



MINUTES BOARD OF SUPERVISORS COUNTY OF LAKE

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD SEPTEMBER 18, 2007

The Honorable Board of Supervisors of Lake County, California, met in regular session this 18TH day of September, 2007, there being present Supervisors Ed Robey, Denise Rushing, Anthony Farrington, Jeff Smith, Administrative Officer Kelly Cox, County Counsel Anita Grant, and Assistant Clerk of the Board Mireya Turner. Supervisor Brown was absent, and arrived at 10:03 a.m.

The meeting was called to order at 9:00 a.m. by Chair Smith. After 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 Robey and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved Consent Agenda Items C-1 through C-5.

Appointed Charles Hart to the Countywide Parks and Recreation Advisory Board (District 1 Representative) for a term expiring on January 1, 2009.

Approved waiver of the formal consultant selection process for reasons set forth in the memorandum from Auditor-Controller Pam Cochrane dated September 5, 2007, and approved Agreement between the County of Lake and Public Resource Management Group, LLC (PRM), to provide professional consulting services for 2007/2008 State Mandated Cost Claiming (SB 90), and authorized the Chair to sign.

Adopted Resolution No. 2007-183, approving the increase of \$30,000 to the existing New Beginnings Peri-natal Contract to be funded from the Comprehensive Drug Court Implementation (CDCI) Dependency Drug Court Grant.

Approved Grant Application and Notice of Approval of a California Multi-jurisdictional Methamphetamine Enforcement Team (Cal-Mmet) Grant funds in the amount of \$194,160, and authorized Sheriff Mitchell and Administrative Officer Kelly Cox to sign the necessary documents.

Approved "Avoid the 5 DUI Campaign" Grant Application and Grant Agreement from the Office of Traffic Safety in the amount of \$321,996, and authorized Administrative Officer Kelly Cox and Chair to sign.

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

EXTRA #1 - CONSIDERATION OF A MODIFICATION TO LAKEBED ENCROACHMENT PERMIT FOR THE CLEAR LAKE SEAPLANE SPLASH-IN REGARDING THE INSTALLATION OF THE LANDING MATS - On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved taking up this item as an extra.

On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved the modification to Lakebed Encroachment Permit for the Clear Lake Seaplane Splash-In regarding the installation of the landing mats.

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

CHANGE ORDER NO. 1- CONSTRUCTION OF CLOVER CREEK DIVERSION WEIR MODIFICATION - This change order addresses the need to increase the amount of streambed channel excavation (Earthwork) due to the amount excavated exceeding the estimated plan quantity.

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved Change Order No. 1, for an increase of \$7,616.00, Anderson Construction, and authorized the Chair to sign.

4. **CITIZEN'S INPUT** - Supervisor Farrington presented a Proclamation designating September 17-23, 2007, Seaplane Appreciation Week in Lake County. The Proclamation was presented to Damon Trimble, who spoke. Bill Ellis, originator of the upcoming Seaplane Splash-In event, also spoke.

5. **ITEM A-4 - 9:15 A.M. - PUBLIC HEARING - APPEAL OF WALTER SCHLICHER (AB 07-01) OF THE PLANNING COMMISSION'S DENIAL OF A MINOR MODIFICATION TO A PREVIOUSLY APPROVED SUBDIVISION MAP (KAYLEE COURT) TO ALLOW ALTERNATIVE PEDESTRIAN AND DRAINAGE IMPROVEMENTS IN LIEU OF CURB, GUTTER AND SIDEWALK ALONG KONOCTI ROAD; PROJECT IS LOCATED AT 5105 AND 5209 KONOCTI ROAD AND 5570 VISTA MOUNTAIN ESTATES DRIVE, KELSEYVILLE, CA (APNs 008-054-22, 23 and 24)** - Community Development Director Rick Coel, Senior Planner Emily Minton, Assistant Public Works Director Bob Lossius, Special Projects Engineer Todd Mansell, Walter Schlicher, Brian Kane and Joan Moss were sworn in by the Clerk.

Ms. Minton and Mr. Lossius each gave a staff report.

Supervisor Robey was absent at 9:46 a.m. and present at 9:47 a.m.

This item was continued to later in the day.

After a short recess, the Board reconvened at 10:00 a.m.

Supervisor Brown was present at 10:03 a.m.

6. **ITEM A-5 - 9:45 A.M. - PRESENTATION BY LPC COORDINATOR SUSAN PERRY OF THE 2007 LAKE COUNTY CHILD CARE NEEDS ASSESSMENT AND CONSIDERATION OF REQUEST FOR APPROVAL OF THE LAKE COUNTY CHILD CARE NEEDS ASSESSMENT** - Lake County Child Care Planning Council Coordinator Susan Perry gave a power point presentation.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the 2007 Lake County Needs Assessment and directed staff to create a link from the LPC website to the County website.

- BACK TO ITEM A-4 - 9:15 A.M. - PUBLIC HEARING - APPEAL OF WALTER SCHLICHER (AB 07-01) OF THE PLANNING COMMISSION'S DENIAL OF A MINOR MODIFICATION TO A PREVIOUSLY APPROVED SUBDIVISION MAP (KAYLEE COURT) TO ALLOW ALTERNATIVE PEDESTRIAN AND DRAINAGE IMPROVEMENTS IN LIEU OF CURB, GUTTER AND SIDEWALK ALONG KONOCTI ROAD; PROJECT IS LOCATED AT 5105 AND 5209 KONOCTI ROAD AND 5570 VISTA MOUNTAIN ESTATES DRIVE, KELSEYVILLE, CA (APNs 008-054-22, 23 and 24)** - Mr. Schlicher gave testimony.

Chair Smith opened the public hearing and the following people spoke: Brian Kane and Joan Moss. No one else was present wishing to speak and the public hearing was closed.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith NO), approved the appeal of Walter Schlicher (AB 07-01) of the Planning Commission's Denial of a minor modification to a previously approved subdivision map (Kaylee Court) to allow alternative pedestrian and drainage improvements in lieu of curb, gutter and sidewalk along Konocti Road, along with recommendations of Planning Department staff regarding sidewalk along the Northwest property; the project is located at 5105 and 5209 Konocti Road and 5570 Vista Estates Drive, Kelseyville, CA (APNs 008-054-22, 23 and 24), and directed staff to prepare findings of fact.

7. **ITEM A-6 - 10:00 A.M. - PRESENTATION OF LAKE COUNTY LIBRARY ADVISORY BOARD ANNUAL REPORT** - County Librarian Kathleen Jansen and Lake County Library Advisory Board member Irene Dishman were present.

Ms. Dishman presented the Lake County Library Advisory Board Annual Report.

Chair Smith asked if there was anyone present wishing to speak and Janet Cawn spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Robey and by vote of the Board (5 ayes), approved the Lake County Library Advisory Board Annual Report and thanked Library staff and Advisory Board members for their dedicated service.

8. **ITEM A-7 - 10:15 A.M. - (a) DISCUSSION/PRESENTATION REGARDING FUTURE ALLOCATION OF FUNDING OF TITLE II AND TITLE III MONIES FOR RAC PROJECTS; (b) PROPOSED RESOLUTION DESIGNATING 15% OF THE FULL PAYMENT AMOUNT RECEIVED IN FISCAL YEAR 2007/2008 PURSUANT TO H.R. 2389 TO BE ALLOCATED TO LOCAL PROJECTS; and (c) PROPOSED RESOLUTION DESIGNATING THE AMOUNT OF FUNDING TO BE ALLOCATED BETWEEN TITLE II AND TITLE III LOCAL PROJECTS PURSUANT TO H.R. 2389 FOR FISCAL YEAR 2007/2008** - Deputy County Administrative Officer Jeff Rein presented a staff report.

Chair Smith asked if anyone was present wishing to speak and the following people spoke: Ray Mostin, Susanne LaFavre, and Roberta Lyons. No one else was present wishing to speak and the public input portion of this item was closed.

Supervisor Robey offered Resolution No. 2007-184, designating 15% of the full payment amount received in FY 2007/2008 pursuant to H.R. 2389 to be allocated to local projects, and it was passed by roll call vote (5 ayes).

Supervisor Robey offered Resolution 2007-185, designating the amount of funding to be allocated between Title II and Title III projects pursuant to H.R. 2389 for FY 2007/2008, and it was passed by roll call vote (5 ayes).

9. **ITEM A-8 - 10:45 A.M. - REQUEST FOR BOARD DIRECTION REGARDING THE RECOVERY OF PRIOR YEARS DELINQUENT PENALTIES FOR VARIOUS WATER/FIRE DISTRICTS** - Auditor-Controller Pam Cochrane and Accountant II Elizabeth Martinez were present.

Ms. Cochrane gave a brief summary.

On motion of Supervisor Brown and by vote of the Board (5 ayes), waived any rights to collection of any unretained penalties under the contracts with the various water and fire districts, from FY 2005/2006 and prior years.

The Board of Supervisors adjourned and convened as the Board of Directors of the Lake County Redevelopment Agency.

10. **ITEM A-10 - CONSIDERATION OF OPTION AGREEMENT FOR PURCHASE OF REAL PROPERTY (CLARK'S ISLAND) FOR DEVELOPMENT OF A PUBLIC PARK FACILITY LOCATED AT 12565 EAST HIGHWAY 20, CLEARLAKE OAKS, (CARLTON CLARK - APN 035-240-03)** - County Administrative Officer Kelly Cox gave presented the staff report.

On motion of Director Rushing and by vote of the Board (5 ayes), approved the Option Agreement for the purchase of real property (Clark's Island) for development of a public park facility located at 12565 East Highway 20, Clearlake Oaks, (APN 035-240-03 - Carlton Clark) and authorized the Chair to sign.

The Board of Directors of the Lake County Redevelopment Agency adjourned and reconvened as the Board of Supervisors.

11. **ITEM A-11 - CLOSED SESSION - 1. Public Employee Performance Evaluation Title: Director of Child Support Services 2. 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** - 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 meeting was adjourned at 12:25 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board
By: _____
Mireya G. Turner
Assistant Clerk of the Board

