



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JULY 18, 2006

The Honorable Board of Supervisors of Lake County, California, met in regular session this 18th 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 9:00 a.m. by Chair Farrington. Following a moment of silence, A.O.D. Administrator Laura Solis 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-7.

Authorized the Registrar of Voters to render all services necessary to conduct Mendocino-Lake Community College District's General Obligation Bond Election, pursuant to the District's Resolution No. 07-06-01).

Authorized the Registrar of Voters to render all services necessary to conduct Middletown Unified School District's School Bond Election, pursuant to the District's Resolution No. 16-05-06.

Approved Contract between the County of Lake and Lake County Community Action Agency (LCCAA), for provision of perinatal treatment for pregnant or parenting women experiencing alcohol or drug related problems for Lake County residents, for Fiscal Year 2006/2007, and authorized the Chair to sign.

Approved Contract between the County of Lake and Lake County Community Action Agency (LCCAA), for provision of alcohol and drug counseling services to Lake County adolescents attending Genesis Academy for Fiscal Year 2006/2007, and authorized the Chair to sign.

Approved Engineering and Inspection Agreement between County of Lake and Tom Stewart and Ruth Stewart (Kelseyville Pharmacy), for review of plans and specifications for Design Review Permit #05-05, located at 3720 and 3730 Main Street, Kelseyville, and authorized the Chair to sign.

Approved plans and specifications for construction of improvements on Soda Bay Road, Gaddy Lane to Clearlake State Park and Seigler Canyon Road, PM 1.8 to PM 2.2, and authorized the Assistant Purchasing Agent to advertise for bids.

Adopted Resolution No. 2006-123, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated August 16, 2005, (drainage improvements and paved parking areas at the South Shore Health Building, Clearlake).

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 one (1) dog and one (1) cat that are available for adoption at the Lake County Animal Care and Control Center.

3. **ITEM A-12 - CONSIDERATION OF PROPOSED AGREEMENT BETWEEN THE COUNTY OF LAKE AND CALIFORNIA ENGINEERING COMPANY, INC., TO PROVIDE ENGINEERING AND GRANT MANAGEMENT SERVICES FOR THE RESTORATION OF THE CLEARLAKE OAKS PLAZA** - County Redevelopment Project Manager Eric Seely was present.

On motion of Supervisor Lewis and by vote of the Board approved Agreement between the County of Lake and California Engineering Company, Inc., to provide engineering and grant management services, for restoration of the Clearlake Oaks Plaza, and authorized the Chair to sign.

4. **ITEM A-13 - PROPOSED ORDINANCE AMENDING CHAPTER 19 OF THE ORDINANCE CODE OF THE COUNTY OF LAKE PROHIBITING PARKING ON BOAT LAUNCH RAMPS** - Public Services Director Kim Clymire was present.

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 August 1, 2006.

5. **ITEM 5 - 9:15 A.M. - PUBLIC HEARING - PROTEST HEARINGS FOR: (a) ANNUAL WATER STANDBY CHARGES AND DELINQUENT WATER FEES IN COUNTY SERVICE AREA NOS. 2, 6, 7, 13, 16, 18, 20, 21 AND 22; (b) DELINQUENT WATER FEES IN KELSEYVILLE COUNTY WATERWORKS DISTRICT #3; (c) CONFIRMING COLLECTION OF ANNUAL LIGHTING FEES IN COUNTY SERVICE AREA NO. 1 - CLEAR LAKE KEYS LIGHTING; AND (d) DELINQUENT SEWER FEES IN LAKE COUNTY SANITATION DISTRICT** - Special Districts Administrator Mark Dellinger was present.

(a) ANNUAL WATER STANDBY CHARGES AND DELINQUENT WATER FEES IN COUNTY SERVICE AREA NOS. 2, 6, 7, 13, 16, 18, 20, 21 AND 22 - Chair Farrington opened the public hearing. No one was present wishing to speak and the public hearing was closed

Supervisor Lewis offered Resolution No. 2006-119, and it was passed by a roll-call vote (5 ayes).

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

(d) DELINQUENT SEWER FEES IN LAKE COUNTY SANITATION DISTRICT - Chair Farrington opened the public hearing and Mr. Sean Coleman spoke in protest of the sewer fees. No one else was present wishing to speak and the public hearing was closed.

Director Lewis offered Resolution No. 2006-122, and it was passed by a roll-call vote (5 ayes).

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JULY 18, 2006

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

(b) DELINQUENT WATER FEES IN KELSEYVILLE COUNTY WATERWORKS DISTRICT #3 - Chair Farrington opened the public hearing. No one else was present wishing to speak and the public hearing was closed.

Director Robey offered Resolution No. 2006-120, and it was passed by a roll-call vote (5 ayes).

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

(c) CONFIRMING COLLECTION OF ANNUAL LIGHTING FEES IN COUNTY SERVICE AREA NO. 1 - CLEAR LAKE KEYS LIGHTING - Chair Farrington opened the public hearing. No one else was present wishing to speak and the public hearing was closed.

Supervisor Lewis offered Resolution No. 2006-121, and it was passed by a roll-call vote (5 ayes).

6. **ITEM A-15 - CONSIDERATION OF REQUEST FOR AUTHORIZATION TO APPROVE PARTICIPATION IN THE NACO DISCOUNT PRESCRIPTION CARD PROGRAM FOR LAKE COUNTY RESIDENTS AND DIRECT THE PERSONNEL DEPARTMENT AND THE HEALTH DEPARTMENT TO PROCEED WITH IMPLEMENTATION** - Deputy Personnel Director Kathy Fergurson was present.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the request for authorization to approve participation in the NACO Discount Prescription Card Program for Lake County residents and directed the Personnel Department and the Health Department to proceed with implementation of the program.

After a short recess, the Board reconvened at 9:52 a.m.

7. **ITEM A-6 - 9:30 A.M. - CONSIDERATION OF PROPOSED ORDINANCE AMENDING ARTICLE VI OF CHAPTER 19 OF THE LAKE COUNTY CODE PERTAINING TO THE UNAUTHORIZED OPERATION OF VEHICLES ON PRIVATE OR PUBLIC PROPERTY** - Sheriff Rodney Mitchell was present and expressed his concerns regarding enforcement of unauthorized vehicles on private or public property and the staffing that would be needed for this enforcement.

Chair Farrington asked if anyone present wished to speak on this item and the following persons spoke: Mr. Greg Dills, Ms. Jeannie Avila, Ms. Lenny Mathews, Mr. Doug Garhardt, Mr. Tom Bernato, Mr. Ron Yoder, Ms. Rhonda Ramoto, Ms. Pam Francis, Ms. Anna Ravenwood and Mr. Paul Colb. No one else was present wishing to speak and the public portion of this item was closed.

The following amendment was made to the ordinance:

Section 52.1, line 8 - Amended to read "shall include the name and telephone number of person or persons providing that"

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown NO), waived the reading of the ordinance, as amended, and had it read in title only (Clerk so did).

On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown NO), advanced the ordinance, as amended, two weeks to August 1, 2006.

6. **ITEM A-7 - 10:00 A.M. - PRESENTATION OF LAKE COUNTY HERITAGE COMMISSION'S ANNUAL REPORT** - Public Services Director Kim Clymire and Public Services Analyst Jackie Armstrong were present.

Ms. Armstrong gave an overview and a power-point presentation of activities of the Lake County Heritage Commission which included contacting willing and interested owners of qualified properties with the potential for listing on the National Register of Historic Places and/or designation as a State Historic Landmark; searching for artifacts of the old courtroom at the Lakeport Museum; construction of a wrought iron fence and landscaping at the Lower Lake Historical Schoolhouse; the establishment of an Agricultural History and Farm Equipment Museum to be located on a five-acre parcel along Highway 261 and the relocation of the Ely Stage Stop house structure to the Agricultural History and Farm Equipment Museum site.

There was no action taken on this item.

After a short recess, the Board reconvened at 11:16 a.m. with Supervisor Brown absent.

7. **ITEM A-9 - 11:00 A.M. - INFORMATIONAL PRESENTATION REGARDING PROPOSAL FROM BLUE CROSS TO PROVIDE COUNTY EMPLOYEE GROUP HEALTH INSURANCE PLAN TO REPLACE EXISTING CALPERS PLANS EFFECTIVE IN JANUARY, 2007** - Personnel Director Glenn Walters was present.

Mr. Til West, representative of USI Northern California was also present.

Supervisor Brown was present at 11:38 a.m.

Chair Farrington asked if anyone present wished to speak on this item and the following County employees spoke: Code Compliance Officer Larry Fabisch, Ms. Merry Stevenson, Child Support Officer Suzanne Ruffcorn, Child Support Officer Erica Emerson, Sheriff Rodney Mitchell and Code Compliance Officer Anthony Howard. No one else was present wishing to speak and the public portion of this item was closed.

This item was continued to July 25, 2006.

8. **ITEM A-8 - Continued From May 16, 2006 - 10:30 A.M. - DISCUSSION/CONSIDERATION OF INITIATING AN ORDINANCE REGULATING CANNABIS GROWING** - Chair Farrington asked if anyone present wished to speak on this item and the following persons spoke: Ms. Pamela Lepp and Mr. Charles Lepp. No one else was present wishing to speak and the public portion of this item was closed.

This item will be placed on the August 1, 2006, Agenda, for further consideration.

9. **ITEM A-10 - 1:30 P.M. - PUBLIC HEARING - BOARD CONSIDERATION AND ACTION REGARDING IMPASSE IN NEGOTIATIONS WITH LAKE COUNTY CORRECTIONAL OFFICERS ASSOCIATION (LCCOA) - (PURSUANT TO THE MUTUAL AGREEMENT OF THE PARTIES, THIS MATTER MAY BE WITHDRAWN)** - There was a mutual agreement by both parties to have this matter withdrawn from today's agenda.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JULY 18, 2006

10. **ITEM A-16 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant and M. Perry and (b) Employee Organization: LCEA, LCCOA, SDA and DDAA** - 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. Supervisor Brown was absent at 1:10 p.m. for the remainder of the day.

11. **ITEM A-14 - (a) PROPOSED ORDINANCE ESTABLISHING FEES FOR AERONAUTICAL ACTIVITIES AND OTHER USES OF COUNTY AIRPORT; (b) PROPOSED ORDINANCE ESTABLISHING ANNUAL PAYMENTS FOR LAKEBED ENCROACHMENT PERMITS AND LEASES; (c) PROPOSED ORDINANCE ESTABLISHING A FEE FOR PLANS AND SPECIFICATIONS PREPARED BY THE DEPARTMENT OF PUBLIC WORKS; (d) PROPOSED ORDINANCE ESTABLISHING A PERMIT AND SERVICE FEE SCHEDULE FOR THE ENGINEERING AND INSPECTION AND SURVEY DIVISIONS OF THE DEPARTMENT OF PUBLIC WORKS; (e) PROPOSED ORDINANCE ESTABLISHING APPLICATION FEES FOR COUNTY SERVICE AREA NO. 23 FOR THE ESTABLISHMENT OF ZONES OF BENEFIT; and (f) PROPOSED ORDINANCE ESTABLISHING FEES FOR LAKE COUNTY WATERSHED PROTECTION DISTRICT ACTIVITIES** - Assistant Public Works Director Bob Lossius and Deputy Director of Public Works Administration Ed Townley were present.

(a) PROPOSED ORDINANCE ESTABLISHING FEES FOR AERONAUTICAL ACTIVITIES AND OTHER USES OF COUNTY AIRPORT - Chair Farrington asked if anyone present wished to speak on this item and Mr. Sandy Falconer 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 (4 ayes, Supervisor Brown ABSENT), 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 (3 ayes, Supervisor Farrington NO, Supervisor Brown ABSENT), advanced the ordinance two weeks to August 1, 2006.

(b) PROPOSED ORDINANCE ESTABLISHING ANNUAL PAYMENTS FOR LAKEBED ENCROACHMENT PERMITS AND LEASES - On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Brown ABSENT), waived the reading of the ordinance and had it read in title only (Clerk so did).

On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Brown ABSENT), advanced the ordinance two weeks to August 1, 2006.

(c) PROPOSED ORDINANCE ESTABLISHING A FEE FOR PLANS AND SPECIFICATIONS PREPARED BY THE DEPARTMENT OF PUBLIC WORKS - On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown ABSENT), 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 (4 ayes, Supervisor Brown ABSENT), advanced the ordinance two weeks to August 1, 2006.

(d) PROPOSED ORDINANCE ESTABLISHING A PERMIT AND SERVICE FEE SCHEDULE FOR THE ENGINEERING AND INSPECTION AND SURVEY DIVISIONS OF THE DEPARTMENT OF PUBLIC WORKS - On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Brown ABSENT), waived the reading of the ordinance and had it read in title only (Clerk so did).

On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Brown ABSENT), advanced the ordinance two weeks to August 1, 2006.

(e) PROPOSED ORDINANCE ESTABLISHING APPLICATION FEES FOR COUNTY SERVICE AREA NO. 23 FOR THE ESTABLISHMENT OF ZONES OF BENEFIT - On motion of Supervisor Lewis and by vote of the Board (4 ayes, Supervisor Brown ABSENT), 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 (4 ayes, Supervisor Brown ABSENT), advanced the ordinance two weeks to August 1, 2006.

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

(f) PROPOSED ORDINANCE ESTABLISHING FEES FOR LAKE COUNTY WATERSHED PROTECTION DISTRICT ACTIVITIES - On motion of Director Lewis and by vote of the Board (4 ayes, Director Brown ABSENT), waived the reading of the ordinance and had it read in title only (Clerk so did).

On motion of Director Lewis and by vote of the Board (4 ayes, Director Brown ABSENT), advanced the ordinance two weeks to August 1, 2006.

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

There being no further business, the Board adjourned at 1:20 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Georgine Hunt
Assistant Clerk of the Board