



# MINUTES

## COUNTY OF LAKE

### BOARD OF SUPERVISORS

#### OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD NOVEMBER 13, 2007

The Honorable Board of Supervisors of Lake County, California, met in Regular Session this 13<sup>th</sup> day of November 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, following a moment of silence, Supervisor Rushing led the salute to the flag of the United States of America.

1. **ITEM A-1 - 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-11.

Adopted Proclamation designating the week of November 11-17, 2007, as In-Home Supportive Services Caregiver Week in Lake County.

Appointed Scott Lee Fergusson to the Middletown Area Town Hall as a Municipal Advisory Board (MATH) for a term expiring on January 1, 2009.

Approved Agreement between the City of Clearlake and the County of Lake relative to operation of a local Public, Educational, Governmental (PEG) cable television channel and authorized the Chair to sign.

Approved First Amendment to 2007/2008 Agreement between the County of Lake and David H. Williams, MD for specialty Mental health services and authorized the Chair to sign.

Approved Permit to conduct aeronautical activities at Lampson Airport (Tom's Aircraft) and authorized the Chair to sign.

Approved Permit to conduct aeronautical activities at Lampson Airport (Medi plane, Inc. - dba Reach) and authorized the Chair to sign.

Adopted Resolution No. 2007-227 amending Resolution No. 2007-177 establishing position allocations for Fiscal Year 2007-2008, Budget Unit No. 5011 - Department of Social Services (deleting one vacant Social Services Information Systems Administrator, adding one Senior System Support Analyst, deleting one vacant Public Authority Coordinator and adding one Public Authority Supervisor.

Adopted Resolution No. 2007-228 amending County Personnel Rules (per Board action taken on October 16, 2007).

Approved Minutes of the Board of Supervisors meeting held on November 6, 2007.

Approved Agreement between the County of Lake and Steve James Yates and Sybil Ann Yates, Trustees, Chad Yates, Zachary Yates and Robin Yates or His Successors in Interest to construct future land development improvements (deferred improvement agreement) and authorized the Chair to sign, and reaffirm the adoption of Resolution No. 2007-219 approving final parcel map and the signing of the final parcel map - Yates (adopted by the Board on November 6, 2007).

Sitting as the Board of Directors of the Lake County Sanitation District, approved Sewer Mainline Extension Agreement between the Lake County Sanitation District and Steve Lien, APNs 042-162-26, 042-163-02, 042-163-04 and 042-163-05 (15786 23<sup>rd</sup> Avenue, Clearlake) and authorized the Chair to sign.

2. **ITEM A-15 - Advanced From November 6, 2007 - AN ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN KELSEYVILLE ON BERGESEN DRIVE (COUNTY ROAD NO. 533), IN ITS ENTIRETY - (25 M.P.H.) - (SECOND READING)** - Supervisor Brown offered Ordinance No. 2845, establishing a prima facie speed limit zone in Kelseyville on Bergesen Drive (County Road No. 533), in its entirety - (25 M.P.H.) and it was passed by roll call vote (5 ayes).
3. **ITEM A-16 - Advanced From November 6, 2007 - AN ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN UPPER LAKE ON CLOVERVALLEY ROAD (COUNTY ROAD NO. 302), FROM POST MILE 0.35 (UPPER LAKE CONTINUATION HIGH SCHOOL DRIVEWAY) TO CLOVER DRIVE - (35 M.P.H.) - (SECOND READING)** - Supervisor Rushing offered Ordinance No. 2846, establishing a prima facie speed limit zone in Upper Lake on Clover Valley Road (County Road No. 302), from Postmile 0.35 (Upper Lake Continuation High School Driveway) to Clover Drive - (35 M.P.H.), and it was passed by roll call vote (5 ayes).
4. **ITEM A-17 - Advanced From November 6, 2007 - AN ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN UPPER LAKE ON CLOVER VALLEY ROAD (COUNTY ROAD NO. 302), FROM A POINT 1,000 FEET NORTH OF FIRST STREET, UPPER LAKE (COUNTY ROAD NO. 311K) TO POSTMILE 0.35 (UPPER LAKE CONTINUATION HIGH SCHOOL DRIVEWAY) - (25 M.P.H.) - (SECOND READING)** - Supervisor Rushing offered Ordinance No. 2847, establishing a prima facie speed limit zone in Upper Lake on Clover Valley Road (County Road No. 302), from a Point 1,000 Feet North of First Street, Upper Lake (County Road No. 311k) to Postmile 0.35 (Upper Lake Continuation High School Driveway) - (25 M.P.H.), and it was passed (5 ayes).
5. **ITEM A-18 - Advanced From November 6, 2007 - AN ORDINANCE ESTABLISHING A PRIMA FACIE SPEED LIMIT ZONE IN LAKEPORT ON MISSION RANCHERIA ROAD (COUNTY ROAD NO. 502N), FROM ITS INTERSECTION WITH SODA BAY ROAD (COUNTY ROAD NO. 502), TO THE NORTHERLY INTERSECTION ON MISSION WAY - (40 M.P.H.) - (SECOND READING)** - Supervisor Farrington offered Ordinance No. 2848, establishing a prima facie speed limit zone in Lakeport on Mission Rancheria Road (County Road No. 502n), from its Intersection with Soda Bay Road (County Road No. 502), to the Northerly Intersection on Mission Way - (40 M.P.H.), and it was passed by roll call vote (5 ayes).

6. **ITEM A-13 - CONSIDERATION OF REQUEST FOR APPROVAL OF ADVANCED STEP HIRING OF AN EXTRA-HELP SOCIAL SERVICES ANALYST II DUE TO APPLICANT'S EXTRAORDINARY QUALIFICATIONS (5<sup>TH</sup> STEP SALARY RANGE)** - Social Services Director Carol Huchingson gave a brief summary.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the advanced step hiring of an Extra-Help Social Services Analyst II due to applicant's extraordinary qualifications (5<sup>th</sup> step salary range).

7. **ITEM A-4 - 9:10 A.M. - PRESENTATION OF PROCLAMATION DESIGNATING NOVEMBER, 2007, AS ALZHEIMER'S AWARENESS MONTH IN LAKE COUNTY** - Supervisor Rushing read the proclamation into the record and presented it to Adult Day Care/Respite Executive Director Caroline Denny, who spoke.

8. **ITEM A-5 - 9:15 A.M. - PRESENTATION OF PROCLAMATION DESIGNATING THE WEEK OF NOVEMBER 11-17, 2007, AS IN-HOME SUPPORTIVE SERVICES CAREGIVER WEEK IN LAKE COUNTY** - Supervisor Robey read the proclamation into the record and presented it to Tom Gressley, who spoke. Donna Christopher also spoke.

9. **ITEM A-6 - 9:20 A.M. - (a) UPDATE ON THE LAKE COUNTY FIRE SAFE ADVISORY COUNCIL; and (b) DISCUSSION REGARDING THE CREATION OF A FULL-TIME FIRE SAFE COUNCIL COORDINATION POSITION** - Supervisor Rushing and Deputy County Administrative Officer Jeff Rein gave brief summaries.

Community Development Director Rick Coel and Chief Building Official David Jezek were present.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), allocated the monies currently reserved for use in the Lake County Fire Safe plan, to be used to hire a contractor to be assigned to complete the Community Wildfire Protection Plan, and requested assistance from the Lake County Fire Safe Advisory Council to assist in the development of the Request for Proposal (RFP).

10. **ITEM A-7 - 10:00 A.M. - (a) PRESENTATION BY U.S. FOREST SERVICE REPRESENTATIVE TOM CONTRERAS REGARDING THE FOREST VEGETATION MANAGEMENT PROGRAM AND OTHER FOREST RELATED ISSUES; and (b) THE INTRODUCTION OF THE NEW UPPER LAKE/COVELO DISTRICT RANGER LEE JOHNSON** - U.S. Forest Service Forest Supervisor Tom Contreras gave a power point presentation on the U.S. Mendocino National Forest Vegetation Management Program.

11. **ITEM A-8 - Continued From November 6, 2007 - 10:30 A.M. - CONSIDERATION TO RESCINDING AND/OR MODIFY ORDINANCE NO. 2840 WHICH AMENDED CHAPTER 9 OF THE LAKE COUNTY CODE TO REQUIRE DEALERS OF MANUFACTURED HOME TO PROVIDE CERTAIN INFORMATION TO CONSUMERS AND CONSIDERATION OF OTHER ACTION** - County Counsel Anita Grant gave a brief presentation.

Chair Smith asked if anyone was present wishing to speak and the following people spoke: Robert Angel, Janis Paris and Rodney Usher.

Supervisor Robey offered Resolution No. 2007-229, in support of notification to purchasers of manufactured housing of their legal rights, and it was passed by roll call vote (5 ayes).

12. **ITEM A-12 - (a) PRESENTATION BY SOCIAL SERVICES DIRECTOR CAROL HUCHINGSON ON THE NEWLY CREATED NORTHERN CALIFORNIA REGIONAL PARTNERSHIP FOR SAFE AND STABLE FAMILIES PROGRAM; and (b) CONSIDERATION OF OUT-OF-STATE TRAVEL FOR SOCIAL SERVICES DIRECTOR CAROL HUCHINGSON AND DEPUTY SOCIAL SERVICES DIRECTOR KATHY MAES TO ARLINGTON, VIRGINIA, FROM NOVEMBER 26-29, 2007, TO ATTEND THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES REGIONAL PARTNERSHIP GRANTEE KICK OFF MEETING (TRAVEL EXPENSES FULLY FUNDED BY GRANT/NO COUNTY COST)** - Social Services Director Carol Huchingson gave a brief summary.

Supervisor Brown was absent at 11:26 a.m. and present at 11:28 a.m.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved out-of-state travel for Social Services Director Carol Huchingson and Deputy Social Services Director Kathy Maes to Arlington, CA from November 26-29, 2007, to attend the United States Department of Health and Human Services Regional Partnership Grantee Kick Off Meeting (travel expenses fully funded by grant/ no County cost).

13. **ITEM A-14 - DISCUSSION/CONSIDERATION OF RECOMMENDED ORDINANCES AND RESOLUTION TO INCREASE THE PERSONAL VEHICLE MILEAGE REIMBURSEMENT RATE TO THIRTY-FIVE CENTS PER MILE** - County Administrator Kelly Cox gave a brief summary.

Supervisor Robey offered Resolution 2007-230, amending Resolution 97-189 establishing mileage reimbursement rate for use of private vehicles on County business, and it was passed by roll call vote (5 ayes).

On motion of Supervisor Robey and by vote of the Board (5 ayes), waived the reading of the first ordinance, amending Chapter 2 of the Lake County Code to revise the mileage reimbursement rate for the Board of Supervisors, and had it read in title only. (Clerk so did).

On motion of Supervisor Robey and by vote of the Board (5 ayes), advanced the ordinance one week to November 20, 2007.

On motion of Supervisor Robey and by vote of the Board (5 ayes), waived the reading of the second ordinance, amending Chapter 2 of the Lake County Code to revise the mileage reimbursement rate for Grand Jurors, and had it read in title only. (Clerk so did).

On motion of Supervisor Robey and by vote of the Board (5 ayes), advanced the ordinance one week to November 20, 2007.

14. **ITEM A-11 - PROPOSED CALIFORNIA SOLAR INITIATIVE PROGRAM CONTRACTS BETWEEN THE COUNTY OF LAKE AND PACIFIC GAS AND ELECTRIC COMPANY FOR INCENTIVE PAYMENTS FOR THE THREE SOLAR POWER PROJECTS LOCATED AT THE HILL ROAD CORRECTIONAL FACILITY, THE NORTHWEST WASTEWATER TREATMENT PLANT AND THE SOUTHEAST WASTEWATER TREATMENT PLANT** - Chief Deputy Administrative Officer Matt Perry gave a brief summary.

Special Districts Administrator Mark Dellinger was present.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the three CSI Program contracts and authorized the County Administrative Officer and Special Districts Administrator to sign any related documents related to participation in the CSI Program for the three solar power projects; provided, however that said documents do not obligate the County and LACOSAN to spend additional money for the solar power projects beyond the amount for which staff would normally exercise authority.

15. **ITEM A-19 - CLOSED SESSION - 1** 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 2. Conference with Labor Negotiator (a) County Negotiators : A. Grant, R. Lambert and M. Perry (b) Employee Organization: LCEA 3. Public Employee Performance Evaluation: Title: County Counsel - Chair Smith announced the Board would 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 4:22 p.m.

\_\_\_\_\_  
Chair - Lake County Board of Supervisors

KELLY F. COX  
Clerk of the Board

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