



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD NOVEMBER 25, 2008

The Honorable Board of Supervisors of Lake County, California, met in regular session this 25th day of November, 2008, there being present Supervisors Jeff Smith, Denise Rushing, Anthony Farrington, Rob Brown, 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 9:04 a.m. by Chair Robey. Following a moment of silence 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-15, with the exception of C-9, which will be taken up immediately following the approval of the Consent Agenda.

Approved Minutes of the Board of Supervisors meeting held on November 18, 2008.

Adopted Proclamation designating November 30 through December 6, 2008, as World AIDS Week in Lake County.

Approved Agreement between the County of Lake and Matrix Design Group, Inc for an Upper Lake Downtown Historic Preservation Study in the amount of \$18,250 and authorized the Chair to sign.

Approved Agreement between the County of Lake and the City of Clearlake for the County to provide animal control services with the City of Clearlake (in the amount of \$16,727 per month to be paid by the City of Clearlake to the County), and authorized the Chair to sign.

Adopted Resolution No. 2008-208 amending Resolution No. 2008-153 establishing position allocations for Fiscal Year 2008/2009, Budget Unit No. 8695 - Special Districts (adding one additional Accountant I/II position to conform to the Final Budget appropriations)

Approved First Amendment to Agreement between the County of Lake and Lake County Office of Education for specialty mental health services (an increase of a \$175,000), and authorized the Chair to sign.

Adopted Resolution No. 2008-209 supporting a Bicycle Grant Application for Lakeshore Boulevard bikeway from Park Way to Hill Road, Lakeport, and the availability of the ten percent (10%) local share.

Adopted Resolution No. 2008-210 supporting a Bicycle Grant Application for State Street, Kelseyville, and the availability of the ten percent (10%) local share.

Accepted Irrevocable Offers of Dedication for roadway and public utility purposes, (a portion of APN 044-172-01 - Buckingham Peninsula on the north side of Orchard Drive, Kelseyville) Appelbaum Bakersfield LLC, et al and directed Clerk to certify for recordation.

Approved California Multi-Jurisdictional Methamphetamine Enforcement Team (Cal-Mmet) Grant Application in the amount of \$128,780 for an additional Sergeant position to be funded for a six month period and authorized Sheriff Mitchell and Administrative Officer Kelly Cox to sign all necessary documents.

Waived the 900 hour limit for extra-help Facilities Maintenance Worker Juan DeLaCruz.

Approved out-of-state travel for Social Services Director Carol Huchingson, Deputy Social Services Director Kathy Maes, Children's Services Program Manager Toni Jones and Alcohol and Other Drug Services Director Laura Solis to Arlington, Virginia, to attend the United States Department of Health and Human Services Regional Partnership Grant Special Topics Conference to be held on January 15 and 16, 2009 (costs funded by federal grant funds).

Adopted Resolution No. 2008-211 authorizing the cancellation of County Service Area (CSA) #16, Paradise Valley capital improvement designation in the amount of \$10,100 to pay for controls, testing and repairs to Paradise Valley Water System to meet the directives and amended permit requirements from the Department of Public Health.

Sitting as the Board of Directors of the Lake County Redevelopment Agency, approved plans and specifications for construction of curb, gutter, sidewalk and other miscellaneous work for the 4th Street through 5th Street Lucerne Sidewalk Improvement Project and authorized the Assistant Purchasing Agent to advertise for bids.

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

2. **CONSENT AGENDA ITEM C-9 - Consideration of Request to Approve Amendment Two to Agreement between the County of Lake and Sonoma Ecology Center for implementation of Calfed Bay-Delta's Arundo Donax Eradication and Effectiveness Monitoring Program (an increase of \$3,914.15)** - On motion of Director Smith and by vote of the Board (5 ayes), approved Amendment Two to Agreement between the County of Lake and Sonoma Ecology Center for implementation of Calfed Bay-Delta's Arundo Donax Eradication and Effectiveness Monitoring Program (an increase of \$3,914.15), and authorized the Chair to sign.

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

CITIZEN'S INPUT - Cathy Jones spoke regarding CSA #2 water issues.

David Jones spoke regarding CSA #2 water issues.

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Public Works Director Brent Siemer spoke regarding the California State Association of Counties (CSAC) 2008 Challenge Merit Award presented to the Public Works Road Division for their Community Partnerships for Road and Street Enhancements.

3. **ITEM A-11 - Continued from November 18, 2008 - Discussion/consideration of request to award Bid No. 09-13 to Holder Ford-Mercury for purchase of one (1) 4WD extended cab flat-bed truck in the amount of \$49,474.33** - Public Works Director Brent Siemer, Road Superintendent Steve Stangland, Heavy Equipment Fleet Maintenance Superintendent Tim Prather and Rich Hoover were present.

On motion of Supervisor Brown and by vote of the Board (5 ayes), awarded Bid No. 09-13 to Holder Ford-Mercury for purchase of one (1) 4WD extended cab flat-bed truck in the amount of \$49,474.33, and authorized the Chair to sign.

4. **ITEM A-5 - 9:15 A.M. - PUBLIC HEARING - Consideration of adopting an Urgency Ordinance entitled "An Urgency Ordinance adopting emergency water conservation restrictions and imposing a moratorium for new water service connections for County Service Area (CSA) No. 2, Spring Valley Lakes"** - Special Districts Administrator Mark Dellinger was present.

Chair Robey opened the public hearing and the following people spoke: Cathy Jones and David Jones. No one else was present wishing speak and the public hearing was closed.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), waived the reading of the ordinance, and had it read in title only. (Clerk so did.)

Supervisor Rushing offered Ordinance No. 2879, and it was passed by roll call vote (5 ayes).

5. **ITEM A-6 - 9:45 A.M. - Presentation of Proclamation designating November 30 through December 6, 2008, as World AIDS Week in Lake County** - Supervisor Rushing read the Proclamation into the record and presented it to CCHAP Director Ken Young, who spoke.

Chair Robey asked if anyone was present wishing to speak and the following people spoke: Tiffany Revelle and Dennis Faye. No one else was present wishing to speak and the public input portion of this item was closed.

6. **ITEM A-7 - Continued from November 18, 2008 - 10:00 A.M. - Consideration of proposed Agreement between the County of Lake and the Lakeport Regional Chamber of Commerce for marketing, economic development and visitor information services** - Lakeport Regional Chamber of Commerce Executive Officer Melissa Fulton spoke regarding Chamber involvement in Lake County economic development.

In response to a question from the Board, Ms. Fulton assured the Board that the Regional Chamber Board of Directors had decided to no longer take positions of support of local political candidates.

Chair Robey's suggested, and Board consensus approved an amendment to the agreement prohibiting the Chamber from taking positions of support of local political candidates.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved, as amended, the Agreement between the County of Lake and the Lakeport Regional Chamber of Commerce for marketing, economic development and visitor information services and authorized the Chair to sign.

After a brief recess, the Board reconvened at 10:46 a.m.

7. **ITEM A-8 - Continued from November 18, 2008 - 10:30 A.M. - Deliberation and Board decision in the Appeal of Milton Heath and Ellen Heath (AB 08-09) of the Planning Commission's approval of Bonavita Estate (Kurt Steil and Gary Johnson) Merger Resubdivision (MRS 08-02) to merge and resubdivide 2 parcels totaling 534 acres into 5 parcels, a Deviation (DV 08-02) to construct a dead-end road longer than 1000 feet and Use Permit (UP 05-20) for construction of an 11-acre ski lake and adoption of a Mitigated Negative Declaration based on Initial Study (IS 05-60); this project is located at 16756 & 17350 Butts Canyon Road, Middletown (APNs 014-003-83 and 014-140-05)** - Community Development Director Rick Coel and Special Project Consultant Melissa Floyd were present.

Chair Robey explained he had been approached by Frank Haas, of the Callayomi Water District, regarding additional information which may warrant re-opening the public hearing.

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

On motion of Supervisor Brown and by vote of the Board (5 ayes), re-opened the public hearing and continued it two weeks, to December 9, 2008, at 1:30 p.m.

8. **ITEM A-10 - Continued from November 18, 2008 - Discussion/consideration of the formation of a Genetically Engineered Crops Task Force/Advisory Committee** - Supervisors Rushing and Brown presented an update on the progress of the formation of a Genetically Engineered Crops Task Force/Advisory Committee.

Chair Robey asked if anyone was present wishing to speak and the following people spoke: Joan Moss, Phil Murphy and Chuck March. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the formation of the Genetically Engineered Crops Task Force/Advisory Committee as recommended in the staff Memorandum dated November 19, 2008, with appointments to be recommended to the Board in three weeks, December 16, 2008.

9. **ITEM A-12 - 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.

There being no further business, the Board adjourned at 12:00 p.m.

KELLY F. COX
Clerk of the Board

Chair- Lake County Board of Supervisors

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