



MINUTES

COUNTY OF LAKE

BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JUNE 3, 2008

The Honorable Board of Supervisors of Lake County, California, met in Regular Session this 3rd day of June, 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 9:08 a.m. After a moment of silence, Paul Kolb 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-8, with the exception of C-4, which will be taken up immediately following the Consent Agenda.

Adopted Proclamation designating the week of June 1 through June 7, 2008, as National Garden Week in Lake County.

(a) Approved Contract between the County of Lake and Kelseyville Auto Salvage for abandoned vehicle towing and disposal services (Area 1 and 2); and (b) Approved Contract between the County of Lake and Last Mile Auto Dismantlers for abandoned vehicle towing and disposal services (Area 3), and authorized the Chair to sign all three contracts.

Adopted Resolution No. 2008-107 approving the Hospital Preparedness Program Grant for Fiscal Year 2007/2008, authorizing the Health Services Director to sign said grant and the submission of Exhibit E; Non Supplantation Certification to the State of California, Department of Public Health and authorizing the Board Chair to sign.

Approved Deferred Improvement Agreement between the County of Lake and Christopher J. Rojo and Patsy Rojo (Rojo-Piazza Parcel Map) or successors in interest to construct future land development improvements and authorized the Chair to sign.

Approved Agreement between the County of Lake and SHN Consulting Engineers and Geologists, Inc. for engineering services for replacement of Seigler Canyon Road Bridge 14C-0215 and Hendricks Road Bridge 14C-0047 and authorized the Chair to sign.

Approved Memorandum of Understanding between the County of Lake, the Robinson Rancheria and the Bureau of Indian Affairs for placement of certain designated County roads and bridges in the Indian Reservation Road (IRR) Program and authorized the Chair to sign.

Sitting as the Board of Directors of the Lake County Watershed Protection District, Approved Amendment Six to Agreement between the Lake County Watershed Protection District and EOA, Inc. for National Pollution Discharge Elimination System (NPDES) Phase II Stormwater Management Plan (time extension to the agreement) and authorized the Chair to sign.

2. **CONSENT AGENDA ITEM C-4 - Consideration of Request to Waive the 900 hour limit for extra-help Janitor Todd Hauff** - On motion of Supervisor Rushing and by vote of the Board (5 ayes), waived the 900 hour limit for extra-help Janitor Todd Hauff.

CITIZEN'S INPUT - Wendy White spoke regarding quagga mussels.

Paul Kolb spoke regarding quagga mussels.

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

3. **ITEM A-5 - 9:15 A.M. - (a) Discussion/consideration of request for authorization for the Air Quality Management District to accept Fiscal Year 2007/2008 Lower-Emission School Bus Program Grant Award in the amount of \$1,900,000; and (b) Consideration of request for the Board to select a method of implementation of the program** - Lake County Air Quality Management Officers Bob Reynolds, Doug Gearhart and Air Quality Specialist Elizabeth Knight were present.

Mr. Gearhart presented the staff summary.

Chair Robey asked if anyone was present wishing to speak and the following people spoke: Dave Norris, Janet Cawn, Tom Slight and Paul Kolb. No one else was present wishing to speak and the public input portion of this item was closed.

Director Farrington offered Resolution No. 2008-108 and it was passed by roll call vote (5 ayes).

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

4. **ITEM A-6 - 9:40 A.M. - Presentation of Proclamation designating the week of June 1, through June 7, 2008, as National Garden Week in Lake County** - Supervisor Rushing read the proclamation into the record and presented it to North Lake Garden Club President Henry Bethel, who spoke.

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

5. **ITEM A-7 - 9:45 A.M. - PUBLIC HEARING - Consideration of proposed Agreement for purchase of real property consisting of land (Holiday Harbor) located in Nice, California, at the following address: 3605 and 3655 Lakeshore Boulevard (APNs 032-133-350 and 032-137-010), the agreed purchase price is \$2,000,000, the seller is Joan Bartz** - Redevelopment Agency Executive Director Kelly Cox and Deputy Redevelopment Agency Director Eric Seely were present and presented the staff summary.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JUNE 3, 2008

Chair Robey opened the public hearing and the following people spoke: Paul Kolb, Wendy White, Lois Townsend, and Pat MacRae. No one else was present wishing to speak and the public hearing was closed.

On motion of Director Rushing and by vote of the Board (4 ayes, Supervisor Brown NO), approved Agreement for purchase of real property consisting of land (Holiday Harbor) located in Nice, California, at the following address: 3605 and 3655 Lakeshore Boulevard (APNs 032-133-350 and 032-137-010), total amount \$2,000,000 - Joan Bartz, and authorized the Chair to sign.

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

6. **ITEM A-8 - 10:15 A.M. - Presentation by Peter MacRae regarding the North Coast Railroad Authority (NCRA) and consideration of proposed Resolution in support of the NCRA's effort to restore the railroad system along the north coast from Lombard (Napa/Marin Counties) to Willits** - Peter MacRae gave the presentation to the Board.

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

This item was continued to a future date to allow for time to consider the environmental impact report on the project.

After a short recess, the Board reconvened at 11:35 a.m.

7. **ITEM A-9 - 10:30 A.M. - Discussion/consideration of request for expenditure of funds in the amount of \$4,001 for a recognition ceremony honoring Lake County IHSS providers** - Social Services Director Carol Huchingson, Program Manager Michele Dibble and In Home Supportive Services Advisory Committee Chair Tom Greeley were present.

Board members expressed concerns about some of the proposed expenditures and Mr. Cox expressed concerns about whether those expenditures would pass a State audit. Ms. Huchingson was directed to request written approval from the Department of Social Services. Mr. Greeley indicated he would relay the Board's concerns to the other members of the Advisory Committee.

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

No Board action was taken on this item.

8. **ITEM A-10 - Continued from May 6, 2008 - 11:00 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, Kelseyville, CA (APN 044-171-18 - Erik Thorsen, Trustee, Edgar F. Thorsen Trust)** - Community Development Director Rick Coel, Assistant Resource Planner Ted Elliott, and Deputy Public Works Director - Water Resources Pam Francis were present.

Appellant Ron Jacobs requested a continuance to this item.

Chair Robey opened the public hearing. No one was present wishing to speak and the public hearing was continued to July 15, 2008, at 9:30 a.m.

After a lunch recess, the Board reconvened at 1:35 p.m.

9. **ITEM A-11 - 1:30 P.M. - Workshop on tree preservation in Lake County** - Community Development Director Rick Coel, Assistant Resource Planner Ted Elliott, and University of California Extension Director Greg Giusti were present.

Mr. Giusti presented a brief summary.

Chair Robey asked if anyone was present wishing to speak and the following people spoke: Victoria Brandon, Tom Slaight, Linda Larson, Renee Felciano, Janet Cawn and Dallas Cook. No one else was present wishing to speak and the public input portion of this item was closed.

No Board action was taken on this item.

10. **ITEM A-13 - (a) Consideration of proposed Budget Transfer in the amount of \$19,192.64 for purchase of a 2007 Ford 12 passenger van; (b) Consideration of request for waiver of the formal bidding process and make a determination that competitive bidding would produce no economic benefit to the County; and (c) Consideration of request for authorization for the Mental Health Director/Deputy Purchasing Agent to issue a purchase order to Holder Ford in the amount of \$19,192.64, Budget Unit No. 4014 - Mental Health** - Mental Health Director Kristy Kelly and Administrative Manager Caren Clifton were present.

Ms. Kelly presented the staff summary.

(a) On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Budget Transfer B-357 in the amount of \$19,192.64, Budget Unit 4014 - Mental Health for the purchase of a 2007 Ford 12 passenger van.

(b) On motion of Supervisor Smith and by vote of the Board (5 ayes), waived the formal bidding process and made the determination that the formal competitive bidding would produce no economic benefit to the County.

(c) On motion of Supervisor Smith and by vote of the Board (5 ayes), authorized the Mental Health Director/Assistant Purchasing Agent to issue a purchase order for vehicle procurement to Holder Ford in the amount of \$19,192.64 for procurement of a 2007 Ford 12 passenger van.

11. **ITEM A-14 - (a) Consideration of request for waiver of the Consultant Selection Policy and find that it is not in the public interest to following the Consultant Section Board Policy to contract for services of a profession engineer; and (b) Consideration of recommendation for approval of a proposed Agreement between Lake County Sanitation District and CH2M Hill in the amount \$35,000 for preparation of Southeast Regional Wastewater Collection System Interim Master Plan** - On motion of Supervisor Rushing and by vote of the Board (5 ayes), waived the bidding process and made the determination that the formal competitive bidding would produce no economic benefit to the County.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JUNE 3, 2008

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the Agreement between Lake County Sanitation District and CH2M Hill in the amount \$35,000 for preparation of Southeast Regional Wastewater Collection System Interim Master Plan, and authorized the Chair to sign.

12. **ITEM A-15 - 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 2. Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Section 54956.9): Coleman and Plata v. Schwarzenegger, et al.** - 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.

There being no further business, the Board adjourned at 3:23 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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