



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD DECEMBER 11, 2007

The Honorable Board of Supervisors of Lake County, California, met in Regular Session this 11th day of December 2007, there being present Supervisors Ed Robey, Denise Rushing, Anthony Farrington, Rob Brown, and Jeff Smith, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner.

The meeting was called to order at 9:00 a.m. by Chair Smith. After a moment of silence Chair Smith led the salute to the flag of the United States of America.

1. **ITEM A-11 - PROPOSED AMENDMENT NO. 5 TO SOLID WASTE HANDLING AND RECYCLING SERVICES CONTRACT BETWEEN THE COUNTY OF LAKE AND SOUTHLAKE REFUSE-RECYCLING, LLC FOR THE EXTENSION OF CONTRACT TO 2018 TO OFFSET COSTS OF CARB COMPLIANCE IN LIEU OF ANY RATE INCREASE** - Public Services Director Kim Clymire and Deputy Public Services Director Caroline Chavez were present.

Mr. Clymire presented the staff summary.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved Amendment No. 5 to Solid Waste Handling and Recycling Services Contract between the County of Lake and South Lake Refuse-Recycling, LLC for the extension of Contract to 2018 to offset costs of CARB compliance in lieu of any rate increase.

2. **ITEM A-5 - PROPOSED ORDINANCE ESTABLISHING FEES FOR REGISTRATION OF LICENSED STRUCTURAL PEST CONTROL OPERATORS** - Deputy Agricultural Commissioner Chuck Morse gave a brief summary.

On motion of Supervisor Farrington 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 Farrington and by vote of the Board (5 ayes), advanced the ordinance one week to December 18, 2007.

3. **ITEM A-3 - 9:15 A.M. - PRESENTATION BY LOCAL LAW ENFORCEMENT REGARDING GANG ACTIVITY IN LAKE COUNTY** - Sheriff Rod Mitchell, Lt. Dane Hayward, Probation Director Steve Buchholz, Lt. Dave Garzoli, Sgt. Chris Fisher, Officer Norm Taylor and Officer Mike Humble were present.

After an introduction by Sheriff Mitchell, Officer Garzoli and Officer Taylor reported on Lakeport gang activity.

Officer Humble presented the report on motorcycle gang activity.

Sgt. Fisher reported on gang activity in the local correctional facilities.

Chair Smith asked if anyone was present wishing to speak and Phil Murphy spoke. No one else was present wishing to speak and the public input portion of this item was closed.

No Board action was taken on this item.

4. **ITEM A-7 - DISCUSSION/CONSIDERATION OF REQUEST TO AWARD BID TO JAMES DAY IN THE AMOUNT OF \$60,000 FOR THE PURCHASE OF AN EMERGENCY GENERATOR FOR USE AT THE SHERIFF'S MAIN OFFICE LOCATED AT 1220 MARTIN STREET, LAKEPORT** - Sheriff Rod Mitchell was present.

Chair Smith asked if anyone was present wishing to speak and Phil Murphy spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Rushing NO), approved bid to James Day Electric in the amount of \$60,000 for the purchase of an emergency generator for use at the Sheriff's main office located at 1220 Martin Street, Lakeport, and authorized the Chair to sign.

This item was revisited later in the day.

After a brief recess, the Board convened as the Board of Directors of Lake County Watershed Protection District at 10:15 a.m.

5. **ITEM A-9 - DISCUSSION/CONSIDERATION OF REQUEST FOR BOARD DIRECTION REGARDING THE BOARD'S CURRENT POSITION RELATIVE TO THE PROPOSED TRANSFER OF ROBINSON RANCHERIA'S FEDERAL TRUST STATUS ON LAND LOCATED IN THE MIDDLE CREEK FLOOD DAMAGE REDUCTION AND ECOSYSTEM RESTORATION PROJECT AREA TO LAKEFRONT PROPERTY LOCATED ADJACENT TO THE NICE-LUCERNE CUTOFF** - Assistant Public Works Director Bob Lossius presented the staff report.

Chair Smith asked if anyone was present wishing to speak and Shanda Harry spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Director Rushing and by vote of the Board (5 ayes), reaffirmed the Board's support to transfer the Trust to Tribal parcels located outside the Project area, as stated in Board letters dated March 17, 2004, July 20, 2004, and November 8, 2005.

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

BACK TO ITEM A-7 - DISCUSSION/CONSIDERATION OF REQUEST TO AWARD BID TO JAMES DAY IN THE AMOUNT OF \$60,000 FOR THE PURCHASE OF AN EMERGENCY GENERATOR FOR USE AT THE SHERIFF'S MAIN OFFICE LOCATED AT 1220 MARTIN STREET, LAKEPORT - On motion of Supervisor Farrington and by vote of the Board (5 ayes), rescinded the previous bid award.

On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Rushing NO), approved bid to James Day Electric in the amount of \$60,000 for the purchase of an emergency generator for use at the Sheriff's main office located at 1220 Martin Street, Lakeport, and authorized the Sheriff/Coroner to sign.

6. **ITEM A-6 - DISCUSSION/CONSIDERATION OF REQUEST FOR BOARD DIRECTION IN REGARD TO POSSIBLY PURSUING THE PURCHASE OF REAL PROPERTY (HOLIDAY HARBOR) LOCATED AT 3605 AND 3655 LAKESHORE BOULEVARD, NICE (APNs 032-133-35 and 032-137-01)** - Deputy Redevelopment Director Eric Seely presented a brief staff summary.

Chair Smith asked if anyone was present wishing to speak and the following people spoke: Doug Kues and Phil Murphy. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Director Rushing and by vote of the Board (5 ayes), directed staff to proceed with the investigation of the purchase of real property (Holiday Harbor) located at 3605 and 3655 Lakeshore Boulevard, Nice (APNs 032-133-35 and 032-137-01) as outlined in the staff memorandum dated November 29, 2007.

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

7. **ITEM A-12 - CONSIDERATION OF RECOMMENDATION TO DEDICATE NEW BRIDGE IN KELSEYVILLE IN HONOR OF MILITARY VETERANS** - Supervisor Brown introduced the item.

Chair Smith asked if anyone was present wishing to speak and Phil Murphy 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), dedicated the new bridge in Kelseyville in honor of Military Veterans.

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

8. **ITEM A-8 - DISCUSSION/CONSIDERATION OF: (a) PROPOSED RESOLUTION APPROPRIATING UNANTICIPATED REVENUE TO BUDGET UNIT NO. 353-MIDDLETOWN SANITATION DISTRICT, IN THE AMOUNT 118,200, RECEIVED FROM TWIN PINES CASINO TO PROVIDE CAPITAL IMPROVEMENTS AND CAPACITY MITIGATION MEASURES TO THE SEWER COLLECTION SYSTEM; and (b) PROPOSED AGREEMENT BETWEEN THE LAKE COUNTY SANITATION DISTRICT AND CH2MHILL IN THE AMOUNT OF \$144,450 FOR ENGINEERING SERVICES FOR THE MIDDLETOWN WASTEWATER TREATMENT FACILITY IMPROVEMENTS** - Special Districts Administrator Mark Dellinger presented a brief summary.

Director Robey offered Resolution 2007-246 and it was passed by roll call vote (5 ayes).

On motion of Director Robey and by vote of the Board (5 ayes), approved the agreement between the Lake County Sanitation District and CH2MHILL in the amount of \$144,450 for engineering services for the Middletown Wastewater Treatment Facility Improvements, and authorized the Chair to sign.

9. **ITEM A-10 - (a) CONSIDERATION OF REQUEST FOR WAIVER OF THE CONSULTANT SELECTION POLICY AND DETERMINE AND FIND THAT IT IS NOT IN THE PUBLIC INTEREST TO FOLLOW THE CONSULTANT SELECTION BOARD POLICY TO CONTRACT FOR THE SERVICES OF A PROFESSIONAL LAND USE PLANNER ; and (b) CONSIDERATION OF REQUEST FOR APPROVAL OF A PROPOSED SPECIAL SERVICES CONTRACT BETWEEN THE COUNTY OF LAKE AND MELISSA FLOYD IN THE AMOUNT OF \$60,000 TO PROVIDE PROFESSIONAL AND SPECIALIZED SERVICES TO THE COMMUNITY DEVELOPMENT DEPARTMENT** - Community Development Director Rick Coel presented a brief summary.

On motion of Supervisor Brown and by vote of the Board (5 ayes), found that it is not in the public interest to follow the Consultant Selection Board Policy to contract for the services of a Professional Land Use Planner.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the Special Services Contract between the County of Lake and Melissa Floyd in the amount of \$60,000 to provide professional and specialized services to the Community Development Department, and authorized the Chair to sign.

10. **ITEM A-13 - CLOSED SESSION - 1. Public Employee Performance Evaluation: Title: Community Development Director 2. Sitting as the Board of Directors of the Lake County IHSS Public Authority: Conference with Labor Negotiator: (a) Agency Negotiator: F. Buchanan (b) Employee Organization: California United Homecare Workers** - Chair Smith announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session at 2:23 p.m. with no action taken.

There being no further business, the Board adjourned at 2:23 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Mireya G. Turner
Assistant Clerk of the Board