



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD AUGUST 12, 2008

The Honorable Board of Supervisors of Lake County, California, met in Regular Session this 12th day of August, 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 Mireya Turner.

The meeting was called to order at 9:00 a.m. After a moment of silence, County Administrative Officer Kelly Cox 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-14, with the exception of C-6 and C-11. C-6 was taken up immediately following the Consent Agenda and C-11 was taken up later in the day.

Adopted Proclamations commending Kevin Todd and Keith Todd on achieving the rank of Eagle Scout.

Appointed Greg Giusti and Terry Knight to the Lake County Mussel Task Force.

Adopted Resolution No. 2008-147 stating a position on the issues surrounding forest management on federal lands and the consequences of catastrophic wildfire.

Adopted Resolution No. 2008-148 approving Agreement No. 08-C0015 and authorizing execution thereof for the electronic submission of pesticide use data during Fiscal Year 2008/2009.

Approved Contract between the County of Lake and Myra Pauley, R.N. for specialty mental health services (maximum reimbursement of \$20,800), and authorized the Chair to sign.

Adopted Resolution No. 2008-149 authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated May 27, 2008 (2005/2006 storm damage repair on Bartlett Springs Road - MPM 29.7).

Adopted Resolution No. 2008-150 authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated May 30, 2008 (2005/2006 storm damage repair on Elk Mountain Road - MPM 37.7).

Approved Grant Deed and directed Clerk to certify for recordation (a portion of Meadow Drive - Elies Moreno), and approved Purchase Agreement between the County of Lake and Elies Moreno for Soda Bay Road/Big Valley Rancheria Road Rehabilitation Project and authorized the Chair to sign.

Adopted Proclamation commending Robert L. Reynolds for his 29 years of service to the County

Sitting as the Board of Directors of the Lake County Sanitation District, accepted dedication and conveyance of mainline sewer extension, for purpose of providing sewer service to property located at Country Club Drive, Clearlake Park (APN 038-271-28 - Homer Williams), authorized the Chair to sign and directed Clerk to certify for recordation.

Sitting as the Board of Directors of the Lake County Sanitation District, accepted dedication and conveyance of mainline sewer extension for purpose of providing sewer service to properties located on Santa Clara Avenue and San Diego Avenue, Middletown (APNs 014-091-17 through 014-091-22 and 014-092-02 through 014-092-12 - John Blakeslee), authorized the Chair to sign and directed Clerk to certify for recordation.

Sitting as the Board of Directors of the Lake County Sanitation District, accepted dedication and conveyance of mainline sewer extension, for purpose of providing sewer service to properties located on 20th Avenue, Clearlake (APNs 042-172-16 and 042-172-32 - Rudolph Brookter), authorized the Chair to sign and directed Clerk to certify for recordation.

The Board of Supervisors adjourned and convened as the Board of Directors of the Lake County Air Quality Management District.

2. **CONSENT AGENDA ITEM C-11 - Consideration of proposed letter to Megan Rae Rosia, Federal Aviation Administration regarding jet aircraft contrails often visible in Lake County skies and authorize the Chair to sign** - At Supervisor Farrington's request, this item was pulled from the Consent Agenda for discussion.

Chair Robey asked if anyone was present wishing to speak and Tom Slight spoke.

The letter was amended to cite Doug Gearhart as the contact person and to add Congressman Thompson, and Senators Boxer and Feinstein as recipients.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved sending the letter to Megan Rae Rosia, Federal Aviation Administration, Congressman Thompson, Senator Barbara Boxer and Senator Dianne Feinstein, regarding jet aircraft contrails often visible in Lake County skies and authorized the Chair to sign.

The Board of Directors of the Air Quality Management District adjourned and reconvened as the Board of Supervisors.

3. **ITEM A-5 - 9:10 A.M. - Presentation of Proclamations commending Kevin Todd and Keith Todd on achieving the rank of Eagle Scout** - Supervisor Farrington read the Proclamations into the record and presented them to Kevin Todd and Keith Todd, who spoke.

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4. **ITEM A-6 - 9:15 A.M. - PUBLIC HEARING - Consideration of proposed Resolution approving Resolutions and Capital Fire Facility and Equipment Plans submitted by Lake County fire agencies and updating the Lake County Capital Fire Facility and Equipment Plan** - Senior Administrative Analyst Jennifer Hammond presented the staff report.

Chair Robey opened the public hearing. No one was present wishing to speak and the public hearing was closed.

Supervisor Brown offered Resolution No. 2008-151, and it was passed by roll call vote (5 ayes).

5. **ITEM A-7 - 9:30 A.M. - Presentation of 2007 Crop Report** - Agricultural Commissioner Steve Hajik presented the 2007 Crop Report.

This item was informational only. No Board action was taken on this item.

6. **CONSENT AGENDA ITEM C-6 - Consideration of proposed plans and specifications for a metal storage building (to be used for storage space for Buildings & Grounds equipment and supplies and surplus furnishings), located at 887 Lakeport Boulevard, Lakeport, and authorize the Assistant Purchasing Agent to advertise for bids** - Public Services Director Kim Clymire presented the staff report.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the plans and specifications for a metal storage building (to be used for storage space for Buildings & Grounds equipment and supplies and surplus furnishings), located at 887 Lakeport Boulevard, Lakeport, and authorized the Assistant Purchasing Agent to advertise for bids.

7. **ITEM A-8 - 10:00 A.M. - Presentation by Marine Patrol on the refurbishing of two Sheriff's patrol boats** - Sheriff Rod Mitchell and Sgt. Dennis Ostini were present.

Sgt. Ostini gave a power point presentation.

This was informational only. No Board action was taken on this item.

8. **ITEM A-16 - Consideration of request to approve the Amendment to the Drug Enforcement Administration Marijuana Eradication (DEA) Agreement (DEA will pay Lake County an additional \$25,000 to defray costs relating to the eradication and suppression of illicit marijuana), and authorize the Sheriff to sign the Letter of Agreement and Workplace Certifications** - Sheriff Rod Mitchell and Sgt. Gary Basor were present.

Sheriff Mitchell presented a brief summary. Supervisor Brown provided additional comments.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the Amendment to the Drug Enforcement Administration Marijuana Eradication (DEA) Agreement (DEA will pay Lake County an additional \$25,000 to defray costs relating to the eradication and suppression of illicit marijuana), and authorized the Sheriff to sign the Letter of Agreement and Workplace Certifications.

9. **ITEM A-9 - 10:15 A.M. - Discussion/consideration regarding development of a Tactical Interoperable Communications Plan (TICP)** - Sheriff Rod Mitchell and Sgt. Gary Basor were present.

After an introduction by Sheriff Mitchell, Sgt. Basor presented the staff report.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), requested the Sheriff's Department act on the Board's behalf to establish a committee to develop a Tactical Interoperable Communications Plan (TICP).

10. **ITEM A-15 - (a) Update regarding energy sustainability efforts in Lake County; and (b) Consideration of request for support of initiating broader energy sustainability and local self-reliance efforts in Lake County** - Supervisor Rushing gave a power point presentation.

The Board, by consensus agreed to move forward with the formation of an Ad-Hoc committee to examine broader energy sustainability and local self-reliance efforts in Lake County, and to return to the Board with recommendations for consideration.

11. **ITEM A-10 - 10:30 A.M. - PUBLIC HEARING - Consideration of recommendation to re-allocate \$511,394 of Community Development Block Grant (CDBG) Program Income funds from sidewalk projects to the Business Expansion Revolving Loan Account** - At the request of the Administrative Office, this item was carried over to a future date.

12. **ITEM A-11 - Continued from May 6, June 3, and July 15, 2008 - 11:15 A.M. - PUBLIC HEARING - Appeal of Ronald Jacobs (AB 08-03 of the Planning Commission's decision to grant the appeal of Erik Thorsen, Trustee, Edgar F. Thorsen Trust, regarding the issuance of a Lakebed Encroachment Permit and supporting California Environmental Quality Act (CEQA) Notice of Exemption to Ronald Jacobs for the construction of pier/covered deck/gangway/suspended platform/covered electric boat lift; project located at 1925 Westlake Drive, CA (APN 044-171-18 - Erik Thorsen, Trustee, Edgar F. Thorsen Trust)** - At the request of the Appellant's Counsel, this item was continued six weeks, to September 23, 2008, at 9:15 a.m.

13. **ITEM A-17 - 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 2. Conference with Legal Counsel - Anticipated Litigation - (a) Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: One Potential Case** - Chair Robey announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board returned to Regular Session with no action taken.

After a lunch recess, the Board reconvened at 1:16 p.m.

The Board adjourned and reconvened as the Board of Directors of the Lake County Air Quality Management District.

14. **ITEM A-12 - 1:15 P.M. - (a) Update on the State Air Resources Board Air Toxics Control Measure for Stationary Agricultural C1 Diesel Engines greater than 50 horsepower; and (b) Discussion/consideration of implementing an approach to the Measure** - (A) Air Pollution Control Officer Bob Reynolds gave a power point presentation.

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

(B) There was Board consensus for Air Quality Management to move forward with the implementation.

The Board of Directors of the Lake County Air Quality Management District adjourned and reconvened as the Board of Supervisors.

15. **ITEM A-13 - 1:30 P.M. - (a) Presentation of proposed Rent Stability Lease Agreement from the Lake County Mobile Home Task Force; and (b) Discussion/consideration regarding the implementation of the Rent Stability Lease Agreement** - Supervisor Farrington introduced this item.

Typographical errors were corrected on the proposed Rent Stability Lease Agreement.

Chair Robey asked if anyone was present wishing to speak and the following people spoke: Andy Rossoff, Carl Kohruss, Gregory Cavness, MaryAnn McQueen, Rob Bartolucci, Judy McAuley, Andy Mercado, Marilyn Jarrett and Doug Johnson. No one else was present wishing to speak and the public input portion of this item was closed.

The Board directed County Counsel to work on the wording of the proposed agreement and continued this item five weeks to September 16, 2008, at 1:30. p.m.

There being no further business, the Board adjourned at 2:36 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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