

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.

JANUARY 5, 2010

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.** Election of Chair of the Board of Supervisors and Vice-Chair of the Board of Supervisors for 2010 (outgoing Vice-Chair conducts election)

A-2 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-3 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-4 Board of Supervisors Current Construction Projects - Contract Change Orders

CITIZEN'S INPUT

Public **9:10 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 Vector Control **9:15 A.M.** Consideration of applications for appointments to fill vacancies on the Lake County Vector Control District Board of Trustees

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 5, 2010

- A-6 Community Development - Planning Division **9:30 A.M.** **PUBLIC HEARING** - Discussion/consideration of Planning Commission's recommendations for approval of a Modification (MMU 09-12) to Use Permit for Specific Plan of Development UP 05-06 and Modifications (MMU 09-13) to General Plan of Development (GPD 05-02) to allow the food service facility located within Kelseyville Lumber to extend operating hours from the currently allowed 6:00 a.m. to 8:00 p.m. to 6:00 a.m. to 10:00 p.m., proposed for project applicant Jon Woodard; and reconsideration of the previously approved adopted Mitigated Negative Declaration based on the Initial Study 05-36; project is located at 3555 North Main Street, Kelseyville, CA (APN 008-063-06)
- A-7 Health Services **9:45 A.M.** **Continued from December 15, 2009** Discussion/Consideration of proposed Contract between the County of Lake and Susan Jen for the administration of grant in the amount of \$314,988 for creating a local food distribution system that revolves around the use of locally grown crops
- A-8 Health Services **10:30 A.M.** Discussion/consideration of proposed changes to the Lake County Rule LCR 1-195 on Aerobic Systems
- A-9 Community Development - Code Compliance Division **11:20 A.M.** **HEARING** - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$4,894.56 - 6948 Junipero Avenue, Kelseyville, CA (APN 044-372-08 - Benjamin Espinoza III)
- A-10 Community Development - Code Compliance Division **11:25 A.M.** **HEARING** - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$10,470.85 - 11753 Widgeon Way, Clearlake Oaks, CA (APN 035-272-05 - Deborah Keys)
- A-11 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:**
Michael Raffanelli - Application No. 2009-08 - APN 042-336-270 - located at 16144 Thirteenth Avenue, Clearlake, CA
- A-12 Board of Supervisors **1:30 P.M.** Consideration of County Administrative Office's audit of financial records related to the Sheriff's DEA grants for marijuana eradication and use of funds for helicopter pilot training
- NON-TIMED ITEMS**
- A-13 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-14 Board of Supervisors Consideration of Chairman's recommended committee assignments for members of the Board of Supervisors
- A-15 Animal Care and Control Discussion/consideration of request for approval of out-of-state travel for Animal Control Officer Nehemiah White to Reno, Nevada, from March 15-19, 2010, to attend the National Cruelty Investigators School Level II (the tuition fee is \$650, a partial scholarship for the tuition fee in the amount of \$400 was received and the remaining County cost will be \$250)
- A-16 Mental Health Discussion/consideration of proposed Second Amendment to Agreement between the County of Lake and Lake County Community Action Agency for provision of perinatal treatment for pregnant or parenting women experiencing alcohol or drug related problems for Lake County residents, Fiscal Year 2009/2010 (increasing the funding amount to \$40 per day not to exceed \$7,200)
- A-17 Mental Health Discussion/consideration of proposed Resolution approving County match from the County General Fund with the allocation from the State of California General Fund for the Offender Treatment program for Fiscal Year 2009/2010 (County General Fund contribution not to exceed \$6,025)
- A-18 Lake County Watershed Protection District Discussion/consideration of proposed Agreement between the County of Lake and Sonoma Ecology Center for Arundo Donax Eradication for monitoring of Arundo sites within the Upper Cache Creek Basin in the amount of \$144,190
- A-19 County Counsel **Advanced from December 15, 2009**
An Ordinance amending Article IX of Chapter 15 of the Lake County Code establishing a fee based inspection program for water vessels - **(SECOND READING)**

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 5, 2010

- A-20 Public Works Consideration of request to approve of out-of-state travel for Public Works Director Brent Siemer to Fort Worth, Texas, from April 25-29, 2010, to attend the National Association of County Engineers Annual Conference (for cost of lodging only, funding for registration fee to be paid by County Engineers Association of California and travel and meal costs to be paid by Public Works Director Brent Siemer)
- A-21 Public Works Consideration of proposed resolution authorizing cancellation of designated reserves for Middle Creek Marsh and appropriating unanticipated revenue (transfer of \$264,100 from Flood Fight Reserve Fund, Fund 200 to Fund 200, Revenue Account 79.90, Budget Unit No. 8109 - Flood Control and Water Conservation District), to be used to purchase property (APN 004-021-30), located at 1305 Reclamation Cutoff, Upper Lake
- A-22 Social Services Consideration of request to approve out-of-state travel for Social Services Director Carol Huchingson and Deputy Social Services Director Kathy Maes to Arlington, Virginia, from February 3-7, 2010, to attend the United States Department of Health and Human Services Regional Partnership Grant Special Topics Conference (cost to be paid for by the Federal Administration for Children grant funds).
- A-23 Kelseyville County Waterworks District #3 (The Board of Supervisors adjourns and convenes as the Kelseyville County Waterworks District #3 Board of Directors) Approve Escrow Agreement between the County of Lake and Terra Con Pipelines, Inc. for security deposits in lieu of retention on Kelseyville Wastewater Improvements Construction Contract in the amount of \$2,564,910, and authorize the Chair to sign.

CLOSED SESSION

- A-24 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. Sitting as the Board of Directors of the Lake County IHSS Public Authority: Conference with Labor Negotiator: (a) Agency Negotiator: Carol Huchingson and F. Buchanan (b) Employee Organization: United Domestic Workers of America
 3. Public Employee Performance Evaluations:
Titles: Human Resources Director
County Librarian

CONSENT AGENDA

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on December 15, 2009.
- C-2 Board of Supervisors Appoint Anna Blair and Eric Freed to the Emergency Medical Care Committee (Private Ambulance category representatives), for terms expiring on January 1, 2011.
- C-3 Board of Supervisors/Lake County Child Care Planning and Development Council (a) Appoint Joann Matz and Laurie Daly to the Lake County Child Care Planning and Development Council (Community category representatives), for terms expiring on January 1, 2013; and (b) Authorize the Chair to sign the California Department of Education Certification Statement regarding the composition of the Lake County Child Care Planning and Development Council membership.
- C-4 County Administrative Office/ Public Services Adopt Resolution No. _____ approving application for funding and the execution of a grant agreement and any amendments thereto from the California Energy Commission under the Energy Efficiency and Conservation Block Grant Program for cost-effective energy efficiency in the amount of \$258,978.
- C-5 District Attorney Approve Late Travel Expense Claim submitted by Deputy District Attorney Sharon Lerman-Hubert after the 60-day claiming period in the amount of \$223.08, due to extraordinary circumstances.
- C-6 Human Resources Adopt Resolution No. _____ approving a cafeteria plan with flexible spending arrangement.
- C-7 Human Resources Adopt Resolution No. _____ amending Personnel Rule 906 to establish the At Risk appointment type (clarifying the County's intent not to force an At Risk employee to accept an alternate assignment or to continue in an alternate assignment and when an At Risk employee declines to accept or continue an alternate assignment, the employee will be subject to lay-off with two weeks notice).

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 5, 2010

- C-8 Mental Health Adopt Resolution No. _____ amending Resolution No. 2009-145 establishing position allocations to conform to the Fiscal Year 2009/2010 Final Budget, Budget Unit No. 4015, Alcohol and Other Drug Services (deleting one Prevention Specialist I/II allocation and one Substance Abuse Treatment Coordinator allocation and adding one Substance Abuse Programs Coordinator allocation).
- C-9 Public Works (a) Approve Dedication and Maintenance Agreement between the County of Lake and Eskaton Clearlake Oaks Manor for dedication of the Easement Area from Eskaton to the County in order to include the Easement Area in the County Maintained Road System; and
(b) Accept Irrevocable Offers of Dedication for roadway and public utility purposes (a portion of APN 035-231-49 - Eskaton Clearlake Oaks Manor, Fidelity Title and HUD), located at Lake Street, Clearlake Oaks, and direct Clerk to certify for recordation.
- C-10 Sheriff's Department Authorize the destruction of closed civil records from January 1, 2003 through December 31, 2005, pursuant to Government Code Section 26202.
- C-11 Social Services Waive the 900 hour limit for extra-help Social Services Aide Loree Lewis.
- C-12 Social Services Approve advanced step hiring of Social Services Worker Supervisor II-CPS Patti Powell, due to applicant's extraordinary qualifications (5th step salary range).
- C-13 Social Services Approve update Plan for Child Abuse Prevention, Intervention and Treatment (CAPIT); Community Based Child Abuse Prevention Services (CBCAP); and Promoting Safe and Stable Families (PSSF), for the term of July 1, 2009 through June 30, 2011.
- C-14 Social Services Approve Contract between the County of Lake and Lake Family Resource Center for Child Abuse Prevention, Intervention and Treatment (CAPIT) services in the amount of \$70,000, and authorize the Chair to sign.
- C-15 Social Services Adopt Resolution No. _____ amending Resolution No. 2009-139 authorizing submittal of an Application to the California State Department of Housing and Community Development for funding under the 2009 Home Investment Partnerships Program; and if selected, the execution of a standard agreement, any amendments thereto and any related documents necessary to participate in the Home Investment Partnerships Program.
- C-16 Tax Collector-Treasurer Authorize the Auditor-Controller to reissue checks for a total of \$1,846.33, that were never cashed to Fidelity National Title in the amount of \$1035.23; Ocwen Federal Bank FSB in the amount of \$132; Home Ranch in the amount of \$199.57; New Century Title in the amount of \$115.94; Katherine Huot in the amount of \$131.89; Luella Phelps in the amount of \$101.44; Ralph R. Black in the amount of \$33.46; Christopher Stems in the amount of \$36.54; and First America Title in the amount of \$61.26.
- C-17 Tax Collector-Treasurer Approve Agreement between the County of Lake and Bid4Assets, Inc. for public action services (not to exceed \$15,000), and authorize the Chair to sign.

BOARD OF DIRECTORS - LAKE COUNTY WATERSHED PROTECTION DISTRICT

- C-18 Lake County Watershed Protection Approve Agreement between the County of Lake and State Department of Fish and Game, Wildlife Conservation Board for conveyance and acceptance of a conservation easement (APN 004-022-24), for the Clear Lake Wildlife Area Rodman Slough Project and authorize the Chair to sign.

BOARD OF DIRECTORS - LAKE COUNTY REDEVELOPMENT AGENCY

- C-19 Lake County Redevelopment Agency Adopt Resolution No. _____ determining that planning and administrative expenses are necessary for the production, improvement or preservation of low and moderate income housing.

Board Action on Consent Agenda: _____