

# 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

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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.

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## FEBRUARY 15, 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 Community Development - Code Compliance Division **9:15 A.M.** **HEARING** - Nuisance Abatement - 6930 Top Drive, Nice, CA (APN 031-174-33 - Alexander Newfield and Charity Newfield)

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD FEBRUARY 15, 2011**

- A-6 LACOSAN (The Board of Supervisors adjourns and convenes as the Board of Directors of the Lake County Sanitation District) **9:30 A.M.** **PUBLIC HEARING** - Discussion/consideration of proposed Ordinance amending Section 721 of the Sewer Use Ordinance (Appendix A), of the Lake County Code - increasing charges for accepting discharge from septic haulers at the Southeast and Northwest Regional Wastewater Treatment Facilities
- A-7 LACOSAN (The Board of Supervisors adjourns and convenes as the Board of Directors of the Lake County Sanitation District) **9:45 A.M.** **PUBLIC HEARING** - Discussion/consideration of proposed Urgency Measure adopting an Interim Ordinance extending temporary restrictions upon connections to the Southeast Regional Wastewater System
- A-8 Supervisor Farrington **10:00 A.M.** Presentation of report from the Court Appointed Special Advocates (CASA) Program of Mendocino/Lake County regarding local program developments
- A-9 Mental Health-Alcohol and other Drug Services **10:15 A.M.** (a) Update on the current status of Lake County Community Action Agency (LCCAA), its financial challenges and ability to assume additional contractual and service obligations; and  
**Continued from February 1, 2011**  
(b) Consideration of proposed Second Amendment to the Agreement between the County of Lake and Lake County Community Action Agency, New Beginnings Highland High School and Carlé High School for provision of alcohol and drug counseling, for Fiscal Year 2010-2011, in a total amount not to exceed \$200,000
- A-10 Sheriff **10:45 A.M.** Discussion/consideration of options for development of a new Middletown/South County area substation for the Sheriff's Department
- A-11 Supervisor Rushing **11:00 A.M.** Consideration of proposed letter urging the State to not eliminate the Multi-Purpose Senior Services Program (MSSP) from the State Budget
- NON-TIMED ITEMS**
- A-12 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-13 Board of Supervisors Consideration of appointments to the following:  
Big Valley Groundwater Management Zone Commission  
Building Board of Appeals; and  
Clear Lake Advisory Committee
- A-14 County Administrative Office Presentation of Midyear Budget Report and consideration of proposed Resolution revising revenue estimates, adjusting appropriations, and appropriating designations in the Fiscal Year 2010-11 Budget and revising the position allocation for selected budget units
- A-15 Animal Care and Control **Advanced from February 8, 2011**  
Discussion/consideration of proposed Ordinance amending Chapter 4 of the Lake County Code establishing fees for dog and cat licensing, redemptions and other services provided by Lake County Animal Care and Control (Reflecting an increase in cat licensing and special cremation fees) (**SECOND READING**)
- A-16 Animal Care and Control **Advanced from February 8, 2011**  
Discussion/consideration of proposed Ordinance adding Subsection 14.8 to Section 4-14 of Chapter 4 of the Lake County Code providing for modifications/removal of existing vicious animal orders (Enabling the owner/possessor of a vicious animal to petition for a hearing before the Board of Supervisors in order to request a modification or removal of their existing Vicious Animal Order after three (3) years) (**SECOND READING**)
- A-17 Board of Supervisors Request to approve lease for an office building at 6302 13<sup>th</sup> Avenue, Lucerne, for the Mental Health Department
- A-18 Treasurer-Tax Collector Consideration of proposed alterations in the structure of the Treasury Oversight Committee (TOC)
- A-19 Water Resources Consideration of request for out-of-state travel for Invasive Species Program Coordinator Carolyn Ruttan, to attend the Aquatic Plant Management Society, Inc., Conference in Westminster, CO, on March 28-30, 2011

**CLOSED SESSION**

- A-20 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: LCEA, DSA, LCCOA and DDAA
  2. Conference with Legal Counsel - Existing legislation pursuant to Government Code Section 54956.9, Subdivision (a):
    - (a) In re Boeger Land Development
    - (b) Rogers v. County of Lake, et al.
  3. Public Employee Performance Evaluation:  
Title: Registrar of Voters
  4. Consideration of proposed Findings of Fact for Public Employee Disciplinary Appeal No. EDA 2010-03, Government Code Section 54957

**CONSENT AGENDA**

- C-1 Board of Supervisors
- C-2 Agriculture
- C-3 Mental Health
- C-4 Public Works
- C-5 Social Services
- C-6 Treasurer-Tax Collector
- Approve Minutes of the Board of Supervisors meeting held on February 8, 2011.
- Adopt Resolution approving Agreement No. 11-0007 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 2011/12.
- Approve waiver of 900-hour limit for extra-help Client Services Assistant II employee, David Perata, as per staff memorandum, dated January 28, 2011.
- Approve the Cooperative Agreement between the County of Lake and the California Department of Transportation (CalTrans) regarding the Lucerne Cutoff Roundabout (identifying respective responsibilities and associated costs for the construction of a roundabout at the Nice-Lucerne Cutoff, and authorize the Chair to sign.
- Approve Contract between the County of Lake and Redwood Toxicology Laboratory, Inc., for alcohol and drug testing services, in an amount not to exceed \$25,000, and authorize the Chair to sign.
- Authorize the Clerk of the Board to provide notice to Upper Lake Union Elementary School District that the Board of Supervisors will not authorize issuance of a 2010-11 Tax and Revenue Anticipation Note on behalf of the district, pursuant to Government Code Section 53853.

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

- C-7 LACOSAN
- Adopt Resolution authorizing the Special Districts Administrator to sign a Notice of Completion for work performed under agreement dated September 30, 2010 (Temporary Sewage Lift Station and Force Main Improvements, Bid No. SD 11-03).