



# MINUTES

## County of Lake

### Board of Supervisors

#### OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD OCTOBER 2, 2007

The Honorable Board of Supervisors of Lake County, California, met in regular session this 2<sup>nd</sup> day of October, 2007, there being present Supervisors Ed Robey, Denise Rushing, Rob Brown and Jeff Smith, Administrative Officer Kelly Cox, County Counsel Anita Grant, Assistant Clerk of the Board Georgine Hunt and Administrative Office Secretary Barbara Rosenthal. Supervisor Farrington was absent all day.

The meeting was called to order at 9:01 a.m. by Chair Smith, following a moment of silence Assistant Clerk of the Board Georgine Hunt 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 (4 ayes, Supervisor Farrington), approved Consent Agenda Items C-1 through C-5.

Approved Minutes of the Board of Supervisors meeting held on September 18, 2007.

Approved First Amendment to the Agreement between the County of Lake and Tom Pinizzotto for administrative support for implementation of Mental Health Services (MHSA) Three-year Plan, and authorized the Chair to sign.

Adopted Resolution No. 2007-196, authorizing the Public Services Director to sign a Notice of Completion for work performed under agreement dated March 20, 2007, (application of cape seal coating on various roads in Lake County).

Appointed Betty Cleveland to the Kelseyville Cemetery District Board of Directors for a term expiring on October 2, 2011.

Sitting as the Board of Directors of Kelseyville County Waterworks District No. 3, accept dedication and conveyance of mainline water extension for public utility purposes, Robert Borghesani (Walnut Vista Way, Kelseyville - APNs 007-015-09 and 007-015-10), and directed Clerk to certify for recordation.

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

**EXTRA #1 - EMERGENCY ACTION UPDATE AND CONSIDERATION OF AMENDMENT TO GRANT AGREEMENT NUMBER 06-55794 BETWEEN THE COUNTY OF LAKE AND CALIFORNIA DEPARTMENT OF HEALTH SERVICES FOR ADDITIONAL FUNDING FOR THE MT. HANNAH WATER TANK EMERGENCY REPAIR PROJECT** - On motion of Supervisor Robey and by vote of the Board (4 ayes, Supervisor Farrington 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:

Special districts was notified on September 25, 2007, that additional funds from the State will be made available for the Mt. Hannah Water Tank Emergency Repair Project. There is an urgency to move forward with this project and award a contract as appropriate.

Utility Systems Compliance Coordinator Peggy King was present.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington ABSENT), authorized the Special District Administrator to sign Amendment to Grant Agreement Number 06-55794 between the County of Lake and the California Department of Public Health, for additional funding for the Mt. Hannah Water Tank Emergency Repair Project.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington ABSENT), approved an additional \$30,000 in funding to County Service Area #22 from the County general fund, for the Mt. Hannah water tank replacement.

Staff was directed to prepare a resolution revising revenue estimates and appropriations in the Fiscal Year 2007/2008 Final Budget - Mt. Hannah Budget Unit No. 8482. The proposed resolution will be brought back to the Board later in the day for further consideration.

The Board of Supervisors adjourned and convened as the Board of Directors of IHSS Public Authority.

**EXTRA #2 - CONSIDERATION OF REQUEST FOR NECESSITY OF A CLOSED SESSION ITEM NOT ON THE POSTED AGENDA - CONFERENCE WITH LABOR NEGOTIATOR, (a) AGENCY NEGOTIATORS F. BUCHANAN, C. HUCHINGSON AND M. DIBBLE; (b) EMPLOYEE ORGANIZATION: UNITED DOMESTIC WORKERS OF AMERICA** - On motion of Director Brown and by vote of the Board (4 ayes, Supervisor Farrington 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 reason:

An issue has arisen in regard to the Lake County IHSS Public Authority's ongoing negotiations with California United Homecare Workers which must be addressed by the Authority prior to the next scheduled meeting of the Board of Supervisors on October 16, 2007.

This item will be taken up during Closed Session.

The Board of Directors of IHSS Public Authority adjourned and reconvened as the Board of Supervisors.

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3. **ITEM A-10 - Continued from September 25, 2007 - CONSIDERATION OF CHAIRMAN'S PROPOSED WRITTEN RESPONSE TO THE FISCAL YEAR 2006/2007 GRAND JURY FINAL REPORT** - Administrative Analyst Jennifer Hammond was present.

There were numerous amendments made in the response to the Grand Jury Final Report.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington ABSENT), approved the written response, as amended, to the Fiscal Year 2006/2007 Grand Jury Final Report, and authorized the Chair to sign.

4. **ITEM A-9 - Advanced from September 25, 2007 - AN ORDINANCE NO. 2724 INCREASING THE STREET LIGHT FEE FOR COUNTY SERVICE AREA NO. 20 - SODA BAY WATER AND LIGHTING - SECOND READING** - Supervisor Brown offered Ordinance No. 2841, and it was passed by a roll-call vote (4 ayes, Supervisor Farrington ABSENT).
5. **ITEM A-4 - 9:30 A.M. - HEARING - NOTICE OF NUISANCE ABATEMENT - 11165 ROSE ANDERSON ROAD, MIDDLETOWN (APN 050-441-44-00 - JAMES STEINKE)** - Code Enforcement Manager Voris Brumfield requested that this item be pulled from today's agenda and it will be placed on the agenda at a later date.
6. **ITEM A-8 - Advanced from September 25, 2007 - AN ORDINANCE AMENDING CHAPTER 9 OF THE LAKE COUNTY CODE TO REQUIRE DEALERS OF MANUFACTURED HOMES TO PROVIDE CERTAIN INFORMATION TO CONSUMERS - (SECOND READING)** - Supervisor Rushing offered Ordinance No. 2840, and it was passed by a roll-call vote (4 ayes, Supervisor Farrington ABSENT).

After a short recess, the Board reconvened at 9:45 a.m.

7. **ITEM A-11 - UPDATE ON EMERGENCY ACTION TAKEN ON SEPTEMBER 25, 2007 REGARDING WATER DAMAGE REPAIRS AT THE HILL ROAD CORRECTIONAL FACILITY** - Public Works Director Gerry Shaul and Sheriff Rodney Mitchell were present.

Mr. Shaul gave an update on the progress of the water damage repairs at the Hill Road Correctional Facility.

No action was taken on this item.

8. **ITEM A-7 - RECOMMENDATION FOR AWARD OF BID NO. 08-04, FOR CONSTRUCTION OF THE QUAIL TRAIL BRIDGE PROJECT** - Special Districts Administrator Mark Dellinger, Special Districts Administrative Manager Karen Hanson and CMMO Coordinator John Thompson were present.

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

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Farrington ABSENT), approved funding in the amount of \$157,850 from the County general fund for construction of the Quail Trail Bridge Project (funding for this project was approved in the 2007/2008 Final Budget).

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Farrington ABSENT), awarded Bid No. 08-04 to Skip Gibbs Company in the amount of \$157,850 for construction of the Quail Trail Bridge Project, and authorized the Chair to sign the bid award.

9. **ITEM A-5 - PRACTICES IMPLEMENTED BY THE MENTAL HEALTH DEPARTMENT** - Mental Health Director Kristy Kelly gave a power-point presentation regarding multiple funding sources, regulatory and contractual requirements and the tools the department has implemented to closely manage the business of the department.

There was no action taken on this item.

**BACK TO #2 - ITEM A-2 - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA:**

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10. **ITEM A-12 - CLOSED SESSION - 1. Public Employee Performance Evaluation: Title: County Administrative Officer; and 2. Conference with Labor Negotiator: (a) County Negotiators: A. Grant and M. Perry (b) Employee Organization: SDA** - Chair Smith announced that the Board will now go into Closed Session for the reasons stated on the agenda. Extra #2 will also be taken up at this time.

The Board reconvened into Regular Session with no action taken.

There being no further business, the Board adjourned at 12:20 p.m.

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Chair - Lake County Board of Supervisors

KELLY F. COX  
Clerk of the Board

By: \_\_\_\_\_  
Georgine Hunt  
Assistant Clerk of the Board

