



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JULY 11, 2006

The Honorable Board of Supervisors of Lake County, California, met in regular session this 11th day of July, 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 9:01 a.m. by Chair Farrington. Following a moment of silence, Mr. Chuck March 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-23, with the exception of Consent Items C-6, C-7 and C-16, and these items will be taken up immediately following the approval of the Consent Agenda.

Adopted proclamation designating the week of July 16th through July 22, 2006, as Invasive Weed Awareness Week in Lake County.

Adopted proclamation commending Sandy Kennerley for her years of outstanding volunteer service.

Adopted Resolution No. 2006-112, pertaining to tax revenue exchange for annexation to the Hidden Valley Lake Community Services District (Hartman Road Associates Annexation - LAFCO Project #2005-08).

Adopted Resolution No. 2006-114, amending Board of Supervisor's Resolution No. 2004-184, establishing an Underground Utility District, Main Street, Upper Lake area, County of Lake.

Approved Agreement between the County of Lake and Talx Corporation, for the purpose of providing unemployment compensation insurance administration, and authorized the Chair to sign.

Adopted Resolution No. 2006-115, approving the Standard Agreement between the County of Lake and the State of California for Immunization Assistance Program (IAP) for the Fiscal Year 2006-2007, in the amount of \$28,314, and authorizing the Director of Health Services to sign.

Approved Contract between the County of Lake and Women's Recovery Services (Provider #490030) for provision of residential treatment services for women experiencing alcohol or drug related problems for Lake County residents, Fiscal Year 2006/2007, and authorized the Chair to sign.

Approved Contract between the County of Lake and Ford Street Project Residential and Social Model Detoxification Services for provision of intensive alcohol and drug residential treatment services and social model detoxification for Lake County residents, Fiscal Year 2006/2007, and authorized the Chair to sign.

Approved Contract between the County of Lake and Sutter Lakeside Community Services, for specialty mental health services, and authorize the Chair to sign.

Approved Contract between the County of Lake and Drug Abuse Alternatives Center Turning Point Residential (Provider #494923) Services, for provision of residential treatment for Lake County Residents Experiencing Alcohol or Drug Related Problems, Fiscal Year 2006/2007, and Authorize the Chair to Sign.

Reappointed Anita Crabtree to the Upper Lake Cemetery Board, for a four-year term, expiring July 11, 2010.

Adopted Resolution No. 2006-116, declaring abandonment of Lower Lake Pioneer Cemetery as a place of future interment.

Approved permit to conduct aeronautical activities at Lampson Airport (Gary Trippeer), and authorized the Chair to sign.

Adopted Resolution No. 2006-118, approving Final Parcel Map and the signing of the Final Parcel Map (Cerde et al).

Approved Engineering and Inspection Agreement between the County of Lake and Greig Olson, for engineering services for the review of plans and inspection of work as a condition of an Encroachment Permit, located at 5300 2nd Street, Kelseyville, and authorized the Chair to sign.

Awarded Bid No. 06-37 for bulk delivery of propane to various storage tanks, to Ferrellgas, the lowest responsive bidder, at their unit prices bid, authorized the Chair to sign bid award, and authorized the Purchasing Agent to sign agreement with Ferrellgas, for the supply of propane.

Approved Minutes of the Board of Supervisors meetings held on June 13, 20 and 27, 2006.

Sitting as the Board of Directors of Kelseyville County Waterworks District No. 3, accept dedication and conveyance of mainline water extension, for public utility purposes, Marr Olsen (5365 Mckee Road, Kelseyville - APN 008-064-78), and directed Clerk to certify for recordation.

Sitting as the Board of Directors of Kelseyville County Waterworks District No. 3, accepted dedication and conveyance of mainline sewer extension, for public utility purposes, Marr Olsen (5365 Mckee Road, Kelseyville - APN 008-064-78), and directed Clerk to certify for recordation.

Sitting as the Board of Directors of Lake County Watershed Protection District, approved Agreement between the Lake County Watershed Protection District and West Lake Resource Conservation District, for implementation of Sonoma Ecology Center Grant for inventory, eradication and effectiveness monitoring of Arundo Donax, an invasive species, and authorized the Chair to sign.

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CONSENT ITEM C-6 - CONSIDERATION OF PROPOSED FIRST AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF LAKE AND LAKE LEGAL DEFENSE SERVICES, INC., TO PROVIDE INDIGENT CRIMINAL LEGAL DEFENSE SERVICES - Supervisor Smith requested that this item be pulled from the Consent Agenda for further discussion. Supervisor Smith stated that on June 20, 2006, the Board considered an extension to the existing contract with Lake Legal Defense Services, Inc., and he had voted against the extension and he will also be voting no on this item.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith NO), approved First Amendment to Agreement between the County of Lake and Lake Legal Defense Services, Inc., to provide indigent criminal legal defense services, and authorized the Chair to sign.

CONSENT ITEM C-7 - CONSIDERATION OF REQUEST FOR AUTHORIZATION FOR THE REGISTRAR OF VOTERS TO RENDER ALL SERVICES NECESSARY TO CONDUCT THE YUBA COMMUNITY COLLEGE'S SPECIAL ELECTION TO BE HELD ON NOVEMBER 7, 2006, PURSUANT TO RESOLUTION NO. 03-06 OF THE GOVERNING BOARD OF SAID DISTRICT - Supervisor Lewis requested that this item be pulled from the Consent Agenda for further discussion. Supervisor Lewis stated that Yuba College has not submitted documentation showing what the bonds, if approved by the voters, would be used for and if they are going to be used for improvements at the Clearlake Campus, or will they be used for improvements at other Yuba College Campuses.

Administrative Officer Kelly Cox explained that this request is to have the Registrar of Voters render services that are necessary to conduct Yuba Community College's Special Election, and that information was provided by the college, specifying the purposes for which the bond funds would be utilized, including improvements to the Clearlake Campus.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Lewis NO), approved the request to authorize the Registrar of Voters to render all services necessary to conduct the Yuba Community College's Special Election to be held on November 7, 2006, pursuant to Resolution No. 03-06 of the governing board of said district

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

CONSENT ITEM C-16 - PROPOSED RESOLUTION AUTHORIZING THE DIRECTOR, PUBLIC WORKS DEPARTMENT, TO SIGN A NOTICE OF COMPLETION FOR WORK PERFORMED UNDER AGREEMENT DATED MAY 9, 2006, (DEMOLITION PROJECT AT 1280 RECLAMATION CUTOFF ROAD) - A Memorandum from Assistant Clerk of the Board, dated July 11, 2006, was received, requesting that this item be pulled from the Consent Agenda. The agenda states that this is a Public Works item, and that is incorrect. This resolution should be adopted by the Board of Directors of Lake County Watershed Protection District.

Director Robey offered Resolution No. 2006-117, and it was passed by a roll-call vote (5 ayes).

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

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

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

Contract Change Order No. One (1) for Construction of Drainage Improvements and Paved Parking Areas at the South Shore Health Services Building in Clearlake - This change order reflects the cost of the following:

Removal of existing irrigation line in the west parking area. Provide equipment and labor to excavate trench for relocation of irrigation line. Place and compact bedding sand around new irrigation line to subgrade elevation. An increase of \$550 to the contract price.

Removal of unsuitable material from the west parking area as this material was found to be too wet to achieve the required compaction. Unsuitable material will be replaced with class 3 base rock. An increase of \$2,312.34 to the contract price.

Delete sawcut and repair of the PCC sidewalk in four (4) locations because the work has already been done by others. A decrease of \$1,206.34 to the contract price.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Change Order No. One (1), for an increase of \$1,206.34, for the construction of drainage improvements and paved parking areas at the South Shore Health Services Building in Clearlake, Epidendio Construction, Inc., and authorized the Chair to sign.

Contract Change Order No. Eight (8) for the Central Dispatch Facility - This change order reflects a contract time extension granted, in accordance with the contract documents, for delays resulting from extraordinary weather and for approved contract change orders.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Change Order No. Eight (8), for an increase of 107 calendar days in the contract time, for the Central Dispatch Facility, BRCO Constructors, Inc., and authorized the Chair to sign.

4. **ITEM A-13 - CONSIDERATION OF APPOINTMENTS TO THE AGRICULTURAL ELEMENT ADVISORY COMMITTEE** - Community Development Director Mary Jane Fagalde was present.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), appointed Ken Barr, Toni Scully and Diane Henderson (alternate), to the Agricultural Element Advisory Committee, Pear Industry category.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), appointed Ronald Bartolucci, to the Agricultural Element Advisory Committee, Grape Industry category,

On motion of Supervisor Lewis and by vote of the Board (5 ayes), appointed Tim Strong and Joanne Van Eck (alternate), to the Agricultural Element Advisory Committee, Livestock-Cattlemen's Association category.

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Lewis and Robey NO), appointed Phil Murphy and Michael Barrett (alternate), to the Agricultural Element Advisory Committee, Farmer's Finest - Specialty Grower category.

(This motion regarding the appointments to the Farmer's Finest - Specialty Grower category, was rescinded later in the day).

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Paul Lauenroth and John Ham (alternate), to the Agricultural Element Advisory Committee, Walnut Industry category.

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On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Margaret Eutenier to the Agricultural Element Advisory Committee, California Women for Agriculture Organization category.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Bobby Gayaldo to the Agricultural Element Advisory Committee, Lake County Farm Bureau category.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Steve DeVoto to the Agricultural Element Advisory Committee, Sierra Club category.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Bobby Dutcher, Pamela Knispel, Katherine Harris (alternate) and Tommy Gilliam III (alternate), to the Agricultural Element Advisory Committee, Public at Large category.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed James Austin to the Agricultural Element Advisory Committee, Chamber of Commerce/Agri-Tourism category.

The Board of Supervisors adjourned and convened as the Board of Directors of Kelseyville County Waterworks District No. 3.

5. **ITEM A-5 - 9:15 A.M. - PUBLIC HEARING - PROTEST HEARING FOR PROPOSED ORDINANCE INCREASING SEWER FEES AND CHARGES FOR KELSEYVILLE COUNTY WATERWORKS DISTRICT NO. 3** - Special Districts Administrator Mark Dellinger and Accountant Wendy Thorn were present.

Chair Farrington opened the public hearing and Mr. Jeff La France spoke. No one else was present wishing to speak and the public hearing was closed.

The Clerk stated that there have been four (4) protest letters received.

On motion of Director Robey and by vote of the Board (3 ayes, Supervisors Farrington and Brown NO), waived the reading of the ordinance and had it read in title only (Clerk so did).

On motion of Director Robey and by vote of the Board (3 ayes, Supervisors Farrington and Brown NO), advanced the ordinance two weeks to July 25, 2006.

The Board of Directors of Kelseyville County Waterworks District No. 3 adjourned and reconvened as the Board of Supervisors.

6. **ITEM A-7 - 10:05 A.M. - PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF JULY 16TH THROUGH JULY 22ND, 2006, AS INVASIVE WEED AWARENESS WEEK IN LAKE COUNTY** - Supervisor Lewis read the proclamation into the record. The proclamation was presented to Agricultural Commissioner Steve Hajik and Deputy Agricultural Commissioner Chuck Morse.

7. **ITEM A-8 - 10:10 A.M. - PRESENTATION OF PROCLAMATION COMMENDING SANDY KENNERLEY FOR HER YEARS OF OUTSTANDING VOLUNTEER SERVICE** - Supervisor Brown read the proclamation into the record. The proclamation was presented to Mr. Bob Maranda, who accepted the proclamation on behalf of Ms. Sandy Kennerley, who was unable to attend today's presentation.

After a short recess, the Board reconvened at 10:45 a.m.

The Board of Supervisors adjourned and reconvened as the Board of Directors of Kelseyville County Waterworks District No. 3.

8. **ITEM A-6 - Continued From June 20, 2006 - 9:45 A.M. - PROPOSED AGREEMENT BETWEEN THE KELSEYVILLE COUNTY WATERWORKS DISTRICT NO. 3 AND DAS HOMES, INC., FOR IMPROVEMENTS TO THE KELSEYVILLE WASTEWATER TREATMENT PLANT LOCATED ON GADDY LANE, KELSEYVILLE** - Special Districts Administrator Mark Dellinger was present.

Mr. David Snow, President of DAS Homes was also present.

The following amendments were made to the agreement:

Page 1, First Paragraph, Line One - Changed the date the agreement was made and entered into from June 20, 2006, to July 11, 2006.

Page 5, Item 7, Line Two - Changed the date of completion from October 31, 2006, to October 31, 2007.

On motion of Director Brown and by vote of the Board (5 ayes), approved Agreement, as amended, between the Kelseyville County Waterworks District No. 3 and DAS Homes, Inc., for improvements to the Kelseyville Wastewater Treatment Plant located on Gaddy Lane, Kelseyville, and authorized the Chair to sign.

The Board of Directors of Kelseyville County Waterworks District No. 3 adjourned and reconvened as the Board of Supervisors.

9. **ITEM A-9 - 10:15 A.M. - PRESENTATION OF LAKE COUNTY LAW LIBRARY TRUSTEES' ANNUAL REPORT** - Law Librarian Bonnie Perkins was present and gave a brief overview of the Law Library Trustees' Annual Report. The Lake County Law Library is a member of the network of legal reference libraries established by the State legislature for the use of by the public and law professionals. It is funded annually by a portion of the filing fees collected by the Lake County courts. It is administered by a Board of Trustees consisting of six trustees who are local attorneys and judges. It is staffed by a part-time librarian of twenty (20) hours per week. Income averages approximately \$2,400 per month, but upkeep and acquisitions leave little reserves monthly. Acquisitions are approved on a monthly basis, determining what publications can be purchased or renewed and what publications must be cancelled. It is estimated that an average of 35-40 patrons per week use the library for legal research.

There was no action taken on this item.

10. **ITEM A-10 - 10:30 A.M. - CONSIDERATION OF PROPOSED MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF LAKE AND THE HABEMATOLEL POMO TRIBE OF UPPER LAKE, RELATIVE TO THE TRIBE'S PROPOSED DEVELOPMENT OF A GAMING FACILITY IN UPPER LAKE** - Executive Council Chairperson Carmella Icaey-Johnson and Mr. Robert Rosette, from Rosette and Associates (legal counsel for Habematolel Pomo Tribe) were present.

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Administrative Officer Kelly Cox gave an overview of some of the highlights of the proposed Memorandum of Understanding (MOU) as follows: (1) The Tribe will make an annual payment to the County general fund equivalent to 1% of the assessed valuation of the casino facility (building and contents) that would otherwise be subject to standard property taxation by the County; (2) The Tribe will pay the special assessments imposed on the property by the Middle Creek Flood Control Upper Basin Benefit Assessment Zone 8 and State Maintenance Area No. 17; (3) The Tribe will make an annual contribution of \$5,000 per year for the first two years of operation and a \$10,000 annual contribution thereafter, to the Lake County Marketing Program, to be used for advertising and promoting Lake county tourism, including local agritourism; (4) The Tribe will comply with applicable State building codes when constructing the facility; (5) The Tribe will enter into a separate MOU with Northshore Fire for fire and emergency medical services; (6) The Tribe will utilize the services of the County's franchise haulers for solid waste collection; (7) The Tribe will negotiate in good faith with the Upper Lake Water District for water service and with LASOSAN for wastewater disposal. If it is determined to not be feasible to utilize the services of either of these entities, the Tribe may install its own water and wastewater systems which will comply with all applicable State and federal standards; (8) The Tribe will obtain a NPDES permit and prepare and implement a Storm Water Pollution Prevention Plan; (9) The Tribe will negotiate in good faith with Caltrans and enter into a separate MOU to ensure safe ingress and egress to its facility; (10) The Tribe agree to comply with federal workplace and OSHA standards as well as agrees to comply with federal and State nondiscrimination regulations in its employment practices; (11) The Tribe will provide a workers compensation program for its employees, as well as unemployment insurance benefits and will comply with the Fair Labor Standards Act (FLSA) and California minimum wage laws, or may create its own system that provides substantially the same benefits; (12) The Tribe will address the impacts of problem gaming through various measures as specified in the MOU; (13) The Tribe will consult with the Social Services Department to advertise and promote jobs for Lake County residents (which will assist in reducing welfare rolls); (14) The Tribe will develop and utilize a local vendor preference; (15) The Tribe will install and maintain an agricultural or solid wall buffer between its facility and the Upper Lake County Park and will sponsor applications for funding from the Indian Gaming Special Distribution Fund to mitigate any impacts on the Upper Lake Park; and (16) The Tribe acknowledges and agrees to adopt as Tribal law the County's Right to Farm Ordinance.

Chair Farrington asked if anyone present wished to speak on this item and Ms. Pam Francis spoke. No one else was present wishing to speak and the public portion of this item was closed.

The following amendments were made to the Memorandum of Understanding:

Page 12, Paragraph (6) - Amended to read "**Wastewater Connections**. In the event the Tribe is not able to connect to the Lake County Sanitation District because it is not financially reasonable, the Tribe agrees to install a wastewater system meeting any and all applicable State and/or Federal wastewater standards."

Page 17, Paragraph A - Changed Sections "H(II)(3)" to "II(H)(2-5)" and "H(P)(3)" to "II(O)(3)".

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown NO), approved the Memorandum of Understanding between the County of Lake and the Habematolel Pomo Tribe of Upper Lake, relative to the Tribe's proposed development of a gaming facility in Upper Lake, and authorized the Chair to sign.

After a short recess, the Board reconvened at 12:13 p.m.

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

11. **ITEM A-18 - CONSIDERATION OF REQUEST FROM LACOSAN IN SUPPORT OF A LETTER TO US EPA REMEDIAL PROJECT MANAGER RICK SUGAREK, REGARDING DISPOSAL OF SULPHUR BANK MERCURY MINE WATER INTO GEYSERS EFFLUENT PIPELINE** - Special Districts Administrator Mark Dellinger and Resource Manager Peggy King were present.

Chair Farrington asked if anyone present wished to speak on this item 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 Director Robey and by vote of the Board (4 ayes, Director Farrington NO), approved the request from LACOSAN in support of a letter to US EPA Remedial Project Manager Rick Sugarek, regarding the disposal of Sulphur Bank Mercury Mine water into the Geysers Effluent Pipeline, and authorized the Special District Administrator to sign.

The Board of Directors adjourned and reconvened as the Board of Supervisors.

The Board of Supervisors adjourned for lunch at 12:46 p.m. and reconvened at 1:55 p.m.

12. **ITEM A-11 - 11:00 A.M. - PUBLIC HEARING - CONSIDERATION OF A DECISION TO USE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM INCOME FOR A PROJECT TO CONSTRUCT IMPROVEMENTS AT "THE PLAZA", NEAR THE INTERSECTION OF FOOTHILL BOULEVARD AND THE PLAZA IN CLEARLAKE OAKS (IMPROVEMENTS INCLUDE DRAINAGE, SIDEWALKS, LAWN AREA, PARKING, PEDESTRIAN FACILITIES, A WATER FEATURE, COMMUNITY GATHERING AREA AND OTHER PARK RELATED IMPROVEMENTS)** - Project Manager Eric Seely was present.

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

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved the reallocation of \$420,769 of CDBG Program Income from the Lucerne sidewalk projects to the Clearlake Oaks Plaza Project, and authorized staff to use CDBG Program Income for the Lucerne sidewalks when funding is available.

Supervisor Lewis offered Resolution No. 2006-113 (a resolution authorizing use of Community Development Block Grant (CDBG) Program for the Clearlake Oaks Plaza Project), and it was passed by a roll-call vote (5 ayes).

13. **ITEM A-17 - Advanced From June 27, 2006 - AN ORDINANCE AMENDING CHAPTER 9 ARTICLE II OF THE ORDINANCE CODE OF THE COUNTY OF LAKE PERTAINING TO HOURS OF OPERATION AT THE EASTLAKE SANITARY LANDFILL** - Supervisor Smith offered Ordinance No. 2779, and it was passed by a roll-call vote (5 ayes).

14. **ITEM A-14 - PROPOSED REVISION TO THE VEHICLE POLICY REGARDING RIDE SHARING WITH EMPLOYEES FROM OTHER PUBLIC AGENCIES, PROVIDING RIDES TO NON-COUNTY EMPLOYEES IN EMERGENCY SITUATIONS AND EMPLOYEES ATTENDING TRAINING OR CONFERENCE REQUIRING AN OVERNIGHT STAY TO USE A COUNTY VEHICLE FOR LIMITED PERSONAL USE** - Chief Deputy Administrative Officer Matt Perry was present and outlined the proposed revisions to the Vehicle Policy.

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There was consensus by the Board to omit using a County vehicle for personal use to go to movie theaters or shopping malls during an out-of-county overnight stay and to proceed with the other revisions.

This matter will be referred to the meet and confer process and brought back to the Board at a later date for final approval.

The Board of Supervisors adjourned and convened as the Board of Directors of Lake County Redevelopment Agency.

15. **ITEM A-19 - CONSIDERATION OF PROPOSED AGREEMENT BETWEEN THE LAKE COUNTY REDEVELOPMENT AGENCY AND FOOTHILL ASSOCIATES FOR PREPARATION OF THE 3RD AVENUE PLAZA FINAL DESIGN, ENGINEERING AND CONSTRUCTION BID DOCUMENT** - Deputy Redevelopment Director Andy Peterson was present.

On motion of Director Lewis and by vote of the Board (5 ayes), approved Agreement between the Lake County Redevelopment Agency and Foothill Associates for preparation of the 3rd Avenue Plaza final design, engineering and construction bid document, and authorized the Chair to sign.

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

16. **ITEM A-15 - CONSIDERATION OF REQUEST FOR APPROVAL OF ADVANCED STEP HIRING OF AN EXTRA-HELP HAZARDOUS MATERIALS SPECIALIST DUE TO APPLICANT'S EXTRAORDINARY QUALIFICATIONS (5TH STEP SALARY RANGE)** - On motion of Supervisor Robey and by vote of the Board (5 ayes), approved advanced step hiring of extra-help Hazardous Materials Specialist Teale Love, at the 5th step salary range, due to applicant's extraordinary qualifications.

17. **ITEM A-16 - CONSIDERATION OF REQUEST FOR OUT OF STATE TRAVEL FOR A BACKGROUND INVESTIGATOR TO TONOPAH, AURORA AND PHOENIX, ARIZONA, TO COMPLETE A BACKGROUND INVESTIGATION FOR A COMMUNICATIONS OPERATOR** - On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Brown NO), approved out of state travel for Background Investigator to Tonopah, Aurora and Phoenix, Arizona, on July 11 through July 17, 2006, to complete a background investigation for a Communications Operator,

- BACK TO #4 - ITEM A-13 - CONSIDERATION OF APPOINTMENTS TO THE AGRICULTURAL ELEMENT ADVISORY COMMITTEE** - On motion of Supervisor Robey and by vote of the Board (5 ayes), rescinded the motion to appoint Phil Murphy and Michael Barrett (alternate), to the Agricultural Element Advisory Committee, Farmer's Finest - Specialty Grower category.

On motion of Supervisor Robey and by vote of the Board (3 ayes, Supervisors Lewis and Robey NO), appointed Michael Barrett and Phil Murphy, to the Agricultural Element Advisory Committee, Farmer's Finest - Specialty Grower category.

18. **ITEM A-20 - CLOSED SESSION - 1. Conference with Labor Negotiator (a) County Negotiators: A. Grant, R. Lambert and M. Perry, (b) Employee Organization: DDAA, LCCOA, LCEA and SDA; and 2. Public Employee Performance Evaluation - Title: County Librarian** - Chair Farrington 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 3:32 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Georgine Hunt
Assistant Clerk of the Board