

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

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

The Honorable Board of Supervisors of Lake County, California, met in regular session this 10th day of February, 2004, there being present Supervisors 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. Supervisor Ed Robey was absent all day.

The meeting was called to order at 9:01 a.m. by Chair Brown, following a moment of silence, Mr. Rick Guiner led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-13.

Approved Minutes of the Board of Supervisors Meetings held on January 13 and 20, 2004.

Adopted Proclamations commending Ron Cole, Bill Rutherford, Sandy Elliot and Lynette Reynolds, for their services and volunteer efforts.

Appointed Mary Donati, Frank Toney and Chris Macedo, to Emergency Medical Care Committee, for terms expiring January 1, 2005.

(a) Adopted Resolution No. 2004-28, amending Resolution No. 86-119, which established an Ad Hoc Advisory Committee for Fruit Frost Forecast/Agricultural Weather Service Program; and (b) appointed Brent Holdenried, Andy Scully, Diane Lee Henderson, Mary S. O'meara, Broc Zoller, Schuyler "Sky" Hoyt, Mike Vail and Peter Dodson, to the Fruit Frost Forecast/Agricultural Weather Service Program Ad Hoc Advisory Committee.

Approved Contract between the County of Lake and Mendocino County, to provide laboratory services, and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Transportation Aide Curtis Smiley.

Approved First Amendment to the Agreement between the County of Lake and Women's Recovery Services, for provision of residential treatment for Lake County residents experiencing alcohol or drug related problems, Fiscal Year 2003/2004, and authorized the Chair to sign.

Awarded Bid No. 04-20 for a Video Arraignment System as follows: (1) four (4) Polycom Ex Video Conferencing Unit to SBC Communications, in the amount of \$17,600; (2) two (2) 32-inch JVC Television Monitors to Future Computing Solutions, in the amount of \$734; (3) one (1) Elmo EV-200 Document Camera to Boise Office Solutions, in the amount of \$1,991; and (4) two (2) Liracon C6000-05 Security Carts to Court Vision Communications, in the amount of \$5,775.76, and authorized the Chair to sign all four bid awards.

Adopted Resolution No. 2004-30, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under Agreement dated September 3, 2003, (construction of pavement rehabilitation and drainage improvements for Point Lakeview Road, from Highway 281 to Konociti Vista Drive.

Adopted Resolution No.2004-29, order approving final parcel map and the signing of the final parcel map (Roman Catholic Bishop).

Approved permit to conduct aeronautical activities at Lampson Airport between the County of Lake and Jack Olof, and authorized the Chair to sign.

Approved Budget Transfer No. B-125, in the amount of \$4,661, to cover unanticipated expenditures due to facility equipment failure (electrical sub panel replacement, and computer line linking fleet maintenance to Courthouse), and authorized the Chair to sign.

Adopted Resolution No. 2004-31, amending Resolution 2003-234 establishing position allocations for Fiscal Year 2003/2004, Budget Unit No. 5011 - Social Services (reducing one Employment and Training Worker III to .50 Fte.)

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

EXTRA #1 - PROPOSED LETTER TO CONGRESSMAN THOMPSON REQUESTING LEGISLATION TO SUPPORT EAST LAKE RESOURCE CONSERVATION DISTRICT UPPER PUTAH CREEK WATERSHED MANAGEMENT STUDY PLAN - On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Robey ABSENT), 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:

On February 4, 2004, the Department of Public Works met with representatives of the CORPS, East Lake Resource Conservation District and National Resources Conservation Services (NRCS), to discuss the status of NRCS' in-kind services for the Upper Putah Creek Watershed Management Study Plan. At this meeting the CORPS and NRCS recommended the County request legislation authorizing NRCS' in-kind services be considered as part of the non-federal sponsor's share of the study. During that meeting, NRCS stated that federal funds provided through NRCS's work cannot be used as part of the non-federal share. In addition, the State Water Resources Control Board's (SWRCB) grant of \$100,000 is now in significant jeopardy as the ELRCD must provide a draft study to the SWRCB by March 31, 2004, to remain eligible for the \$100,000.

Assistant Public Works Director Bob Lossius was present.

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Robey ABSENT), approved letter to Congressman Thompson requesting legislation to support East Lake Resource Conservation District Upper Putah Creek Watershed Management Study Plan, and authorized the Chair to sign.

3. **ITEM A-3 - CURRENT CONSTRUCTION PROJECTS - CONTRACT CHANGE ORDERS:**

Change Order No. 3, construction of rehabilitation improvements on County Club Drive from Highway 20 to Foothill Drive - This change order addresses the need to install 426 linear feet of concrete sidewalk on County Club Drive in order to provide a safe route to school for the students of Lucerne Elementary.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD FEBRUARY 10, 2004

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Robey ABSENT), approved Change Order No. 3, for an increase of \$60,162, Mendocino Construction Services, construction of rehabilitation improvements on County Club Drive from Highway 20 to Foothill Drive, and authorized the Chair to sign.

4. **CITIZEN'S INPUT** - Mr. Rick Guiner gave an update on the County of Lake's new display that is located at the State Capital. The display has been completed, and it contains a collection of photos that capture the many different views and activities in Lake County including golfing at the Hidden Valley Golf Course, managing an active cattle ranch in Middletown, and a birds eye view of the Geysers up on Cobb Mountain. There are several photos of the many fun water activities on Clear Lake including bass fishing, kayaking, and jet skiing. An aerial view of a concert at Konociti Harbor Resort, and happy tourists getting a thrilling ride down the big slide at Outrageous Water Park. For people looking for the peaceful and the scenic side of Lake County, there are serene photos of the state park in Kelseyville and the vintage Red Barn in Upper Lake. All of the photography is arranged in a new display case with lights that focus on the different Lake County scenes.

5. **ITEM A-4 - 9:06 A.M. - PUBLIC HEARING- INTENTION TO VACATE A PORTION OF A DRAINAGE EASEMENT WITHIN UNIT NO. 9 OF THE HIDDEN VALLEY LAKE SUBDIVISION IN THE COUNTY OF LAKE** - Assistant Public Works Director Bob Lossius was present.

Chair Brown opened the public hearing. No one was present wishing to speak and the public hearing was closed.

Supervisor Lewis offered Resolution No. 2004-23, (a resolution ordering the vacation of a portion of a drainage easement with Unit No. 9 of the Hidden Valley Lake Subdivision in the County of Lake), and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

The Board of Supervisors adjourned and convened as the Board of Directors of Kelseyville County Waterworks District #3.

6. **ITEM A-11 - Advanced from January 27, 2004 - AN ORDINANCE AMENDING THE SEWER USE ORDINANCE (APPENDIX B OF THE LAKE COUNTY CODE) CONCERNING FEES AND CHARGES FOR PERMITS, INSPECTIONS AND CONSTRUCTION OF SEWER CONNECTIONS - (SECOND READING)** - Director Smith offered Ordinance No. 2675, and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

The Board of Directors of Kelseyville County Waterworks District #3 adjourned and reconvened as the Board of Supervisors.

7. **ITEM A-5 - 9:15 A.M. - PUBLIC BID OPENING - FOR THE SALE OF COUNTY REAL PROPERTY (A 60' x 160' UNIMPROVED LOT LOCATED AT 21236 WASHINGTON STREET, MIDDLETOWN - APN 24-395-02)** - Deputy Administrative Officer Jeff Rein was present and stated that there have been no bids received for the purchase of this property.

On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Robey ABSENT), authorized staff to offer the property for sale through the Real Estate Commission, for a 5% commission, and approved the placement of a for sale sign on this property.

8. **ITEM A-6 - 9:30 A.M. - PUBLIC HEARING - INTENTION TO VACATE A PUBLIC ROADWAY, GROSS CUTOFF ROAD, COUNTY ROAD NO. 516-C, IN THE COUNTY OF LAKE** - Public Works Director Gerry Shauli was present.

Chair Brown opened the public hearing and the following persons spoke: Mr. Peter Windrem, Mr. Tom Aidalla, Ms. Merilee Roberts, Ms. Bobby Bacon, Ms. Karen Sullivan and Ms. Carol Tenton. No one else was present wishing to speak and the public hearing was closed.

It was noted that all the persons that spoke were against the vacation of this roadway.

There was consensus by the Board, for staff to look at other options besides the vacation of this roadway, and bring back the recommendations to the Board at a later date.

9. **ITEM A-7 - 9:45 A.M. - PUBLIC HEARING - INTENTION TO CONVEY COUNTY REAL PROPERTY LOCATED IN MIDDLETOWN, CONTAINING 1.64 ACRES MORE OR LESS, TO CALLAYOMI COUNTY WATER DISTRICT** - General Manager Frank Haas was present.

Chair Brown opened the public hearing. No one was present wishing to speak and the public hearing was closed.

Supervisor Smith offered Resolution No. 2004-24, (a resolution conveying County real property to Callayomi County Water District), and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

10. **ITEM A-8 - 10:00 A.M. - PUBLIC HEARING - CONSIDERATION OF APPROVAL OF THE FOLLOWING IN REGARDS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM: (a) REVISED HOUSING REHABILITATION PROGRAM GUIDELINES; (b) REVISED RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION PLAN; (c) REVISED CDBG PROGRAM INCOME REUSE PLAN; and (d) DISCUMBERING (RETURNING) \$80,000 OF GRANT #02-EDBG-881, WHICH IS ALLOCATED TO FUND THE MICROENTERPRISE ASSISTANCE PROGRAM** - Deputy Redevelopment Director Andy Peterson and Deputy Administrative Officer Matt Perry were present.

Mr. Jeff Lucas, representative of Community Development Services, was also present.

Mr. Peterson gave an overview of the revised Housing Rehabilitation Program Guidelines.

Chair Brown opened the public hearing. No one was present wishing to speak and the public hearing was closed.

Supervisor Lewis offered Resolution No. 2004-25 (a resolution establishing the County's Community Development Block Grant Housing Rehabilitation Program Guidelines), and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

Mr. Peterson gave an overview of the revised Residential Antidispacement and Relocation Plan.

Chair Brown opened the public hearing. No one was present wishing to speak and the public hearing was closed.

Supervisor Lewis offered Resolution No. 2004-26 (a resolution establishing the County's Anti-Displacement and Temporary Relocation Plan), and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

Mr. Peterson gave an overview of the revised CDBG Program Income Reuse Plan.

Chair Brown opened the public hearing. No one was present wishing to speak and the public hearing was closed.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD FEBRUARY 10, 2004

Supervisor Lewis offered Resolution No. 2004-27 (a resolution amending the CDBG Program Income Reuse Plan, a Reuse Plan governing program income from CDBG-assisted activities), and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

Mr. Lucas gave an overview of the Microenterprise Assistance Program.

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Robey ABSENT), approved letter to the State CDBG Program advising them of the County's desire to disencumber \$80,000 in grant #02-EDBG-881, which is allocated to the Microenterprise Assistance Program, and authorized the Chair to sign.

After a short recess, the Board reconvened at 10:34 a.m.

11. **ITEM A-9 - 10:30 A.M. - PRESENTATION OF PROCLAMATIONS COMMENDING RON COLE, BILL RUTHERFORD, SANDY ELLIOT AND LYNETTE REYNOLDS, FOR THEIR SERVICES AND VOLUNTEER EFFORTS - Supervisor Smith read the proclamations into the record. The proclamations were presented to Ms. Sandy Elliot and Ms. Lynette Reynolds. Supervisor Smith will present the proclamations to Mr. Ron Cole and Mr. Bill Rutherford at a later date.**
12. **ITEM A-12 - CLOSED SESSION - 1. Public Employee Performance Evaluation, Title: Agricultural Commissioner; and 2. Public Employee Disciplinary Appeal - Chair Brown announced that the Board will now go into Closed Session for the reasons stated on the agenda.**

The Board reconvened into Regular Session with no action taken.

There being no further business, the Board adjourned at 12:18 p.m.


Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board



By: 
Georgine Hunt
Assistant Clerk of the Board

