**