

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD AUGUST 10, 2004

The Honorable Board of Supervisors of Lake County, California, met in regular session this 10th day of August, 2004, there being present Supervisors Ed Robey, Jeff Smith, Gary Lewis, Anthony Farrington and Rob Brown, Administrative Officer Kelly Cox, County Counsel Cameron Reeves and Assistant Clerk of the Board Georgine Hunt.

The meeting was called to order at 9:01 a.m. by Chair Brown, following a moment of silence, Code Enforcement Officer Allison Garrett led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Robey and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-10.

Approved Minutes of the Board of Supervisors Meeting held on July 13, 2004.

Adopted proclamation designating the week of August 16 through August 20, 2004, as Ride the Bus Week in Lake County.

Adopted Resolution No. 2004-128, authorizing submittal of Help America Vote Act (HAVA) Grant Application to the California Secretary of State for HAVA Grant Funds.

Approved requests and ordered consolidation of the following districts' elections with the General District Election to be held on November 2, 2004: Board of Trustees of Yuba Community College District; Board of Trustees of Konociti Unified School District; and Board of Trustees of Middletown Unified School District, pursuant to their respective resolutions.

Approved requests and ordered consolidation of the following districts' elections with the General District Election to be held on November 2, 2004: Board of Trustees of Yuba Community College District; Board of Trustees of Konociti Unified School District; and Board of Trustees of Middletown Unified School District, pursuant to their respective resolutions.

Approved Agreement between the County of Lake and Milhous Children's Services, to provide mental health services for children placed out of County, and authorized the Chair to sign.

Adopted Resolution No. 20004-129, amending Personnel Rule 402, to no longer allow resumes to be accepted in lieu of an application and to require applications to be received in the Personnel Department not later than 5:00 p.m. on the final filing date.

Adopted Resolution No. 2004-130, ordering the summary vacation of a portion of public roadway, Howard Avenue, County Road No. 410-B, in the County of Lake.

Adopted Resolution No. 2004-131, declaring intent to vacate a public roadway, Redwing Drive and Gasupallo Drive, Lakeport (and set public hearing for September 14, 2004, at 9:45 a.m.).

Sitting as the Board of Directors of Kelseyville County Waterworks District #3, approved Easement Deed and directed Clerk to certify for recordation (APN 242-010-22 - Harriet B. Scirocchi, surviving joint tenant); and approved Right-of-Way Agreement between the Kelseyville County Waterworks District #3 and Harriet B. Scirocchi, for the Kelseyville/Finley Water Project, and authorized the Chair to sign.

2. **ITEM A-2 - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA:**

EXTRA #1 - CONSIDERATION OF REQUEST FOR NECESSITY OF A CLOSED SESSION ITEM NOT APPEARING ON THE POSTED AGENDA - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUBDIVISION (b) OF SECTION 54956.9 - ONE POTENTIAL CASE - On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved taking up this item due to the fact that the need arose after the posting of today's agenda.

This item was considered as an extra for the following reasons:

This matter has arisen since the posting of the current agenda which requires Board discussion or direction in Closed Session. There is a need to take immediate action on this matter.

This item will be discussed during Closed Session.

3. **CITIZEN'S INPUT** - Mr. John Roddy spoke on the Sheriff's Department's Policies and Procedures regarding the release of individuals who have been arrested for being under the influence. 1

4. **ITEM A-4 - 9:06 A.M. - STATUS REPORT FROM CODE ENFORCEMENT** - Code Compliance Manager Ann Foglestrom and Code Enforcement Officer Allison Garrett were present.

Ms. Foglestrom gave the Status Report for the month of June. There were 50 cases opened and 80 cases were closed. There were 664 active cases, 154 nuisance abatement cases pending and 35 invalid complaints investigated. There were 130 public nuisance vehicle cases, 73 vehicles tagged, 53 vehicles towed, 4 vehicles impounded and 128 were gone on arrival.

Ms. Foglestrom gave the Status Report for the month of July. There were 31 cases opened and 75 cases were closed. There were 659 active cases, 149 nuisance abatement cases pending and 48 invalid complaints investigated. There were 114 public nuisance vehicle cases, 62 vehicles were tagged, 61 vehicles towed, 4 vehicles impounded and 128 were gone on arrival.

There was no action taken on this item.

5. **ITEM A-10 - CLOSED SESSION** - 1. Conference with Labor Negotiator, (a) County Negotiators : A. Grant and J. Hammond, (b) Employee organizations: LCEA, LCSOA and DDA; and sitting as the Board of Directors of the Lake County IHSS Public Authority; 2. Conference with Labor Negotiator, Agency Negotiator: Fran Buchanan - IDEA, Employee Organization: United Domestic Workers of America (U.D.W.A.) - Chair Brown announced that the Board of Supervisors will now go into Closed Session for the reasons stated on the agenda. Extra #1 will also be discussed during Closed Session.

The Board reconvened into Regular Session with no action taken. The Board will go back into Closed Session later today.

6. **ITEM A-5 - Continued From July 27, 2004 - 9:30 A.M. - DISCUSSION/CONSIDERATION OF PROPOSED CONTRACT BETWEEN THE COUNTY OF LAKE AND NORTH COAST OPPORTUNITIES/RURAL COMMUNITIES CHILDCARE, FOR THE PROVISION OF CALWORKS STAGE ONE CHILDCARE** - Social Services Director Carol Huchingson and Senior Staff Services Analyst Jennifer Fitts were present.

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Ms. Patty Fox and Ms. Terry Sedrick, representatives of North Coast Opportunities/Rural Communities Childcare were also present, and each gave a brief overview of the budget for Calworks Stage One Childcare. Also, an amended budget/compensation proposal was presented.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the amended budget/compensation proposal and the Contract between the County of Lake and North Coast Opportunities/Rural Communities Childcare, for the provision of Calworks Stage One Childcare, and authorized the Chair to sign.

7. **ITEM A-7 - 10:20 A.M. - PROCLAMATION DESIGNATING THE WEEK OF AUGUST 16 THROUGH AUGUST 20, 2004, AS RIDE THE BUS WEEK IN LAKE COUNTY** - Supervisor Smith read the proclamation into the record. The proclamation was present to Mr. Jim Crouch, Ms. Annette Hopkins, Ms. Karen Fitzmeyer, Ms. Ilene Dumont and Mr. Ray Eby.

8. **ITEM A-6 - 10:00 A.M. - PRESENTATION BY SENIOR PROJECT MANAGER BETSY SMITH, REGARDING PG&E'S BUSINESS DEVELOPMENT AND ITS COMMUNITY BENEFITS - ISTS Business Development Senior Project Manager Betsy Smith** was present and gave a power-point presentation regarding PG&E's Business Development, which included assets, wireless antennas to cell service providers, cellular phone coverage, customer service online and broadband over power lines.

There was no action taken on this item.

9. **ITEM A-9 - DISCUSSION/CONSIDERATION OF INITIATING PROPOSED AMENDMENTS TO CHAPTER 15 OF THE LAKE COUNTY ORDINANCE CODE THAT WOULD RESTRICT PERSONAL WATER CRAFT FROM OPERATING ON BLUE LAKES AND ENHANCE THE FIVE MILE PER HOUR LIMIT ON BLUE LAKES AND CLEARLAKE BY INCLUDING WORDING TO THE EFFECT OF "NO WAKE ZONE"** - Supervisor Lewis stated that he has been contacted by resort owners and residents on Blue Lakes requesting that the Board approve an amendment to the County Ordinance Code that would restrict personal water craft from operating on Blue Lakes. There is already a restriction in the ordinance code which states that no person shall operate or permit to be operated any motor boat in excess of five miles per hour on Blue Lakes, but it does not restrict the use of personal water craft. Also, residents of Clear Lake Keys have requested that the five miles per hour speed limit posted signage include some type of wording such as "No Wake Zone", that would make boaters more aware of the speed limit.

The was consensus by the Board not to include any additional wording on posted speed limit signs.

Chair Brown asked if anyone present wished to speak on this item and Mr. Art Cerini spoke. No one else was present wishing to speak and the public portion of this item was closed.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), directed staff to proceed with the initiation of an amendment to Chapter 15 of the Lake County Ordinance Code that would restrict personal water craft from operating on Blue Lakes, and bring back to the Board at a later date for further consideration.

BACK TO #5 - ITEM A-10 - CLOSED SESSION - 1. Conference with Labor Negotiator, (a) County Negotiators : A. Grant and J. Hammond, (b) Employee organizations: LCEA, LCCOA and DDA; and sitting as the Board of Directors of the Lake County IHSS Public Authority: 2. Conference with Labor Negotiator, Agency Negotiator: Fran Buchanan - IDEA, Employee Organization: United Domestic Workers of America (U.D.W.A.) - Chair Brown announced that the Board of Supervisors will now go back into Closed Session for the reasons stated on the agenda. Extra #1 will also be discussed during Closed Session.

The Board reconvened into Regular Session with no action taken.

There being no further business, the Board adjourned this meeting to August 12, 2004, at 1:00 p.m., for the following Closed Session item: "Consideration of request for necessity of a Closed Session item not appearing on the posted agenda - Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9 - One Potential Case".


Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: 
Georgine Hunt
Assistant Clerk of the Board

