

# 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 28, 2012

**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 AUGUST 28, 2012**

- A-5 Clear Lake Advisory Committee **9:30 A.M.** Presentation of Clear Lake Advisory Committee Quarterly Report
- A-6 Administrative Office **10:15 A.M.** **Continued from November 8, December 13, 2011 and August 21, 2012**  
**PUBLIC HEARING** - Consideration of proposed Ordinance adding Article Seven to Chapter Seven of the Lake County Code to provide support for Public, Educational and Governmental (PEG) Cable Television Access Facilities
- A-7 Animal Control **10:45 A.M.** **PUBLIC HEARING** - Consideration of proposed Ordinance amendment specified provisions of Article I of Chapter 4 of the Lake County Code relating to Animal Control
- A-8 Social Services (The Board of Supervisors will sit concurrently as the Lake County IHSS Public Authority for item (j)) **11:00 A.M.** (a) Consideration of proposed Contract between the County of Lake and Lucerne Alpine Seniors, Inc. for health-related senior support services in the amount of \$4,400; and (b) Consideration of proposed Contract between the County of Lake and Middletown Senior Citizens, Inc. for health-related senior support services in the amount of \$4,400; and (c) Consideration of proposed Contract between the County of Lake and Highlands Senior Service Center, Inc., for health-related senior support services in the amount of \$10,050; and (d) Consideration of proposed Contract between the County of Lake and Live Oak Senior Center for health-related senior support services in the amount of \$6,211; and (e) Consideration of proposed Contract between the County of Lake and Lakeport Senior Center, Inc. for health-related senior support services in the amount of \$8,125; and (f) Consideration of proposed Contract between the County of Lake and Kelseyville Seniors, Inc. to provide basic operating expenses in the amount of \$2,000; (g) Consideration of proposed Contract between the County of Lake and Senior Support Services to provide basic operating expenses in the amount of \$1,000; (h) Consideration of proposed Lease Agreement between the County of Lake and Senior Support Services, Inc., for FY 2012-2013 use of 9460 Mendenhall, Upper Lake (rent free in lieu of an equivalent cash match toward operations of the AAA);  
  
(i) Presentation of the Area Agency on Aging Report; and  
  
(j) Consideration of proposed Resolution adopting a Side Letter of Agreement to the Memorandum of Understanding (MOU) by and between the Lake County IHSS Public Authority and the California United Homecare Workers Union (CUHW) Local 4034
- A-9 Community Development **11:15 A.M.** **Continued from August 14, 2012**  
**PUBLIC HEARING** - Consideration of appeal (AB 12-02) of the Planning Commission's decision to approve a mitigated negative declaration and minor use permit to allow a small winery (MUP 11-03, IS 11-09) in an existing metal building for property located at 8200 South Highway 29, Kelseyville, CA; APN 009-006-75; appellant is Old Muddy II, LLC; project applicant is Red Lava Vineyard and Winery, LLC
- A-10 Community Development **1:30 P.M.** **Continued from August 14, 2012**  
**PUBLIC HEARING** - Consideration of Planning Commission's recommendation to deny application GPAP 12-01 and RZ 12-01 proposing a general plan amendment from Low Density Residential to Suburban Residential Reserve and a rezone from "R1-B3" Single-Family Residential - 20,000 square foot minimum parcel size to "SR" Suburban Reserve for property located at 8255 Point Drive, Kelseyville, CA; APN 044-331-24; applicant is Dennis De La Montanya
- NON-TIMED ITEMS**
- A-11 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-12 Administrative Office Consideration of request from the Lake County Regional Chamber of Commerce to hold their Chamber mixer at the Lucerne Hotel
- A-13 County Counsel Consideration of proposed Findings of Fact and decision in the appeal of La Monica Signs
- CLOSED SESSION**
- A-14 Board of Supervisors/County Counsel 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, M. Perry, J. Hammond and A. Flora; and (b) Employee Organization: DDAA

2. Public Employee Performance Evaluation:  
Title: Animal Control Director  
Special Districts Administrator

3. Conference with Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(a): Merrill et al. v. Lake County Board of Supervisors

**CONSENT AGENDA**

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on August 21, 2012.
- C-2 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-3 Health Services Approve Tenth Amendment to Agreement authorizing North Coast Emergency Medical Services as the "Local EMS Agency" and authorization of powers pursuant thereto, and authorize the Chair to sign.
- C-4 Mental Health Approve Agreement between the County of Lake and Hilltop Recovery Services for FY 2011-2012 residential services, in the amount of \$8,000, and authorize the Chair to sign.
- C-5 Mental Health Approve Agreement between the County of Lake and RemiVista, Inc., for FY 2012-2013 specialty mental health services, in the amount of \$20,000 (with a 25% modification clause), and authorize the Chair to sign.
- C-6 Social Services Adopt Resolution authorizing Release of Lien pursuant to Welfare and Institutions Code Section 17405.

**LAKE COUNTY WATERSHED PROTECTION DISTRICT BOARD OF DIRECTORS**

- C-7 Water Resources Approve Real Property Purchase Contract and direct Clerk to certify Grant Deed for recordation (004-016-35 - Ruth E. Embry) (Middle Creek Flood Damage Reduction and Ecosystem Restoration Project), and authorize the Chair to sign the agreement.

**AUGUST 29, 2012**

**CALL TO ORDER - 8:30 A.M.  
PLEDGE OF ALLEGIANCE**

**LAKE COUNTY COURTHOUSE  
255 NORTH FORBES STREET  
LAKEPORT, CA 95453**

**TIMED ITEMS**

- A-1 Board of Supervisors **8:30 A.M. PUBLIC HEARING** - Consideration of Recommended Budget for Fiscal Year 2012/2013

**NON-TIMED ITEMS**

- A-2 Board of Supervisors Consideration of proposed Resolution adopting the Fiscal Year 2012/2013 Budget for the County of Lake and Special Districts governed by the Board of Supervisors
- A-3 Board of Supervisors Consideration of proposed Resolution establishing position allocations for Fiscal Year 2012/2013 to conform to the Adopted Budget
- A-4 Board of Supervisors Consideration of appointment of Interim Deputy Human Resources Director