



# Minutes

## County of Lake Board of Supervisors

### OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 24, 2006

The Honorable Board of Supervisors of Lake County, California, met in regular session this 24<sup>th</sup> day of January, 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 9:05 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 Brown and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-12.

Adopted proclamation designating February 2, 2006, as National Groundhog Job Shadow Day and February 2006, as Lake County Groundhog Job Shadow Month.

Adopted proclamation commending Carol Powers on her retirement from County service.

Adopted Resolution No. 2006-19, amending Resolution No. 2005-139, to revise position allocations in Budget Unit 4012, Health Administration and Budget Unit 4014, Mental Health (to reallocate fiscal staff as a result of the consolidation of Alcohol and Other Drug Services into the Mental Health Department).

Appointed John Somers (Financial Representative) and Randy Krag (Grape Grower Representative) to the Fruit Frost Forecast/Agricultural Weather Service Program (Ad-Hoc Advisory Committee).

Adopted Resolution No. 2006-21, amending Resolution No. 97-154, adopting the Policy for Review and Selection of Professional Consultants and Other Contract Service Providers pertaining to Conflict of Interest in selection of consultants.

Adopt Resolution No. 2006-20, authorizing the Registrar of Voters to execute agreements with the State for Acquisition of HAVA (Help America Vote Act of 2002) funds.

Approved Contract between the County of Lake and Peterson Tractor, for Caterpillar equipment repair and service, and authorized the Chair to sign.

Accepted Irrevocable Offers of Dedication for roadway and public utility purposes, additional Right-of-Way for Stokes Avenue, Nice (Patrick Stansberry and Savings Bank of Mendocino County as beneficiary); and directed Clerk to certify for recordation.

Adopted Resolution No. 2006-22, to appropriate unanticipated revenue in the amount of \$17,500 (from Check #874357 that was issued to Mavron, Inc., which will be outlawed, for payment of an Animal Control truck box and will be reissued to Mavron, Inc., for purchase of Animal Control truck box), Budget Unit 2206 - Sheriff-Rural and Small Counties).

Approved waiver of Purchasing Ordinance No. 2406, Section 38.5, as Mavron, Inc. is a sole source supplier, and authorized the purchase of two (2) Mavron, Inc. animal transport boxes for the Animal Care and Control Department, in the amount of \$76,460.

Approved Contract between the County of Lake and California Engineering Company, Inc., for administrative subcontractor housing services, and authorized the Chair to sign.

Adopted Resolution No. 2006-23, authorizing the Chair of the Board to approve and direct the Tax Collector to sell, at Internet Auction, tax defaulted property which is subject to the power to sell in accordance with Chapter 7 of Part 6 of Division 1 of the California Revenue and Taxation Code and approving sales below minimum price on specified cases.

2. **CITIZEN'S INPUT** - Mr. John Roddy commended the County Sheriff's Department for providing free bus passes to inmates that have been released from the Lake County Detention Facility.

3. **ITEM A-11 - (a) APPROVAL OF AMENDMENT NO. 19 TO AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE CITY OF LAKEPORT, FOR PROVISION OF ANIMAL CONTROL SERVICES; and (b) REQUEST FOR DIRECTION REGARDING PROPOSED AGREEMENT FOR ANIMAL CONTROL SERVICES WITH THE CITY OF CLEARLAKE** - On motion of Supervisor Lewis and by vote of the Board (5 ayes), authorized Supervisor Robey and Supervisor Smith to meet with the representatives of the City of Clearlake, and to negotiate an agreement to provide animal control services, and bring the agreement back to the Board on February 28, 2006, for further consideration.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved Amendment No. 19 to Agreement between the County of Lake and the City of Lakeport, for provision of animal control services, and authorized the Chair to sign.

4. **ITEM A-4 - 9:15 A.M. - CONSIDERATION OF APPOINTMENTS TO THE IN-HOME SUPPORTIVE SERVICES (IHSS) ADVISORY BOARD** - Social Services Director Carol Huchingson and Public Authority Coordinator Michele Dibble were present.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved the recommendation to reassign Audrey Silk from the Disabled Community Representative to the Senior Consumer Representative and appointed Carol Fox (IHSS Provider Representative), Bonnie Trumble (Senior Community Representative), Audrey Silk (Senior Consumer Representative), Jackie Hill (Senior Consumer Representative), Beverly Bergstrom (Senior Consumer Representative) and Chloe Karl (Disabled Community Representative).

The Board of Supervisors adjourned and convened as the Board of Directors of the Lake County In-Home Supportive Services Public Authority.

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5. **ITEM A-5 - 9:25 A.M. - (a) ELECTION OF CHAIR AND VICE-CHAIR OF THE LAKE COUNTY IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY FOR 2006** - Social Services Director Carol Huchingson and Public Authority Coordinator Michele Dibble were present.

On motion of Director Smith and by vote of the Board (5 ayes), elected Director Robey as Chair and Director Farrington as Vice-Chair of the Lake County In-Home Supportive Services (IHSS) Public Authority for 2006.

The Board of Directors of the Lake County In-Home Supportive Services Public Authority adjourned and reconvened as the Board of Supervisors.

6. **ITEM A-6 - 9:30 A.M. - PRESENTATION OF PROCLAMATION DESIGNATING FEBRUARY 2, 2006, AS NATIONAL GROUNDHOG JOB SHADOW DAY AND FEBRUARY 2006, AS LAKE COUNTY GROUNDHOG JOB SHADOW MONTH** - Supervisor Lewis read the proclamation into the record. The proclamation was presented to Assistant Superintendent of Schools Dave Geck and At Youth Services Coordinator Jacque Santana.

7. **ITEM A-13 - CONSIDERATION OF APPROVAL OF OUT-OF-STATE TRAVEL FOR SPECIAL DISTRICTS ADMINISTRATOR MARK DELLINGER AND ONE BOARD MEMBER TO WASHINGTON, DC, FROM FEBRUARY 14-16, 2006, TO SEEK FEDERAL FUNDING FOR THE FULL CIRCLE PROJECT** - On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown NO), approved out-of-state travel for Special Districts Administrator Mark Dellinger and Supervisor Robey, to Washington, DC, from February 14-16, 2006, to seek federal funding for the Full Circle Project.

8. **ITEM A-7 - 9:45 A.M. - PRESENTATION OF PROCLAMATION COMMENDING CAROL POWERS ON HER RETIREMENT FROM COUNTY SERVICE** - Supervisor Brown read the proclamation into the record. The proclamation was presented to Carol Powers. Registrar of Voters Diane Fridley also thanked Ms. Powers for her dedicated services that she provided to the Elections Department.

After a short recess, the Board reconvened at 9:59 a.m.

9. **ITEM A-8 - 9:50 A.M. - 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.

Supervisor Robey stated that again he is asking the Board to consider a temporary prohibition on large residential subdivisions, lasting until the County's General Plan update is completed later this year. This request is not for a ban on all development. It does not effect commercial development at all. It does not effect residential development of existing lots.

Chair Farrington asked if anyone present wished to speak and the following persons spoke: Ms. Suzanne Lyons, Ms. Denise Rushing, Ms. Victoria Brandon, Mr. Craig Bach, Ms. Lynn Fischbein, Mr. Phillip Murphy and Ms. Shirley Howland.

This item was continued to later in the day.

After a short recess, the Board reconvened at 11:42 a.m.

10. **ITEM A-9 - 11:30 A.M. - INTRODUCTION OF THE HONORABLE BRUCE McPHERSON, CALIFORNIA SECRETARY OF STATE, WHO WILL BE MEETING WITH STAFF FROM THE LAKE COUNTY REGISTRAR OF VOTERS OFFICE TODAY** - California Secretary of State Bruce McPherson stated to the Board that he is in Lake County to look at the current voting system that is being used by the County's Registrar of Voters Office and explained that the federal government has enacted the Help America Vote Act (HAVA) and there are currently no voting systems certified for use in California that meet both the requirements of (HAVA) and the state requirement of voter-verifiable paper audit trail, but there are two systems that are going through the certification process, and should be available to counties in the near future. Secretary McPherson also stated that after reviewing Lake County's system, he will make an evaluation of the County's current system and what upgrades will be necessary to meet both state and federal regulations. These recommendations of the system upgrades will be submitted back to the County's Registrar of Voters Office. It will be the responsibility of the County's Registrar of Voters Office to follow the County's procedure for the purchase and installation of the recommended upgrades.

There was no action taken on this item.

- BACK TO #11 - ITEM A-8 - 9:50 A.M. - 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.

Chair Farrington continued with public input and the following persons spoke: Mr. Paul Borghesani, Ms. Sue Samota, Ms. Julianna Vidich, Mr. John Roddy, Mr. Pete McGehee, Mr. Dwight Holford, Ms. Helen Whitney, Mr. Robert Stark, Mr. Steven Vecellio, Mr. David Neft, Ms. Joan Moss, Ms. Anna Ravenwood, Mr. Jay Barrington, Mr. Fletcher Thornton, Mr. Mel. Cooper, Mr. George Haskel, Mr. Bob Dutcher, Ms. Charlotte Ambrose, Mr. Dick Fry, Mr. Ken Sackett, Mr. Chuck Lamb, Mr. Ken Porter, Mr. Darnell Walton, Mr. Jack Lair, Mr. Larry Stoltig, Ms. Claudine Estraban, Ms. Suzanne LaFevre, Mr. Bill Irwin, Mr. Walt Wilcox and Mr. Gary Johnson. No one else was present wishing to speak and the public portion of this item was closed.

There were numerous amendments made to the proposed ordinance, and the amended ordinance will be reviewed by County Counsel in order to provide a legal opinion of the proposal.

This item was continued to February 7, 2006, at 1:30 p.m.

Supervisor Lewis was absent at 2:18 p.m. and present at 2:30 p.m.

11. **ITEM A-12 - 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 7, 2006.

12. **ITEM A-15 - 1. Conference with Labor Negotiator, (a) County Negotiators : A. Grant and M. Perry, (b) Employee Organization: LCCOA: 2. Public Employee Performance Evaluation, Title: Agricultural Commissioner; and 3. Public Employee Appointment Title: Acting Health Services Director** - Chair Farrington announced that the Board will now go into Closed Session for the reasons stated on the agenda.

The following action was taken out of Closed Session: On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Environmental Health Director Ray Ruminiski as acting Health Services Director, effective February 1, 2006.

13. **ITEM A-14 - PROPOSED RESOLUTION REAPPOINTING STEVEN G. HAJIK AS THE AGRICULTURAL COMMISSIONER AND SEALER OF WEIGHTS AND MEASURES FOR THE COUNTY OF LAKE** - Supervisor Robey offered Resolution No. 2006-24, and it was passed by a roll-call vote (5 ayes).

There being no further business, the Board adjourned at 3:42 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