



MINUTES

COUNTY OF LAKE

BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD MAY 27, 2008

The Honorable Board of Supervisors of Lake County, California, met in Regular Session this 27th day of May, 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 9:06 a.m. After a moment of silence dedicated to the memory of Utah Phillips, Supervisor Brown 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.

Approved Minutes of the Board of Supervisors meeting held on May 13, 2008.

Adopted Proclamation designating the month of June 2008, as Homeless Youth Awareness Month in Lake County.

Appointed Rob Bostock to the Glenbrook Cemetery District Board of Trustees for a term expiring on January 1, 2012.

Adopted Resolution No. 2008-104 approving the Center for Disease Control (CDC) and Pandemic Flu Grant with the State of California, Department of Public Health for Fiscal Year 2007/2008 and authorizing the Director of Health Services to sign said application certification statement and grant.

Adopted Resolution No. 2008-105 authorizing the submission to the California Integrated Waste Management Board for Local Enforcement Agency Grant EA-19.

Adopted Resolution No. 2008-106 appropriating unanticipated revenue in the amount of \$42,326 (received from the California Department of Health Services) to be used for professional and specialized services - (Budget Unit No. 4016 - Tobacco Education Program).

Waived the formal bidding process and made a determination that competitive bidding would produce no economic benefit to the County and authorized the Public Works Director/Assistant Purchasing Agent to issue a purchase order for \$55,000 to Dietz Equipment Sales for reconditioning and outfitting one T-600 Kenworth truck with a water tank system.

Approved Amendment Two to Agreement between the County of Lake and Pavement Engineering, Inc. for design of concrete walkways, landscaping and decorative lighting along Main Street in Kelseyville, RPSTPLE-5914(044) and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Construction Engineer William Turner and approved County Administrative Officer's request to reassign Mr. Turner to Special Projects Budget Unit.

Approved Plans and Specifications for storm damage repair on Bartlett Springs Road (PM 7.8, 12.0, 12.35 and 16.8) and Twin Valley Road (PM 1.3), Bid No. 08-36.

Awarded Bid No. 08-24 to Granite Construction in the amount of \$415,167.50 for construction of Gaddy Lane, State Street to Loasa Road pavement rehabilitation in Kelseyville and authorized the Chair to sign.

Approved in concept the reclassification of the vacant Animal Control Assistant position to new classification Kennel Technician, subject to the meet and confer process.

2. **ITEM A-4 - Current Construction Projects - Contract Change Orders -**

Change Orders No. Two (2) through Five (5) - The Construction on Merritt Road at Kelsey-Creek Federal-Aid Bridge - Replacement Project No. BRLO-NBIL (037) in Lake County, CA - Bid No. 07-02, Project No. 30065 -
Change Order No. 2 reflects changes to help prevent standing water at the west end of the project, for an increase of \$47,679.41, MCM Construction, Inc.

Change Order No. 2, Supplemental 1 reflects increased asphalt concrete, striping and pavement markings due to the drainage work performed under Change Order No. 2, for an increase of \$11,905.00, MCM Construction, Inc.

Change Order No. 2, Supplemental 2 reflects increased striping and pavement markings to extend west to the intersection of Merritt Road and Big Valley Road/North Main Street, for an increase of \$2,360.00, MCM Construction, Inc.

Change Order No. 3 reflects increased time and equipment to remove excess concrete debris discovered in the location of the metal beam guardrail at Abutment, for an increase of \$4,298.43, MCM Construction, Inc.

Change Order No. 4 reflects the installation of rock slop protection along Abutment 1 wingwalls to prevent erosion of the downdrains, for an increase of \$10,999.30, MCM Construction, Inc.

Change Order No. 5 reflects the installation of galvanized 3-strand barbed wire fence arms and barbed wire along the top of chain link fence, for an increase of \$2,438.98, MCM Construction, Inc.

Deputy Public Works Director Bob Lossius was present.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved Change Orders No. Two (2) through Five (5), and authorized the Chair to sign.

CITIZEN'S INPUT - John Eels spoke regarding the alcohol permit process for the local parks.

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Paul Kolb spoke regarding the Board's actions on protecting the lake from invasive non-native species.

3. ITEM A-3 - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA -

Extra #1 - Discussion/Consideration of request by Mental Health Department to purchase a 2007 Ford 12 passenger van - Mental Health Director Kristy Kelly and Administrative Manager Caren Clifton were present.

Ms. Kelly gave a brief summary of this item.

No Board action was taken on this item.

4. ITEM A-5 - 9:15 A.M. - Presentation of Proclamation designating the month of June 2008, as Homeless Youth Awareness Month in Lake County - Supervisor Robey read the proclamation into the record and presented it to Joel Moore, who spoke.

5. ITEM A-9 - Consideration of approval of Findings of Fact - Appeal of William T. Sullivan (AB 08-07) of the Planning Commission's approval of a solar generation facility for Northern California Power Agency and Sunpower Inc.; project is located at 2485 Old Highway 53, Clearlake, CA (APN 010-042-02 - Southeast Regional Wastewater Treatment Plant) - On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith NO) approved the Findings of Fact, and authorized the Chair to sign.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Smith NO) found on the basis of Initial Study IS 07-76 that the General Plan Conformity Report (CPC 08-01) for Grading Permit 08-01, as applied for by the Northern California Power Agency (NCPA) will not have a significant effect on the environment and therefore adopt a mitigated negative declaration for this proposal with the findings listed in the staff memorandum dated February 25, 2008.

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisors Smith and Robey NO) denied the appeal.

6. ITEM A-10 - Consideration of approval of a Memorandum of Understanding by and between the County of Lake and the Lake County Ham Operators' Association for volunteers to provide Ham radio services in emergency situations - At the request of County Counsel Anita Grant, this item was carried over to a future date, to allow for further negotiations.

7. ITEM A-13 - Consideration of request for approval of advanced step hiring of a half-time permanent Family Nurse Practitioner due to applicant's extraordinary qualifications (5th step salary range) - On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the advanced step hiring of a half-time permanent Family Nurse Practitioner due to applicant's extraordinary qualifications (5th step salary range).

8. ITEM A-6 - 9:30 A.M. - (a) Discussion/consideration of waiver of the permit fees in the amount of \$215 for the Nor-Cal Boat and Ski Club; and (b) Consideration of approval of a Property Usage Permit and Administrative Encroachment Permit for the Nor-Cal Boat and Ski Club - (a) On motion of Supervisor Farrington and by vote of the Board (5 ayes), waived the permit fees in the amount of \$215 for Nor-Cal Boat and Ski Club.

(b) On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the Property Usage Permit and Administrative Encroachment Permit for the Nor-Cal Boat and Ski Club, and authorized the Chair to sign.

9. ITEM A-11 - Discussion/Consideration of proposed Uniform, Dress and Clothing Purchase Policy - Administrative Analyst Doug Willardson presented the staff summary.

This item was continued to later in the day to allow for distribution of a missing document.

10. ITEM A-12 - Status report and discussion on court facility transfer negotiations - Deputy County Administrative Officer Matt Perry presented the staff summary.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved in concept, the status report on court facility transfer negotiations.

BACK TO A-11 - Discussion/Consideration of proposed Uniform, Dress and Clothing Purchase Policy - Chair Robey asked if anyone was present wishing to speak and Aaron Desselle spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved as amended, the Uniform, Dress and Clothing Purchase policy.

11. ITEM A-15 - Advanced from May 20, 2008 - An Ordinance establishing a pool use fee schedule for the Middletown County Pool for the Public Services Department - Parks Division - (Second Reading) - Supervisor Brown offered Ordinance No. 2867, and it was passed by roll call vote (5 ayes).

12. ITEM A-14 - Consideration of request for out-of-state travel for Deputy Social Services Director Kathy Maes to Arlington, Virginia, to attend the United States Department of Health and Human Services Regional Partnership Grantee (RPG) Annual Meeting from June 30, 2008 through July 3, 2008 (costs will be reimbursed by the Federal Administration for Children and Families Grant) - On motion of Supervisor Brown and by vote of the Board (5 ayes), approved out-of-state travel for Deputy Social Services Director Kathy Maes to Arlington, Virginia, to attend the United States Department of Health and Human Services Regional Partnership Grantee (RPG) Annual Meeting from June 30, 2008 through July 3, 2008 (costs will be reimbursed by the Federal Administration for Children and Families Grant).

13. ITEM A-8 - Supervisors Weekly Calendar, Travel and Reports - On motion of Supervisors Smith and by vote of the Board (5 ayes) approved kudos to the street sweepers in Clearlake for their efforts on the roads preceding the Clearlake Community Cleanup Day.

14. ITEM A-16 - 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 - Chair Robey announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board returned to regular session at 10:26 a.m. with no action taken.

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

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15. **ITEM A-7 - 1:30 P.M. - PUBLIC HEARING - Consideration of proposed Ordinance amending Section 21-27 and 21-68 and adding Section 21-71 to the Lake County Zoning Ordinance pertaining to telecommunication facilities, including cellular towers and antennae; the project applicant is the County of Lake (Application AM 07-03 and CE 07-110)** - Community Development Director Rick Coel and Assistant Resource Planner Ted Elliott were present.

After an introduction by Mr. Coel, Mr. Elliott presented the staff summary.

Chair Robey opened the public hearing and the following people spoke: Victoria Brandon, Cheryl Little Deer, Joy White, Phil Murphy and Janet Cawn and Joan Moss. No one else was present wishing to speak and the public hearing was closed.

Amendments were made to the proposed ordinance.

This item was continued two weeks, to June 10, 2008, at 11 a.m.

There being no further business, the Board adjourned at 2:30 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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