



# Minutes

## County of Lake Board of Supervisors

### OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 23, 2007

The Honorable Board of Supervisors of Lake County, California, met in regular session this 9<sup>th</sup> day of January, 2007, there being present Supervisors Denise Rushing, Rob Brown, Anthony Farrington, Ed Robey, Administrative Officer Kelly Cox, County Counsel Anita Grant, and Assistant Clerk of the Board Mireya Turner. Supervisor Smith was absent.

The meeting was called to order at 9:00 a.m. by Chair Robey. Following a moment of silence, Supervisor Farrington led the salute to the flag of the United States of America.

1. **ITEM A-3 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith ABSENT), approved Consent Agenda Items C-1 through C-4.

Adopted Resolution No. 2007-18, amending Resolution No. 2007-11 to increase the salary (by approximately 2%) of the Public Works Director.

Adopted Resolution No. 2007-19, approving Agreement for emergency or non-emergency joint usage of equipment, equipment operators or materials with Mendocino County.

Approved Amendment No. 1 to Contract between the County of Lake and Dazzling Janitorial Services for janitorial services for the Superior Court - Clearlake Division/Sheriff's Substation, Redbud Library and Lower Lake Schoolhouse Museum, and authorized the Chair to sign.

Sitting as the Board of Directors of the Lake County Sanitation District, approved assignment of Claim Agreement by and between Northern California Power Agency (NCPA) and LACOSAN, whereby NCPA will assign to LACOSAN \$85,623 of the pipeline claim allowed in the pending bankruptcy of CalPine, and authorized the Chair to sign.

2. **ITEM A-5 - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA:**

**EXTRA #1 - PROPOSED BUDGET TRANSFER B-110, IN THE AMOUNT OF \$50,000 FROM CONTINGENCIES - BUDGET UNIT 7999 TO PERSONNEL - BUDGET UNIT 1341, TO COVER UNANTICIPATED EXPENSES FOR PAYMENT OF EMPLOYEE DENTAL AND VISION CLAIM (A MINIMUM OF \$12,000 TO BE REIMBURSED TO THE GENERAL FUND AT A FUTURE DATE)** - On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith ABSENT), approved taking up this item due to the fact that the need arose after the posting of today's agenda.

This item was considered as an extra for the following reasons:

After the posting of the agenda, Personnel was contacted by Shirrell Consulting, the administrator of the County's dental/vision plan, and advised that the plan's reserve fund has been depleted and there is no funding currently available to pay claims to dental and vision service providers. Since the Board does not meet on January 30, 2007, delaying a resolution to this matter until the next regularly scheduled Board meeting of February 6, 2007, would cause serious difficulties for the service providers and could result in an inability of the County to maintain its commitment to provide dental and vision services to County employees.

Personnel Director Kathy Ferguson gave a summary of this item.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith ABSENT), approved the Transfer B-110, in the amount of \$50,000 from Contingencies - Budget Unit 7999 to Personnel - Budget Unit 1341, to cover unanticipated expenses for payment of the employee dental and vision claims.

3. **ITEM A-4 - CURRENT CONSTRUCTION PROJECTS - CONTRACT CHANGE ORDERS -**

**Change Order No. 1, Construction of Lake Street Bikeway from 550 feet South of Tish-A-Tang Road to Cache Creek Bridge, Lower Lake, CA** - This change order addresses the balancing of final in-place quantities.

Public Works Director Gerry Shaul gave a brief summary.

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Smith ABSENT), approved Change Order No. 1, for an additional \$11,250.84, Granite Construction, and authorized the Chair to sign.

4. **ITEM A-5 - 9:15 A.M. - HEARING - NOTICE OF NUISANCE ABATEMENT - 2900 SUTTER STREET, NICE (APN 031-113-85-00 - JODY F. YOUNG)** - Community Development Director Rick Coel, Code Compliance Officer Roderic Hilliard, and Jody Young were present and sworn in by the Clerk.

Mr. Hilliard gave a power point presentation and summary on the conditions of the property.

Mr. Young offered testimony.

On motion of Supervisory Rushing and by vote of the Board (4 ayes, Supervisor Smith ABSENT), adopted the order to complete abatement of the nuisance on property located at 2900 Sutter Street, Nice, California, within thirty (30) days and authorized staff to abate the nuisance if it is not voluntarily abated, all cost associated with this case will become a charge against the property.

5. **ITEM A-12 - Continued From January 9 and 16, 2007 - CONSIDERATION OF APPLICATIONS FROM MEMBERS OF THE PUBLIC FOR APPOINTMENT TO MISCELLANEOUS LAKE COUNTY COMMITTEES, COMMISSIONS AND ADVISORY BOARDS** - There was Board discussion regarding the Alcohol and Drug Community advisory board. Acting Chair Robey

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opened the item for public input and Bonnie Trumble spoke. The Board postponed appointing applicants to this Board until it can be readvertised.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisor Smith ABSENT, Supervisor Brown NO), appointed Raymond Mostin to the Big Valley Groundwater Management Zone Commission, for a term expiring January 1, 2010.

On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Smith ABSENT), appointed Matt Odom to the Building Board of Appeals, District 4 category, for a term expiring January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith ABSENT), appointed Jonathan Ambrose to the Fish and Wildlife Advisory Committee, District 1 category, for a term expiring January 1, 2009.

On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Smith ABSENT), appointed Randall Williams to the Hartley Cemetery District, for a term expiring January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith ABSENT), appointed Bob Gayaldo to the Kelseyville Cemetery District, for a term expiring January 1, 2011.

6. **ITEM A-6 - 9:30 A.M. - CONSIDERATION OF APPOINTMENTS TO IN-HOME SUPPORTIVE SERVICES (IHSS) ADVISORY COMMITTEE** - Adult Services Program Director Michele Dibble presented a brief summary.

On motion by Supervisor Brown and by vote of the Board (4 ayes), appointed Marilyn Johnson, Tom Gressley and Ken Young to the In-Home Supportive Services (IHSS) Advisory Board, for a term expiring January 1, 2009.

7. **ITEM A-9 - CONSIDERATION OF REQUEST FOR MENTAL HEALTH DEPARTMENT TO PROVIDE TRAVEL AND TRAINING COSTS FOR SEVEN (7) CLIENTS TO ATTEND THE CALIFORNIA NETWORK OF MENTAL HEALTH CLIENTS FORUM IN LOS ANGELES, FROM JANUARY 26 - 28, 2007** - On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith ABSENT), approved out-of-county travel and related expenses for Consideration of Request for Mental Health Department to provide travel and training costs for seven (7) clients to attend the California Network of Mental Health Clients Forum in Los Angeles, from January 26 - 28, 2007.

8. **ITEM A-7 - 9:45 A.M. - CONSIDERATION OF REQUEST FOR FUNDING IN THE AMOUNT OF \$30,000 FOR LAKE COUNTY COMMUNITY RADIO TO BE USED AS MATCH FOR FEDERAL GRANT FUNDS** - Chair Robey opened this item for public input and the following people spoke: Susan Krones, Andy Weiss, Sandra Wade, Katherine Elias-Germany, Debbie Bielenberg, Herb Gura, Tara St. Johns, Victoria Brandon, James Bluewolf and Joan Moss.

This item was carried over to February 13, 2007, 9:30 A.M., to allow for the presentation of the KPZ business plan.

9. **ITEM A-13 - PROPOSED RESOLUTION ADOPTING A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF LAKE AND THE SHERIFF'S DEPUTIES' ASSOCIATION, FOR FISCAL YEARS 2006/2008** - County Counsel Anita Grant presented a brief summary of the item.

Supervisor Brown offered Resolution 2007-17 adopting a Memorandum of Understanding between the County of Lake and the Sheriff's Deputies' Association, for Fiscal Years 2006/2008, and it was approved by a roll call vote (4 ayes, Supervisor Smith ABSENT).

10. **ITEM A-10 - CONSIDERATION OF REQUEST FOR ISSUANCE OF A PURCHASE ORDER TO EPIDENDIO CONSTRUCTION, INC. FOR PURCHASE OF 2,800 TONS OF RIP RAP IN THE AMOUNT OF \$56,333.06 FOR EMBANKMENT REPAIRS AT HENDRICKS ROAD** - Public Works Director Gerry Shaul presented a brief summary.

On motion of Supervisor Farrington and by vote of the Board (4 ayes), authorized issuance of a purchase order, \$56,333.06, Epidendio Construction, Inc., for purchase of Rip Rap Materials for embankment repairs at Hendricks Road.

11. **ITEM A-11 - (a) DISCUSSION OF POTENTIAL REVISIONS TO FLOOD INSURANCE RATE MAP REVISIONS IN THE UPPER LAKE AREA; and (b) CONSIDERATION OF REQUEST TO APPOINT ONE OR TWO MEMBERS OF THE BOARD TO PARTICIPATE WITH STAFF IN FURTHER INVESTIGATION OF THE RATE MAP REVISIONS** - Public Works Director Gerry Shaul, Water Resources Program Coordinator Pam Francis, and Water Resources Engineer Tom Smythe were present.

Mr. Smythe gave a summary on the potential revisions and the request for Board member participation.

Acting Chair Robey opened this item for public input and the following people spoke: Patricia Jonas-Voulgaris and Greg Scott.

On motion of Supervisor Brown and by vote of the Board (4 ayes), appointed Supervisors Rushing and Farrington to serve on the committee to further investigate the rate map revisions.

There being no further business, the Board adjourned at 12:08 p.m.

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Chair - Lake County Board of Supervisors

KELLY F. COX  
Clerk of the Board

By: \_\_\_\_\_  
Mireya G. Turner  
Assistant Clerk of the Board