



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 2, 2007

The Honorable Board of Supervisors of Lake County, California, met in regular session this 2nd day of January, 2007, there being present Supervisors Ed Robey, Jeff Smith, Gary Lewis, Anthony Farrington, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Georgine Hunt. Supervisor Brown was present later in the day.

The meeting was called to order at 9:05 a.m. by Chair Farrington. Following a moment of silence, Code Compliance Manager Voris Brumfield led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved Consent Agenda Items C-1 through C-16.

Approved Minutes of the Board of Supervisors Meeting held on December 19, 2006.

Authorized Administrative staff to initiate the process to merge two parcels (APNs 034-081-04 and 034-081-05), into one parcel, and authorized the Clerk of the Board to sign the necessary documents to complete the merger.

Adopted Resolution No. 2007-1, pertaining to tax revenue exchange for annexation to the Callayomi County Water District (Stone Brook - LAFCO Project #2006-04).

Approved Agreement between the County of Lake and Lake Family Resource Center for program to assist victims of domestic violence, and authorized the Chair to sign.

Approved Agreement between the County of Lake and Lucerne Alpine Seniors, Inc. for Fiscal Year 2006/2007 funding, and authorized the Chair to sign.

Approved Budget Transfer B-072, in the amount of \$100,000, from Budget Unit No. 2101 - Trial Courts to Budget Unit No. 2111 - Public Defender, to cover unanticipated expenditures in the Public Defender Budget, and authorized the Chair to sign.

Adopted Resolution No. 2007-2, amending Resolution No. 2006-164 establishing position allocations for Fiscal Year 2006-2007, Budget Unit No. 4012, Health Services Administration (deleting one Accounting Technician position and adding one Accountant I position, as approved and recommended by the County Reclassification Committee).

Adopted Resolution No. 2007-3, amending Resolution No. 2006-164 establishing position allocations for Fiscal Year 2006-2007, Budget Unit No. 4011, Public Health (deleting one Office Assistant I/II position and adding one Office Assistant III position, as approved and recommended by the County Reclassification Committee).

Approved Second Amendment to Agreement between the County of Lake and Redwood Children's Services for specialty mental health services, and authorized the Chair to sign.

(a) Approved Contract between the County of Lake and Sequoia Psychiatric Center to provide inpatient, involuntary and voluntary acute care for mentally disordered persons and for services of psychiatric health facilities; and (b) authorized the initial start-up payment of \$112,500 (equal to one-quarter of the annual dedicated bed day purchase).

Adopted Resolution No. 2007-4, authorizing the Public Services Director to sign a Notice of Completion for work performed under agreement dated November 6, 2006, (tipping floor repair at the Lakeport Transfer Station).

Adopted Resolution No. 2007-5, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated April 11, 2006, (Lake Street Bikeway for 550 feet south of Tish-a-Tang Road to Cache Creek Bridge).

Adopted Resolution No. 2007-6, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated October 24, 2006, (debris removal from Scotts Creek).

Approved Amendment One to Agreement between the County of Lake and Pavement Engineering, Inc. for engineering services for design of rehabilitation improvements in downtown Upper Lake, and authorized the Chair to sign.

Approved Grant Deed and directed Clerk to certify for recordation (a portion of APN 008-001-11 - Michael J. Smith and Shannon D. Smith); and approved Purchase Agreement between the County of Lake and Michael J. Smith and Shannon D. Smith, for Timberline Disposal - Soda Bay Road left turn lane, and authorized the Chair to sign.

Approved the "Correction Grant Deed" (correcting an error in locating the Point of Beginning of Land described in said deed) and directed Clerk to certify for recordation (APNs 031-052-23 and 031-061-58 - Dominic Affinito and Juliette C. Affinito), for purpose of establishing a new County park located at 6935 Hammond Avenue, 2490 Lakeshore Boulevard, Nice, California.

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

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3. **CITIZEN'S INPUT** - Supervisor Lewis presented a Certificate of Appreciation to Ms. Aileen Gutierrez for the donation of two paintings that were done by her late husband Dick Gutierrez.
4. **ITEM A-5 - 9:15 A.M. - (a) PUBLIC HEARING - PROTEST HEARING FOR THE PROPOSED ESTABLISHMENT OF CSA 23 - "ZONE L" (WALNUT VISTA ESTATES) AND IMPOSING OF ASSESSMENTS; and (b) PROPOSED RESOLUTION ACCEPTING AND CONFIRMING BALLOT TABULATION, ALL AS SET FORTH IN THE ENGINEER'S REPORT - (COUNTYWIDE COUNTY SERVICE AREA FOR ROAD IMPROVEMENT/MAINTENANCE PROGRAM)** - Public Works Director Gerry Shaul was present.

Mr. Shaul stated that the ballot process for the possible establishment of CSA 23 -Zone L (Walnut Vista Estate), is not determined by the number of ballots received, but is determined by the appointment of costs based upon an analysis of the special and direct benefit to be received by each parcel in the benefit zone from that particular improvement.

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

Ballot Tabulation for CSA 23 - "Zone L" - Walnut Vista Estates:

For:	\$894
Against:	\$-0-

After confirming the ballot tabulation for "Zone L", there was not a majority protest and therefore the proposed assessment for "Zone F" shall be established.

Supervisor Robey offered Resolution No. 2007-10, (a Resolution accepting and confirming ballot tabulation for the establishment of "Zone L" (Walnut Vista Estates) of County Service Area No. 23, approving formation of "Zone L" and Assessments for "Zone L" Road Maintenance), and it was passed by a roll-call vote (4 ayes, Supervisor Brown ABSENT).

5. **ITEM A-13 - Continued From December 19, 2006 - CONSIDERATION OF PROPOSED AGREEMENT BETWEEN THE COUNTY OF LAKE AND MEAD AND HUNT, INC. FOR DESIGN ENGINEERING SERVICES FOR THE LAMPSON FIELD CAPITAL IMPROVEMENT PROJECTS** - Public Works Director Gerry Shaul and Community Development Director Rick Coel were present.

Mr. Shaul gave a brief overview of the agreement. On December 19, 2006, the Board directed Public Works Director Gerry Shaul to modify the agreement that would authorize the consultant to proceed with all tasks associated with the Airport Drainage Improvements Project and Airport Infrastructure Design Project. The only tasks the consultant is authorized to proceed on for the Airport Sewer Project are to: (a) meet with the County and other project stakeholders (i.e. - City of Lakeport, Special Districts, etc.), to obtain an understanding as to the project scope, schedule and major project issues; (b) provide necessary environmental coordination to facilitate ongoing CEQA review; and (c) assist the County with the preparation of FAA documentation as necessary to receive approval and allocations for the project. This will also involve, if necessary, a meeting(s) with FAA.

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

Supervisor Brown was present at 9:43 a.m.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved Agreement, as amended, between the County of Lake and Mead and Hunt, Inc. for design engineering services for the Lampson Field Capital Improvement Projects, and authorized the Chair to sign.

6. **ITEM A-6 - 9:30 A.M. - HEARING - NOTICE OF NUISANCE ABATEMENT - 920 EAST HIGHWAY 20, UPPER LAKE (APN 004-010-25-00 - RODNEY H. HARPER)** - Code Compliance Manager Voris Brumfield, Code Compliance Officer Hank Bouillercce were present and sworn in by the Clerk.

Neither the property owner nor a representative were present.

Mr. Bouillercce gave a brief overview of the conditions on the property.

Ms. Brumfield gave a power-point presentation showing the conditions of the property.

On motion of Supervisor Lewis and by vote of the Board (5 ayes), adopted the order to complete abatement of the nuisance within thirty days and authorized staff to abate the nuisance if it is not voluntarily abated, and all cost associated with this case shall become a charge against the property.

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

7. **ITEM A-7 - 10:00 A.M. - HEARING - APPEAL OF VICIOUS ANIMAL ABATEMENT ORDER, LOCATED AT 5335 EAST HIGHWAY 20, LUCERNE (CORRINA MORTON)** - Acting Animal Control Director Morgan Nelsen, Animal Control Officer Nehemiah White, Animal Control Officer Don Joachimstaler, Ms. Corrina Morton, Mr. James Rogers and Ms. Carolyn Rogers were present and sworn in by the Clerk.

After testimony was presented, the Board continued this item to January 9, 2007, at 11:15 a.m., for further consideration.

8. **ITEM A-9 - 11:30 A.M. - PROCLAMATION COMMENDING SUPERVISOR GARY LEWIS FOR HIS YEARS OF SERVICE TO COUNTY GOVERNMENT** - Chair Farrington read the proclamation into the record. The proclamation and a plaque were presented to Supervisor Lewis.

Administrative Officer Kelly Cox read a Congressional Record Statement from Congressman Mike Thompson, and presented it to Supervisor Lewis.

Numerous people commended Supervisor Lewis for his hard work as a Supervisor.

The Board of Supervisors adjourned and convened as the Board of Directors of Lake County Air Quality Management District.

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9. **ITEM A-8 - 10:30 A.M. - PROPOSED RESOLUTION ADOPTING "YEAR 9" CARL MOYER PROGRAM, AUTHORIZING THE AIR POLLUTION CONTROL OFFICER TO SUBMIT GRANT APPLICATION** - Air Pollution Control Officer Bob Reynolds and Deputy Air Pollution Control Officer Doug Gearhart were present.

Director Robey offered Resolution No. 2007-7, and it was passed by a roll-call vote (5 ayes).

The Board of Directors of Lake County Air Quality Management District adjourned and reconvened as the Board of Supervisors.

10. **ITEM A-12 - PROPOSED RESOLUTION AMENDING RESOLUTION NO. 2004-207, ADOPTING THE LAKE COUNTY ROAD DESIGN AND CONSTRUCTION STANDARDS** - Supervisor Brown offered Resolution No. 2007-9, and it was passed by a roll-call vote (5 ayes).

11. **ITEM A-11 - (a) PROPOSED RESOLUTION ACCEPTING TAX REVENUE EXCHANGE BETWEEN THE COUNTY OF LAKE AND THE CITY OF LAKEPORT (ADAMSON/PARALLEL DRIVE ANNEXATION - LAFCO PROJECT #2006-02); and (b) PROPOSED AGREEMENT BETWEEN THE COUNTY OF LAKE AND THE CITY OF LAKEPORT FOR PROPERTY TAX EXCHANGE PERTAINING TO THE CITY OF LAKEPORT ADAMSON/PARALLEL DRIVE ANNEXATION (LAFCO PROJECT #2006-02)** - Supervisor Brown offered Resolution No. 2007-8, and it was passed by a roll-call vote (5 ayes).

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved Agreement between the County of Lake and the City of Lakeport for property tax exchange pertaining to the City of Lakeport Adamson/Parallel Drive Annexation (LAFCO Project #2006-02), and authorized the Chair to sign.

12. **ITEM A-14 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert 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.

There being no further business, the Board adjourned at 12:01p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Georgine Hunt
Assistant Clerk of the Board