

# 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.

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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.

## JANUARY 10, 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)

- Continued from August 23 and September 20, 2011**
- A-5 Community Development 9:15 A.M. **(a) PUBLIC HEARING** - Consideration of an appeal of the Planning Commission's partial denial of a modified version of the following project: GPAP 11-01, RZ 11-01 and MMU 10-06 proposing a general plan amendment of 0.8 acres from Service Commercial to Community Commercial and 4.2 acres from Agriculture to Service Commercial; a rezone from "C3" Service Commercial to "CH" Highway Commercial and "A" Agriculture to "C3" Service Commercial; and a Minor Modification to existing permits (Res. 69-83, UP 88-42 and MUP 09-23) to allow a convenience store and construction of a 30,000 gallon propane tank; appellant is Westgate Petroleum; project located at 3740 Highland Springs Road, Lakeport (APN 008-002-31); and **(b) PUBLIC HEARING** - Consideration of request for (a) a General Plan Amendment (GPAP 11-01) of approximately 30,000 square feet from Agriculture to Service Commercial; (b) a rezone (RZ 11-01) from "C3-DR-FF-AA", Service Commercial-Design Review-Floodway Fringe-Airport Approach and "A-SC-AA" Agriculture-Scenic-Airport Approach to "PDC-DR-FF-AA", Planned Development Commercial-Design Review-Floodway Fringe-Airport Approach and "A-SC-AA", Agriculture-Scenic-Airport Approach; (c) a General Plan of Development (GPD 11-01) and Use Permit (UP 11-12) for a specific plan of development for bulk and retail fuel sales, outdoor storage of vehicles and propane, and office and a convenience store; and (d) proposed adoption of a Mitigated Negative Declaration for this project based on Initial Study IS 11-07; project applicant is **Westgate Petroleum**; project located at 3740 Highland Springs Road, Lakeport, CA (APN 008-022-31)
- A-6 Administrative Office 9:45 A.M. **PUBLIC HEARING** - Consideration of proposed Resolution approving Resolutions and Capital Fire Facility and Equipment Plans submitted by Lake County Fire Agencies and updating the Lake County Capital Fire Facility and Equipment Plan (including a proposed adjustment in Lake County Fire Protection District's Fire Mitigation Fees structure)
- A-7 Community Development - Code Enforcement 10:00 A.M. **HEARING** - Nuisance Abatement of 12867 East State Highway 20, Clearlake Oaks, CA (APN 035-371-29 - David Moses)
- A-8 California Department of Fish and Game 1:30 P.M. Presentation and workshop regarding the State response to the threat of dreissenid mussels in the waters of California
- A-9 Community Development - Code Enforcement 2:15 P.M. **HEARING** - Nuisance Abatement of 9781 Point Lakeview Road, Kelseyville, CA (APN 043-551-47 - Quincy Jackson (Triple C Collective), Robert Harvey and Linda Harvey)

**NON-TIMED ITEMS**

- A-10 Board of Supervisors Supervisors' weekly calendar, travel and reports
- A-11 Board of Supervisors **Carried over from January 3, 2012**  
Consideration of Chairman's recommended 2012 committee assignments for members of the Board of Supervisors
- A-12 Animal Control **Advanced from January 3, 2012**  
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 & Control **(SECOND READING)**
- A-13 Water Resources Consideration of the implementation of the local resident zebra/quagga mussel educational program
- A-14 Board of Supervisors Consideration of pending retirement of the County Administrative Officer and Board direction relative to recruitment of candidates for the position
- 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: DSA, LCCOA and DDAA
  2. Public Employee Performance Evaluation:  
Title: Human Resources Director
  3. Conference with Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(a):
    1. California Sportfishing Protection Alliance v. County of Lake, et al.
    2. Reynolds v. County of Lake, et al.

**CONSENT AGENDA**

- C-1 Board of Supervisors Approve Minutes of the Board of Supervisors meeting held on January 3, 2012.
- C-2 Administrative Office Approve Agreement between the County of Lake and City of Lakeport for County Financial Contribution toward the operation of Westshore Pool and authorize the Chair to sign.
- C-3 Health Services Adopt Resolution approving the application and certification statement for the State Department of Health Care Services, CMS Branch's California Children's Services (CCS ) Administration Plan Renewal Grant for FY 2011-2012 and Authorize the Board Chair to sign said Certification Statement.
- C-4 Probation Approve request to waive 900 hour limit for one extra-help Deputy Probation Officer Michael Lloyd.