

# 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.

---

## SEPTEMBER 6, 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 declaring the week of October 30-November 5, 2011, as Bass Bowl Week

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD SEPTEMBER 6, 2011**

- A-6 Public Works -Surveyor **9:15 A.M.** **PUBLIC HEARING** - Intention to vacate a portion of a roadway, Lakeview Terrace (Clear Lake Beach Subdivision No. 4, Lucerne), in the County of Lake
- A-7 Agriculture **9:45 A.M.** **Carried over from August 23, 2011 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-8 Animal Control **10:15 A.M.** Discussion/consideration of proposed addition of an in-house medical clinic to the Animal Care and Control Shelter
- A-9 Community Development **1:30 P.M.** **Continued from August 16, 2011 PUBLIC HEARING** - Consideration of appeal of John Nady (AB 10-04) of the Planning Commission's denial of a Mitigated Negative Declaration and decision to require a Focused Environmental Impact Report (EIR) focused on the impacts of cultural archeological resources associated with CEQA grading permit proposing grading to construct a residence, a caretaker's cabin, stand alone bathroom and associated utility trenching; and consideration of appellant's request to adopt a Mitigated Negative Declaration for this project based on Initial Study (IS 05-31) and authorizing the Community Development Director to issue the grading permit; project location Rattlesnake Island, 12900 Sulphur Bank Mine Road, Clearlake Oaks, CA (APN 010-002-010-000)

**NON-TIMED ITEMS**

- A-10 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-11 Administrative Office Consideration of proposed revisions to the County Travel Policy
- A-12 Administrative Office (a) Consideration of proposed Resolution designating 15% of the full County payment amount received for Federal Fiscal Year 2011 pursuant to the Reauthorized Secure Rural Schools and Community Self-Determination Act of 2000 for County Fiscal Year 2011/12; and (b) Consideration of proposed Resolution designating the amount of funding to be allocated between Title II and Title III local projects pursuant to reauthorized Secure Rural Schools and Community Self-Determination Act of 2000 for County Fiscal Year 2011/12
- A-13 Information Technology Consideration of proposed Acceptable Website Links Policy
- A-14 Public Services (a) Consideration of request to waive the formal bidding process and make a determination that competitive bidding would produce no economic benefit to the County; and (b) Consideration of request to purchase three (3) Cascadian vaulted restrooms, in the amount of \$74,735.79, CXT Precast Products, for the Mt. Konocti Park, and authorize the Public Services Director/Assistant Purchasing Agent to sign the Purchase Order
- A-15 Treasurer-Tax Collector Consideration of proposed Ordinance rescinding Ordinance 2834 which established a Public Defender Legal Fee Reimbursement Program, Registration Fee and Reimbursement Fee Schedule **(SECOND READING)**

**CLOSED SESSION**

- A-16 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
- Continued from August 23, 2011**  
2. Public Employee Performance Evaluations:  
Titles: Special Districts Administrator; and  
**Continued from August 16 and August 23, 2011:**  
Air Pollution Control Officer  
Animal Control Director

**CONSENT AGENDA**

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on August 23, 2011.
- C-2 Board of Supervisors Adopt Proclamation declaring the week of October 30-November 5, 2011, as Bass Bowl Week.

- C-3 Administrative Office/Tax Collector Approve proposed County newsletter for inclusion in the September 2001 Tax Collector mailing.
- C-4 Animal Control Approve Agreements between the County of Lake and Lake County Animal Services and Animal Coalition of Lake County for FY 2011-2012 administration of the Spay and Neuter Voucher Program, and authorize the Chair to sign the Agreements.
- C-5 Community Development Approve Notice of Partial Non-renewal of Williamson Act Contract 74-09, established by Resolution No. 74-36, recorded on August 2, 1974, Book Number 772, pages 185-189, property located at 1365 & 1255 Van Sleeper Road and 1825 & 1235 Tule Lake Road, Upper Lake (APNs 003-032-10, 003-034-11, 003-040-04 and 003-041-01 - Steven Z. Jones, Trustee), as recommended in the staff memorandum dated August 23, 2011.
- C-6 County Clerk/Auditor-Controller Approve First Amendment to Agreement between the County of Lake and Gallina LLP, for audit services for Fiscal Years 2011-2013 (modifying the payment schedule terms), and authorize the Chair to sign.
- C-7 County Clerk/Auditor-Controller Adopt Resolution fixing tax rates for local agencies, general obligation bonds and other voter approved indebtedness.
- C-8 Elections Approve requests and order consolidation of the Anderson Springs, Butler-Keys and Hidden Valley Lake Community Services Districts, Kelseyville, Lake County and South Lake County Fire Districts, and the Buckingham Park, Callayomi County, Clearlake Oaks County, Cobb Area County, Konocti County, Scotts Valley and Upper Lake County Water Districts with the General District Election to be held on November 8, 2011, pursuant to their respective Resolutions.
- C-9 Elections Approve requests and order consolidation of school district elections with the General District Election to be held on November 8, 2011, pursuant to their respective Resolutions.
- C-10 Mental Health Authorize out-of County travel and related expenses for up to 12 non-County employees to attend the California Memorial Project event in Ukiah on September 19, 2011.
- C-11 Public Services Approve Ground and Structure Lease Agreement between the County of Lake and the California Department of Forestry & Fire Protection to allow visitor use of the Cal Fire Lookout Tower located on Wright Peak, Mt. Konocti (in-lieu rent includes maintenance on the tower, ancillary building and road access), through Fiscal Year 2015-2016, and authorize the Chair to sign.
- C-12 Public Services (a) Award Bid 11-03, Renovation of Lake County Courthouse Elevators, to Dreamride Elevator, Inc., in the amount of \$222,120 (Partially funded by USDA, \$100,000, and California Administrative Office of the Courts, \$73,000); and (b) Approve Change Order No. 1, for an increase of \$4,783, Dreamride Elevator, Inc., to cover equipment inadvertently omitted from the original bid package, and authorize the Chair to sign the Agreement and Change Order.
- C-13 Public Works Adopt Resolution authorizing the Public Works Director to sign a Notice of Completion for work performed under Agreement dated July 7, 2009 (Clearlake Keys Cape Seal, Bid No. 09-38).
- C-14 Social Services Approve Budget Transfer #B-473 (FY 2010-11) from Professional & Specialized Services and IHSS accounts in BU 5011 to BU 5282 IHSS Public Authority, due to higher than anticipated expenses, and authorize the Chair and County Administrative Officer to sign.

**LAKE COUNTY LOCAL BOARD OF EQUALIZATION**

- C-15 Assessor-Recorder Accept Stipulation Change in Assessment for Kenai Equipment on personal property (Account # 800-001-976-000), for a change in the value of the personal property from \$7,400,230 to \$6,481,000 for the 2009/2010 tax year.