



Minutes

County of Lake Board of Supervisors

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 9, 2007

The Honorable Board of Supervisors of Lake County, California, met in regular session this 9th day of January, 2007, there being present Supervisors Ed Robey, Jeff Smith, Denise Rushing, Rob Brown, Anthony Farrington, 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 Farrington. Following a moment of silence in honor of Hulda Mantle, Supervisor-Elect Denise Rushing led the salute to the flag of the United States of America.

1. **ITEM A-1 - 9:00 A.M. - OUTGOING CHAIR ADMINISTERS OATH TO COUNTY CLERK-AUDITOR; COUNTY CLERK ADMINISTERS OATH TO ALL INCOMING ELECTED OFFICIALS** - Supervisor Farrington administered the oath to County Clerk-Auditor Pam Cochrane. County Clerk-Auditor Pam Cochrane administered the oath to Supervisor Denise Rushing, Supervisor Jeff Smith, District Attorney Jon Hopkins, Tax Collector Sandra Kacharos, Assessor-Recorder Doug Wacker and Superintendent of Schools Dave Geck.

Chair Farrington made a brief statement regarding activities and events of the past year, and thanked the other Board members and County staff.

2. **ITEM A-2 - (A) ELECTION OF CHAIR AND VICE-CHAIR OF THE LAKE COUNTY BOARD OF SUPERVISORS FOR 2007 (OUTGOING CHAIR CONDUCTS ELECTION)** - On motion of Supervisor Farrington and by vote of the Board (5 ayes), opened nominations for Chair of the Board and Vice-Chair of the Board.

On motion of Supervisor Robey and by vote of the Board (5 ayes), elected Jeff Smith as Chair of the Board of Supervisors.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), elected Ed Robey as Vice-Chair of the Board of Supervisors.

The gavel was passed to Chair Smith.

The Board adjourned and reconvened as Board of Directors of Lake County Board of Equalization.

(B) ELECTION OF CHAIR AND VICE-CHAIR OF THE LAKE COUNTY BOARD OF EQUALIZATION FOR 2007 - On motion of Supervisor Farrington and by vote of the Board (5 ayes), elected Rob Brown as Chair of the Board and Denise Rushing as Vice-Chair of the Board.

The Board of Directors of Lake County Board of Equalization adjourned and convened as Board of Directors of Lake County In-Home Supportive Services Public Authority.

(C) ELECTION OF CHAIR AND VICE-CHAIR OF THE LAKE COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD OF DIRECTORS FOR 2007 - On motion of Supervisor Brown and by vote of the Board (5 ayes), elected Ed Robey as Chair of the Board, and Anthony Farrington as Vice-Chair of the Board.

The Board of Directors of Lake County In-Home Supportive Services Public Authority adjourned and reconvened as the Board of Supervisors.

3. **ITEM A-17(b) - CONSIDERATION OF APPLICATIONS FROM MEMBERS OF THE PUBLIC FOR APPOINTMENT TO MISCELLANEOUS LAKE COUNTY COMMITTEES, COMMISSIONS AND ADVISORY BOARDS** - On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Monica Rosenthal as Planning Commissioner District 1.

The gavel was passed to Vice-Chair Robey.

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Gary Briggs as Planning Commissioner District 2.

The gavel was passed to Chair Smith.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), appointed Marvin Butler Interim Planning Commissioner District 3, term to expire March 1, 2007.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Cliff Swetnam as Planning Commissioner District 4.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Gil Shoux as Planning Commissioner District 5.

This item was then tabled, and returned to later in the day.

4. **ITEM A-4 - PRESENTATION OF 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 dog and one cat that are available for adoption at the Lake County Animal Care and Control Center.

5. **ITEM A-3 - 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-10.

Approved Amendment Number One to the 2005-2008 Memorandum of Understanding by and between the County of Lake and the Lake County Correctional Officers Association Unit Number 6, and authorized the Chair to sign.

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Approved Amendment Number One to the 2006-2008 Memorandum of Understanding by and between the County of Lake and the Lake County Deputy District Attorneys' Association, and authorized the Chair to sign.

Approved Amendment Number Two to the 2006-2008 Memorandum of Understanding by and between the County of Lake and Lake County Employees Association Unit Number 3, and authorized the Chair to sign.

Approved Amendment Number Two to the 2006-2008 Memorandum of Understanding by and between the County of Lake and Lake County Employees Association Unit Number 4, and authorized the Chair to sign.

Approved Amendment Number Two to the 2006-2008 Memorandum of Understanding by and between the County of Lake and Lake County Employees Association Unit Number 5, and authorized the Chair to sign.

Adopted Resolution No. 2007-11, amending Resolution No. 2006-166, establishing salaries and fringe benefits for Management employees for Fiscal Year 2006-2007.

Adopted Resolution No. 2007-12, amending Resolution No. 2006-167, establishing salaries and fringe benefits for employees assigned to the Confidential Unit, Section A, for Fiscal Year 2006-2007.

Adopted Resolution No. 2007-13, amending Resolution No. 2006-168, establishing salaries and fringe benefits for employees assigned to the Confidential Unit, Section B, for Fiscal Year 2006-2007.

Waived the 900 Hour Limit for Extra-help Office Assistant Michelle Albo.

Accepted Irrevocable Offers of Dedication for roadway and public utility purposes, (portion of APNs 05-052-14 and 27); additional right-of-way for South Main Street along the frontage of the existing roadway, Piedmont Lumber and Mill Company and Umpqua Bank, and directed Clerk to certify for recordation.

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

EXTRA #1 - CONSIDERATION OF REQUEST FOR WAIVER OF THE NORMAL BIDDING PROCESS AND AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO EPIDENDIO CONSTRUCTION, INC. FOR PURCHASE OF 1,300 TONS OF 1/4 TON RIP RAP IN THE AMOUNT OF \$31,850 - On motion of Supervisor Lewis and by vote of the Board (5 ayes), 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:

During the storms of Winter 2005/2006 there was extensive damage to the embankment of Scotts Creek, causing stress to the adjacent Scotts Creek Road. DPW has been hampered in its efforts to do the repairs by delays in REMA obligation of funds and early heavy rains. DPW road crews recently started stabilization efforts to try to prevent further erosion. The initial plan was to stabilize the embankment and to come back to perform a permanent repair once the weather improved sufficiently to allow work. Due to the recent dry weather there is a small window of opportunity to get in and complete the permanent repairs. Road crews are engaged in performing initial repairs and with the addition of larger quantities of materials could complete the repairs while equipment and manpower are already mobilized.

Public Works Director Gerry Shaul gave a summary of this item.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the waiver of the normal bidding process and authorized the issuance of a purchase order to Epidendio Construction, Inc. for purchase of 1,300 Tons of 1/4 Ton Rip Rap in the amount of \$31,850.

7. ITEM A-6 - CURRENT CONSTRUCTION PROJECTS - CONTRACT CHANGE ORDERS:

Change Order No. 1, Lower Lake Schoolhouse Museum Bell Tower Addition - This change order reflects a discovery by the contractor of concealed site conditions different than the plans.

Public Services Director Kim Clymire gave a brief summary.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved Change Order No. 1, for an additional \$1,600.00, R&C Construction, and authorized the Chair to sign.

8. CITIZEN'S INPUT - Steve Fraser spoke regarding a vicious dog in his neighborhood.

Patricia Voulgaris spoke regarding encouraging business growth and development in Lake County.

Felicia Smith read a letter of appreciation to Supervisor Denise Rushing from the IHSS Provider Support Group.

David Jones spoke regarding the Spring Valley water system.

Cathy Jones spoke regarding the Spring Valley water system.

Nancy Ruzicka spoke and ran a power point presentation on the biographical book, Sweet Relief, about Marla Ruzicka's humanitarian efforts in Iraq.

The Board recessed and returned at 10:30 a.m.

9. ITEM A-7 - Advanced From December 12, 2006 - 9:45 A.M. - (a) CONSIDERATION OF ENGINEERING EVALUATION OF CAPITAL IMPROVEMENT FEES; and (b) AN ORDINANCE INCREASING THE CHARGES AND FEES FOR COUNTY SERVICE AREA NO. 2 - SPRING VALLEY LAKES (INCREASING CAPITAL IMPROVEMENT FEES FROM \$4,136 TO \$18,010 PER SINGLE FAMILY DWELLING UNIT) - (SECOND READING) - Special Districts Director Mark Dellinger gave a brief summary.

Chair Smith opened the public hearing and the following people spoke: Monte Winters, David Jones, Florence Kinder, Toni Field, Cathy Jones, Tricia Vanderburg, and Ruben Roncancio. No one else was present wishing to speak and the public hearing was closed.

Supervisor Rushing offered Ordinance No. 2807, and it was passed by a roll-call vote (5 ayes).

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10. **ITEM A-8 - 10:00 A.M. - HEARING - NUISANCE ABATEMENT ASSESSMENT CONFIRMATION AND PROPOSED RECORDATION OF NOTICE OF LIEN IN THE AMOUNT OF \$16,604.66, PROPERTY LOCATED AT 23878 MIRABEL ROAD, MIDDLETOWN, CA (APN 014-200-38-00 - DAVID and CORA CLARK)** - Code Compliance Manager Voris Brumfield, Code Compliance Officer Kimberlee Heckard and Cora Clark were present and sworn in by the Clerk.

Ms. Heckard gave a power point presentation on the Nuisance Abatement of the property.

Ms. Clark offered testimony.

On motion of Supervisor Robey and by vote of the Board (5 ayes), confirmed the assessment of \$16,604.66 for nuisance abatement on property located at 23878 Mirabel Road, Middletown, CA (APN 014-200-38-00), and owned by David and Cora Clark and directed the Enforcement Official to prepare and have recorded in the office of the Lake County Recorder, a Notice of Lien in the amount of \$16,604.66, pursuant to Lake County Ordinance Code, Chapter 13, Section 13-10.

11. **ITEM A-9 - 10:15 A.M. - HEARING - NUISANCE ABATEMENT ASSESSMENT CONFIRMATION AND PROPOSED RECORDATION OF NOTICE OF LIEN IN THE AMOUNT OF \$9,964.03, PROPERTY LOCATED AT 11460 ROSE ANDERSON ROAD, MIDDLETOWN, CA (APN 050-451-21-00 - ESTATE OF LARRY ARGUE)** - Code Compliance Manager Voris Brumfield and Code Compliance Officer Kimberlee Heckard were present and sworn in by the Clerk.

Ms. Heckard gave the power point presentation and staff summary.

On motion of Supervisor Robey and by vote of the Board (5 ayes), confirmed the assessment of \$9,964.03 for nuisance abatement on property located at 11460 Rose Anderson Road, Middletown, CA (APN 050-451-21-00), and owned by the Estate of Larry Argue and directed the Enforcement Official to prepare and have recorded in the office of the Lake County Recorder, a Notice of Lien in the amount of \$9,964.03, pursuant to Lake County Ordinance Code, Chapter 13, Section 13-10.

12. **ITEM A-10 - 10:30 A.M. - PUBLIC HEARING - PLANNING COMMISSION RECOMMENDATION FOR APPROVAL OF THE FOLLOWING GENERAL PLAN AMENDMENT PROPOSAL (GPAP 06-07) AND REZONE (RZ 06-11): GPAP 06-07 AND RZ 06-11 PROPOSING A GENERAL PLAN AMENDMENT FROM LOCAL COMMERCIAL TO MEDIUM DENSITY RESIDENTIAL AND CONSIDERATION OF A PROPOSED ORDINANCE REZONING THREE PARCELS FROM "C1-DR" (LOCAL COMMERCIAL - DESIGN REVIEW) TO "R2" (TWO-FAMILY RESIDENTIAL) PROPOSED FOR STEPHEN CARTER; AND ADOPTION OF A NEGATIVE DECLARATION FOR SAID GPAP AND REZONE, BASED ON INITIAL STUDY (IS 06-71); THIS PROJECT IS LOCATED AT 21325, 21331 AND 21333 STEWART STREET, MIDDLETOWN, CA (APNS 024-483-13, 024-483-14 AND 024-483-15)** - Community Development Director Rick Coel and Senior Planner Emily Minton were present.

Ms. Minton gave a brief presentation of the Planning Commission's recommendation.

Chair Smith opened the public hearing and Stephen Carter spoke. No one else was present wishing to speak and the public hearing was closed.

On motion of Supervisor Robey and by vote of the Board (5 ayes), found that on the basis of the Initial Study IS 06-71, that the general plan amendment and rezone as applied for by Stephen Carter will not have a significant effect on the environment and therefore a negative declaration shall be adopted with the findings set forth in the Board Memorandum dated December 6, 2006.

On motion of Supervisor Robey and by vote of the Board (5 ayes), made a motion of intended decision to approve the general plan amendment for Carter, and defer offering the resolution until after hearing the general plan amendment and rezone proposal of the County of Lake for the Rivas Area Plan (GPAP 06-02, RZ 06-16).

This item was continued later in the day.

13. **ITEM A-11 - 10:45 A.M. - PUBLIC HEARING - PLANNING COMMISSION RECOMMENDATION FOR APPROVAL OF THE FOLLOWING GENERAL PLAN AMENDMENT PROPOSAL (GPAP 06-06) AND REZONE (RZ 06-10): GPAP 06-06 AND RZ 06-10 PROPOSING A GENERAL PLAN AMENDMENT FROM COMMUNITY COMMERCIAL TO SUBURBAN RESIDENTIAL AND CONSIDERATION OF A PROPOSED ORDINANCE REZONING THREE ADJACENT LOTS FROM "C2-FF" (COMMUNITY COMMERCIAL - FLOODWAY FRINGE) TO "R1-FF" (SINGLE-FAMILY RESIDENTIAL-FLOODWAY FRINGE) PROPOSED FOR DONALD R. COWDEN; AND ADOPTION OF A NEGATIVE DECLARATION FOR SAID GPAP AND REZONE, BASED ON INITIAL STUDY (IS 06-66); THIS PROJECT IS LOCATED AT 13068, 13088 AND 13098 1ST STREET, CLEARLAKE OAKS, CA (APNS 035-401-10, 035-401-11 AND 035-401-30)** - Community Development Director Rick Coel and Associate Planner Kevin Ingram were present.

Mr. Ingram gave a brief presentation of the project.

Chair Smith opened the public hearing. There was no one present wishing to speak and the public hearing was closed.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), found that on the basis of the Initial Study IS 06-66, that the general plan amendment from Community Commercial to Suburban Residential and rezone from "C2-FF" to "R1-FF" applied for by Donald R. Cowden, Trustee of DLT Irrevocable Land Trust will not have a significant effect on the environment and therefore a negative declaration shall be adopted with the findings set forth in the Board Memorandum dated December 5, 2006.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), made a motion of intended decision to approve the general plan amendment for Donald R. Cowden, Trustee of DLT Irrevocable Land Trust, and defer offering the resolution until after hearing the general plan amendment and rezone proposal of the County of Lake for the Rivas Area Plan (GPAP 06-02, RZ 06-16).

This item was continued later in the day.

14. **ITEM A-12 - 11:00 A.M. - STATUS REPORT FROM CODE COMPLIANCE AND DISCUSSION OF VEHICLE PARKING, TOWING AND IMPOUNDING OPTIONS** - Code Compliance Manager Voris Brumfield gave a power point presentation.

No Board action was taken on this item.

15. **ITEM A-13 - Continued From January 2, 2007 - 11:15 A.M. - DISCUSSION/CONSIDERATION OF THE APPEAL OF VICIOUS ANIMAL ABATEMENT ORDER , LOCATED AT 5335 EAST HIGHWAY 20, LUCERNE (CORRINA MORTON)** - Corinna Morton was sworn in by the Clerk.

Ms. Morton presented additional testimony.

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On motion of Supervisor Brown and by vote of the Board (5 ayes), upheld the appeal of the Vicious Animal Abatement, based on lack of evidence and directed Animal Control staff to release the animal immediately to its owner, waiving boarding fees.

BACK TO ITEM #3 - ITEM A-17(b) - CONSIDERATION OF APPLICATIONS FROM MEMBERS OF THE PUBLIC FOR APPOINTMENT TO MISCELLANEOUS LAKE COUNTY COMMITTEES, COMMISSIONS AND ADVISORY BOARDS-

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Miles Turner to the Agricultural Element Advisory Committee, for a term expiring January 1, 2009.

On motion of Supervisor Brown appointed Nora Star, Susan Cannon, Grant Murray, Eden Morrill, Parker Mahoney, Eliza Wingate and Darlene Serpa to the Animal Control Advisory Board, for terms expiring on January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Al Moorhead to the Big Valley Groundwater Management Zone Commission for a term expiring on January 1, 2010.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed William M. Turner, Jr. to the Building Board of Appeals, for a term expiring on January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Molly Keithly - Consumer category, Stephanie Lilly - Public Agency category and Laurie Daly - Community Representative category, to the Child Care Planning and Development Council, for terms expiring on January 1, 2010.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Ed Calkins - Algae (Aesthetics) category, Gary Jolley - Navigation category, Doug North - Rimland Property Owners category, Janet Swedberg - Wildlife, alternate category, Dennis Yows - Habitat % Ecology category, Jim Hilton - Public Access category and Martha Steward - Agriculture category, to the Clear Lake Advisory Sub-Committee Advisory Board, for terms expiring on January 1, 2009. The application of Suzanne Lyons was pulled, pending clarification, and will be revisited at a future date.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Mike Beverlin - EMT Representative category, Steve Shifflett - ER Affiliated-Medical Care Coordinator category, Robert Ray - Fire Department category, Steven Schepper - ER Affiliated Medical Care Coordinator, Willie Sapeta - Sheriff's Department category, and Paul Duncan - Paramedic Representative category to the Emergency Medical Care Committee, for terms expiring January 1, 2008.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Doug Eastley - General Public District 3 category, Fred Gaul - General Public District 2 category, Edwin Groves - General Public District 5 category, Sandie Elliott - Conservation/Wildlife category, Greg Giusti - Wildlife Preservation category, Diana Hershey - Land Conservation category, Richard Hinchcliff - General Public District 4 category, Robert Suenram - Livestock Industry category, Victoria Brandon - Conservation Organization category and Dennis Reynolds - Law Enforcement category, to the Fish and Wildlife Advisory Committee, for terms expiring January 1, 2009. The applications of John Hancock, Deborah Ard and Jonathan Ambrose were pulled pending clarification and will be revisited at a future date.

On motion of Supervisor Farrington and by vote of the Board (5 ayes) appointed Audrey Lindeblad to the Hartley Cemetery District, for a term expiring on January 23, 1011.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Craig Eve - District 1 category, Anita Crabtree - District 3 category, Lisa Corbridge - District 4 category, Arlene Carter - District 2 category and Donna Nelson-Edwards - At Large category to the Heritage Commission, for a term expiring January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing NO), appointed Andrew Peterson to the Lake County Areawide Planning Council, for a term expiring January 9, 2007.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed L. Jack Bettencourt to the Lake County Areawide Planning Council, for a term expiring January 9, 2007.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Gerald Mills, Donald Davidson, Randall Williams, John Whitehead and William Whipple to the Lakeport Fire Protection District, for a term expiring January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Robert Bridges and Stephen Elias to the Law Library Board of Trustees, for a term expiring January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Bud Shipley, Sally David, Irehne Dishman and Mary Keithly to the Library Advisory Board, for a term expiring January 1, 2009.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Frank Jeffries to the Lower Lake Cemetery District, for a term expiring January 1, 2011.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Frank Haas, David Johnson, Robert Silvestre and Frances Ransley to the Lower Lake Waterworks District One Board, for a term expiring January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed John Pavoni, Thomas Jordan, Marta Fuller, Janine Smith-Citron, Deborah Keith, Patricia MacRae, Michele Tarry, Rose Weaver and Susan Jen to the Maternal, Child and Adolescent Health Advisory Board, for a term expiring January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Nicki Jean Botto to the Mental Health Advisory Board, for a term expiring January 1, 2010.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Allen Clay and Bonnie Albertson to the Middletown Cemetery District, for a term expiring January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Rick Archbold - District 1 category, Curt Giambruno - District 2 category, Renee Felciano - District 3 category and Joel Witherell - District 5 category to Countywide Parks and Recreation Advisory Board, for a term expiring January 1, 2009.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Duane Furman, Cameron Reeves and Donna Spellman to the Public Defender Oversight Committee, for a term expiring January 1, 2008.

On motion of Supervisor Robey and by vote of the Board (5 ayes), appointed Marvin Kramer to the Vector Control District, for a term expiring January 1, 2009.

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16. **ITEM A-18 - 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; and 2. Conference with Legal Counsel - Anticipated Litigation - (a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: One Potential Case - Chair Smith 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 adjourned at 1:50 p.m. and reconvened at 6:00 p.m., with Assistant Clerk of the Board Georgine Hunt taking minutes for the remainder of the meeting.

17. **ITEM A-14 - 6:00 P.M. - CONTINUED FROM DECEMBER 19, 2006 - PUBLIC HEARING - CONSIDERATION OF ADOPTION OF RIVIERAS AREA PLAN (GPAP 06-02) AND THE ORDINANCE REZONING LANDS WITHIN THE AREA PLAN (RZ 06-16), AND REVIEW AND CONSIDERATION OF THE ENVIRONMENTAL IMPACT REPORT (EIR 06-02) WHICH HAS BEEN CERTIFIED FOR THE DRAFT RIVIERAS AREA PLAN REZONING** - Community Development Director Rick Coel and Senior Planner Emily Minton were present.

Ms. Minton gave an brief overview of the changes that the Board recommended on December 19, 2006, to the draft Riveras Area Plan.

Chair Smith continued the public hearing and the following persons spoke: Mr. Henry Wells, Ms. Angie Segal, Mr. Spike Wheeler, Ms. Inga Black, Ms. Thomasine Griesgraber and Ms. Sybil Francis. The public hearing was continued after a short recess.

After a short recess, the Board reconvened at 8:10 p.m.

Chair Smith continued the public hearing and the following persons spoke: Ms. Phyllis Lambert, Mr. Bob Olsen, Mr. Terrelladen, Mr. Bill Gilbert, Mr. Eric Lundquist, Mr. Bill Pickering, Mr. Ed Calkins, Ms. Karen McDougall, Mr. Joel Witherell, Mr. Peter Windrem, Mr. Monty Black and Mr. Don Maulder. No one else was present wishing to speak and the public hearing was closed.

After a short recess, the Board reconvened at 9:25 p.m.

Ms. Minton explained that the proposed Resolution will include the General Plan Amendments for Donald Cowden (GPAP 06-06), Stephen Carter (GPAP 06-06), that were considered earlier in the day, and the Riveras Area Plan (GPAP 06-02). The ordinances rezoning lands of Donald Cowden and Stephen Carter will be taken up immediately following the approval of the Riverias Area Plan.

Supervisor Brown offered Resolution No. 2007-14 (a Resolution Adopting an Amendment to the Lake County General Plan - GPA 07-01), and it was passed by a roll-call vote (5 ayes).

On motion of Supervisor Brown and by vote of the Board (5 ayes), waived the reading of the ordinance and had it read in title only (Clerk so did).

Supervisor Brown offered Ordinance No. 2810 (an Ordinance Amending Section 21-3.7 of Chapter 21 of the Ordinance Code of the County of Lake by Adopting a Sectional District Zoning Map No. 3.7(b)1.359 Rezoning Lands within the Riverias Area Plan), and it was passed by a roll-call vote (5 ayes).

- BACK TO #12 - ITEM A-10 - 10:30 A.M. - PUBLIC HEARING - PLANNING COMMISSION RECOMMENDATION FOR APPROVAL OF THE FOLLOWING GENERAL PLAN AMENDMENT PROPOSAL (GPAP 06-07) AND REZONE (RZ 06-11): GPAP 06-07 AND RZ 06-11 PROPOSING A GENERAL PLAN AMENDMENT FROM LOCAL COMMERCIAL TO MEDIUM DENSITY RESIDENTIAL AND CONSIDERATION OF A PROPOSED ORDINANCE REZONING THREE PARCELS FROM "C1-DR" (LOCAL COMMERCIAL - DESIGN REVIEW) TO "R2" (TWO-FAMILY RESIDENTIAL) PROPOSED FOR STEPHEN CARTER; AND ADOPTION OF A NEGATIVE DECLARATION FOR SAID GPAP AND REZONE, BASED ON INITIAL STUDY (IS 06-71); THIS PROJECT IS LOCATED AT 21325, 21331 AND 21333 STEWART STREET, MIDDLETOWN, CA (APNS 024-483-13, 024-483-14 AND 024-483-15)** - Community Development Director Rick Coel and Senior Planner Emily Minton were present.

On motion of Supervisor Brown and by vote of the Board (5 ayes), waived the reading of the ordinance and had it read in title only (Clerk so did).

Supervisor Brown offered Ordinance No. 2808 (an Ordinance Amending Section 21-3.7 of Chapter 21 of the Ordinance Code of the County of Lake by Adopting a Sectional District Zoning Map No. 3.7(b)1.357 Rezoning Lands of Carter), and it was passed by a roll-call vote (5 ayes).

- BACK TO #13 - ITEM A-11 - 10:45 A.M. - PUBLIC HEARING - PLANNING COMMISSION RECOMMENDATION FOR APPROVAL OF THE FOLLOWING GENERAL PLAN AMENDMENT PROPOSAL (GPAP 06-06) AND REZONE (RZ 06-10): GPAP 06-06 AND RZ 06-10 PROPOSING A GENERAL PLAN AMENDMENT FROM COMMUNITY COMMERCIAL TO SUBURBAN RESIDENTIAL AND CONSIDERATION OF A PROPOSED ORDINANCE REZONING THREE ADJACENT LOTS FROM "C2-FR" (COMMUNITY COMMERCIAL - FLOODWAY FRINGE) TO "R1-FR" (SINGLE-FAMILY RESIDENTIAL-FLOODWAY FRINGE) PROPOSED FOR DONALD R. COWDEN; AND ADOPTION OF A NEGATIVE DECLARATION FOR SAID GPAP AND REZONE, BASED ON INITIAL STUDY (IS 06-66); THIS PROJECT IS LOCATED AT 13068, 13088 AND 13098 1ST STREET, CLEARLAKE OAKS, CA (APNS 035-401-10, 035-401-11 AND 035-401-30)** - Community Development Director Rick Coel and Senior Planner Emily Minton were present.

On motion of Supervisor Brown and by vote of the Board (5 ayes), waived the reading of the ordinance and had it read in title only (Clerk so did).

Supervisor Brown offered Ordinance No. 2809 (an Ordinance Amending Section 21-3.7 of Chapter 21 of the Ordinance Code of the County of Lake by Adopting a Sectional District Zoning Map No. 3.7(b)1.358 Rezoning Lands within the Riverias Area Plan), and it was passed by a roll-call vote (5 ayes)

There being no further business, the Board adjourned at 9:40 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