



# Minutes

## County of Lake Board of Supervisors

### OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD MARCH 28, 2006

The Honorable Board of Supervisors of Lake County, California, met in regular session this 28<sup>th</sup> day of March, 2006, there being present Supervisors Jeff Smith, Gary Lewis, Anthony Farrington, Rob Brown and 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 9:01 a.m. by Chair Farrington. Following a moment of silence, Mr. John Roddy led the salute to the flag of the United States of America.

The following students were introduced and participated in Groundhog Job Shadow Day:

Tony Hartmann, from Clearlake Community School, shadowed Supervisor Robey; Anthony Graff, from Lower Lake High School, shadowed Supervisor Smith; Kieran McCarthy, from Upper Lake High School, shadowed Supervisor Lewis; Rina Ferrario, from Kelseyville High School, shadowed Supervisor Brown; and Will Weiss, from Clear Lake High School, shadowed Supervisor Farrington.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-7, with the exception of Consent Item C-1, which will be taken up immediately following the approval of the Consent Agenda.

Approved comments to the Federal Communications Commission (FCC), as presented in the Memorandum from Deputy County Administrative Officer Jeff Rein, dated March 9, 2006, and authorized the Chair to sign.

Adopted Resolution No. 2006-59, authorizing the submission to the California Integrated Waste Management Board for Local Enforcement Agency Grant EA-17.

Approved Amendment One to Agreement between the County of Lake and Pavement Engineering, Inc., for engineering services for design of pavement rehabilitation and drainage improvements for a portion of Gaddy Lane near Kelseyville, and authorized the Chair to sign.

Approved leave of absence (medical) for Correctional Officer Aide Dale Mills, for the period of February 3, 2006 through February 3, 2007, and authorized the Chair to sign the Leave of Absence Form.

Adopted Resolution No. 2006-60, authorizing release of lien pursuant to Welfare and Institutions Code Section 17405 (Raymond and Mauree Allen).

Approved Agreement between the County of Lake and Allianceone Receivable Management Inc., for "part two" collections services on court ordered debt, and authorize the Chair to sign.

**CONSENT AGENDA ITEM C-1 - PROPOSED MINUTES OF THE BOARD OF SUPERVISORS MEETINGS HELD ON MARCH 7 AND 14, 2006** - A Memorandum from Assistant Clerk of the Board, dated March 28, 2006, was received by the Board, requesting that the Minutes of the Board of Supervisors Meetings held on March 7 and 14, 2006, be carried over to April 4, 2006, agenda.

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 one (1) dog and two (2) cats that are available for adoption at the Lake County Animal Care and Control Center.
3. **ITEM A-5 - 9:15 A.M. - PRESENTATION BY SHERIFF MITCHELL REGARDING THE PROCESS FOR HIRING PERSONNEL IN THE SHERIFF'S DEPARTMENT** - Sheriff Rodney Mitchell requested that this item be pulled from today's agenda and that it will be placed on the agenda at a later date for further discussion.
4. **ITEM A-8 - Advanced From March 14, 2006 - AN ORDINANCE AUTHORIZING AN AMENDMENT (PRE-RETIREMENT OPTIONAL SETTLEMENT 2 DEATH BENEFIT) TO CONTRACT BETWEEN THE COUNTY OF LAKE AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEMS - (SECOND READING)** - Supervisor Smith offered Ordinance No. 2765, and it was passed by a roll-call vote (5 ayes).
5. **ITEM A-9 - CONSIDERATION OF RECOMMENDED ORDINANCES AND RESOLUTION TO INCREASE THE PERSONAL VEHICLE MILEAGE REIMBURSEMENT RATE TO \$.32 PER MILE** - Chief Deputy Administrative Officer Matt Perry was present and gave a brief overview of the proposed personal vehicle mileage reimbursement rate increase. The current reimbursement rate for the use of a personal vehicle while on County business is \$.27 per mile. The current rate charged by Central Garage for general pool vehicles is \$.32 per mile and it is appropriate that the reimbursement rate for personal vehicles be equal to the Central Garage rate.

Chair Farrington asked if anyone present wished to speak on this item and Mr. John Roddy 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 (an ordinance amending Chapter 2 of the Lake County Code to revise the mileage reimbursement rate for Grand Jurors), the Clerk so did.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), advanced the ordinance two weeks to April 11, 2006.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), waived the reading of the ordinance (an ordinance amending Chapter 2 of the Lake County Code to revise the mileage reimbursement rate for the Board of Supervisors), the Clerk so did.

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On motion of Supervisor Lewis and by vote of the Board (5 ayes), advanced the ordinance two weeks to April 11, 2006.

Supervisor Lewis offered Resolution No. 2006-58 (a resolution amending Resolution No. 97-189, establishing mileage reimbursement rate for use of private vehicles on County business), and it was passed by a roll-call vote (5 ayes).

6. **ITEM A-10 - 1. Conference with Labor Negotiator, (a) County Negotiators: A. Grant and M. Perry, (b) Employee Organizations: DDAA, LCCOA, LCEA and SDA; 2. Conferences with Legal Counsel - Existing Litigation (Subdivision (a) of Section 54956.9): Name of Case: PSG, Property and Support, Inc., et. al v. Board of Supervisors, et. al; 3. Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Section 54956.9): Name of Case: Kuehn v. Board of Supervisors; and 4. Public Employee Appointment - Health Services Director - 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. The Board will go back into Closed Session later in the day.

After a short recess, the Board reconvened at 10:25 a.m.

7. **ITEM A-6 - 9:45 A.M. - DISCUSSION/CONSIDERATION OF PROPOSALS FROM WEST LAKE RESOURCE CONSERVATION DISTRICT AND SOUTH LAKE FIRE SAFE COUNCIL FOR ALLOCATION OF FUNDING RECEIVED PURSUANT TO TITLE III OF H.R. 2389 - Deputy County Administrative Officer Jeff Rein and Air Pollution Control Officer Bob Reynolds were present.**

Mr. Rein gave a brief overview of the proposals from West Lake Resource Conservation District and South Lake Fire Safe Council for allocation of Title III funds. On September 27, 2005, the Board determined to allocate 50% of the discretionary funding from the Secure Rural Schools and Community Self-Determination Act to projects authorized under Title III of that Act. During that discussion, the Board allocated the other 50% was allocated to Title II projects which are developed by the Resource Advisory Council. In previous years, the Board has allocated Title III funds to projects which provided for fire prevention and education programs coordinated by both the West Lake Resource Conservation District and the South Lake Fire Safe Council. Both entities have once again stepped forward to offer proposals for utilization of Title III funding. For 2006, there is \$76,138 in available Title III funding. West Lake is requesting \$50,000 and South Lake is requesting \$69,700 of the available Title III funds. The total funding requested by both entities is \$119,700, which leave a shortfall of \$43,562 of funding requested. Before final approval by the Board, a public hearing will be scheduled, following a 45-day public comment period, and any motion made by the Board today, will be conceptual approval of the uses and allocation of Title III funds.

President of the South Lake Fire Safe Council Christopher Layton was present and gave a brief overview of the community service programs that are provided by the council, which include educational meetings; chipping programs; shaded fuel breaks; preparing and printing evacuation plans and the property address program. Future projects include community outreach; scholarship development; fire safe district expansion; and a GPS program. Title III funding is the primary source of the council's funds. Donation and membership programs have been developed and to insure an ongoing funding source, an annual fund-raising event "Heat in the Hill Chili Cook-off and Pie Bake", has been created. This year, the event will be held on September 9, 2006, at the Pine Grove Resort, Cobb.

Mr. Ray Mostin, representing Lake County Fire Safe Council was present and gave a brief overview of the community service programs that are provided by the council, which include the fire safe chipper program; prepare and update public evacuation plans for fire emergencies; coordinate with federal, state and local agencies responsible for fuel load management and urge them to do more control burning; coordinate prescribed burning for fuel load reduction; including control burning when appropriate; provide programs to reduce fuel load using mechanical removal; and exploring the use of grazing to maintain fuel breaks. Future projects include educating homeowners in fire-sensitive ecosystems about the consequences of wildfires; educating homeowners about methods and techniques of home site development, home construction and landscaping that will increase the level of protection of people and property from wildfires; planning to reduce or mitigate the impact of development on adjacent federal lands; planning to increase the level of protection of people and property from wildfires; and the continuation of the fuel load reduction programs.

Chair Farrington asked if anyone present wished to speak on this item and Mr. Robert Stark 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), approved in concept that the allocation of Title III funds will be as follows: \$30,000 to South Lake Fire Safe Council, \$30,000 to Lake County Fire Safe Council and \$16,138 will remain in the Title III account.

A public hearing will be scheduled, following a 45-day public comment period.

- BACK TO #6 - ITEM A-10 - 1. Conference with Labor Negotiator, (a) County Negotiators: A. Grant and M. Perry, (b) Employee Organizations: DDAA, LCCOA, LCEA and SDA; 2. Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Section 54956.9): Name of Case: PSG, Property and Support, Inc., et. al v. Board of Supervisors, et. al; 3. Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Section 54956.9): Name of Case: Kuehn v. Board of Supervisors; and 4. Public Employee Appointment - Health Services Director - Chair Farrington announced that the Board will now go back into Closed Session for the reasons stated on the agenda.**

The Board reconvened into Regular Session with the following action taken:

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Veterans Service Officer Jim Brown as the Interim Health Services Director, effective April 1, 2006. (Mr. Brown will continue serving as Veterans Service Officer also, during the term of this appointed).

There being no further business, the Board adjourned at 12:05 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX  
Clerk of the Board

By: \_\_\_\_\_

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Georgine Hunt  
Assistant Clerk of the Board