

**BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA**

**MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD MARCH 2, 2004**

The Honorable Board of Supervisors of Lake County, California, met in regular session this 2<sup>nd</sup> day of March, 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 9:02 a.m. by Chair Brown, following a moment of silence, Ms. Gloria Flaherty 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-7.

Adopted Resolution No. 2004-41, appropriating unanticipated revenue in the amount of \$5,000 (received from Air Quality Management District in accordance with the Agreement for Prosecution Assistance), for office supplies, inventory, books and periodicals, transportation and travel, Budget Unit No. 1231 - County Counsel.

Approved leave of absence (medical) for Mental Health Specialist Kathleen Bradley, for the period of February 5, 2004 through March 1, 2004, and authorized the Chair to sign Leave of Absence Request Form.

Approved the County Drug-free Workplace Policy and revisions to existing County Alcohol and Other Drug Policy.

Adopted Resolution No. 2004-42, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under Agreement dated April 1, 2003 (unit completion for Lake County Main Jail, Phase IIB).

Waived the formal bidding process for purchase of vehicles, and made a determination that competitive bidding would produce no economic benefit to the County, for the purchase of one (1) heavy-duty 4 X 4 pick-up truck (to be used by Animal Control), and authorized the Public Works Director/Assistant Purchasing Agent to issue a purchase order procurement through the statewide bid contract not to exceed \$18,745, as per Memorandum dated February 16, 2004, from Public Works Director Gerry Shaul.

Sitting as the Board of Directors of Lake County Redevelopment Agency, approved Agreement between the Lake County Redevelopment Agency and Gates and Associates, for the development of the Lucerne Promenade Master Plan, and authorized the Chair to sign.

Sitting as the Board of Directors of Lake County Redevelopment Agency, approved Agreement between the Lake County Redevelopment Agency and Gates and Associates, for the development of the Lucerne Promenade Implementation Plan, and authorized the Chair to sign.

The Board of Supervisors adjourned and convened as the Board of Directors of Lake County Sanitation District.

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

**Change Order No. 3, Southeast Geysers Effluent Pipeline Upgrade Project, B Street Pump Station** - This change order provides for changes to pump can leveling tolerances, revision to bolt and nut specifications, modifications to entrance culvert, and a time extension for completion of contract.

On motion of Director Lewis and by vote of the Board (5 ayes), approved Change Order No. 3, for an increase of \$8,390, Harborth Excavating, Southeast Geysers Effluent Pipeline Upgrade Project, B Street Pump Station, and authorized the Chair to sign.

The Board of Directors of Lake County Sanitation District adjourned and reconvened as the Board of Supervisors.

3. **CITIZEN'S INPUT** - Social Services Director Carol Huchingson introduced the new First 5 Executive Director Thomas Jordan.

The Board of Supervisors adjourned and convened as the Lake County Board of Housing Commissioners.

4. **ITEM A-4 - 9:06 A.M. - PUBLIC HEARING - DISCUSSION/CONSIDERATION OF THE LAKE COUNTY HOUSING AUTHORITY STREAMLINED FIVE YEAR PLAN FOR FISCAL YEARS 2005-2009 AND STREAMLINED ANNUAL PLAN FOR FISCAL YEAR 2005, FOR SECTION 8 HOUSING** - Social Services Director Carol Huchingson and Deputy Director of Social Services Director Patricia Shuman were present.

Mr. Steve Citron, representing Connerly and Associates, was also present and gave an overview of the Lake County Housing Authority Streamlined Five Year Plan for Fiscal Years 2005-2009 and the Streamlined Annual Plan for Fiscal Year 2005, for Section 8 Housing.

Chair Brown opened the public hearing and Mr. Andy Rossoff spoke. No one else was present wishing to speak and the public hearing was closed.

The final plans will be brought back to the Board on April 6, 2004, for approval.

The Lake County Board of Housing Commissioners adjourned and convened as the Board of Directors of the Lake County Redevelopment Agency.

5. **ITEM A-5 - 9:30 A.M. - PUBLIC HEARING - INTENTION TO ACQUIRE (PURCHASE) REAL PROPERTY CONSISTING OF LAND LOCATED AT 3478 BOGGS AVENUE, NICE, CA (MICHAEL H. YOUNG AND KATHLEEN T. KIRKE-YOUNG - APN 032-111-33), TO BE USED IN THE DEVELOPMENT OF HINMAN SQUARE** - Deputy Redevelopment Director Andy Peterson request that this item be continued to March 16, 2004.

Chair Brown opened the public hearing and continued the public hearing to March 16, 2004, at 9:30 a.m.

The Board of Directors of Lake County Redevelopment Agency adjourned and reconvened as the Board of Supervisors.

6. **ITEM A-11 - Advanced From February 17, 2004 - AN ORDINANCE CHANGING THE MAXIMUM SPEED LIMIT ON VARIOUS ROADS IN THE SPRING VALLEY LAKE SUBDIVISION ( 35 MPH, 30 MPH AND 25 MPH ON CERTAIN PORTIONS OF SPRING VALLEY ROAD, WOLF CREEK ROAD, RIVER VIEW ROAD, INDIAN HILL ROAD AND SHASTA ROAD) - (SECOND READING)** - Supervisor Lewis offered Ordinance No. 2680, and it was passed by a roll-call vote (5 ayes).

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7. **ITEM A-6 - 9:45 A.M. - PUBLIC HEARING - DISCUSSION/CONSIDERATION OF PROPOSED ORDINANCE AMENDING THE LAKE COUNTY ZONING ORDINANCE PERTAINING TO GEOTHERMAL USE SPECIFIC CONDITIONS AND ZONING DISTRICTS WHERE ALLOWED IN ACCORDANCE WITH CHAPTER 21 OF THE LAKE COUNTY ORDINANCE - (THIS PUBLIC HEARING IS REQUIRED SINCE THE PREVIOUS PUBLIC HEARING ON THIS ITEM HELD ON FEBRUARY 17, 2004, WAS NOT ADVERTISED (LEGAL NEWSPAPER PUBLICATION) AS REQUIRED BY LAW) -** Community Development Director Mary Jane Fagalde was present.

Chair Brown opened the public hearing and the following persons spoke: Mr. Jack Fowler, Mr. Jack Wood, Mr. John Roddy, Mr. Chuck Lamb, Ms. Joan Moss and Mr. Bob Kolb. No one else was present wishing to speak and the public hearing was closed.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), waived the reading of the ordinance and had it read in title only (Clerk so did).

Supervisor Lewis offered Ordinance No. 2679, and it was passed by a roll-call vote (5 ayes).

After a short recess, the Board reconvened at 10:50 a.m.

8. **ITEM A-12 - REVIEW OF EMERGENCY DECLARED ON OCTOBER 21, 2003, REGARDING THE RE-ROOF PROJECT AT THE LAKE COUNTY MAIN JAIL DUE TO EMERGENCY CONDITIONS -** On motion of Supervisor Robey and by vote of the Board (5 ayes), terminated the emergency conditions at the Lake County Main Jail, the re-roof project has been completed.

9. **ITEM A-7 - 10:00 A.M. - (a) DISCUSSION/CONSIDERATION OF REQUEST TO ESTABLISH AN INDIAN GAMING LOCAL BENEFIT COMMITTEE; (b) AUTHORIZATION TO SOLICIT APPLICANTS TO SERVE ON THE COMMITTEE; (c) DETERMINE THE RESPONSIBILITIES OF THE COMMITTEE; and (d) ESTABLISH PROCEDURES FOR ADMINISTERING THE GRANT APPLICATION PROCESS -** Administrative Analyst Jennifer Hammond was present.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved the establishment of the Indian Gaming Local Benefit Committee, in accordance with Senate Bill 621.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), appointed Supervisor Smith and Supervisor Brown to serve on the Indian Gaming Local Benefit Committee, and approved letter to the City of Lakeport requesting that the city appoint two members to serve on the Indian Gaming Local Benefit Committee, and authorized the Chair to sign the letter.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved letters to Robinson Rancheria and Big Valley Rancheria requesting that the tribes appoint two members to serve on the Indian Gaming Local Benefit Committee, and authorized the Chair to sign.

10. **ITEM A-8 - 10:30 A.M. - CONSIDERATION OF REQUEST FROM WEST LAKE RESOURCE CONSERVATION DISTRICT TO ALLOCATE TITLE III FUNDS IN THE AMOUNT OF \$73,471.69 FOR SUPPORT OF THE LAKE COUNTY FIRE SAFE COUNCIL (LCFSC) AND THE SOUTH LAKE FIRE SAFE COUNCIL (SLFSC) -** Deputy Administrative Officer Matt Perry was present and stated that if the Board approves this request, this item must have a 45-day comment period, and this item will be brought back after the 45-days has elapsed.

Mr. Ray Mostin, representative of West Lake Resource Conservation District was present and gave a brief overview of the request.

Mr. Earl Erickson, representative from South Lake Fire Safe Council was also present.

On motion of Supervisor Robey and by vote approved in concept the request from West Lake Resource Conservation District South Lake Fire Safe Council, to allocate Title III funds in the amount of \$73,471.69 (\$25,000 to South Lake Fire Safe Council), and directed staff to bring back after the 45-day comment period has elapsed.

11. **ITEM A-10 - DISCUSSION/CONSIDERATION OF REQUEST TO ESTABLISH AN AIRPORT LAND USE COMMISSION -** Community Development Director Mary Jane Fagalde, Associate Planner Penelope Shibley and Deputy Director of Public Works Ed Townley were present.

Ms. Shibley gave a brief overview of the proposal. Lake County currently does not have an Airport Land Use Commission or equivalent to review development projects in the airport influence area. Due to recent development proposals at the Lamson Field airport, it appears as though it may be necessary to once again formulate an Airport Land Use Commission for project review.

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

On motion of Supervisor Robey and by vote of the Board (5 ayes), directed staff to prepare a resolution establishing an Airport Land Use Commission and bring back to the Board at a later date for consideration.

There being no further business, the Board adjourned at 11:40 p.m.

  
Chair - Lake County Board of Supervisors



KELLY F. COX  
Clerk of the Board

By:   
Georgine Hunt  
Assistant Clerk of the Board