

# 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.

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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.

## MAY 5, 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

- 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 Board of Supervisors **9:15 A.M.** Presentation of Proclamation designating the week of May 3-9, 2009, as National Correctional Officers' Week in Lake County
- A-6 Board of Supervisors **9:20 A.M.** Presentation of Proclamation designating the week of May 4-8, 2009, as National County Government Week in Lake County

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD MAY 5, 2009

- A-7 Board of Supervisors **9:25 A.M.** Presentation of Proclamation designating the month of May 2009, as Veterans Appreciation Month in Lake County
- A-8 Mt. Konocti Facilitation **9:30 A.M.** Presentation by representative of Mt. Konocti Facilitation regarding their work with entrepreneurs and existing businesses in Lake County
- A-9 County Administrative Office **10:00 A.M.** **Public Hearing** - Review of the performance of CDBG Grant #08-EDBG-2604 for Clark's Island Redevelopment Analysis Study
- A-10 Department of Agriculture **10:15 A.M.** **Continued from April 21, 2009**  
(a) Consideration of proposed Resolution approving a Cooperative Agreement with the U.S. Department of Agriculture to provide an Animal Damage Control Program for the County of Lake; and (b) Consideration of proposed letter to the U.S. Department of Agriculture for verification of the intent of Lake County to enter into the 2009/2010 USDA Wildlife Services Management Program
- A-11 Public Works **10:30 A.M.** Discussion/consideration of request for approval of proposed Bylaws for the Clear Lake Advisory Subcommittee (CLAS)
- A-12 Sheriff's Department **10:45 A.M.** Presentation by Sergeant Dennis Ostini on Boating Safety and discussion regarding miscellaneous law enforcement activities on Clear Lake
- A-13 Mental Health **11:00 A.M.** Discussion/consideration of proposed Resolution amending Resolution No. 2009-17, establishing position allocations for Fiscal Year 2008/2009, Budget Unit No. 4014 - Mental Health (deleting one (1) Managed Care Manager, one (1) Staff Psychiatrist, one (1) Clinical Psychologist, two (2) Mental Health Team Leader I/II, four (4) Mental Health Specialist I/II/Senior, two (2) Mental Health Case Manager I/II, one (1) Mental Health Case Manager I/II Peer Support, one (1) Mental Health Case Manager I/II Parent Partner, one (1) Accounting Technician, one (1) Account Clerk I/II, two (2) Medical Records Technician and one (1) Office Assistant I/II Peer Support positions)
- A-14 Special Districts **11:30 A.M.** **Continued from April 21, 2009**  
(a) Update on drought management planning for the County's ten water systems; and (b) Request for Board direction regarding the finalization and institution of the proposed Drought Management Plan including mandatory water conservation measures and urgency ordinance adopting emergency water conservation restrictions for County Service Areas (CSAs)
- A-15 Supervisor Rushing **1:30 P.M.** Discussion/consideration of the establishment of a County policy regarding Code Enforcement actions in resort properties housing long-term residents

**NON-TIMED ITEMS**

- A-16 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-17 Board of Supervisors/County Administrative Office/County Counsel  
(a) Consideration of proposed Resolution adopting a Memorandum of Understanding between the County of Lake and the Lake County Deputy Sheriff's Association;  
(b) Consideration of proposed Resolution adopting a Memorandum of Understanding between the County of Lake and the Lake County Correctional Officers' Association;  
(c) Consideration of proposed Resolution establishing salaries and fringe benefits for management employees for Fiscal Year 2008/2009;  
(d) Consideration of proposed Resolution establishing salaries and fringe benefits for employees in Confidential Unit, Section A, for Fiscal Year 2008/2009; and  
(e) Consideration of proposed Resolution establishing salaries and fringe benefits for employees in Confidential Unit, Section B for Fiscal Year 2008/2009

- A-18 Supervisor Farrington Discussion/consideration of proposed letter of support regarding AB 548, which would allow rural hospitals to hire physicians and/or surgeons directly
- A-19 County Administrative Office/  
Lake County Animal Care  
and Control Consideration of proposed Ordinance adding Section 2.5 to the Lake County Code, specifying particular office hours for Lake County Animal Care and Control
- A-20 County Counsel/LACOSAN  
(The Board of Supervisors  
adjourns and convenes as  
the Directors of Lake County  
Sanitation District) Consideration of proposed Resolution confirming and continuing delegation to the Special Districts Administrator of the authority to take immediate action to effectuate emergency repairs in the Southeast Reservoir Dam Drainage System
- A-21 Public Works Discussion/consideration of request for waiver of the Policy for Review and Selection of Professional Consultants and Other Services Providers for forty (40) construction projects and allow the Public Works Department to comply with a proposed alternative Selection Process for Construction Related Activities Policy
- A-22 Public Works Discussion/consideration of proposed Amendment Two to Agreement between the County of Lake and Green Valley Consulting Engineers for engineering services for realignment of a portion of Soda Bay Road in Kelseyville (an increase of \$76,027)
- A-23 Public Works Discussion/consideration of proposed Amendment Two to Agreement between the County of Lake and Quincy Engineering, Inc. for engineering services for the repair of storm damage sites (PM 0.55), on Robinson Road, Lucerne (an increase of \$11,500)
- A-24 Public Works (a) Consideration of authorization the Public Works Director/Assistant Purchasing Agent to terminate the existing Lease Agreement with Alliant Bank for an analog plotter/printer and pay the early termination fee of \$2,200; (b) Consideration of approval of Budget Transfer B-237, in the amount of \$3,000, to cover the cost of a new lease for a digital plotter/printer, Budget Unit No. 1908, Engineering and Inspection and authorize the Chair to sign; and (c) Consideration of authorization for the Public Works Director/Assistant Purchasing Agent to enter into an Lease Agreement with ADS Reprographics, Inc. (not to exceed \$500 per month for 48 months)
- A-25 Public Works/Lake County  
Redevelopment Agency Consideration of recommendation for award of Bid No. 09-03, for the construction of Main Street pavement rehabilitation and accessibility improvements from Highway 20 to 2<sup>nd</sup> Street, Upper Lake
- A-26 Lake County Watershed Protection  
District (The Board of Supervisors  
adjourns and convenes as the  
  
Board of Directors of Lake County  
Watershed Protection District) **Continued from April 28, 2009**  
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-27 Special Districts **Continued from April 21 and 28, 2009**  
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-28 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. Public Employee Performance Evaluation:  
Title: (1) Public Works Director  
3. Conference with Legal Counsel - Existing Litigation -  
(Subdivision (a) of Section 54956.9): Rogers v. County of Lake, et al.

**CONSENT AGENDA**

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meetings held on April 21, 2009.
- C-2 Board of Supervisors Adopt Proclamation designating the week of May 3-9, 2009, as National Correctional Officers' Week in Lake County.
- C-3 Board of Supervisors Adopt Proclamation designating the week of May 4-8, 2009, as National County Government Week in Lake County.
- C-4 Board of Supervisors Adopt Proclamation designating the month of May 2009, as Veterans Appreciation Month in Lake County.
- C-5 County Administrative Office Adopt Resolution No. \_\_\_\_\_ appropriating unanticipated revenue in the amount of \$30,000 (received from leases of County properties located on Mt. Konocti), for expenses incurred in connection with the upgrade of a communications tower on County owned property located on Mt. Konocti, Budget Unit No 7011 - Parks and Recreation.
- C-6 County Administrative Office Adopt Resolution No. \_\_\_\_\_ declaring County property surplus to the needs of the County and authorizing the Purchasing Agent to sell said property (one 1989 Champion 730A Grader).
- C-7 County Administrative Office Adopt Resolution No. \_\_\_\_\_ supporting placement of Tourist Oriented Directional Signage (TODS), for the town of Kelseyville.
- C-8 Department of Child Support Services Waive the 900 hour limit for extra-help Janitor Diana Hasty (not to exceed 1,200 hours).
- C-9 Human Resources Approve revision to Personnel Rule 502.1 (clarifying existing practice and to allow former employees who were subject to layoff and are on an active reemployment list to compete in promotion only examinations).
- C-10 Public Works Approve Grant Deed and direct Clerk to certify for recordation (a portion of APN 010-002-80 - Dennis P. Pluth, Trustee), and approve Purchase Agreement between the County of Lake and Denise P. Pluth for Sulphur Bank Storm Damage Repair Project in Clearlake Oaks, and authorize the Chair to sign.
- C-11 Public Works (a) Approve waiver of the Administrative Encroachment Permit Fee in the amount of \$665, as recommended in the Memorandum dated March 24, 2009, from Public Works Director Brent Siemer; and (b) Approve Encroachment Permit for NorCal Boat and Ski Club for boat and ski races on Clear Lake during 2009.
- C-12 Public Works Adopt Resolution No. \_\_\_\_\_ authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated August 5, 2008 (Clearlake Oaks Plaza Project).
- C-13 Registrar of Voters Adopt Resolution No. \_\_\_\_\_ setting rate of pay for Election Officers for the May 19, 2009, Statewide Special Election pursuant to Section 12310 of the Elections Code.
- C-14 Registrar of Voters Approve Budget Transfer B-236, in the amount of \$45,420, from General Fund Contingencies, for unanticipated and unbudgeted costs of the May 19, 2009, Statewide Special Election, Budget Unit No. 1451, Elections, and authorize the Chair to sign.
- C-15 Sheriff's Department (a) Approve California Emergency Management Agency (CALEMA), Fiscal Year 2008 Grant Assurances; and (b) Adopt Resolution No. \_\_\_\_\_ approving application for funding from the Fiscal Year 2008 Interoperable Emergency Communication Grant Program (IECGP) and authorizing the execution of a grant award with the State of California.
- C-16 Sheriff's Department Adopt Resolution No. \_\_\_\_\_ notice of intention to transfer County property (police canine Django to Sergeant John Gregore), not required for public use, pursuant to Government Code Section 25363, and set public hearing on May 19, 2009,

at 10:15 a.m.

- C-17 Sheriff's Department Adopt Resolution No. \_\_\_\_\_ amending Resolution No. 2009-16 establishing position allocations for Fiscal Year 2008/2009, Budget Unit NO. 2202, Sheriff-Central Dispatch (deleting one (1) Communications Operator I/II and adding one (1) Assistant Dispatch Manager).
- C-18 Social Services (a) Approve the Child Abuse Prevention, Intervention and Treatment (CAPIT), Community Based Child Abuse Prevention (CBCAP) and Promoting Safe and Stable Families (PSSF) Plan update, from July 1, 2008, to June 30, 2009; (b) Approve Notice of Intent to submit and update to the County's existing CAPIT,/CBCAP/PSSF Plan until the next cycle; and (c) Approve Notice of Intent regarding CAPIT/CBCAP/PSSF Plan Contracts for Lake County State Fiscal Years July 1, 2008, through June 30, 2011, and authorize the Chair to sign.
- C-19 Social Services Approve the waiver of the Consultant Selection Policy based on the finding that it is not in the public interest to follow the policy in order to utilize local vendors for the development of the Wraparound Program and authorize the Wraparound Executive Team to negotiate a contract (which will be brought back to the Board at a later date for consideration), as recommended in the Memorandum dated April 22, 2009, from Social Services Director Carol Huchingson.
- C-20 Vector Control Approve request from Lake County Vector Control District to permit the Registrar of Voters to render the services necessary for the tabulation of ballots for the District's Proposition 218 Assessment Ballot proceedings (pursuant to District's Resolution No. 09-15, adopted on April 1, 2009).

**BOARD OF DIRECTORS - LAKE COUNTY REDEVELOPMENT AGENCY**

- C-21 Lake County Redevelopment Agency Approve Agreement between the Lake County Redevelopment Agency and Andrew Scopazzi for fence improvement in Nice and authorize the Chair to sign.

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