

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.

AUGUST 23, 2011

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 **9:10 A.M.** Presentation of Proclamation designating September 21, 2012 as the International Day of Peace, and June 22 - September 21, 2012 as Summer of Peace in Lake County

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD AUGUST 23, 2011

- A-6 Community Development **9:15 A.M. PUBLIC HEARING** - Consideration of an appeal of the Planning Commission's partial denial of a modified version of the following project: GPAP 11-01, RZ 11-01 and MMU 10-06 proposing a general plan amendment of 0.8 acres from Service Commercial to Community Commercial and 4.2 acres from Agriculture to Service Commercial; a rezone from "C3" Service Commercial to "CH" Highway Commercial and "A" Agriculture to "C3" Service Commercial; and a Minor Modification to existing permits (Res. 69-83, UP 88-42 and MUP 09-23) to allow a convenience store and construction of a 30,000 gallon propane tank; appellant is Westgate Petroleum; project located at 3740 Highland Springs Road, Lakeport (APN 008-002-31)
- A-7 Administrative Office **10:00 A.M. Carried over from August 16, 2011 PUBLIC HEARING** - Discussion/consideration of the formation of an Energy and Water Efficiency Assessment District and Adoption of the California Property Assessed Clean Energy (California PACE) Program
- A-8 Mental Health **10:25 A.M.** Presentation of Proclamation designating the month of September 2011 as Alcohol and Drug Addiction Recovery Month in Lake County
- A-9 Community Development-Code Enforcement **10:30 A.M. HEARING** - Nuisance Abatement of 3210 Lee Street, Nice, CA (APN 030-194-17 - Kathleen Miller)
- A-10 Treasurer-Tax Collector **10:40 A.M.** Discussion/consideration of proposed Ordinance rescinding Ordinance 2834 which established a Public Defender Legal Fee Reimbursement Program, Registration Fee and Reimbursement Fee Schedule
- A-11 Grand Jury **10:50 A.M. CLOSED SESSION** - Meeting with Lake County Grand Jury pursuant to Government Code Section 54953.1
- A-12 Agriculture **11:10 A.M. HEARING** - Consideration of the recommendation of the Agricultural Grievance Committee regarding the enforcement of the Agricultural Abatement Ordinance; location 9275 North State Highway 29, Upper Lake (APN 003-034-07 - Carpenter Orchard Inc.)
- A-13 Community Development **1:30 P.M. PUBLIC HEARING** - Discussion/consideration of proposed Ordinance amending Chapter 21 of the Ordinance Code of the County of Lake adding Article 72A: Regulations for the Cultivation of Medical Marijuana (AM 11-03)

NON-TIMED ITEMS

- A-14 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-15 Board of Supervisors Consideration of appointments to the following:
Lake County/City Areawide Planning Council (Alternate position)
- A-16 Administrative Office (a) Consideration of proposed Contract with R.E. West Construction for construction of Middletown Library and Senior Center facility per Bid No. 11-02; and (b) Consideration of proposed Contract Change Order(s) for the Middletown Library and Senior Center project
- A-17 Social Services Update and consideration of staff recommendation relative to the Redwood Empire Food Bank's request for financial support
(Continued from July 12, 2011)

CLOSED SESSION

- A-18 Board of Supervisors/County Counsel
1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, M. Perry and J. Hammond; and (b) Employee Organization: LCEA, DSA, LCCOA and DDAA
 2. Public Employee Performance Evaluations:
Titles: Special Districts Administrator; and
Continued from August 16, 2011:
Air Pollution Control Officer
Animal Control Director
 3. Conference with Legal Counsel - Existing litigation pursuant to Government Code Section 54956.9, subdivision (a): Alvarez et al. v. Lake County Board of Supervisors et al.

CONSENT AGENDA

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on August 16, 2011.

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD AUGUST 23, 2011

- C-2 Board of Supervisors Adopt Proclamation designating September 21, 2012 as the International Day of Peace, and June 22 - September 21, 2012 as Summer of Peace in Lake County.
- C-3 Board of Supervisors Adopt Proclamation designating the month of September 2011 as Alcohol and Drug Addiction Recovery Month in Lake County.
- C-4 Board of Supervisors Approve Remittance Agreement between the County of Lake and the Lake County Redevelopment Agency, relative to Assembly Bill X127 Implementation, and authorize the Chair to sign. **(This agreement to be approved by the Board sitting concurrently as the Lake County Redevelopment Agency, as described below.)**
- C-5 District Attorney Approve Equitable Sharing Agreement and Certification between the County of Lake and the U.S. Department of Justice, for the sharing of federally seized asset forfeiture monies, and authorize the Chair to sign.
- C-6 Mental Health Approve Agreement between the County of Lake and the Lake County Office of Education - Safe Schools Healthy Students Program, for FY 2011-12, specialty mental health services, and authorize the Chair to sign.
- C-7 Sheriff (a) Authorize the purchase of thirteen NX700H Kenwood digital mobile radios (five for installation at the Sheriff's offices, eight for installation in Marine Patrol boats), in the amount of \$7428.24, to Advanced Communications; (b) Authorize the purchase of seventy NX200K Kenwood digital portable radios, in the amount of \$36,743.70, to Advanced Communications, per Sheriff's memorandum dated August 10, 2011.
- C-8 Sheriff Approve submission of an Anti-Drug Abuse (Cal-Ema) Grant Application, in the amount of \$124,194 (to be shared with the District Attorney), to combat drug manufacturing and sales.
- C-9 Social Services Approve Agreement between the County of Lake and Redwood Children's Services Inc., for FY 2011-2014 emergency shelter care and services, and authorize the Chair to sign.
- C-10 Treasurer-Tax Collector Approve claims for excess proceeds from Tax Sale #149A (Group 1 Final), per Section 4675 of the Revenue and Taxation Code as recommended in the Memorandum dated August 9, 2011, from Treasurer-Tax Collector Sandra Kacharos.

BOARD OF DIRECTORS OF THE LAKE COUNTY REDEVELOPMENT AGENCY

- C-11 Redevelopment Agency Approve Remittance Agreement between the Lake County Redevelopment Agency and the County of Lake, relative to Assembly Bill X127 Implementation, and authorize the Chair to sign. **(This agreement to be approved by the Board sitting concurrently as the Lake County Redevelopment Agency, as described above.)**