

AGENDA



COUNTY OF LAKE

BOARD OF SUPERVISORS

- Supervisor Jim Comstock - 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.

APRIL 28, 2009

**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

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| 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 noncontroversial. 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 | Lake County Winery Association | 9:15 A.M. | Presentation by Lake County Winery Association regarding highlights of the Lake County Winery Association's (LCWA) Strategic Plan, accomplishments and current projects |

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD APRIL 28, 2009

- A-6 Lake County Vector Control District **9:30 A.M.** Informational presentation by Lake County Vector Control District regarding proposed benefit assessment on all properties in Lake County (to fund mosquito and vector control services)
- A-7 Community Development - Code Compliance Division **10:00 A.M.** **HEARING** - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$1,391.41 - 12443 Elk Mountain Road, Upper Lake, CA (APN 022-006-02 - William Clee and William Clee II)
- A-8 Fish and Wildlife Advisory Committee **10:15 A.M.** (a) Presentation of Annual Report by the Fish and Wildlife Advisory Committee; and (b) Presentation of the Conservationist of the Year Award to the Chi Council for their tireless efforts to protect the Clear Lake Hitch
- A-9 Social Services **10:30 A.M.** Presentation by Social Services Director Carol Huchingson on a report entitled "Human Services in a Time of Economic Crisis"

Continued from April 21, 2009

- A-10 Community Development - Planning Division **10:45 A.M.** **PUBLIC HEARING** - Appeal of Terry Hopkins (AB 09-01) of the Planning Commission's decision to deny a Minor Modification of a Use Permit (MMU 08-08) to allow the establishment of home occupation with an oversized detached accessory structure that was approved as a collector's garage in 2003; project located at 1519 McMahan Road, Lakeport (APN 015-012-22 - Terry Hopkins)

NON-TIMED ITEMS

- A-11 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-12 Board of Supervisors Update on the emergency action taken on December 9, 2008, regarding the prohibition of fish stocking by the Department of Fish and Game in water bodies of Lake County
- A-13 County Administrative Office Consideration of request to schedule date for County Economic Development Summit
- A-14 County Counsel Discussion/consideration of proposed First Amendment to Agreement between the County of Lake and Rossmann and Moore, LLP for special legal services (an increase of hourly rates)
- A-15 Lake County Watershed Protection District (The Board of Supervisors adjourns and convenes as the Board of Directors of Lake County Watershed Protection District) Discussion/consideration of proposed Agreement between the Lake County Watershed Protection District and The Regents of the University of California for Clear Lake historical data analysis in the amount of \$52,076
- A-16 LACOSAN (The Board of Supervisors adjourns and convenes as the Board of Directors of Lake County Sanitation District) (a) Consideration of request for waiver of the Consultant Selection Policy based on the finding that it is not in the public interest to follow the Consultant Section Board Policy; and (b) Consideration of proposed Agreement between the Lake County Sanitation District and Northwest Biosurvey for the preparation of biological studies (to meet environmental requirements), for the Anderson Springs Wastewater Collection System Project in the amount of \$13,000

Continued from April 21, 2009

- A-17 Special Districts Consideration of award of Bid No. 09-32 to Coastline Equipment for the purchase of one (1) 2009 crane truck in the amount of \$100,000, and/or other options for the purchase of this equipment

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 Legal Counsel - Existing Litigation - (Subdivision (a) of Section 54956.9): EEOC Claim of F. Rivero

CONSENT AGENDA

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meetings held on April 7 and 14, 2009.

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD APRIL 28, 2009

- C-2 Board of Supervisors Appoint Steven J. Schepper, M.D. (ER Affiliated-Medical Care Coordinator Representative category), and Mary Cardinale-Stein (Hospital - Sutter-Lakeside Representative category), to the Emergency Medical Care Committee for two year terms, expiring on January 1, 2011.
- C-3 County Administrative Office Approve Unemployment Compensation Services Model Agreement between the County of Lake and TALX Corporation for unemployment claim administrative services (approximate annual cost of \$670), and authorize the Chair to sign.
- C-4 County Administrative Office Appoint Supervisors Comstock and Brown to serve on the Consultant Selection Panel for selection of an architect for the Middletown Senior Center and Library Project.
- C-5 Animal Care and Control Adopt Resolution No. _____ amending Resolution No. 2008-153, establishing position allocations for Fiscal Year 2008/2009, Budget Unit No. 2703 - Animal Control (deleting one (1) Kennel Technician and adding one (1) Kennel Coordinator).
- C-6 Health Services Adopt Resolution No. _____ amending Resolution No. 2008-153, establishing position allocations for Fiscal Year 2008/2009, Budget Unit No. 4010 - Environmental Health (renaming one (1) Environmental Health Specialist, Supervising to Environmental Health Specialist Supervisor I, deleting one (1) Environmental Health Specialist, Supervising and adding one (1) Environmental Health Specialist Supervisor II).
- C-7 Public Services (a) Approve Budget Transfer B-200 in the amount of \$5,470 for the purchase of low-bed trailer, Budget Unit No. 1671 - Buildings and Grounds; and (b) Authorize the Public Services Director/Purchasing Agent to issue a purchase order to Lakeport Trailer in the amount of \$5,469.37.
- C-8 Public Works Approve Grant Deed and direct Clerk to certify for recordation (a portion of APN 024-171-22 - Gregory Rodriguez - Trustee and Magda Rodriguez - Trustee), and approve Purchase Agreement between the County of Lake and Gregory Rodriguez and Magda Rodriguez for State Street Sidewalk Project located in Kelseyville, and authorize the Chair to sign.
- C-9 Public Works Approve Grant Deed and direct Clerk to certify for recordation (a portion of APNs 024-171-27 and 024-071-06 - Robert Hergert and Carolyn Hergert), and approve Purchase Agreement between the County of Lake and Robert Hergert and Carolyn Hergert for State Street Sidewalk Project located in Kelseyville, and authorize the Chair to sign.
- C-10 Public Works Approve Grant Deed and direct Clerk to certify for recordation (a portion of APN 024-152-10 - Donald James Ferreira), and approve Purchase Agreement between the County of Lake and Donald James Ferreira for State Street Sidewalk Project located in Kelseyville, and authorize the Chair to sign.
- C-11 Public Works Approve Grant Deed and direct Clerk to certify for recordation (a portion of APN 010-002-33 - Frederick Bradley - Trustee), and approve Purchase Agreement between the County of Lake and Frederick Bradley for Sulphur Bank Drive Storm Damage Project located in Clear Lake Oaks, and authorize the Chair to sign.
- C-12 Public Works Approve Amendment Three to Agreement between the County of Lake and Northwest Biosurvey for environmental services for Lampson Airport Sewer Extension Project (increase shall not exceed \$5,000), and authorize the Chair to sign.
- C-13 Public Works Approve plans and specifications for Hazard Mitigation Grant Program Culvert Upgrade located on Lakeview Drive at Hudson Avenue in Nice (Project No. FEMA-DR-1628-CA, OES #0035, FEMA #0010, OES ID/FIPS #033-00000), and authorize the Assistant Purchasing Agent to advertise for bids.

Board Action on Consent Agenda: _____