



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD APRIL 22, 2008

The Honorable Board of Supervisors of Lake County, California, met in Regular Session this 22nd day of April, 2008, there being present Supervisors Jeff Smith, Denise Rushing, Anthony Farrington, Rob Brown, and Ed Robey, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Georgine Hunt.

The meeting was called to order at 9:01 a.m. After a moment of silence, Chair Robey led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-12.
2. Adopted Proclamation designating the Week of April 27th through May 3rd, 2008, as National Volunteer Recognition Week in Lake County.

Reappointed David A. Fromer (Others - Consumer - Interested Group Category) and appoint Dr. Karen M. Tait (Health Officer Category) to the Emergency Medical Care Committee (EMCC) for terms expiring on January 1, 2009.

Reappointed Dr. Katherine C. Andre to Mental Health Advisory Board for a term expiring on June 30, 2011.

(a) Authorize acceptance of Planning Grant in the amount of \$10,000 from the California Emerging Technology Fund (CETF); and (b) Authorize staff time for the development of an Aggregation of Demand Project (broadband access) for the five-county region encompassing Lake, Glenn, Colusa, Sutter and Yuba Counties.

Approved First Amendment to Agreement between the County of Lake and URS Corporation to update the General Plan and authorized the Chair to sign.

Adopted Resolution No. 2008-78 to approve a Contract between the County of Lake and National Association of County and City Health Officials (NACCHO) for support of the Emergency Preparedness County of Lake Medical Reserve Corps (MRC) Unit.

Approved alternative work schedule for CHDP Coordinating Supervisor Kellie Furia as recommended in the Memorandum dated April 9, 2008, from Health Services Director Jim Brown.

Adopted Resolution No. 2008-79 approving final parcel map and the signing of the final parcel map (Butcher).

Approved plans and specifications for 2005/2006 storm damage repair on Bartlett Springs Road (PM 0.5, 0.9, 1.2, 1.6 and 1.9) and authorized the Assistant Purchasing Agent to advertise for bids.

Adopted Resolution No. 2008-80 cancelling designated reserves for building and infrastructure projects and amending Resolution 2007-176 to provide for an interim loan to County Service Area #23, Zone M, for road improvement projects in Riviera Heights.

Adopted Resolution No. 2008-81 changing mileage in County Maintained Road System.

Approved Amendment Seven to Agreement between the County of Lake and MRO Engineers, Inc. (previously known as Martin, Rivett & Olson) for engineering services for the Soda Bay Bridge Replacement over Cole Creek and authorized the Chair to sign.

3. **ITEM A-14 - Consideration of request from the City of Clearlake for waiver of Landfill Fees for special project** - Chair Robey gave a brief overview of the request from the City of Clearlake for the waiver of Landfill Fees. This project involves the removal of a building on City-owned property at Austin Park.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved the request from the City of Clearlake for waiver of Landfill Fees for a special project, on the condition that the City recycle as much material as possible to the extent it is economically feasible.

4. **ITEM A-13 - Consideration of approval of Findings of Fact - Appeal of Jeanne Ford (AB 07-07) of the Planning Commission's denial of a request for variance to allow an existing deck within the side and rear yard setback; located at 535 Walnut Drive, Lakeport, CA (APN 029-161-37)** - Supervisor Brown stated that he was not present during this appeal hearing which was held on March 25, 2008 and he will be abstaining on any action taken on this item.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisor Smith NO, Supervisor Brown ABSTAIN), approved the Findings of Fact in the matter of Jeanne Ford and authorized the Chair to sign.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisor Smith NO, Supervisor Brown ABSTAIN), granted in appeal in the matter of Jeanne Ford.

5. **ITEM A-15 - Update on emergency action taken on September 11, 2007, regarding Mt. Hannah water tank replacement** - A Memorandum dated April 18, 2008, from Utility Services Compliance Coordinator Peggie King informing the Board that the contractor has resolved the cost increase with the supplier and the tank is scheduled to be delivered during the week of April 21, 2008, and the erection crew is scheduled for May 5, 2008.

On motion of Supervisor Brown and by vote of the Board (5 ayes), found that the emergency still exist regarding the Mt. Hannah water tank replacement.

6. **ITEM A-16 - (a) Proposed Resolution urging the California State Legislature to introduce and support legislation requiring an increase in Vessel Registration Fees; and (b) Update from staff regarding status of the Vessel Inspection Program (Quagga Mussels)** - Supervisor Smith offered Resolution No. 2008-82 and it was passed by a roll-call vote (5 ayes).

The update regarding the status of the Vessel Inspection Program will be taken up later today.

7. **ITEM A-5 - 9:15 A.M. - Presentation by Carolynn Jarrett Regarding: (a) The History of the Children's Museum of Art and Science; (b) The Partnership with Anderson Marsh Interpretative Association to build a discovery center, classroom and outdoor amphitheater at Anderson Marsh; and (c) Consideration of request for sponsorship by the County of Lake for the Third Annual Bluegrass Festival at Anderson March to be held in September** - Carolynn Jarrett gave a brief presentation on the projects and programs that the Association is sponsoring at the park, which included the Old Time Bluegrass Festival, the Monster Mash for Halloween, Little League Baseball and the Children's Museum of Art and Science outdoor camp. Also, Ms. Jarrett gave a brief overview of the proposed Discovery Center, which would be an outdoor education facility with programs and interpretive opportunities based on the park's ecology and historical significance. The emphasis of the center would be on wildlife, natural habitats and European and Native American History.

County Administrative Officer Kelly Cox stated that during the 2007/2008 Final Budget Hearings, the Board approved the expenditure of a \$1,000 to be used for sponsorship of the Bluegrass Festival.

On motion of Supervisor Smith and by vote of the Board (5 ayes), reconfirmed the expenditure of a \$1,000 for sponsorship of the Bluegrass Festival and directed staff to prepare a letter of support of the Discovery Center Project and authorized the Chair to sign.

8. **ITEM A-6 - Carried over from March 18, 25 and April 8, 2008 - 9:30 A.M. - Consideration of request from Sheriff Mitchell for appointment of working group for implementation of Syringe Exchange Program** - Sheriff Rodney Mitchell and Health Services Director Jim Brown were present.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), appointed Supervisors Smith, Rushing and Farrington (alternate) to represent the Board of Supervisors on the working group of the Syringe Exchange Program and directed Health Services Director to determine and appoint other appropriate County staff representatives to the working group of the Syringe Exchange Program.

9. **ITEM A-7 - 9:45 A.M. - (a) Discussion regarding pending termination of contracts for specialty mental health services and consideration of contractors' request for the board to rescind cancellation of the contracts until alternative solutions can be developed; and (b) Consideration of Mental Health Director's recommendation relative to the above** - Mental Health Director Kristy Kelly was present and provided an overview of the Mental Health Department's decision to terminate the contracts with Redwood Children's Services, Lake Family Resource Center and the Office of Education. After consulting with County Administrative Officer Kelly Cox it was determined that Mental Health could receive a loan of monies from the County General Fund that would provide interim financing in the amount of \$125,000 which will be used for seed money in order to continue with the contracts.

Camille Schraeder, representing Redwood Children's Services, Gloria Flaherty, representing Lakeside Family Resource Center and Joyce Elmer, representing Lake County Office of Education were present and each reported on the impacts of terminating the contracts for specialty mental health services.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved Fourth Amendment to Agreements between the County of Lake and Redwood Children's Services, the Lake County Office of Education and Sutter Lakeside Community Services (now known as the Lake Family Resource Center) for specialty mental health services and authorized the Chair to sign the three agreements.

Supervisor Brown offered Resolution No. 2008-83 (a Resolution revising the Fiscal Year 2007/2008 Final Budget to provide a loan of monies from the General Fund to the Mental Health Fund for purposes of providing interim financing for Mental Health specialty services contracts) and it was passed by a roll-call vote (5 ayes).

10. **ITEM A-8 - 10:15 A.M. - Presentation of Proclamation designating the Week of April 27th through May 3rd, 2008, as National Volunteer Recognition Week in Lake County** - Supervisor Rushing read the Proclamation into the record. The Proclamation was presented to Ms. Jane Jacobs and Ms. Marva Brandt.

11. **ITEM A-9 - 10:30 A.M. - Consideration of request to amend Owner Participation Agreement with Rural Communities Housing Development Corporation to increase loan amount by \$750,000, revise unit affordability composition and revise schedule of performance (proposed project is located at 6853 Collier Avenue in Nice)** - Chief Deputy Administrative Officer Matt Perry submitted a Memorandum dated April 18, 2008, requesting that this item be pulled from today's agenda and carried over to a later date.

This item will be placed on the agenda at a later date for further consideration.

12. **ITEM A-10 - 10:45 A.M. - Discussion regarding the discontinuance of Animal Control Services with the City of Lakeport** - Administrative Analyst Doug Willardson was present and gave a brief overview of the back payments in the amount of \$14,920 that the City of Lakeport owes to the County and what action needs to be taken to recover these funds.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington NO), directed staff to prepare a letter warning the City of Lakeport that if the delinquent monies are not received by June 1, 2008, that the County will cease to provide any Animal Control services in the city limits of Lakeport and authorized the Chair to sign.

The Board of Supervisors adjourned and convened as the Board of Directors of Lake County Watershed Protection District.

- BACK TO #6 - ITEM A-16 - (a) Proposed Resolution urging the California State Legislature to introduce and support legislation requiring an increase in Vessel Registration Fees; and (b) Update from staff regarding status of the Vessel Inspection Program (Quagga Mussels)** - Deputy Public Works Director of Water Resources Pam Francis was present and gave an update regarding the status of the Vessel Inspection Program.

The proposed resolution was adopted earlier in the day.

There was no action taken on this item.

The Board of Directors of Lake County Watershed Protection District adjourned and reconvened as the Board of Supervisors.

13. **ITEM A-17 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert and M. Perry; and (b) Employee Organizations: LCEA, LCCOA, SDA AND DDAA; and sitting as the Board of Directors of Lake County Redevelopment Agency: 2. Conference with Real Property Negotiators: (a) Property: 3605 and 3655 Lakeshore Boulevard, Nice, CA (APNs 032-133-35 and 032-137-01), (b) Agency Negotiator: Eric Seely, (c) Negotiating Parties: Lake County Redevelopment Agency and Joan Bartz, property owner and (d) Under Negotiation: Price and terms** - Chair Robey announced that the Board will now go into Closed Session for the reasons stated on the agenda.

The Board of Supervisors reconvened into Regular Session with no action taken.

The Board recessed for lunch at 12:15 a.m. and reconvened at 1:32 p.m.

14. **ITEM A-11 - 1:30 P.M. - Joint Meeting with the City Councils of the City of Clearlake and the City of Lakeport for a discussion regarding the Road Impact Mitigation Fees** -The following representatives from the City of Clearlake were present: Council Member Joyce Overton, Council Member Judy Thien, Council Member Chuck Leonard, Council Member Roy Simons and Council Member Curt Giambruno.

The following representatives from the City of Lakeport were present: Council Member Bob Rumfelt, Council Member Roy Parmentier, Council Member Jim Irwin, Council Member Buzz Bruns and Council Member Ron Bertsch.

Staff Consultant for the Area Planning Council Mr. Phil Dow, Omni Means representative Paul Miller and Caltrans representative Charlie Fielder were present.

Mr. Miller gave a power-point presentation regarding the proposed Road Impact Mitigation Fees.

Chair Robey asked if anyone present wished to speak on this item and the following people spoke: Mr. Todd Falconer, Mr. John Burke and Mr. Paul Cole. No one else was present wishing to speak and the public portion of this item was closed.

There was no action taken on this item.

- BACK TO # - ITEM A-17 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert and M. Perry; and (b) Employee Organizations: LCEA, LCCOA, SDA AND DDAA; and sitting as the Board of Directors of Lake County Redevelopment Agency: 2. Conference with Real Property Negotiators: (a) Property: 3605 and 3655 Lakeshore Boulevard, Nice, CA (APNs 032-133-35 and 032-137-01), (b) Agency Negotiator: Eric Seely, (c) Negotiating Parties: Lake County Redevelopment Agency and Joan Bartz, property owner and (d) Under Negotiation: Price and terms** - Chair Robey announced that the Board will now go back 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 4:25 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

By: _____
Georgine Hunt
Assistant Clerk of the Board