

# 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.

## JULY 6, 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.** **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 Community Development - Code Compliance Division **9:15 A.M.** **HEARING** - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$5920.17 - 6150 Live Oak Drive, Kelseyville, CA (APN 007-015-50 - Peter Huot and Katherine Huot)
- A-6 Community Development - Code Enforcement Division **9:30 A.M.** **HEARING** - Notice of Nuisance Abatement - 19062 Hidden Valley Road, Hidden Valley Lake, CA (APN 141-301-10 - Richard Mellott)

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JULY 6, 2010**

- A-7 Community Development - Code Enforcement Division **9:45 A.M.** **PUBLIC HEARING** - Consideration of proposed Ordinance amending Chapter 13 of the Lake County Code (Lake County Uniform Abatement of Public Nuisances Code), related to the following: Provide a broader definition of a "Nuisance", establish a process for recovery of administrative costs, streamline the abatement process, establish consistent notification processes and procedures, clarify the provisions for weed abatement, enforce land use violations, incorporate the graffiti abatement ordinance and update the Administrative Penalties section for Notices of Violations
- A-8 Board of Supervisors/ Water Resources **10:30 A.M.** **PUBLIC HEARING** - Consideration of a request for a variance from the Floodplain Management Requirements of Chapter 25 of the Lake County Ordinance Code by Christian Andreasen and Elaine Tate, to allow construction of an addition to an existing home (a conversion of an enclosed porch into an interior living space); property is located at 3126 St. Francis Drive, Lakeport, CA (APN 044-591-05)
- A-9 U.S.D.A. Forest Service **11:30 A.M.** Presentation by Mendocino Nation Forest Supervisor Tom Contreras regarding the budget, projects and other issues related to the Mendocino National Forest
- A-10 Lake County Animal Care and Control **1:30 P.M.** **HEARING** - Appeal of a Vicious Animal Abatement Order located at 3896 Dixie Avenue, Nice, CA (Larry Long)

**NON-TIMED ITEMS**

- A-11 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-12 Board of Supervisors **Continued from June 15, 2010**  
Discussion/consideration of an appointment to the Lower Lake Cemetery District Board of Trustees
- A-13 Supervisor Brown Discussion/consideration of proposed policy directive clarifying the role of County Advisory Boards relative to employee personnel matters
- A-14 Lake County Animal Care and Control Discussion/consideration of proposed agreements between the County of Lake, Lake County Animal Services and Animal Coalition of Lake County for administration of the Spay and Neuter Voucher Program (approximately \$5,000 allocated to Lake County Animal Services and approximately \$3,000 allocated to Animal Coalition of Lake County)
- A-15 Public Works **Advanced from June 22, 2010**  
An Ordinance amending Section 5-9B of the Lake County Code relating to Construction Traffic Road Fees (granting exemption to construction projects that do not require construction materials to be delivered by traveling on a County road) - **(Second Reading)**
- A-16 Lake County Sanitation District (The Board of Supervisors adjourns and convenes as the Board of Directors of Lake County Sanitation District) Update on emergency action taken on March 2, 2010, regarding the Southeast Regional Wastewater Collection System - Interim Collection System improvements

**CLOSED SESSION**

- A-17 Board of Supervisors/County Counsel
1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert, M. Perry and J. Hammond; and (b) Employee Organization: DDA AND LCCOA
  2. Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9. Subdivision (a):
    - (a): Mishewal Wappo Tribe of Alexander Valley v. Salaza
    - (b): In re Boeger Land Investments LLC
    - (c): Sierra Club v. County of Lake, et al.

**Sitting as the Board of Directors of Lake County Redevelopment Agency**

3. Conference with Real Property Negotiators:
  - (a) Property: 3700 Country Club Drive, 6607 and 6607B 14<sup>th</sup> Avenue, Lucerne, CA (APNs 034-180-03 and 034-180-04)
  - (b) Agency Negotiator: Eric Seely
  - (c) Negotiating Parties: Lake County Redevelopment Agency and Bryce Ellsworth
  - (d) Under Negotiation: Price and terms

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JULY 6, 2010**

**CONSENT AGENDA**

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on June 15 and 22, 2010.
- C-2 Board of Supervisors Appoint Anna Santana (Member-at-Large representative) and Gloria Flaherty (Member-at-Large representative) and reappoint Pam Klier (Member-at-Large representative) and Susan Jen (Member-at-Large representative) to the First 5 Lake County Commission for two year terms expiring on July 6, 2012.
- C-3 County Administrative Office/  
County Counsel Adopt Resolution No. \_\_\_\_\_ adopting a Memorandum of Understanding by and between the Lake County Deputy District Attorney's Association and the County of Lake for 2010/2011.
- C-4 Department of Agriculture Adopt Resolution No. \_\_\_\_\_ approving Agreement No. 10-0225 with the State of California, Department of Food and Agriculture and authorizing execution of the contract and signature for insect trapping activities for Fiscal Year 2010/2011.
- C-5 Public Services Adopt Resolution No. \_\_\_\_\_ approving application for funding and the execution of a grant agreement and any amendments thereto from the California Department of Resources Recycling and Recovery (CALRECYCLE) for the used Oil Payment Program (OPP).
- C-6 Public Works Approve a partial release of Improvement Security in the amount of \$500,000 for Rim Rock Ranch Subdivision located at 20600 Hartman Road, Middletown, CA, as per the Public Works Director's memorandum to the Board dated June 16, 2010.
- C-7 Registrar of Voters Approve request and order consolidation of the City of Clearlake's election with the General Municipal Election to be held on November 2, 2010 for the purpose of electing two City Council Members, a City Clerk and a City Treasurer.
- C-8 Social Services Approve Agreement between the County of Lake and The Regents of the University of California, Davis, for training services in the amount of \$55,200 (funded by State and Federal funds in the amount of \$46,920 and an in-kind match by UCD of \$8,280), and authorize the Chair to sign.

**BOARD OF DIRECTORS - KELSEYVILLE COUNTY WATERWORKS DISTRICT #3**

- C-9 Kelseyville County Waterworks  
District #3 Approve Easement Deed and direct Clerk to certify for recordation (APNs 008-040-13, 008-040-14 and 008-062-31 - Myron Holdenried and Marilyn Holdenried); and approve Right-of-Way Agreement between the County of Lake and Myron Holdenried and Marilyn Holdenried, for Kelseyville Wastewater Treatment Facilities Improvement Project authorize the Chair to sign.

**BOARD OF DIRECTORS - LAKE COUNTY SANITATION DISTRICT**

- C-10 Lake County Sanitation District Approve First Amendment to Agreement between the Lake County Sanitation District and Waterworks Engineers for professional engineering and design services (an increase \$7,000), and authorize the Chair to sign.

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