

# 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.

## OCTOBER 27, 2009

**CALL TO ORDER - 9:00 A.M.  
MOMENT OF SILENCE  
PLEDGE OF ALLEGIANCE**

**LAKE COUNTY COURTHOUSE  
255 NORTH FORBES STREET  
LAKEPORT, CA 95485**

### TIMED ITEMS

- |     |                                              |                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-----|----------------------------------------------|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| A-1 | Board of Supervisors                         | <b>9:00 A.M.</b> | <b>APPROVAL OF CONSENT AGENDA</b> - (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                         |                  | <b>CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA</b> - 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                      | <b>9:05 A.M.</b> | 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        | <b>9:10 A.M.</b> | Presentation of Proclamation in appreciation of Marilyn Holdenried for her dedication to the community of Kelseyville                                                                                                                                                                                                                         |
| A-6 | Lake Family Resource Center | <b>9:15 A.M.</b> | Presentation by Lake Community Agency Network (Lake CAN) members regarding the cumulative impacts the State budget cuts will have on service agencies in Lake County                                                                                                                                                                          |
| A-7 | Board of Supervisors        | <b>9:45 A.M.</b> | <b>PUBLIC HEARING</b> - Proposed purchase of real property consisting of land located at 3555 Lakeshore Boulevard, Nice, CA (APN 032-135-16), the agreed purchase price is \$102,000 and the seller is JP Morgan Mortgage Acquisition Corporation (Select Portfolio Servicing, Inc., Attorney-in-Fact)                                        |

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD OCTOBER 27, 2009**

- A-8 Community Development - **10:00 A.M.** **PUBLIC HEARING** - Consideration of an extension of the interim Urgency Ordinance entitled "An Urgency Measure Prohibiting the Establishment of New Medical Marijuana Dispensaries and/or the Enforcement Action Against Existing Medical Marijuana Dispensaries in the County of Lake"
- A-9 CSAC (California State Association of Counties) **11:00 A.M.** Presentation of the CSAC Challenge Award to the County of Lake for the Clearlake Oaks Revitalization Project
- A-10 Lake County Local Board of Equalization (The Board of Supervisors adjourns and convenes as the Lake County Local Board of Equalization) **11:30 A.M.** **Assessment Appeal Hearings:**  
Renal Treatment Centers-California, Inc. - Application No. 2008-100 - APN 800-002-112 - located at 14400 Olympic Drive, Clearlake  
**Continued from September 15, 2009**  
William Kenna - Application No. 2008-238 - APN 013-013-410 - located at 16206 34<sup>th</sup> Avenue, Clearlake
- A-11 Board of Supervisors **1:30 P.M.** **CLOSED SESSION** - Employee appeal of a disciplinary action
- NON-TIMED ITEMS**
- A-12 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-13 Supervisor Brown Discussion/consideration of proposed letter to federal representatives requesting funding for the protection and management of Clear Lake
- A-14 County Administrative Office  
(a) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (County of Lake) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(b) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (County Service Area #1 - Clearlake Keys) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(c) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (County Service Area #2 - Spring Valley) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(d) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (County Service Area #3 - Twin Lakes) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(e) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (County Service Area #7 - Bonanza Springs) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(f) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (County Services Area #13 - Kono Tayee) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(g) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (Lake County Watershed Protection District) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;  
(h) Consideration of proposed Resolution approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the seller's (Kelseyville County Waterworks District #3) proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith;
- (Adjourns to the Board of Directors of Lake County Watershed Protection District)
- (Adjourns to the Board of Directors of Kelseyville County Waterworks District #3)

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD OCTOBER 27, 2009**

A-15 Public Works Discussion/consideration of proposed Agreement between the County of Lake and Quincy Engineering for construction administration services for repair of storm damage site on Sulphur Bank Drive at PM 1.94-1.99, ER 4402 (015), in Clearlake Oaks (not to exceed \$152,200)

**CLOSED SESSION**

A-16 Board of Supervisors/County Counsel 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert and M. Perry and (b) Employee Organization: DDAA and LCEA

**CONSENT AGENDA**

C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meetings held on September 15, 22, October 6, 13 and 20, 2009.

C-2 Board of Supervisors Adopt Proclamation in appreciation of Marilyn Holdenried for dedication to the community of Kelseyville.

C-3 County Administrative Office Adopt Resolution No. \_\_\_\_\_ reappointing Anita L. Grant County Counsel for the County of Lake.

C-4 Community Development - Planning Division Approve the partial non-renewal of Williamson Act Contract 84-02 that was recorded on June 30, 2009, as Document Number 2009010654 for Exhibit C, a portion of APN 005-022-08, owned by Kenneth L. Barr and authorize the Notice of Partial Non-Renewal to be recorded.

C-5 Community Development - Planning Division Adopt Resolution No. \_\_\_\_\_ amending Resolution No. 2009-145 establishing position allocations to conform to the Fiscal Year 2009/2010 Final Budget, Budget Unit No. 2602 - Building and Safety (continuing the two Building Inspector I/II position allocations with one position funded through November 30, 2009).

C-6 Department of Agriculture Adopt Resolution No. \_\_\_\_\_ approving Amendment #1 to Agreement No. 09-0077 with the State of California, Department of Food and Agriculture increasing the agreement amount of Fiscal Year 2009/2010 from \$237.76 to \$261.76 for compliance with the Egg Inspection Agreement and authorizing execution thereof.

C-7 Health Services Adopt Resolution No. \_\_\_\_\_ approving Agreement between the County of Lake and the County of Marin for Medi-Cal Administrative Activities (MAA) and Targeted Case Management (TMC) and authorizing the Director of Health Services to sign.

C-8 Human Resources (a) Approve the distribution of the balance in the self-funded Dental/Vision fund as recommended by the Group Insurance Committee;  
(b) Approve Contract between the County of Lake and Ceridian as the vendor for Flexible Spending Account (FSA) administrative services and authorize the Chair to sign; and  
(c) Authorize the Human Resources Director to notify the County's current FSA administrator, TASC, of the County's intention to not continue with their services at the conclusion of the 2009 FSA plan year, grace period and run out.

C-9 Public Works Approve Amendment Two to Agreement between the County of Lake and Pavement Engineering, Inc. For engineering services for the design of pavement rehabilitation and drainage improvements for State Street, Kelseyville (an increase of \$5,000, total cost not to exceed \$138,857.50), and authorize the Chair to sign.

C-10 Special Districts Adopt Resolution No. \_\_\_\_\_ authorizing transfer of loan reserve funds in the amount of \$43,000 to cover loan payment due by CSA #21 - North Lakeport.

C-11 Special Districts Approve Budget Transfer B-036 in the amount of \$15,425, for the purchase of new pumps and motor for raw intake, Budget Unit No. 8462 - County Service Area #2 - Spring Valley.

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