



# Minutes

## County of Lake Board of Supervisors

### OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD MARCH 1, 2005

The Honorable Board of Supervisors of Lake County, California, met in regular session this 1<sup>st</sup> day of March, 2005, there being present Supervisors Jeff Smith, Gary Lewis, Anthony Farrington, Rob Brown and Ed Robey, 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 Robey, following a moment of silence, Code Compliance Manager Hank Boullierce led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-11, with the exception of Consent Items C-5 and C-8, both items will be taken up immediately following the approval of the Consent Agenda.

Approved Minutes of the Board of Supervisors Meetings held on February 8, 15, and 22, 2005.

Adopted Proclamation designating the month of March, 2005, as Red Cross Month in Lake County.

Approved Agreement between the County of Lake and the Big Valley Band of Pomo Indians for participation in the County Marketing Program and related economic development activities and authorized the Chair to sign.

Authorized the Chair to sign letter of endorsement for the North Coast Emergency Medical Services Expanded Rural Outreach Medical Training Program Special Project Grant.

(a) Adopted Resolution No. 2005-32, approving Final Parcel Map and the signing of the Final Parcel Map (Mazzier); and (b) Accepted Irrevocable Offer of Dedication for roadway and public utility purposes, 186 Grange Road, Middletown (Lillian V. Fleming, and directed Clerk to Certify for recordation.

Approved letters to Senator Wesley Chesbro and Assembly Member Patty Berg, for increased support of California Department of Food and Agriculture Check Stations for inspections of exotic species Zebra Mussels, and authorized the Chair to sign both letters.

Adopted Resolution No. 2005-35, authorizing investment of monies in the Local Agency Investment Fund.

Sitting as the Board of Directors of Lake County Air Quality Management District, approved Agreement between the Lake County Air Quality Management District and the California Department of Forestry, for retrofit of a dump truck (diesel engine replacement), and authorized the Chair to sign.

Sitting as the Board of Directors of Kelseyville County Waterworks District No. 3, approved Easement Deed and directed Clerk to certify for recordation (APN 008-037-33 - Lawrence A. Rogers); and approved Right-of-Way Agreement between Kelseyville County Waterworks District #3 and Lawrence A. Rogers, for the Kelseyville Water Project, and authorized the Chair to sign.

**CONSENT ITEM C-5 - (a) CONSIDERATION TO AWARD BID TO EDGE WIRELESS, IN THE AMOUNT OF \$12,100 ANNUALLY, FOR LEASE OF COURTHOUSE ROOF TOP SPACE (10' X 10"), AND COURTHOUSE GROUND SPACE (10' X 10') WITH RELATED ACCESS RIGHTS FOR ANCILLARY ELECTRICAL AND COMMUNICATIONS LINES FOR THE PURPOSE OF INSTALLING, OPERATING, MAINTAINING AND UPGRADING TELECOMMUNICATIONS EQUIPMENT FOR THE PROVISION OF CELLULAR TELEPHONE SERVICE; (b) PROPOSED RESOLUTION ACCEPTING HIGHEST BID AND AUTHORIZING EXECUTION OF TELECOMMUNICATIONS LEASE WITH EDGE WIRELESS; and (c) PROPOSED AGREEMENT BETWEEN THE COUNTY OF LAKE AND EDGE WIRELESS, FOR LEASE OF COURTHOUSE ROOF TOP SPACE (10' X 10"), AND COURTHOUSE GROUND SPACE (10' X 10') WITH RELATED ACCESS RIGHTS FOR ANCILLARY ELECTRICAL AND COMMUNICATIONS LINES FOR THE PURPOSE OF INSTALLING, OPERATING, MAINTAINING AND UPGRADING TELECOMMUNICATIONS EQUIPMENT FOR THE PROVISION OF CELLULAR TELEPHONE SERVICE** - Public Services Director Kim Clymire requested that this item be pulled from today's agenda because Edge Wireless has made changes to the agreement and they need to be reviewed by staff and County Counsel before the Board approves the agreement.

This item will be placed on the agenda at a later date.

**CONSENT ITEM C-8 - PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2004-140, TO TEMPORARILY ADD A SECOND SPECIAL DISTRICTS ADMINISTRATIVE MANAGER POSITION IN BUDGET UNIT NO. 8695 - SPECIAL DISTRICTS ADMINISTRATION** - Personnel Director Glenn Walters requested that this item be pulled from today's agenda because the employee who was to fill this position has withdrawn acceptance of the Special Districts Administrative Manager position, and no action will be necessary at this time.

2. **EXTRA #1 - CONSIDERATION OF REQUEST FOR BOARD DIRECTION REGARDING TOPICS TO BE DISCUSSED AT YOLO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD MEETING ON MARCH 1, 2005, AT 7:00 P.M.** - On motion of Supervisor Smith 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:

On February 24, 2005, the Department of Public Works staff was notified that Yolo Flood Control and Water Conservation District's Board meeting was scheduled for March 1, 2005. There will be a discussion and possible action by the Directors regarding the Wild and Scenic Legislation. The Yolo Flood General Manager has requested that representatives from Lake County comment on concerns and the status of the Wild and Scenic Legislation. Also, the District's Board will establish the 2005/2006 water rates. Lake County Municipal and Industrial users are under contract with Yolo Flood, to purchase about 8,000 acre feet of water each year, but actual purchases are about 4,000 acre feet per year. The cost increase would be about \$2,000 for all Lake County users. Although this is not substantial, staff will inform the District's Board that the Lake County

**OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD MARCH 1, 2005**

Board of Supervisors opposes the proposal that Lake County users should have to pay for this water. If the Board of Supervisors agree with staff's recommendations, Supervisor Robey and Assistant Pubic Works Director will be attending this meeting to provide comments on the Wild and Scenic Legislation and to express opposition to proposal to increase the water rates..

There was consensus by the Board that staff proceed with their recommendations.

3. **ITEM A-4 - 9:06 A.M. - HEARING - NOTICE OF NUISANCE ABATEMENT - 12533 PINE STREET, CLEARLAKE OAKS, CA (APN 035-143-38-00 - JOHN NISSEN C/O LINDA NISSEN CONSERVATOR)** - Code Compliance Manager Hank Bouillerce was present and requested that this item be pulled from today's agenda, and stated that it will be placed on the agenda at a later date.

4. **ITEM A-5 - 9:20 A.M. - PRESENTATION OF PROCLAMATION DESIGNATING THE MONTH OF MARCH, 2005, AS RED CROSS MONTH IN LAKE COUNTY** - Supervisor Lewis read the proclamation into the record. The proclamation was presented to Ms. Georgina Lane, Ms. Laurie Gray, Ms. Liz Todd, Mr. Brian Gray, Mr. Earl McDaniels, Mr. Bill Edmonds, Ms. Joan Edmonds and Ms. Carol Bettencourt.

After a short recess, the Board reconvened at 9:50 a.m.

5. **ITEM A-6 - 9:30 A.M. - PRESENTATION REGARDING LAKE COUNTY STATISTICS ON ALCOHOL AND OTHER DRUG USE PREVALENCE AND RELATED PROBLEMS, AND THE NEEDS ASSESSMENT FOR PREVENTION PLANNING FOR ALCOHOL AND OTHER DRUG USE** - AODS Program Director Laura Solis and AODS Program Coordinator Mark Messerer were present.

Mr. Messerer gave a power-point presentation regarding statistics on alcohol and other drug use and related problems in Lake County. Also, Mr. Messerer gave an overview of the needs assessment for prevention planning for alcohol and other drug use.

There was no action taken on this item.

6. **ITEM A-12 - DISCUSSION/CONSIDERATION OF REQUEST FOR SOCIAL SERVICES TO ISSUE REQUESTS FOR PROPOSALS (RFP), FOR DEVELOPMENT OF OFFICE SPACE IN THE NORTHSORE AREA** - Social Services Director Carol Huchingson was present and gave a brief overview of the request.

On motion of Supervisor Brown and by Board (5 ayes), directed Social Services Director Carol Huchingson to proceed with the issuance of the Requests for Proposals, for the development of office space in the northshore area.

7. **ITEM A-9 - RECOMMENDATION FOR AWARD OF BID FOR CONSTRUCTION OF LAKE COUNTY CENTRAL DISPATCH FACILITY, BID NO. 05-22** - Public Works Director Gerry Shaul, Sheriff Rodney Mitchell and Central Dispatch Manager Janell Rivera were present.

On motion of Supervisor Brown and by vote of the Board (5 ayes), awarded Bid No. 05-22 to BRCO Constructors, in the amount of \$1,372,000, for construction of the Lake County Central Dispatch Facility, approved Agreement between the County of Lake and BRCO Constructors, for construction of the Lake County Central Dispatch Facility, and authorized the Chair to sign the Bid Award and the agreement.

8. **ITEM A-10 - (a) CONSIDERATION OF REQUEST FROM THE SHERIFF'S DEPARTMENT TO PURCHASE A 2005 FORD EXPEDITION FROM DOWNTOWN FORD SALES, IN THE AMOUNT OF \$27,767; and (b) PURCHASE AND INSTALLATION OF SPECIALTY EQUIPMENT FROM DELTA WIRELESS, IN THE AMOUNT OF \$17,982.63, FOR A TOTAL COST OF \$45,750 (PURCHASE WILL BE MADE FROM THE SEARCH AND RESCUE TRUST FUND 694)** - Sheriff Rodney Mitchell and Sheriff-Coroner Administrative Manager Mary Beth Strong were present.

On motion of Supervisor Brown and by vote of the Board (5 ayes) approved the request from the Sheriff's Department to purchase a 2005 Ford Expedition from Downtown Ford Sales, in the amount of \$27,767 and approved the purchase and installation of specialty equipment from Delta Wireless, in the amount of \$17,982.63, for a total cost of \$45,750 (purchase will be made from the Search and Rescue Trust Fund 694).

9. **ITEM A-11 - CONSIDERATION OF PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2004-140, INCREASING SALARY FOR COOK AND FOOD SERVICES SUPERVISOR POSITIONS** - Sheriff Rodney Mitchell and Sheriff-Coroner Administrative Manager Mary Beth Strong were present.

Supervisor Lewis offered Resolution No. 2005-33, and it was passed by a roll-call vote (5 ayes).

10. **ITEM A-13 - CONSIDERATION OF PROPOSED RESOLUTION OPPOSING THE SUSPENSION OF PROPOSITION 42 FUNDING TO LOCAL GOVERNMENT; and LETTERS OF OPPOSITION TO STATE LEGISLATORS AND GOVERNOR REGARDING SUSPENSION OF PROPOSITION 42 FUNDS (ROAD MAINTENANCE FUNDING)** - Public Works Director Gerry Shaul was present and gave a brief overview of Proposition 42.

Supervisor Brown was absent at 11:16 a.m. and was present at 11:24 a.m.

Supervisor Farrington offered Resolution No. 2005-34, and it was passed by a roll-call vote (5 ayes).

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved letter of opposition to State Legislators and the Governor regarding suspension of Proposition 42 Funds (road maintenance funding), and authorized Chair to sign the letters.

11. **ITEM A-14 - CLOSED SESSION - 1. Conference With Legal Counsel - Exiting Litigation (Subdivision (a) of Section 54956.9), Name of Cases: (1) Forest Unlimited et. al. V. County of Lake et. al. and (2) Alden v. County of Lake et. al.; and 2. Public Employee Performance Evaluation, Title: Special Districts Administrator** - Chair Robey 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.

12. **ITEM A-8 - DISCUSSION/CONSIDERATION OF REQUEST FOR LAFCO TO ISSUE REQUESTS FOR PROPOSALS (RFP), FOR LAFCO EXECUTIVE OFFICER AND LEGAL COUNSEL SERVICES** - On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved letter to LAFCO requesting that LAFCO issue Requests for Proposals for the LAFCO Executive Officer position and legal counsel services, and authorized the Chair to sign.

There being no further business, the Board adjourned at 12:25 p.m.

**OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD MARCH 1, 2005**

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Chair - Lake County Board of Supervisors

KELLY F. COX  
Clerk of the Board

By: \_\_\_\_\_  
Georgine Hunt  
Assistant Clerk of the Board