



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD FEBRUARY 7, 2006

The Honorable Board of Supervisors of Lake County, California, met in regular session this 7th day of February, 2006, there being present Supervisors Ed Robey, Jeff Smith, Gary Lewis, Rob Brown, Anthony Farrington, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Georgine Hunt.

The meeting was called to order at 9:03 a.m. by Chair Farrington. Following a moment of silence, Assistant Clerk of the Board Georgine Hunt 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-18, with the exception of Consent Item C-3, which will be taken up immediately following the approval on the Consent Agenda.

Adopted proclamation designating February 6 through 10, 2006, as Teen Dating Violence Awareness and Prevention Week.

Approved letter to Insurance Commissioner John Garamendi, in opposition to regarding the proposal (RH03029826) for new auto insurance regulations that will reduce accuracy and fairness of pricing that would result in rate increases for a majority of California good drivers, and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Accounting Technician Eldra King.

Adopted Resolution No. 2006-29, approving the Standard Agreement between the County of Lake and the State Department of Mental Health for Fiscal Year 2005/2006 and authorizing the Director of Mental Health to sign Agreement Number 05-75081-000, Amendment No. 1, and the Contractor Certification Clause(s).

Adopted Resolution No. 2006-27, of intention to approve an Amendment to Contract between the Board of Administration California Public Employees Retirement System and the Lake County Board of Supervisors (to provide for Pre-Retirement Optional Settlement 2 Death Benefits to miscellaneous employees).

Approved Findings of Fact and denied the Appeal (AB 05-05) of Byron Duerksen and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Juvenile Correctional Officers Karen Hamilton, Robert Krentz and Eva Lara.

Adopted Resolution No. 2006-30, authorizing the Public Services Department to submit an application to the California Integrated Waste Management Board for a Local Government Waste Tire Cleanup and Amnesty Event Grant Application for Fiscal Year 2005/2006.

Waived the 900 Hour Limit for extra-help Janitor/Maintenance Dave Mayberry.

Approved Plans and Specifications for construction of the Bell Tower Addition at the Lower Lake Schoolhouse Museum, and authorized the Purchasing Agent to advertise for bids.

Adopted Resolution No. 2006-25, amending Resolution No. 2004-73, a resolution authorizing the Assistant Director of Public Works to sign State Water Resources Control Board Grant establishing funding for inventory, eradication, and monitoring of invasive species.

Approved Contract between the County of Lake and Quality Janitorial Maintenance Company, for janitorial services at the Department of Social Services facilities in Lower Lake and Lakeport, and authorized the Chair to sign.

Approved amended distribution of Excess Proceeds from Tax Sale #143 per Section 4675 of the Revenue and Taxation Code, as recommended in Memorandum dated January 12, 2006, from Treasurer-tax Collector Kay Lytton.

Sitting as the Board of Directors of Lake County Air Quality Management District, approved Budget Transfer B-117, in the amount of \$21,500, to cover salary and accrual adjustments, Budget Unit No. 8799 - Lake County Air Quality Management District, and authorized the Chair to sign the budget transfer.

Sitting as the Board of Directors of Lake County Redevelopment Agency, approved Agreement between the Lake County Redevelopment Agency and Foothill Associates, for Nice Parks Master Plan, engineering and construction bid documents, and authorized the Chair to sign.

Sitting as the Board of Directors of Lake County Redevelopment Agency, approved Owner Participation Agreement between the Lake County Redevelopment Agency and the California Water Service Company, for water system improvements on properties on located 13th and 14th Avenues in Lucerne, and authorized the Chair to sign.

Sitting as the Board of Directors of Lake County Watershed Protection District, approved Encroachment Agreement between Lake County Watershed Protection District and Pat and Michelle Scully, for encroachment of a portion of County property off of East Highland Springs Road, and authorized the Chair to Sign.

CONSENT AGENDA ITEM C-3 - CONSIDERATION OF OUT-OF-STATE TRAVEL FOR COMMUNITY DEVELOPMENT DIRECTOR/BUILDING OFFICIAL MARY JANE FAGALDE AND BUILDING INSPECTOR JOE MAGLIOCCO, TO LAS VEGAS, NEVADA, FROM FEBRUARY 27, THROUGH MARCH 3, 2006 TO ATTEND EDUCODE INTERNATIONAL TRAINING - Supervisor Brown requested that this item be pulled from the Consent Agenda for further discussion. Supervisor Brown explained to the Board that the California State Health and Safety Code 18968 requires that all construction inspectors,

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plans examiners and building officials receive 15 hours of continuing education per year and that the employing jurisdiction is required to pay for that training. Supervisor Brown stated that he does not usually support out-of-state travel for employees, but after researching other training options, the cost for this training is the lowest and he will be voting yes on this item.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved out-of-state travel for Community Development Director/Building Official Mary Jane Fagalde and Building Inspector Joe Magliocco, to Las Vegas, Nevada, from February 27 through March 3, 2006, to attend Educodes International Training.

2. **ITEM A-2 - PRESENTATION ON ANIMALS THAT ARE AVAILABLE FOR ADOPTION AT THE LAKE COUNTY ANIMAL CARE AND CONTROL SHELTER** - Animal Control Officer Morgan Nelsen was present and showed three (3) dogs and one (1) cat that are available for adoption at the Lake County Animal Care and Control Center.

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

EXTRA #1 - CONFERENCE WITH LABOR NEGOTIATOR, (a) AUTHORITY NEGOTIATOR: F. BUCHANAN, (b) EMPLOYEE ORGANIZATION: AFSCME/JDW - On motion of Supervisor Lewis 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:

This item was inadvertently omitted from the February 7, 2006, agenda, and there is a need to take immediate action on this matter.

This item will be taken up during Closed Session.

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

EXTRA #2 - PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2004-66, AUTHORIZING THE ASSISTANT DIRECTOR OF PUBLIC WORKS TO SIGN STATE WATER RESOURCES CONTROL BOARD'S GRANT ESTABLISHING FUNDING FOR A CLEAR LAKE WATERSHED MERCURY AND NUTRIENT ASSESSMENT - On motion of Director 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 April 27, 2004, the Board adopted Resolution No. 2004-66 and Resolution No. 2004-73, in order to execute grant funding agreements with the State Water Resources Control Board (SWRCB). However, when the amendments to the agreements were processed, it was noted that there was an error in the body of the original resolutions that referred to an agreement with the U.S. Environmental Protection Agency instead of the State Water Resources Control Board. The Department of Public Works staff consulted with Anita Grant, County Counsel, and she determined the error to be non-substantive and could be corrected and approved by the Board Chair. This was done and revised resolutions were submitted to the SWRCB. Counsel for the SWRCB did not approve of County Counsel's resolution of a typographical error, and requested amending the resolutions. Draft copies of the amended Resolutions were submitted to the Clerk to be placed on the agenda. However, when the Clerk prepared the agenda, the proposed Resolution amending Resolution No. 2004-66 (authorizing the Assistant Director of Public Works to sign State Water Resources Control Board Grant establishing funding for a Clear Lake Watershed Mercury and Nutrient Assessment), was inadvertently omitted from the February 7, 2006, agenda. It is extremely important that both of these Resolutions be adopted by the Board on February 7, 2006, in order to submit them to the SWRCB by the deadline of February 7, 2006. If these resolutions are not submitted by the deadline, the County will lose the funding for both of these projects. Based on these facts, there is a need to take immediate action on this matter.

Consideration of adoption of the proposed resolution will be taken up later today.

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

EXTRA #3 - (a) CONSIDERATION OF REQUEST FOR NECESSITY OF A CLOSED SESSION ITEM NOT ON THE POSTED AGENDA - (b) PERSONNEL MATTER - PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE - (GOVERNMENT CODE SECTION 54957) - On motion of Supervisor Robey 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:

This item was inadvertently omitted from the February 7, 2006, agenda, and there is a need to take immediate action on this matter.

This item will be taken up during Closed Session.

EXTRA #4 - (a) CONSIDERATION OF REQUEST FOR NECESSITY OF A CLOSED SESSION ITEM NOT ON THE POSTED AGENDA - (b) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUBDIVISION (b) OF SECTION 54956.9 - NUMBER OF POTENTIAL CASES: ONE CASE - On motion of Supervisor Brown 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:

A matter has arisen since the posting of today's agenda and may require immediate Board action.

After the Board considered taking up this item up as an extra, Supervisor Brown stated that until Item A-10 was considered later today by the Board, there is no need to take action on this item.

On motion of Supervisor Smith and by vote of the Board (5 ayes), withdrew his second to the motion to take up this item as an extra.

On motion of Brown and by vote of the Board (5 ayes), withdrew his motion to take up this item as an extra.

If it is determined that there is a need to take action on this item, it will be reconsidered later in the day.

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

BACK TO #2 - EXTRA #2 - PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2004-66, AUTHORIZING THE ASSISTANT DIRECTOR OF PUBLIC WORKS TO SIGN STATE WATER RESOURCES CONTROL BOARD'S GRANT

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ESTABLISHING FUNDING FOR A CLEAR LAKE WATERSHED MERCURY AND NUTRIENT ASSESSMENT - Director Lewis offered Resolution No. 2006-26, and it was passed by a roll-call vote (5 ayes).

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

4. ITEM A-4 - CURRENT CONSTRUCTION PROJECTS - CONTRACT CHANGE ORDERS:

CONTRACT CHANGE ORDER NO. 4, FOR CENTRAL DISPATCH FACILITY - This change order addresses the cost of replacing the polished brass power and signal floor box cover plates and flanges to poly carbonate black cover plates and flanges. It also addresses a required change in the roof joist hanger configuration.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved Contract Change Order No. 4, for a decrease of \$1,934, BRCO Constructors, Inc., Central Dispatch Facility, and authorized the Chair to sign.

5. CITIZENS INPUT - Mr. John Roddy spoke on IHSS wages.

Mr. Phil Murphy asked that the Board reconsider a moratorium on the use of Genetically Modified Organisms (GMO) in Lake County.

Mr. William Smith, Mr. William Simpson, Ms. Juanita Faletti and Ms. Sue Stauswarth each spoke on the United Domestic Workers Union and IHSS wages.

6. ITEM A-6 - 9:30 A.M. - PRESENTATION OF PROCLAMATION DESIGNATING FEBRUARY 6 THROUGH 10, 2006, AS TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK - Supervisor Lewis read the proclamation into the record.

The Proclamation was presented to Ms. Janine Smith, representative of the Lake Family Resource Center.

7. ITEM A-5 - 9:15 A.M. - PUBLIC HEARING - CONSIDERATION OF RECOMMENDATIONS FOR ALLOCATION OF SUPPLEMENTAL LOCAL LAW ENFORCEMENT SERVICES FUNDS (SLESF) - Sheriff-Coroner Administrative Manager Mary Beth Strong was present and gave a brief overview of the recommendations. The Supplemental Law Enforcement Oversight Committee has recommended that these funds be distributed to the Lake County Sheriff's Department and the Lake County District Attorneys Office. The amount of funding allocated for the Sheriff/Coroner is \$100,000, and will be used to partially fund overtime costs. The amount of funding allocated for the Sheriff/Jail is \$17,698, and will be used to partially fund jail maintenance costs. The amount of funding allocated for District Attorney is \$17,698, and will be used for to partially fund salaries and wages (extra-help).

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the recommendations as presented, for allocation of Supplemental Local Law Enforcement Services Funds (SLESF).

8. ITEM A-14 - UPDATE ON THE DECEMBER 31, 2005, STORM DAMAGES, REPAIRS AND FUTURE PREVENTION - Public Works Director Gerry Shaul and Water Resources Engineer Tom Smythe were present.

Mr. Shaul gave an update on various stream flows, which contributed to the flooding events, which included the following: El River at Van Arsdale Dam near Potter Valley; Middle Creek near Upper Lake; Scotts Creek at Eickoff Road; Kelsey Creek near Kelseyville; Putah Creek near Guenoc and Clear Lake. Most of the flooding was caused by high inflows from tributary streams, but levee failures, flat grades, limited pumping capacity and inadequate drainage infrastructure also contributed to the flooding.

Mr. Smythe presented a power-point presentation showing major flooding and erosion caused by the flooding on the following roads: Scotts Valley Road (Upper Lake), Panoramic Drive (Lucerne), Salmira Road (Cobb), Butts Canyon Road (Middletown), Highland Springs Park (Lakeport), Soda Bay Road (Lakeport), Big Valley Road (Lakeport), Argonaut Road (Lakeport), Elk Mountain Road (Upper Lake), Black Oak Drive (Nice), downtown Upper Lake, Bartlett Springs Road (Upper Lake) and Point Lakeview Road (Kelseyville).

There was no action taken on this item.

9. ITEM A-7 - 10:00 A.M. - (a) PUBLIC HEARING - PROTEST HEARING FOR THE PROPOSED ESTABLISHMENT OF CSA 23 - "ZONE C" (OAK TREE COURT) AND IMPOSING OF ASSESSMENTS; (b) PROPOSED RESOLUTION ACCEPTING AND CONFIRMING BALLOT TABULATION, ALL AS SET FORTH IN THE ENGINEER'S REPORT - (COUNTYWIDE COUNTY SERVICE AREA FOR ROAD IMPROVEMENT/MAINTENANCE PROGRAM) - Public Works Director Gerry Shaul was present.

Mr. Shaul stated that the ballot process for the possible establishment of CSA 23 - "Zone C" (Oak Tree Court), is not determined by the number of ballots received, but is determined by the appointment of costs based upon an analysis of the special and direct benefit to be received by each parcel in the benefit zone from the particular improvement.

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

CSA 23 - "Zone C" - Oak Tree Court Assessment:
For: \$240
Against: \$-0-

After confirming the ballot tabulation for "Zone C", on which there was not a majority protest and therefore the proposed assessment for "Zone B" shall be established.

Supervisor Lewis offered Resolution No. 2006-28 (a Resolution accepting and confirming ballot tabulation for the establishment of "Zone C" (Oak Tree Court) of County Service Area No. 23, approving formation of "Zone C" and Assessments for "Zone C" Road Maintenance), and it was passed by a roll-call vote (5 ayes).

After a short recess, the Board reconvened at 10:35 a.m.

10. ITEM A-8 - 10:15 A.M. - PRESENTATION BY RURAL COMMUNITY ASSISTANCE CORPORATION REPRESENTATIVE BRIAN PHILLIPS, REGARDING CAPITAL IMPROVEMENT PROGRAMS, RATE STRUCTURES AND MAINTAINING SAFE, AFFORDABLE AND RELIABLE DRINKING WATER FOR SMALL WATER SYSTEMS - Special Districts Administrator Mark Dellinger and Utility Services Compliance Coordinator Peggy King were present.

Mr. Brian Phillips, Technical Assistance Provider for Rural Community Assistance Corporation and Steve Mindt, Technical Assistance Coordinator for the State Department of Health Services, Drinking Water Technical Programs Branch were present.

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Mr. Phillips presented a power-point presentation on capital improvement programs, rate structures and maintaining safe, affordable and reliable drinking water for small water systems. The presentation included an overview of the real cost of water (operations and maintenance and Capital -Improvement Program); rate setting (how to establish an equitable and effective rate structure and how regulations and funding agencies view adequate rate structures); and financial stability (fiduciary responsibilities of boards and sustainability and maintaining safe, affordable and reliable drinking water).

Chair Farrington asked if anyone was present wishing to speak and the following persons spoke: Mr. John Griesgraber, Ms. Jennifer Seja and Mr. John Roddy. No one else was present wishing to speak and the public portion of this item was closed.

There was no action taken on this item.

11. **ITEM A-18 - PROPOSED AMENDMENT NO. 2 TO AGREEMENT BETWEEN THE COUNTY OF LAKE AND WINZLER & KELLY, FOR ENGINEERING SERVICES FOR FINAL DESIGN AND CONSTRUCTION MANAGEMENT OF THE KELSEYVILLE/FINLEY WATER IMPROVEMENT PROJECT** - Special Districts Administrator Mark Dellinger was present.

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown NO), approved Amendment No. 2 to Agreement between the County of Lake and Winzler & Kelly, for engineering services for final design and construction management of the Kelseyville/Finley Water Improvement Project, and authorized the Chair to sign.

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

12. **ITEM A-19 - PROPOSED AMENDMENT NO. 2 TO AGREEMENT BETWEEN THE COUNTY OF LAKE AND WINZLER & KELLY, FOR ENGINEERING SERVICES FOR FINAL DESIGN AND CONSTRUCTION MANAGEMENT OF THE KELSEYVILLE/FINLEY WATER IMPROVEMENT PROJECT** - Special Districts Administrator Mark Dellinger was present.

On motion of Director Lewis and by vote of the Board (4 ayes, Director Brown NO), approved Amendment No. 2 to Agreement between the County of Lake and Winzler & Kelly, for engineering services for final design and construction management of the Kelseyville/Finley Water Improvement Project, and authorized the Chair to sign.

The Board of Directors of Kelseyville County Waterworks District #3 and convened as the Board of Directors of Lake County Air Quality Management District.

13. **ITEM A-9 - 11:15 A.M. - (a) DISCUSSION/CONSIDERATION OF CARL MOYER PROGRAM PROJECT FUNDING RECOMMENDATIONS FOR FOUR (4) DIESEL ENGINE UPGRADE PROJECTS;**

(b) CONSIDERATION OF PROPOSED AGREEMENTS FOR FUNDING OF REPLACEMENT OF DIESEL ENGINES BETWEEN THE LAKE COUNTY AIR QUALITY MANAGEMENT DISTRICT AND JIM JONAS, INC., ROBERT PETERS AND ANDREW JONES; and

(c) STATUS REPORT AND REQUEST FOR DIRECTION REGARDING FUTURE PARTICIPATION BY LAKE COUNTY AIR QUALITY MANAGEMENT DISTRICT IN THE CARL MOYER PROGRAM - Air Pollution Control Officer Bob Reynolds and Deputy Air Pollution Control Officer Ross Kauper were present.

Item (a):

Mr. Reynolds gave an overview of Item (a) the recommendations for the diesel engine upgrade projects. There were four (4) private sector project applications received from Jonas Oil Company (one delivery truck engine repower); Jonas Oil Company (one delivery truck engine repower); R. B. Peters (one dump truck engine repower); and AJAY Construction (one dump truck engine repower). The department has prepared agreements with Jonas Oil Company, R.B. Peters and AJAY Construction, to be considered by the Board under Item (b).

Item (b):

On motion of Director Robey and by vote of the Board (4 ayes, Director Brown NO), approved agreements for funding of the replacement of diesel engines between the Lake County Air Quality Management District and Jim Jonas, Inc. (2 agreements), Robert Peters and Andrew Jones, and authorized the Chair to sign the four agreements.

Item (c):

Mr. Reynolds gave a brief overview of the department's recommendations regarding future participation in the Carl Moyer Program (CMP) as follows:

1. Defer requesting CMP Year 7 disbursement funds, and formally notify the Air Resources Board of this decision.
2. Pursue CMP Year 8 funding to expenditure authorization, but request disbursement only if one or more public agencies identify a project that can qualify.
3. If the ARB changes course and allows administrative costs compensation, instead of just a pass through of funds, or the Lake County Air Quality Management District is enabled to collect vehicle fees, or other revenue or methods to subsidize the program is found, then return to the Board for reconsideration for future years funding.

Also, it is being recommended that the Board approve the return of the unexpended Year 6 CMP funds to the Air Resources Board (ARB) in the amount of \$6,514.

On motion of Director Robey and by vote of the Board (5 ayes), authorized Air Pollution Control Officer Bob Reynolds to return the unexpended Year 6 Carl Moyer Program funds back to the Air Resources Board in the amount of \$6,514.

On motion of Director Robey and by vote of the Board (5 ayes), approved the recommendations (Numbers 1, 2 and 3), as presented.

The Board of Directors of Lake County Air Quality Management District adjourned and reconvened as the Board of Supervisors.

14. **ITEM A-20 - CLOSED SESSION - 1. Conference with Labor Negotiator, (a) County Negotiators: A. Grant and M. Perry. (b) Employee Organization: LCCOA** - Chair Farrington announced that the Board will now go into Closed Session for the reasons stated on the agenda, Extra #1 and Extra #3 will also be discussed during Closed Session.

The Board reconvened into Regular Session with the following action taken: On motion of Supervisor Smith and by vote of the Board (5 ayes), directed County Counsel to prepare Findings of Fact in the personnel matter (public employee discipline/dismissal/release), and the proposed Findings of Fact will be brought back to the Board (Closed Session) for further consideration.

The Board will go back into Closed Session later in the day.

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15. **ITEM A-12 - DISCUSSION/CONSIDERATION OF THE RECOMMENDATION BY THE ANDERSON SPRINGS GEOTHERMAL IMPACT MITIGATION FUND COMMITTEE FOR FUNDING FROM THE COUNTY OF LAKE (AB 1905 FUNDING), IN THE AMOUNT OF \$38,700, FOR REPAIR OF THE ANDERSON CREEKSIDE POOL** - On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the expenditure of AB 1905 funding, in the amount of \$38,700, for repair of the Anderson Creekside Pool.

16. **ITEM A-17 - PROPOSED ORDINANCE ESTABLISHING A FEE SCHEDULE FOR PUBLIC HEALTH CLINIC SERVICES OF THE LAKE COUNTY HEALTH SERVICES DEPARTMENT** - Interim Public Health Director Ray Ruminski was present.

Chair Farrington asked if anyone present wished to speak and Ms. Joan Moss spoke. No one else was present wishing to speak and the public portion of this item 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).

On motion of Supervisor Lewis and by vote of the Board (5 ayes), advanced the ordinance two weeks to February 21, 2006.

17. **ITEM A-16 - DISCUSSION AND REQUEST FOR DIRECTION REGARDING PROPOSED TRANSFER OF PROPERTY OWNED BY LUCERNE PARK AND RECREATION DISTRICT (LUCERNE FIRE DEPARTMENT) TO THE COUNTY OF LAKE (PROPERTY LOCATED BETWEEN EIGHTH AND NINTH AVENUES IN LUCERNE)** - Project Manager Eric Seely was present and gave a brief overview of the property transfer. The Lucerne Park and Recreation District, which operates as the Lucerne Fire Department, owns a piece of property located between Eighth and Ninth Avenues in Lucerne. The property stretches from Highway 20 on the south to Country Club Drive on the north. The property is currently unimproved and has a seasonal creek running through it. The Fire Department is currently involved in plans to consolidate with other fire districts in the North shore area and would like to transfer this property to the County before the consolidation takes effect.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved, in concept, the transfer of the subject property from the district to the County of Lake and authorized staff to work with the district to undertake the necessary steps to formally implement the transfer.

18. **ITEM A-13 - DISCUSSION OF THE COUNTY'S SANDBAG DISTRIBUTION POLICY AND CONSIDERATION OF REQUEST TO PROVIDE FUNDING FOR SANDBAGS AND SAND DURING A FLOODING EMERGENCY** - This item was carried over to February 14, 2006.

19. **ITEM A-15 - Carried Over From January 24, 2006 - DISCUSSION/CONSIDERATION OF STAFF REPORT REGARDING THE PROPOSAL TO SEPARATE THE WATER RESOURCES DIVISION FROM THE PUBLIC WORKS DEPARTMENT AND MAKE IT AN INDEPENDENT DEPARTMENT** - This item was carried over to February 14, 2006.

The Board recessed for lunch at 12:42 p.m. and reconvened at 1:36 p.m.

20. **ITEM A-10 - 1:30 P.M. - Continued From February 24, 2006 - DISCUSSION/RECONSIDERATION OF AN INTERIM ZONING ORDINANCE TO TEMPORARILY PROHIBIT CERTAIN POTENTIALLY CONFLICTING LAND USES PENDING ADOPTION OF THE UPDATED COUNTY GENERAL PLAN, PURSUANT TO GOVERNMENT CODE SECTION 65858** - Community Development Director Mary Jane Fagalde was present.

There was consensus by the Board to withdraw the ordinance (an urgency ordinance adopting an interim ordinance prohibiting applications for privately initiated General Plan amendments and subdivisions of 20 or more parcels within the unincorporated area of the County of Lake), that was approved in concept on January 24, 2006.

Chair Farrington asked if anyone present wished to speak on this item and the following persons spoke: Mr. Eugene Moore, Mr. Barnwell Walton, Mr. Ted Mandrones, Ms. Melissa Fulton, Mr. Doug Van Dyke, Mr. Bob Shaul, Ms. Randi Jernas, Ms. Sally Evans, Mr. Arnold Polly, Mr. Chris Candel, Mr. Jim Slaton, Mr. Mike Wallace, Mr. Wayne Chatoff, Mr. John Dooley, Mr. Larry Hiney, Mr. Jim Ardell, Mr. Fred Morris, Mr. Lydon Ernest, Mr. Greta Zeit, Ms. Sonya Tolson, Ms. Susan Herman and Ms. Jessica Walch.

This item was continued after a short recess.

After a short recess, the Board reconvened at 3:28 p.m.

Chair Farrington continued with public input and the following persons spoke: Mr. Mike Malloy, Mr. Keith Woods, Ms. Victoria Brandon, Mr. John Roddy, Ms. Gretchen Morgan and Ms. Muriel Medrano. No one else was present wishing to speak and the public portion of this item was closed.

There was no action taken on this item.

21. **ITEM 11- SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS** - Chair Farrington stated that the Public Works Department had received a letter from Ms. Anita Crabtree, President of the Upper Lake Cemetery District, thanking Inmate Crew Leader Charles Villines and Hill Road Jail Cook Jill Perry, for helping to cleanup the old historic side of the cemetery grounds. Mr. Villines performed this work on a Saturday and on his own time.

Chair Farrington also stated that Lake County Animal Care and Control received a letter from Ms. Lynette Shimek, commending Animal Control Director Denise Johnson and staff for their outstanding job performance.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Certificates of Appreciation to Inmate Crew Leader Charles Villines, Hill Road Jail Cook Jill Perry and Animal Control Director Denise Johnson, and authorized the Chair to sign.

- BACK TO #14 - ITEM A-20 - CLOSED SESSION - 1. Conference with Labor Negotiator, (a) County Negotiators: A. Grant and M. Perry. (b) Employee Organization: LCCOA** - Chair Farrington announced that the Board will now go back into Closed Session for the reasons stated on the agenda, Extra #1 and Extra #3 will also be discussed during Closed Session.

The Board reconvened into Regular Session with no action taken.

There being no further business, the Board adjourned at 4:29 p.m.

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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