



Minutes

County of Lake Board of Supervisors

MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JUNE 13, 2006

The Honorable Board of Supervisors of Lake County, California, met in regular session this 13th day of June, 2006, there being present Supervisors Jeff Smith, Gary Lewis, Anthony Farrington, Rob Brown, Ed Robey, 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, Chair 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 Robey and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-12.

Approved Minutes of the Board of Supervisors meeting Held on May 23, 2006.

Authorized and directed the Public Works Director to pay Invoice No. 227, in the amount of \$1,000, from Yolo County Resource Conservation District, for share of costs incurred for Cache Creek Watershed Forum (to be paid from Budget Unit 8109 - Flood Control and Water Conservation).

Waived the 900 hour limit for extra-help Animal Control Assistant Tina Turk.

(a) Approved the request to waive the formal bidding process for a server, and made a determination that competitive bidding would produce no economic benefit to the County, (b) approved purchase of a Dell Server from Polestar Computer in the amount of \$9,588.67, to be utilized by the Community Development Department, the District Attorney's Office and the Auditor/Controller's Office), and (c) approved Budget Transfers B-333, in the amount of \$1,909 - Budget Unit 1121 - Auditor, B-329, in the amount of 5,727 - Budget Unit 2602 - Community Development and B-334, \$1,909 - Budget Unit 2110 District Attorney, to cover the share of cost of a Dell Server, and authorized the Chair to sign the three budget transfers.

Adopted Resolution No. 2006-102, making a specific finding of not disabled under Section 21156 of the Government Code - Correctional Sergeant Johnnie Crouch.

Approved Plans and Specifications for construction of restrooms for Alpine and Saderlund County Parks, and authorized the Public Services Director/Assistant Purchasing Agent to advertise for bids.

Awarded Bid No. 06-27 to Perfect Printers, authorized the Chair to sign bid award, and authorized the Purchasing Agent to sign the contract with Perfect Printers.

Approved Mainline Extension Agreement between the County of Lake and Crystal Lake Properties, L.L.C., to extend a water mainline to service APN 028-261-01 (Crystal Lake Way, Lakeport), and authorized the Chair to sign.

Approved Agreement between the County of Lake and Lake County Farmers Finest, for promotion of Lake County produce and farm products, and authorized the Chair to sign.

Approved Amendment No. 1 to Agreement between the County of Lake and Beckstoffer Vineyards, pertaining to donation of land and structure commonly referred to as Ely Stage Stop House (extending current deadline to complete relocation of structure), and authorized the Chair to sign.

Sitting as the Board of Directors of Lake County Sanitation District, approved Mainline Extension Agreement between the Lake County Sanitation District and Crystal Lake Properties, L.L.C., to extend a sewer mainline to service APN 028-261-01 (Crystal Lake Way, Lakeport), and authorized the Chair to sign.

Sitting as the Board of Directors of Lake County Watershed Protection District, approve Amendment Three to Agreement between the Lake County Watershed Protection District and EOA, Inc., for engineering services for the National Pollution Discharge Elimination System (NPDES) Phase II Stormwater Management Plan, and authorized the Chair to sign.

2. **ITEM A-10 - CONSIDERATION OF REQUEST TO WAIVE THE FORMAL BIDDING PROCESS FOR A VEHICLE, AND MAKE A DETERMINATION THAT COMPETITIVE BIDDING WOULD PRODUCE NO ECONOMIC BENEFIT TO THE COUNTY, AND AUTHORIZE THE HEALTH SERVICES DEPARTMENT TO ISSUE PURCHASE ORDER FOR PROCUREMENT OF A DODGE SPRINTER FROM HARTZHEIM DODGE IN THE AMOUNT OF \$35,789.51** - On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the request to waive the formal bidding process for a vehicle, and made a determination that competitive bidding would produce no economic benefit to the County.

On motion of Supervisor Smith and by vote of the Board (5 ayes), authorized the Health Services Department to issue a purchase order for procurement of a Dodge Sprinter from Hartzheim Dodge in the amount of \$35,789.51.

3. **ITEM A-11 - CONSIDERATION OF REQUEST FOR OUT-OF-STATE TRAVEL FOR CHAPLIN SHANNON KIMBLE-AUTH TO INDIANAPOLIS, INDIANA, FROM JULY 8-14, 2006, TO ATTEND THE POLICE CHAPLAIN ANNUAL TRAINING SEMINAR** - On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved the request for out-of-state travel for Chaplin Shannon Kimble-Auth to Indianapolis, Indiana, from July 8-14, 2006, to attend the Police Chaplain Annual Training Seminar.

4. **ITEM A-7 - SUPERVISORS WEEKLY CALENDAR, TRAVEL, AND REPORTS** - The Department of Public Works received a telephone call from Gayle Atkinson, who resides in High Valley, thanked the Area 3 Road Crew for the wonderful job they performed during the road repair for the residents of the High Valley area.

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On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved a Certificate of Appreciation to the Area 3 Road Crew for the wonderful job they performed during the road repair for the residents of the High Valley area, and authorized the Chair to sign.

A Memorandum dated June 4, 2006, from the Homeowners Association of Kono Tayee Estates, was received by the Department of Public Works, thanked the Area 3 Road Crew for their courteous assistance and efficient workmanship during the road resurfacing at the Kono Tayee Estates.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved a Certificate of Appreciation to the Area 3 Road Crew for their courteous assistance and efficient workmanship during the road resurfacing at the Kono Tayee Estates, and authorized the Chair to sign.

Supervisor Brown thanked Assistant Public Works Director Bob Lossius and Public Works Superintendent Stephen Stangland, for their assistance with road closures in Kelseyville during the filming of a movie.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved Certificates of Appreciation to Assistant Public Works Director Bob Lossius and Public Works Superintendent Stephen Stangland, for their assistance with road closures in Kelseyville during the filming of a movie, and authorized the Chair to sign both certificates.

5. **ITEM A-9 - (a) CONSIDERATION OF REQUEST FROM PUBLIC WORKS DIRECTOR TO AMEND COUNTY POLICY TO ALLOW A SALARY INCREASE GREATER THAN THE EXISTING 5% MINIMUM WHEN NON-MANAGEMENT EMPLOYEES ARE PROMOTED INTO MANAGEMENT; and (b) CONSIDERATION OF REQUEST FOR RETROACTIVE ADVANCED STEP HIRING OF PAM FRANCIS AS THE DEPUTY DIRECTOR OF WATER RESOURCES** - Public Works Director Gerry Shaul was present.

Mr. Shaul stated to the Board that Ms. Francis formerly held the non-management position of Water Resources Program Coordinator, and was at the 5th step salary range, however, in accordance with the County Personnel Rules, she can only be promoted to the entry step of the Deputy Director of Water Resources Management position. If Ms. Francis had not been an employee of the County, the Board would have been able to consider the request for advanced step hiring.

Mr. Cox advised that if the Board did approve the request to amend County policy to allow a salary increase greater than the existing 5% minimum, state laws do not allow a policy to be retroactive. County Counsel Anita Grant confirmed this.

There was no action taken on the request for advanced step hiring of Ms. Francis.

There was consensus by the Board to have Administrative Officer Kelly Cox and Personnel Director Glenn Waters review the existing advanced step hiring policy and their recommendations will be brought back to the Board at a later date for further consideration.

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

6. **ITEM VA-5 - 9:15 A.M. - PUBLIC HEARING - CONSIDERATION OF PROPOSED RESOLUTION APPROVING AND ADOPTING THE FIVE-YEAR IMPLEMENTATION PLAN FOR THE NORTHSORE PROJECT AREA** - Deputy Director of Lake County Redevelopment Agency Andy Peterson was present.

Debbie Kern, representative of Kern-Keyser Marston Associates, Inc. was also present and gave an overview of the Northshore Project Area. This 2006-2011 Implementation Plan is composed of two separate components, a Redevelopment Component and a Housing Component. The Redevelopment Component revisits the goals and objectives identified when the project was adopted, and defines the Agency's strategy to achieve these goals and objectives. As described in the Implementation Plan, the goals and objectives will be accomplished by the implementation of the projects, programs and related expenditures (other than those relating to low and moderate income housing) that have been developed as a means to eliminate blight within the Project Area. In addition, Article 16.5 requires that an Implementation Plan explain how the components of the Implementation Plan will implement various California Redevelopment Law requirements regarding low and moderate income housing. The activities that implement these requirements are contained in the Housing Component. The Housing Component shows how the Agency will meet the statutory requirements for the set-aside and expenditure of tax increment for affordable housing purposes. This Implementation Plan is a policy statement rather than an unalterable course of action. It has been prepared to set priorities for redevelopment activities within the Project Area for the five-year period covered by this plan. The Implementation Plan incorporates currently known financial constraints of the Agency in developing a program of activities to accomplish revitalization efforts for the Project Area. However, new issues and opportunities may be encountered during the course of administering the Redevelopment Plan for the Northshore Project Area. Therefore, this Implementation Plan may be amended, if necessary, to effectuate the purposes of the Redevelopment Plan. The purpose of this Implementation Plan is to provide a clear and reasonable statement of the Agency's current intent regarding activities in the Project Area and to establish a nexus between Agency goals and objectives, program activities and the purpose of redevelopment, which is to eliminate blight and to increase, improve and preserve affordable housing.

Mr. Peterson gave a power-point presentation showing the future plans for the Northshore Project Area.

The Board received an e-mail communication from Ms. Judy Barnes and Mr. Bill Rett, residents of Clearlake Oaks.

Chair Farrington opened the public hearing and the following persons spoke: Ms. Donna Christopher, Ms. Lennie Mathews, Mr. Craig Bock, Ms. Sophie Jensen, Ms. Renee Franceschi and Mr. Joey Luiz. No one else was present wishing to speak and the public hearing was closed.

Director Lewis offered Resolution No. 2006-01(RD), and it was passed by a roll-call vote (5 ayes).

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

7. **ITEM A-13 - CONSIDERATION OF PROPOSED COMPOSITION OF GENERAL PLAN AGRICULTURAL ELEMENT ADVISORY COMMITTEE AND REQUEST FOR AUTHORIZATION TO ADVERTISE FOR APPLICANTS TO SERVE ON THE COMMITTEE** - Community Development Director Mary Jane Fagalde was present and gave an overview of the recommended composition for the Agricultural Element Advisory Committee as follows:

1. Pear Industry - one (1) member
2. Grape Industry - one (1) member
3. Livestock - Cattleman's Association - one (1) member
4. Farmer's Finest - Specialty Grower - one (1) member
5. Walnut Industry - one (1) member
6. California Women for Agricultural Organization - one (1) member
7. Farm Bureau - one (1) member
8. Sierra Club - one (1) member

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9. Public Members at Large - two (2) members
10. Chamber of Commerce or Business Owner - one (1) member

The composition for non-voting advisory staff to assist in providing technical support and information is recommended as follows:

1. Agricultural Commissioner
2. Marketing
3. Community Development Department
4. University of California Cooperative Extension

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

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the composition of the Agricultural Element Committee recommended by staff, and directed staff to advertise for potential committee members and directed staff to place on the July 11, 2006, agenda, the appointments to the Agricultural Element Advisory Committee.

8. **ITEM A-6 - 9:45 A.M. - CONSIDERATION OF REQUEST FROM TIMBERLINE DISPOSAL AND SOUTHLAKE REFUSE AND RECYCLING SERVICES FOR THE ANNUAL CPI RATE INCREASE** - Public Services Director Kim Clymire and Deputy Director of Public Services Caroline Chavez were present.

Mr. Clymire gave a brief overview of the request. The solid waste franchise haulers' contract allow them to request an annual rate increase equivalent to 90% of the U.S. City Average Cost of Living Index. Both haulers have submitted this year's request which has been calculated to be 3.19%.

Ms. Chavez stated that there was a typographical error in the contract with Southlake Refuse. The amendment should be Amendment No. 3 and not Amendment No. 2.

Chair Farrington asked if anyone present wished to speak and Bruce McCrackin, representing Timberline Disposal spoke. No one else was present wishing to speak and the public portion of this item was closed.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Amendment No. 3 (amended from No. 2 to No. 3), to Solid Waste Handling and Recycling Services Contract between the County of Lake and Southlake Refuse-Recycling, LLC, to increase service rates, and authorized the Chair to sign.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Amendment No. 4 to Solid Waste Handling and Recycling Services Contract between the County of Lake and Timberline Disposal Company, Inc., to increase service rates, and authorized the Chair to sign.

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

9. **ITEM A-8 - CONSIDERATION OF RECOMMENDATION TO AWARD BID NO. 06-34, TO BAYSHORE INTERNATIONAL, FOR ONE (1) NEW 2006 SIX-YARD DUMP TRUCK, IN THE AMOUNT OF \$85,700** - Special Districts Administrator Mark Dellinger and Accountant Wendy Thorn were present.

By consensus of the Board, directed Special Districts to research the availability of a used dump truck that is for sale.

This item was continued to June 27, 2006, for further consideration.

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

10. **ITEM A-12 - (a) APPROVAL OF FISCAL YEAR 2006-2007 BUDGET TABULATION, AS AMENDED THEREBY CONSTITUTING THE FISCAL YEAR 2006-2007 PROPOSED BUDGET; (b) PROPOSED RESOLUTION APPROVING POSITION ALLOCATIONS FOR FISCAL YEAR 2006-2007, TO CONFORM TO THE PROPOSED BUDGET; and (c) CONSIDERATION OF REQUESTS FOR AUTHORIZATION TO PURCHASE CERTAIN FIXED ASSETS AND FILL NEW POSITIONS PRIOR TO ADOPTION OF THE FINAL BUDGET** - Auditor/Controller Pam Cochrane was present.

Administrative Director Kelly Cox gave a brief overview of the 2006-2007 Budget Tabulation and the 2006-2007 Proposed Budget. The total recommended appropriation is \$171,456,251. Last year's Final Budget was approximately \$158 million. The increase is largely due to additional mandatory changes in the County's accounting system which require that certain special purpose funds previously held in trust funds outside of the actual budget, be brought into the budget and made a part thereof. This has significantly increased the number of individual budget units that comprise the overall County budget. The recommended budget includes \$2.5 million in general fund contingencies and no increase or decrease to the general fund reserve of \$5 million. The \$2.5 million in the general fund contingencies budget is financed by the estimated unreserved fund balance carry over from the prior year, which is a one-time funding source.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved the Fiscal Year 2006-2007 Proposed Budget Tabulation, as revised by the County Administrative Officer during preliminary Budget Hearings.

Supervisor Lewis offered Resolution No. 2006-103 (a Resolution Establishing Position Allocations to Conform to the Proposed Budget for Fiscal Year 2006-2007), and it was passed by a roll-call vote (5 ayes).

On motion of Supervisor Lewis and by vote of the Board (5 ayes), approved the County Administrative Officer's recommendation related to the requests from Probation, Public Services - Parks Division, Assessor-Recorder, Public Works - Water Resources Division and Sheriff-Coroner for authorization to purchase certain fixed assets and fill new positions prior to the adoption of the Final Budget, as per Administrative Officer's Memorandum to the Board dated June 9, 2006.

11. **ITEM A-14 - CLOSED SESSION -1. Conference with Labor Negotiator, (a) County Negotiators: A. Grant and M. Perry, (b) Employee Organization: LCCOA and SDA; 2. Public Employee Performance Evaluation: Title: Community Development Director; and 3. Conference with Legal Counsel - Anticipated Litigation - (a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: One Potential Case** - 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 1:05 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