



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD SEPTEMBER 20, 2005

The Honorable Board of Supervisors of Lake County, California, met in regular session this 20th day of September, 2005, there being present Supervisors Anthony Farrington, Rob Brown and Ed Robey, Administrative Officer Kelly Cox, County Counsel Cameron Reeves and Assistant Clerk of the Board Georgine Hunt. Supervisors Smith and Lewis were absent all day.

The meeting was called to order at 9:01 a.m. by Chair Robey. Following a moment of silence, Supervisor Farrington led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), approved Consent Agenda Items C-1 through C-4.

Approved Minutes of the Board of Supervisors Meeting held on August 23, 2005.

Adopted Resolution No. 2005-157, declaring intent not to apply for Rural Health Services Program funding for Fiscal Year 2005/2006.

Approved Right-of-Way Services Agreement between the County of Lake and Timberline Disposal, for assistance in acquiring the necessary road right-of-way, for the completion of a left turn lane on Soda Bay Road, and authorized the Chair to sign.

(a) Adopted Resolution No. 2005-156, authorizing submittal of an application to the California State Department of Housing and Community Development, for funding under the 2005 Home Investment Partnerships Program; and if selected, authorized the Social Services Director to execute a standard agreement, any amendments thereto, and any related documents necessary to participate in the Home Investment Partnerships Program; and (b) approved the revision and additions to Lake County's "Home" Program Guidelines for Owner-Occupied Rehabilitation and First-Time Homebuyer Program.

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

Change Order No. One, for Lake County Central Dispatch Facility, Continued From September 13, 2005 - Public Works Director Gerry Shaul informed the Board earlier in the week, that the architect acknowledges the incorrect wall type was referenced. Mr. Shaul also informed the Board that the change order did not go into all the details that were required in order to extend the walls and because this information was omitted, it appeared as the labor costs were extremely high.

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), approved Change Order No. One, for an increase of \$2,481.54, for Lake County Central Dispatch Facility, BRCO Constructors, Inc., and authorized the Chair to sign.

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

EXTRA #1 - CONSIDERATION OF REQUEST TO AUTHORIZE THE SHERIFF'S DEPARTMENT TO SUBMIT A BUFFER ZONE PROTECTION PROGRAM GRANT FOR FUNDING THROUGH THE OFFICE OF HOMELAND SECURITY FOR EXTENSION OF THE FISCAL YEAR 2004 HOMELAND SECURITY GRANT PROGRAM, FUNDING WILL BE USED FOR CLOSED CIRCUIT DIGITAL CAMERAS, RECORDING SYSTEM, BARRIER WALL, BLAST PROTECTION, FACILITY LIGHTING, PERIMETER FENCING AND SOFTWARE FOR OPERATIONS AT A SITE CHOSEN BY THE OFFICE OF HOMELAND SECURITY DEEMED CRUCIAL TO PUBLIC HEALTH AND SAFETY (DUE TO STIPULATIONS FROM THE OFFICE OF HOMELAND SECURITY, THESE GRANT ACTIVITIES ARE CONSIDERED LAW ENFORCEMENT SENSITIVE AND ARE REQUIRED TO BE KEPT CONFIDENTIAL) - On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), approved taking up this item due to the fact that the need arose after the posting of today's agenda.

This item was taken up as an extra for the following reasons:

The Sheriff's Department did not have the ability to process the on-line grant forms until September 16, 2005, when the State made them available. At that time the agenda was already posted. This grant has a September 26, 2005, deadline, and the next available agenda is September 27, 2005.

Sergeant Chris Riveria and Sheriff-Coroner Administrative Manager Mary Beth Strong were present.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), authorized the Sheriff's Department to submit a Buffer Zone Protection Program Grant for funding through the Office of Homeland Security for extension of the Fiscal Year 2004 Homeland Security Grant Program (funding will be used for closed circuit digital cameras, recording system, barrier wall, blast protection, facility lighting, perimeter fencing and software for operations at a site chosen by the Office of Homeland Security deemed crucial to public health and safety).

4. **ITEM A-11 - Continued From August 23, and September 6, 2005 - CONSIDERATION OF REQUEST FROM SHERIFF/CORONER TO AUTHORIZE ISSUANCE OF A PURCHASE ORDER FOR PROCUREMENT OF SEVEN (7) 2006 FORD TAURUS SE SEDANS** - Sergeant Chris Riveria and Sheriff-Coroner Administrative Manager Mary Beth Strong were present.

There was consensus by the Board that specifications for the required 2006 vehicles be prepared and staff is to go out for sealed bids for the vehicles.

5. **CITIZEN'S INPUT** - Mr. John Roddy spoke on the subdivision development that is being proposed in near Hidden Valley.

Ms. Felicia Smith spoke on IHSS wages.

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Ms. Pat Smith and Ms. Kim Le each spoke on the Board's limiting the content of citizen's input and the freedom of speech.

6. **ITEM A-4 - 9:15 A.M. - CONSIDERATION OF APPOINTMENTS TO THE LAKE/MENDOCINO AREA AGENCY ON AGING (AAA) JOINT POWERS AGENCY (JPA) GOVERNING BOARD** - Social Services Director Carol Huchingson was present.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), appointed Social Services Director Carol Huchingson, Supervisor Robey and Ms. Roberta King to the Lake/Mendocino Area Agency on Aging (AAA) Joint Powers Agency (JPA) Governing Board.

6. **ITEM A-5 - 9:30 A.M. - DISCUSSION/CONSIDERATION OF PROPOSED AMENDMENTS TO CHAPTER 23 OF THE LAKE COUNTY ORDINANCE CODE, (THE LAKE COUNTY SHORELINE ORDINANCE), REGARDING PLACEMENT, REMOVAL, LOCATION AND ENFORCEMENT OF PRIVATE BUOYS ON CLEAR LAKE** - A Memorandum dated September 14, 2005, from Assistant Clerk of the Board Georgine Hunt, stating that Supervisor Smith and Chair of CLAS George Speak have requested that this item be pulled from today's agenda and rescheduled to October 11, 2005, at 9:15 a.m.

7. **ITEM A-7 - CONSIDERATION OF PROPOSED AMENDMENT TO CSAC-EIA JOINT POWERS AGREEMENT TO EXTEND INSURANCE COVERAGE TO NONPROFIT AGENCIES** - County Counsel Cameron Reeves gave a brief background report. This amendment was circulated last year; however, the amendment was not approved by the required 2/3 of the member counties. Kern, Nevada and Stanislaus counties are concerned with the significant burden placed on a member county to provide risk management and loss prevention services without the ability to exercise any authority or control over that entity. Also of concern is the fact that CSAC-EIA was formed to provide insurance coverage for governmental agencies, all of which share common goals and purposes; nonprofit entities may assist governmental agencies, but they exist for many different reasons and do not necessarily share the identical goals and purposes. It appears that this amendment would unnecessarily expand the scope and purpose of this joint powers agreement and the County of Lake shares the same concerns of Kern, Nevada and Stanislaus counties. It is being recommended that the Board not approve the amendment.

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), determined to not approve the amendment to CSAC-EIA Joint Powers Agreement.

6. **ITEM A-13 - CONSIDERATION OF REQUEST FOR OUT-OF-STATE TRAVEL FOR SEVEN (7) NARCOTICS TASK FORCE (NTF) AGENTS AND ONE (1) DEPUTY DISTRICT ATTORNEY, TO RENO, NEVADA, TO ATTEND THE 41ST ANNUAL CALIFORNIA NARCOTICS OFFICERS' ASSOCIATION TRAINING, FROM NOVEMBER 11 THROUGH 15, 2005** - Victim/Witness Administrator Samuel Laird was present.

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), approved out-of-state travel for seven (7) Narcotics Task Force (NTF) Agents and one (1) Deputy District Attorney, to Reno, Nevada, to attend the 41st Annual California Narcotics Officers' Association Training, from November 11 through 15, 2005.

7. **ITEM A-9 - PROPOSED ORDINANCE AMENDING CHAPTER 15 OF THE LAKE COUNTY ORDINANCE CODE PROVIDING FOR THE WALKING OF LICENSED AND LEASHED DOGS IN MIDDLETOWN COUNTY PARK TRAILSIDE NATURE PRESERVE** - On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), waived the reading of the ordinance and had it read in title only (Clerk so did).

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), advanced the ordinance two weeks to October 4, 2005.

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

8. **ITEM UPDATE ON EMERGENCY REPAIRS TO THE NORTHWEST LIFT STATION 19** - On motion of Director Brown and by vote of the Board (3 ayes, Directors Smith and Lewis ABSENT), found that an emergency still exists and continue to proceed with the emergency repair to a public facility without giving notices for bids to let contracts.

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

9. **ITEM A-8 - DISCUSSION/CONSIDERATION OF PROPOSED AGREEMENT BETWEEN THE COUNTY OF LAKE AND CALIFORNIA FORENSIC MEDICAL GROUP (CFMG), FOR MEDICAL SERVICES IN LAKE COUNTY DETENTION FACILITIES** - Health Services Director Ruth Lincoln and Staff Services Analyst Tina Hurtado were present.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Lewis ABSENT), approved the Agreement between the County of Lake and California Forensic Medical Group (CFMG), for medical services in Lake County Detention facilities, and authorized the Chair to sign.

10. **ITEM A-12 - Advanced From September 6, 2005 - AN ORDINANCE ADDING ARTICLE XI TO CHAPTER 9 OF THE LAKE COUNTY ORDINANCE CODE AUTHORIZING VOLUNTARY CERTIFICATION OF SOBER LIVING FACILITIES - (SECOND READING)** - Health Services Director Ruth Lincoln and Substance Abuse Coordinator Mark Messerer were present.

Supervisor Brown offered Ordinance No. 2747, and it was passed by a roll-call vote (3 ayes, Supervisors Smith and Lewis ABSENT).

11. **ITEM A-14 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators : A. Grant and M. Perry and (b) Employee Organizations: LCEA, LCCOA, SDA and DDAA; and 2. Public Employee Performance Evaluation, Title: (1) Director of Child Support Services** - 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.

There being no further business, the Board adjourned at 10:50 a.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Georgine Hunt
Assistant Clerk of the Board