

# **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 7, 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 FEBRUARY 7, 2012**

- A-5 Board of Supervisors **9:10 A.M.** Presentation of Proclamation designating the month of February as Black History Month and celebrating Martin Luther King's birthday
- A-6 Board of Supervisors **9:15 A.M.** **PUBLIC HEARING** - Consideration of proposed purchase of real property consisting of land located at 21277 Calistoga Street, Middletown, CA (APN 024-405-080 - Westamerica Bank), to be used for a Sheriff's Substation
- A-7 Treasurer-Tax Collector **9:30 A.M.** (a) Presentation of the Annual Treasurer's Report; and (b) consideration of request to approve the annual delegation of investment authority to Treasurer-Tax Collector Sandra Shaul, pursuant to Government Code 53607
- A-8 Community Development - Code Enforcement **9:45 A.M.** **HEARING** - Nuisance Abatement of 21136 State Highway 29, Middletown, CA (APN 024-369-06 - Daniel Chadwick (H2C Collective) - Martin Levy and Carolyn Boccucci)
- A-9 Public Works **10:00 A.M.** **Continued from January 3 and 17, 2012**  
**PUBLIC HEARING** - Consideration of proposed Resolution vacating a portion of a roadway, Malpas Way, in the County of Lake (Blue Lakes Resort Subdivision)

**NON-TIMED ITEMS**

- A-10 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-11 Board of Supervisors Consideration of the following appointments:  
Air Quality Management District Hearing Board  
Animal Control Advisory Board  
Emergency Medical Care Committee  
Middletown Area Town Hall  
Redevelopment Oversight Committees for the County and the Cities of Clearlake and Lakeport
- A-12 Supervisor Farrington Consideration of letter to Lakeport School District to request the 2012-2013 school year begin after Labor Day, to enable high school students to work in the pear sheds
- A-13 Administrative Office (a) Presentation of Mid-Year Budget Review; and (b) Consideration of proposed Resolution amending the FY 2011-12 Adopted Budget and the position allocation for selected budget units
- A-14 Administrative Office Consideration of request from Kelseyville High School and Upper Lake High School to hold their proms at the Lucerne Hotel
- A-15 Special Districts Administration Consideration of request to authorize reimbursement of mileage expenses for Inspector of Southeast Force Main Project
- A-16 Special Districts/LACOSAN  
(The Board of Directors of the Lake County Sanitation District convenes to sit concurrently with the Board of Supervisors) Consideration of request to cancel reserve designation in LACOSAN budget and appropriate \$75,000 for lease/purchase of vacuum truck

**CLOSED SESSION**

- A-17 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: DSA, LCCOA and DDAA
  2. Public Employee Performance Evaluation:  
Title: Agricultural Commissioner
  3. Conference with Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(a): Estate of Hatfield v. County of Lake, et al

**CONSENT AGENDA**

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on January 24, 2012; and approve correction of typographical error on the Minutes of the Board of Supervisors meeting held on November 15, 2011.
- C-2 Board of Supervisors Adopt Proclamation designating the month of February as Black History Month and celebrating Martin Luther King's birthday.

**OFFICIAL AGENDA OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD FEBRUARY 7, 2012**

- C-3 Administrative Office Authorize destruction of Minutes from Board of Supervisors Closed Sessions in years prior to 2010.
- C-4 Administrative Office Approve Amendment No. 1 to Memoranda of Understanding with the Lake County Employees' Association, Units 3, 4 and 5, and authorize the Chair to sign.
- C-5 Community Development Adopt Resolution amending Resolution No. 2011-125 establishing position allocations for Fiscal Year 2011-2012, Budget Unit No. 2602, Building and Safety (deleting one (1) Building Inspector II allocation and adding one (1) Building Inspector I/II allocation).
- C-6 County Counsel Approve issuance of notification to the Konocti School District that the County of Lake will not authorize the issuance of Tax and Revenue Anticipation Notes on the District's behalf.
- C-7 Health Services Adopt Resolution approving a request from Lake County Health Services Department to submit a grant application to the National Association of County and City Health Officials (NACCHO) for the Voluntary National Retail Food Regulatory Program Standards Mentorship Program for Fiscal Year 2011-2012 and authorizing the Health Services Director to sign said application and grant.
- C-8 Public Services Approve request to waive 900 hour limit for extra-help Eastlake Landfill employee Ben Noble.
- C-9 Social Services Approve Budget Transfer B-90, from Budget Unit 5164 Contingencies, in the amount of \$4,600, for the purchase of office supplies, and authorize the Chair to sign.
- C-10 Special Districts Administration On behalf of CSA #20 - Soda Bay Water and CSA #21 - North Lakeport Water, approve Memorandum of Agreement between County of Lake, Buckingham Park Water District, Cache Creek Mobile Home Park, Golden State Water Company, California Water Service Company, Clearwater Mutual Wter Company, Crescent Bay Improvement Company, Highlands Mutual Water District, Konocti County Water District, Konocti Harbor Resort & Spa, City of Lakeport, Mt. Konocti Mutual Water Company, Nice Mutual Water Company, Richmond Park Resort, Riviera West Mutual Water Company and Westwind Mobile Home Park, for the contracting for Sanitary and Source Water Assessment Survey of the Clear Lake Watershed Area, and authorize the Chair to sign.

**LAKE COUNTY LOCAL BOARD OF EQUALIZATION**

- C-11 Assessor-Recorder Accept Stipulation Change in Assessment for Rite Aid Inc. Store #6026 (APN 010-026-360-000) for a change in the value of Land from \$371,973 to \$650,000, Improvements from \$2,380,656 to \$850,000 and Fixtures to remain at \$166,550, for a change in total value from \$2,919,179 to \$1,666,550, for the 2009-2010 tax year.

**LAKE COUNTY SANITATION DISTRICT BOARD OF DIRECTORS**

- C-12 LACOSAN Approve Easement Deed and direct Clerk to certify for recordation (APN 039-472-49 - Carole Badiny), and approve Right of Way Agreement between the County of Lake and Carole Badiny for the construction of the wastewater force main sanitary sewer line, and authorize the Chair to sign.
- C-13 LACOSAN Approve Easement Deed and direct Clerk to certify for recordation (APN 039-472-02 - Heather Cowen), and approve Right of Way Agreement between the County of Lake and Heather Cowen for the construction of the wastewater force main sanitary sewer line, and authorize the Chair to sign.
- C-14 LACOSAN Approve Easement Deed and direct Clerk to certify for recordation (APNs 039-472-59 and 039-472-01 - Dominick Sposeto and Michael W. Stroud and Sharee A. Stroud), and approve Right of Way Agreement between the County of Lake and Dominick Sposeto and Michael W. Stroud and Sharee A. Stroud, for the construction of the wastewater force main sanitary sewer line, and authorize the Chair to sign.
- C-15 LACOSAN Approve Easement Deed and direct Clerk to certify for recordation (APNs 039-472-60 and 039-472-61 - Aaron Tonglet), and approve Right of Way Agreement between the County of Lake and Aaron Tonglet for the construction of the wastewater force main sanitary sewer line, and authorize the Chair to sign.