

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.

MAY 6, 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 the 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 Lake Control Services Presentation of animals that are available for adoption at the 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 Supervisor Robey **9:10 A.M.** Presentation by David James of an historical print by acclaimed western artist Frank Magsino to be donated to the County of Lake

Continued from April 15, 2008

- A-6 Community Development **9:15 A.M.** **HEARING** - Notice of Nuisance Abatement - 6294 Sixth Street, Code Enforcement Division Lucerne, CA (APN 034-113-30-00 - Jayne Coronado aka Jayne Mosser)

- A-7 Board of Equalization **9:30 A.M.** **ASSESSMENT APPEAL HEARING:**
(The Board of Supervisors adjourns and convenes as the Lake County Board of Equalization) Adam and Christi Brodrick - Application No. 2007-68 Assessment Parcel No. 050-063-120 - Located at 10523 Foothill Road, Loch Lomond, CA

- A-8 Board of Supervisors **9:40 A.M.** Presentation of Proclamation designating the week of May 4th through May 10th as National Correctional Officers' Week in Lake County

- A-9 Lake County/City Area **9:45 A.M.** Presentation by Lake County/City Area Planning Council of the Planning Council Regional Blueprint Planning Program for Lake County, coordinated with the City of Lakeport and the City of Clearlake

- A-10 Lake County **10:15 A.M.** **PUBLIC HEARING** - Consideration of a decision to use Redevelopment Agency (CDBG) Program Income of up to \$700,000 for curb, gutter and sidewalks around the perimeter of Nylander Park in Clearlake Oaks, on Lake Street in support of a senior housing complex in Clearlake Oaks, at the County Redevelopment Agency) 3rd Avenue Plaza site in Lucerne and along Main Street in Upper Lake and up to \$56,000 for activity delivery associated with said projects (Program Income monies will be transferred from the Business Expansion Revolving Loan Account to augment the grant funds provided for this project in Grant No. 05-STBG-1421)

- A-11 Lake County **10:30 A.M.** **PUBLIC HEARING** - Consideration of the proposed Redevelopment Agency Replacement Housing Plan for Clark's Island located at (The Board of Supervisors adjourns and convenes as Lake County Housing Commission) 12565 East State Highway 20, Clearlake Oaks

- A-12 Administrative Office **10:35 A.M.** Consideration of request for Board direction relative to Guenoc College property

- A-13 Supervisor Farrington **11:00 A.M.** Consideration of a request from John Peters for waiver of major use permit fees for Remote Control Car Park; to be located at 3851 Hill Road, Lakeport, CA

- A-14 Board of Housing **11:15 A.M.** Consideration of proposed Resolution to delete and add Commissioners (The Board of Supervisors adjourns and convenes as Lake County Housing Commission) signatories to the Lake County Housing Commission bank accounts (Lake County Section 8 Program and Section 8 FSS Money Market Escrow Account)

- A-15 Board of Supervisors **11:20 A.M.** Presentation of Proclamation designating the month of May as Watershed Awareness Month in Lake County

- A-16 Board of Supervisors **11:25 A.M.** Presentation of Proclamation designating the month of May as National Military Appreciation Month in Lake County

- A-17 Community Development **11:30 A.M.** **PUBLIC HEARING** - Appeal of Ronald Jacobs (AB 08-03) of the Department - Planning Division Planning Commission's decision to grant the appeal of Erik Thorsen, Trustee, Edgar F. Thorsen Trust, regarding the issuance of a Lakebed Encroachment Permit and supporting California Environmental Quality Act (CEQA) Notice of Exemption to Ronald Jacobs for the construction of pier/covered deck/gangway/suspended platform/covered electric boat lift; project located at 1925 Westlake Drive, Kelseyville, CA (APN 044-171-18 - Erik Thorsen, Trustee, Edgar F. Thorsen Trust)

A-18 Community Development **1:30 P.M. PUBLIC HEARING** - Appeal of Heart Consciousness
 Department - Planning Division
 Church/Harbin Hot Springs (AB 08-02) of the Planning Commission's approval of a minor use permit (MUP 06-41) for Eagle Consulting on behalf of U.S. Cellular, for the construction and operation of a wireless communication facility on leased parcels, which will consist of a synthetic pine tree-type 62-foot high steel monopole with six panel antennas; project locate at 19237, 19241, 19657, 19672 and 19682 Harbin Springs Road, Middletown, CA (APNs 014-240-01, 014-240-05, 014-240-06, 014-240-08 and 014-240-09) - **(Appellant's representation has requested a continuance to May 20, 2008, at 1:30 p.m.)**

A-19 Supervisor Robey **1:35 P.M.** Workshop on Genetically Engineered (GE) Crops in Lake County

A-20 Supervisor Farrington **3:30 P.M.** Consideration of possible revision to existing ordinance imposing charges on business owners who handle or retail hazardous materials

NON-TIMED ITEMS

A-21 Board of Supervisors Supervisors Weekly Calendar, Travel and Reports

A-22 Supervisor Smith Consideration of request for refund of fees paid by William Sullivan for Appeal No. AB-08-07, in the amount of \$407.00

A-23 District Attorney Consideration of request to approve appointment of Craig Woodworth as Acting Interim Chief District Attorney Investigator, effective as of April 15, 2008

A-24 Human Resources Consideration of County Identification Badge Policy and Budget Transfer to purchase equipment and supplies for identification badges

A-25 Public Works Consideration of request to add one Engineering Technician I/II position to Budget Unit No. 1908, Engineering & Inspection Division

A-26 Sheriff's Department Consideration of request to approve the Drug Enforcement Administration Marijuana Eradication (DEA) Agreement (DEA will pay Lake County \$245,000 to defray cost relating to the eradication and suppression of illicit marijuana) and authorize the Sheriff to sign the Letter of Agreement and Workplace Certifications

A-27 Supervisor Robey Consideration of proposed letters to appropriate governmental representatives requesting that consideration be given to initiating changes to current laws and regulations in order to allow the County of Lake to use grant monies provided for marijuana eradication to address our more serious drug-related problems

CLOSED SESSION

Sitting as the Board of Directors of Lake County Redevelopment Agency

A-28 Board of Supervisors/
 County Counsel

1. Conference with Real Property Negotiators:
 (a) Property: 3605 and 3655 Lakeshore Boulevard, Nice, CA (APNs 032-133-35 and 032-137-01)
 (b) Agency Negotiator: Eric Seely
 (c) Negotiating Parties: Lake County Redevelopment Agency and Joan Bartz
 (d) Under Negotiation: Price and terms

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

CONSENT AGENDA

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meetings held on April 8, 15, and 22, 2008.
- C-2 Board of Supervisors Adopt Proclamation designating the week of May 4th through May 10th as National Correctional Officers' Week in Lake County.
- C-3 Board of Supervisors Adopt Proclamation designating the month of May as Watershed Awareness Month in Lake County.
- C-4 Board of Supervisors Adopt Proclamation designating the month of May as National Military Appreciation Month in Lake County.
- C-5 Board of Supervisors Appoint Esterlina T. Gould to the Lake County Child Care Planning and Development Council for a term expiring on January 1, 2011.
- C-6 Board of Supervisors Reappoint Mary Cardinale-Stein to the Emergency Medical Care Committee for a term expiring on January 1, 2009.
- C-7 Administrative Office Approve Agreement between the County of Lake (Marketing and Economic Development Program) and the Lakeport Regional Chamber of Commerce for design and construction of the Lake County exhibit at the 2008 California State Fair, in the amount of \$6,000 (funded by the Marketing Program TOT funds), and authorize the Chair to sign.
- C-8 Community Development Department Approve First Amendment to Agreement between the County of Lake and Pacific Municipal Consultants for preparation of an Environmental Impact Report for the Valley Oaks subdivision and commercial development project, (an increase of \$18,200) and authorize the Chair to sign.
- C-9 District Attorney Waive the 900 hour limit for extra-help Office Assistant Darla Lewis (to a maximum of 1300 hours) and extra-help Office Assistant Sharon Parks (to a maximum of 1200 hours).
- C-10 Information Technology Approve Budget Transfer B-256 in the amount of \$31,000 from Budget Unit No. 1904 - Information Technology, to support data storage needs, and authorize the Chair to sign.
- C-11 Mental Health Approve the Agreement between the County of Lake and Jeri E. Owens, M.D. in the amount of \$124,800, for specialty mental health services, and authorize the Chair to sign.
- C-12 Mental Health Approve the Second Amendment between the County of Lake and Kings View Corporation for telepsychiatry services (reducing the total maximum compensation to \$90,000), and authorize the Chair to sign.
- C-13 Mental Health Approve the Fourth Amendment to the Agreement between the County of Lake and Willow Glen Care Center for mental health services (reducing the total maximum compensation to \$185,000), and authorize the Chair to sign.
- C-14 Mental Health Approve First Amendment to the Agreement between the County of Lake and Esther Tarin-Flores for Spanish language interpreter and translation services (reducing the total maximum compensation to \$2,000), and authorize the Chair to sign.
- C-15 Mental Health Approve First Amendment to the Agreement between the County of Lake and ValueOptions, Inc., for administration of specialty mental health services (reducing the total maximum compensation to \$7,500 per fiscal year), and authorize the Chair to sign.

- C-16 Mental Health (a) Adopt Resolution No. _____ appropriating unanticipated revenue to Budget Unit 4014, Mental Health Department, to pay for mental health services in conjunction with agreement between County of Lake and Casa Pacifica; and (b) Approve Contract between the County of Lake and Casa Pacifica for mental health services, for a maximum contract amount of \$14,000 for fiscal year 2007-2008, to be paid by revenue from Medi-Cal/Early Periodic Screening, Development & Training, and authorize the Chair to sign.
- C-17 Public Services Adopt Resolution No. _____ amending Resolution No. 2007-177 establishing position allocations for Fiscal Year 2007-2008, Budget Unit No. 4121, Integrated Waste Management (extending the addition of one (1) Solid Waste Heavy Equipment Operator allocation through September 30, 2008.).
- C-18 Public Works Approve Plans and Specifications for the construction of drainage improvements at Lampson Field Airport Phase II, and authorize the Public Works Director/Assistant Purchasing Agent to advertise for bids.
- C-19 Public Works Approve Plans and Specifications for 2005/2006 Storm Damage Repair: Elk Mountain Road Baserock Placement MPM 19.0 to 24.4, and authorize Public Works Director/Assistant Purchasing Agent to advertise for bids.
- C-20 Public Works Approve purchase of 120 tons of Class II Baserock and Rip Rap materials from Epidendio Construction, Inc., in the amount of \$34,460, for storm damage repairs at the intersection of Bartlett Spring Road and Twin Valley Road, and authorize the Public Works Director/Assistant Purchasing Agent to issue a purchase order.
- C-21 Public Works Approve Grant Deed and direct Clerk to certify for recordation (a portion of APN 024-124-01 - Marie Steele); and approve Purchase Agreement between the County of Lake and Marie Steele for Kelseyville Main Street Sidewalk Project, and authorize the Chair to sign.
- C-22 Public Works Adopt Resolution No. _____ to appropriate unanticipated revenue to the Heavy Equipment Budget (in the amount of \$65,000 from user fees from various County departments) for the purchase of diesel fuel for ongoing operational activities of the Heavy Equipment Division.
- C-23 Public Works Accept Irrevocable Offers of Dedication for roadway and public utility purposes, (half width of Right of Way for Jacobsen Road along the frontage of the parcel described in the Condition Certificate of Compliance which lies approximately one mile southwest of the town of Kelseyville) Rogers et al, and direct Clerk to certify for recordation.
- C-24 Public Works Approve Engineering and Inspection Agreement between the County of Lake and Parker Plastics, for engineering services for the review of plans and specifications and the inspection of work as a condition of tentative parcel map (PM 06-32), located at 12762 South State Highway 29, Lower Lake, and authorize the Chair to sign.
- C-25 Sheriff Approve Controlled Substance Operations Cooperative Agreement (United States Forest Service will pay Lake County \$35,000 to defray cost relating to the suppression of manufacturing and trafficking of controlled substances), and authorize the Chair to sign.
- C-26 Treasurer-Tax Collector Approve Claims for Payment of Excess Proceeds from Tax Sale #145A (Group 2 Final) per Section 4675 of the Revenue and Taxation Code as recommended in memorandum dated April 24, 2008, from Treasurer-Tax Collector Sandra Kacharos.

C-27 Treasurer-Tax Collector

Approve Claims for Payment of Excess Proceeds from Tax Sale #145 (Group 3 Final) per Section 4675 of the Revenue and Taxation Code as recommended in memorandum dated April 24, 2008, from Treasurer-Tax Collector Sandra Kacharos.

Board Action on Consent Agenda: _____