



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 25, 2005

The Honorable Board of Supervisors of Lake County, California, met in regular session this 25th day of January, 2005, there being present Supervisors Jeff Smith, Gary Lewis, Anthony Farrington, and Rob Brown, Administrative Officer Kelly Cox, County Counsel Cameron Reeves, Assistant Clerk of the Board Georgine Hunt and Board Secretary Donna De Maria. Supervisor Ed Robey was absent. all day.

The meeting was called to order at 9:02 a.m. by Chair Farrington. Following a moment of silence in honor of Cindy Claunch, Cameron Reeves 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 (4ayes, Supervisor Robey ABSENT), approved Consent Agenda Items C-1 through C-12.

Approved Minutes of the Board of Supervisors meetings held on November 16 and 23 and December 7, 14 and 21, 2004.

Appointed Greg Giusti to the Fish and Wildlife Advisory Committee, Wildlife Preservation Category, for a term expiring January 1, 2007.

Appointed Aaron T-Holstine to the Lake County Area Planning Council, Member At Large Category, for a term expiring January 1, 2007.

Appointed Katherine Andre, to the Mental Health Advisory Board, for a term expiring January 1, 2007.

Adopted Resolution No. 2005-12, amending Resolution No. 2004-140, establishing position allocations for Fiscal Year 2004-2005, Budget Unit No. 1012 - Administrative Office (changing the Office Assistant I/II Position to Secretary II, Confidential Unit, effective March 1, 2005).

Adopted Resolution No. 2005-13, amending Resolution No. 2004-140, establishing position allocations for Fiscal Year 2004-2005, Budget Unit No. 4015 - Alcohol and Other Drug Services (increasing the position of Behavioral Health Services Coordinator from a .75 (FTE) position to a full-time position).

Approved Certification Statement regarding composition of Lake County Child Care Planning Council, and authorized the Chair to sign.

Approved Annual Report from County Service Area #2 - Spring Valley Lakes Special Tax, Fund 259.

Authorized installation of streetlight on an existing pole at the intersection of Oak Crest and Frontage Road, Lucerne Lighting District, and directed Special Districts to notify PG&E to install said street light.

Adopted Resolution No. 2005-14, amending Resolution No. 2004-140, establishing position allocations for Fiscal Year 2004-2005, Budget Unit No. 5011 - Social Services (increasing on Employment and Training Worker III from .50 (FTE) to .75 (FTE)).

Sitting as the Board of Directors of Kelseyville County Waterworks District #3, approved Easement Deed and directed Clerk to certify for recordation (APN 007-015-14 - Joel D. Peters, Cameron P. Colee, Anthony W. Colee, Ramona Colee, Kenyon Burch and Pamela A. Burch) and approved Right-of-Way Agreement between Kelseyville County Waterworks District #3 and Joel D. Peters, Cameron P. Colee, Anthony W. Colee, Ramona Colee, Kenyon Burch and Pamela A. Burch, for the Kelseyville Water Project, and authorized the Chair to sign.

Sitting as the Board of Directors of Kelseyville County Waterworks District #3, approved Easement Deed and directed Clerk to Certify for Recordation (APN 008-026-17 - David Craig Mostin and Cheryl Lynn Mostin) and approved Right-of-Way Agreement between Kelseyville County Waterworks District #3 and David Craig Mostin and Cheryl Lynn Mostin, for the Kelseyville Water Project, and authorize the Chair to sign.

2. **ITEM A-4 - 9:06 A.M. - PUBLIC HEARING - PLANNING COMMISSION'S RECOMMENDATION FOR APPROVAL OF A REZONE (RZ 04-17) PROPOSED FOR EARL FERNANDEZ OF A LAKEFRONT PARCEL FROM "U" (UNCLASSIFIED) TO "R1-FF" (SINGLE-FAMILY-FLOODWAY FRINGE); AND THE ADOPTION OF A NEGATIVE DECLARATION FOR RZ 04-17, BASED ON THE INITIAL STUDY 04-75; LOCATED AT 10941 LAKESHORE DRIVE, CLEARLAKE, CA (APN 036-311-02)** - Community Development Director Mary Jane Fagalde and Senior Planner Penelope Shibley were present.

Ms. Shibley gave a background report.

Chair Farrington opened the public hearing and Mr. Earl Fernandez spoke. No one else was present wishing to speak and the public hearing was closed.

On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Robey ABSENT), found on the basis of Initial Study 04-64 that the general plan amendment and rezone applied for by Hank Lescher will not have a significant effect on the environment and therefore adopted a negative declaration for the proposed general plan amendment and rezone, with the finding listed in the Board of Supervisors Memorandum dated December 7, 2004.

On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Robey ABSENT), waived the reading of the ordinance and had it read in title only (Clerk so did).

Supervisor Smith offered Ordinance No. 2723, and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

3. **ITEM A-5 - Continued From January 11, 2005 - 9:15 A.M. - PUBLIC HEARING - CONSIDERATION OF 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 - (THE ADMINISTRATIVE OFFICE IS REQUESTING A CONTINUANCE OF THIS ITEM TO FEBRUARY 1, 2005 AT 9:45 A.M.) - At the request of Jennifer Hammond, this item was carried over to February 15, 2005 at 10:45 a.m.

4. **ITEM A-10 - DISCUSSION/CONSIDERATION OF RECOMMENDATIONS FROM THE CLEAR LAKE ADVISORY SUBCOMMITTEE (CLAS), REGARDING RECOMMENDED MEASURES FROM THE CALIFORNIA DEPARTMENT OF WATER RESOURCES FOR PREVENTION OF THE ZEBRA MUSSEL FROM INHABITING CLEAR LAKE** - Assistant Public Works Director Robert Lossius and Water Resources Program Manager Pamela Francis were present.

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Robey ABSENT), approved letter requesting Lake County's Legislative representatives to issue warnings to boaters of Clear Lake regarding zebra mussels, and authorized the Chair to sign.

5. **ITEM A-7 - 9:30 A.M. - REPORT BY COMMUNITY DEVELOPMENT SERVICES REGARDING ECONOMIC DEVELOPMENT, BUSINESS SERVICES AND RELATED ACTIVITIES** - Jeff Lucas, representing Community Development Services, gave a brief background report. Much of the work on behalf of the Lake County Economic Development Program is performed by Community Development Services (CDS). The scope of the work for CDS includes preparing grant applications, assisting new and existing businesses, working with the Business Outreach and Response Team, supporting County staff and consultants on various projects as needed, working to improve local One Stop services, updating the Comprehensive Economic Development Strategy, and updating the Board on projects and activities.

There was no action taken on this item.

6. **ITEM A-6 - 9:20 A.M. - Advanced From January 11, 2005 - AN ORDINANCE INCREASING WATER CHARGES AND FEES FOR COUNTY SERVICE AREA NO. 20 - SODA BAY WATER AND LIGHTING - (SECOND READING)** - This item was continued to later in the day.

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

7. **ITEM A-8 - 10:00 A.M. - CONSIDERATION OF PROPOSED AGREEMENT BETWEEN THE LAKE COUNTY WATERSHED PROTECTION DISTRICT AND HEATHER LARSEN and JASON KOSCHIK, FOR ASSISTANT CARETAKER HIGHLAND SPRINGS RECREATION AREA AND APPROVAL OF REQUEST FOR EARLY TERMINATION OF AGREEMENT BETWEEN THE DISTRICT AND MIKE and KAREN SCHAVER** - Assistant Director of Public Works Bob Lossius was present.

Ms. Heather Larsen was also present.

On motion of Director Brown and by vote of the Board (4 ayes, Director Robey ABSENT), approved agreement between the Lake County Watershed Protection District and Heather Larsen and Jason Koschik, for assistant caretaker for Highland Springs Recreation Area, approved early termination of agreement between the District and Mike and Karen Schaver, and authorized the Chair to sign.

A Certificate of Appreciation recognizing Mike and Karen Schaver for their services as Assistant Caretakers for Highland Springs Park from June 1999 to January 2005 will be presented to them at a later time.

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

8. **ITEM A-11 - CONSIDERATION OF ANNUAL STATEMENT POLICY AND DELEGATION OF TREASURER'S AUTHORITY AND CONFIRMATION OF TREASURY OVERSIGHT COMMITTEE MEMBERS** - On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Robey ABSENT), confirmed Supervisor Farrington's appointment to the Lake County Treasury Oversight Committee, approved Treasurer's delegation of authority and Statement of Investment Policy (per the Treasurer's Memorandum of January 25, 2005).

After a short recess, the Board reconvened at 10:27 a.m.

- BACK TO #6 - ITEM A-6 - Advanced From January 11, 2005 - 9:20 A.M. - AN ORDINANCE INCREASING WATER CHARGES AND FEES FOR COUNTY SERVICE AREA NO. 20 - SODA BAY WATER AND LIGHTING - (SECOND READING)** - Mark Dellinger, Special Districts Administrator and Suzanne Schneider, Special Districts Administrative Manager were present.

Supervisor Brown offered Ordinance No. 2724, and it was passed by a roll-call vote (4 ayes, Supervisor Robey ABSENT).

9. **ITEM A-12 - CLOSED SESSION:**

Sitting as the Board of Directors of Lake County Sanitation District:

1. Conference With Legal Counsel - Existing litigation (Subdivision (a) of Section 54956.9), Name of Case: Riverwatch v. LACOSAN - Chair Farrington announced that the Board will now go into Closed Session for the reason stated on the agenda.

The Board reconvened into Regular Session with the following action taken: On motion of Supervisor Lewis and by vote of the Board (3 ayes, Supervisor Brown No, Supervisor Robey ABSENT), approved Settlement Agreement between the Lake County Sanitation District and Riverwatch, and authorized the Chair to sign.

There being no further business, the Board adjourned at 11.00 a.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Donna De Maria
Secretary to the Board