

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.

OCTOBER 25, 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)

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD OCTOBER 25, 2011

- A-5 Community Development **9:15 A.M. PUBLIC HEARING** - (a) Discussion/consideration of proposed Ordinance amending Chapter 21 of the Ordinance Code of the County of Lake pertaining to cargo containers, and reestablishment of legal non-conforming commercial uses; and (b) Discussion/consideration of proposed Ordinance extending Discretionary Planning Entitlements approved pursuant to Chapter 21 of the Lake County Code (granting a temporary two-year time extension to certain entitlements)
- A-6 Supervisor Rushing **9:30 A.M.** Discussion/consideration of proposed Resolution supporting the mandatory labeling of genetically engineered food
- A-7 Supervisor Farrington **10:00 A.M.** Discussion/consideration of the formation of a local Lake team with the purpose of designing and building an algae harvester to collect and de-water algae matting on Clear Lake
- A-8 Environmental Health **10:15 A.M.** Presentation of the septic permit and inspection program
- A-9 Board of Supervisors **10:30 A.M.** **Continued from September 13 and October 11, 2011**
Grievance Hearings for the following: (a) Lake County Correctional Officers Association (LCCOA) Level 4 Grievance re Unilateral Change to Sick Leave Policy; (b) Lake County Sheriff Deputy Association (LCDSA) Level 5 Grievance re Unilateral Change to Sick Leave Policy; (c) LCCOA Level 4 Grievance re shift swaps; and (d) LCCOA Level 4 Grievance re 8-hour Shifts; and (d) Consideration of proposed Findings of Fact of items (a) and (c)

NON-TIMED ITEMS

- A-10 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-11 Board of Supervisors Consideration of appointments of a Director and Alternate to the California State Association of Counties (CSAC) Board of Directors for 2012
- A-12 Board of Supervisors Consideration of appointments to the following:
Vector Control District Board of Trustees
- A-13 Special Districts Consideration of proposed Ordinance amending the charges and fees for County Service Area No. 16 - Paradise Valley (**SECOND READING**)
- A-14 Special Districts Consideration of proposed Ordinance increasing construction charges and fees (connection and capacity expansion fees) for County Service Area No. 16 - Paradise Valley (**SECOND READING**)

CLOSED SESSION

- A-15 Board of Supervisors/County Counsel
1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, S. Harry, L. Guintivano, M. Perry and J. Hammond; and (b) Employee Organization: LCEA, DSA, LCCOA and DDAA
 2. Public Employee Performance Evaluation:
Title: Mental Health Director
 3. Conference with Legal Counsel:
Existing Litigation pursuant to Government Code Section 54956.9, Subdivision (a): Lake County Correctional Officers' Association v. Francisco Rivero, Sheriff, County of Lake, et al

CONSENT AGENDA

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on October 18, 2011; and corrected Minutes of the Board of Supervisors meeting held on October 4, 2011.
- C-2 County Counsel Adopt Resolution rescinding Resolution No. 90-315 relating to enforcement of traffic violations on private roads in the Hidden Valley Lake Subdivision.

OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD OCTOBER 25, 2011

- C-3 Public Works/ Administrative (a) Approve Budget Transfer B-031, in the amount of \$1000, from Contingencies to BU 1781 - Special Projects, for Island Drive Utility Undergrounding project, and authorize the Chair to sign; (b) Approve Right of Way Agreement between the County of Lake and Ruth Vogtmann and Erma Cummings, in the amount of \$500, for Island Drive Utility Undergrounding Project, APN 035-111-32, and authorize the Chair to sign; and (c) Approve Right of Way Agreement between the County of Lake and Sheri Flying Hawk in the amount of \$500, for Island Drive Utility Undergrounding Project, APN 035-111-11, and authorize the Chair to sign.
- C-4 Treasurer-Tax Collector Adopt Resolution authorizing the Chairman of the Board to approve and direct the Tax Collector to sell, at public auction via internet, tax defaulted property which is subject to the power to sell in accordance with Chapter 7 of Part 6 of Division 1, of the California Revenue and Taxation Code and approving sales below minimum price on specified cases.

LAKE COUNTY AIR QUALITY MANAGEMENT DISTRICT

- C-5 Lake County Air Quality Management District Authorize the Air Pollution Control Officer to sign and submit to the California Air Resources Board the FY 2010-11 Year-End Financial Report and FY 2011-12 Subvention Applications.
- C-6 Lake County Air Quality Management District Adopt Resolution transferring funds to Budget #8799 Building Reserve and Vehicle Reserve (\$30,000 from FY 2011/12 Unreserved Fund to the FY 2011/12 Building Reserve, and \$26,972 from FY 2011/12 Unreserved Fund to the FY 2011/12 Vehicle Reserve).