



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD SEPTEMBER 16, 2008

The Honorable Board of Supervisors of Lake County, California, met in regular session this 16th day of September 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 9:02 a.m. by Chair Robey. Following 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-9.

Approved Minutes of the Board of Supervisors meetings held on August 26, and September 2, 2008.

Approved Contract between the County of Lake and LACO Associates for Geotechnical Investigation and Engineered Mitigation Plan relating to the Widgeon Way slide and authorized the Chair to sign.

Approved Agreement between the County of Lake and Lotte Parlet for lease of ten parking spaces in Lucerne (adjacent to Visitor Center building), and authorized the Chair to sign.

Adopted Resolution No. 2008-171, order approving final parcel map and the signing of the final parcel map (Hidden Valley Storage LLC).

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

Approved Grant Deed and directed Clerk to certify for recordation (a portion of APN 008-007-15 - Daniel D. Springer), approved Purchase Agreement between the County of Lake and Daniel D. Springer for Soda Bay Road/Big Valley Rancheria Road Rehabilitation Project and authorized the Chair to sign.

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

Approved plans and specifications for Hazard Elimination Safety (HES) Soda Bay Road Realignment from MPM 3.3 to 3.7 and authorized the Assistant Purchasing Agent to advertise for bids.

Sitting as the Board of Directors of the Lake County Sanitation District, (a) approved waiver of the formal bidding process and a determination that competitive bidding would produce no economic benefit to the County; and (b) authorized the Special Districts Administrator/Deputy Purchasing Agent to issue a purchase order to Shape Incorporated for the purchase of a Flygt pump in the amount of \$62,968.

CITIZEN'S INPUT - Cathy Jones spoke regarding Spring Valley CSA #2.

David Jones spoke regarding a survey of members of the Spring Valley CSA #2.

2. **ITEM A-5 - 9:10 A.M. - Consideration of request to: (a) Further pursue potential acquisition of property adjacent to Lampson Airport; (b) Initiate revision to the Airport Layout Plan and Airport Capital Improvement Program to facilitate property acquisition; and (c) Appoint Public Works Director/Airport Manager Brent Siemer to negotiate on behalf of the County for the acquisition (Assessor's Parcel Nos. 008-032-46, 58, 59 and 60, adjacent to Lampson Field, Alastair S. Falconer Revocable Trust)** - Public Works Director Brent Siemer presented the staff summary.

Supervisors Farrington and Brown volunteered to assist with the negotiation process.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), directed staff to pursue potential acquisition of property adjacent to Lampson Airport, initiate the required revisions to the Airport Layout Plan and the Airport Capital Improvement Program to facilitate acquisition of the adjacent Trust property, and appointed the Public Works Director/Airport Manager to negotiate on behalf of the County for the acquisition of Assessor's Parcel Number 008-032-46, 58, 59 and 60 adjacent to Lampson Field from the Alastair S. Falconer Revocable Trust.

3. **ITEM A-14 - Consideration of proposed Memorandum of Understanding (MOU) between the County of Lake and the County of Sonoma for reciprocal Public Works Assistance** - Public Works Director Brent Siemer and Roads Superintendent Steve Stangland were present.

Mr. Siemer gave a brief summary.

Supervisor Brown offered Resolution 2008-172, approving Agreement for emergency or non-emergency joint usage of equipment, equipment operators or materials with Sonoma County, and it was passed by roll call vote (5 ayes).

4. **ITEM A-6 - 9:30 A.M. - PUBLIC HEARING - Consideration of proposed Ordinance establishing a fee in the amount of \$20 to be collected by the Treasurer-Tax Collector for the cost of preparing delinquent tax records and giving notice of delinquency** - Treasurer/Tax Collector Sandra Kacharos and Deputy Treasurer/Tax Collector Barbara Ringen were present.

Ms. Kacharos presented the staff report.

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

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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. The Clerk so did.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), advanced the Ordinance one week, to September 23, 2008.

5. **ITEM A-7 - Continued from September 9, 2009 - 9:45 A.M. - Presentation of Employee Service Awards** - Chair Robey presented certificates, pen/pencil sets, and clocks in recognition of fifteen or more years of employment with the County of Lake (or in the case of department heads or Board members, five or more years of service).

The following employees received certificates for ten years of service: Hank Comstock - Sheriff, Sandra Davis - Social Services, Michele Dibble - Social Services, Jennifer Fitts - Social Services, John Geib - Social Services, Robin Hauff - Sheriff, Kerrin Johnson - Sheriff, Joan Kammerer - Public Health, Kelly Larsen - Mental Health, Katherine Lindsley - Public Health, Dennis Owens - Sheriff, Robert Penny - Veterans Services, Donald Porter - Sheriff, Susan Robb - Auditor-Controller, Kathleen Weiner - Social Services and Carrie White - Mental Health.

The following employees received clocks for fifteen years of service: Joseph Cardono - Special Districts, Gary Hall - Sheriff, Carol Huchingson - Social Services, Susan Kronen - District Attorney, James Richardson - Social Services and Sheryl Swartz - Public Health.

The following employees received clocks for twenty years of service: Greg Campbell - Assessor, Sandra Davis - Treasurer-Tax Collector, Martin Franusich - Information Technology, David Perry - Sheriff, Matt Perry - Administration, Georgine Peters - Clerk of the Board, Val Schweifler - Environmental Health and Rosemary Townsend - Sheriff.

The following employees received clocks for twenty-five years of service: Joseph Magliocco - Community Development, Rod Mitchell - Sheriff and Kip Ringen - Sheriff.

The following employee received clocks sets for thirty years of service: Diane Fridley - Elections.

6. **ITEM A-13 - Consideration of request for advanced step hiring of half-time Family Nurse Practitioner Xochilt Martinez due to applicant's extraordinary qualifications (5th step of the salary range)** - Mental Health Director Kristy Kelly presented the staff summary.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the advanced step hiring of half-time Family Nurse Practitioner Xochilt Martinez due to applicant's extraordinary qualifications (5th step of the salary range).

After a brief recess, the Board reconvened at 10:16 a.m.

7. **ITEM A-8 - 10:00 A.M. - Discussion/consideration of recommendations on Cost of Service Rate Study for Water and Wastewater Systems managed by Lake County Special Districts** - Special Districts Administrator Mark Dellinger, Utility Systems Compliance Coordinator John Thompson and Foresight Consulting Representative Greg Clumpner were present.

Mr. Dellinger gave a brief summary.

Mr. Clumpner gave a power point presentation on the recommendations on Cost of Service Rate Study for Water and Wastewater Systems managed by Lake County Special Districts.

This item was continued to later in the day.

The Board of Supervisors adjourned and convened as the Lake County Board of Equalization.

The gavel was passed to Boardmember Rushing.

8. **ITEM A-9 - ASSESSMENT APPEAL HEARINGS:**

(a) Carol Wooster - Application No. 2006-16 - Assessment Parcel No. 009-015-250-000 (located at 9308 Konocti Bay Road, Kelseyville, CA) - Chief Appraiser Jim Campbell and Supervising Appraiser Stan Beach were present.

Neither the property owner nor a representative was present.

On motion of Board Member Brown and by vote of the Board (5 ayes), denied Assessment Appeal 2006-16, Carol Wooster, for lack of appearance.

(b) Donald J. Dallimonti - Application No. 2008-22 - Assessment Parcel No. 035-791-310-000 (located at 13342 Driftwood Village, Clearlake Oaks, CA) - Chief Appraiser Jim Campbell, Supervising Appraiser Stan Beach and Don Dallimonti were sworn in by the Clerk.

The property was established as an owner occupied second home.

Mr. Campbell presented the staff report.

Mr. Dallimonti gave testimony.

On motion of Boardmember Robey and by vote of the Board (5 ayes), partially granted the appeal, determining the value of the property to be \$300,000 and directed staff to levy taxes accordingly.

The Lake County Board of Equalization adjourned and reconvened as the Board of Supervisors.

The gavel was passed to Chair Robey.

- BACK TO ITEM A-8 - 10:00 A.M. - Discussion/consideration of recommendations on Cost of Service Rate Study for Water and Wastewater Systems managed by Lake County Special Districts** - Chair Robey asked if anyone was present wishing to speak and the following people spoke: Jim Hershey, Monte Winters, Cathy Jones, Sandra Williamson, Florence Kinder, Jeff Smith, John Stonebreaker and Mark Currier. No one else was present wishing to speak and the public input portion of this item was closed.

This item was continued five weeks to October 21, 2008, at 1:30 p.m.

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After a lunch recess, the Board reconvened at 1:33 p.m.

9. **ITEM A-10 - Continued from August 12, 2008 - 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 the item.

Chair Robey asked if anyone was present wishing to speak and the following people spoke: Andy Rossoff, Bill Merriman, Gregory Cavness, Lorraine Moss-Koonce, Ron Bartolucci, Mary Ann McQueen, Richard Filipowicz and Judy McAuley. No one else was present wishing to speak and the public input portion of this item was closed.

Supervisor Brown offered Resolution 2008-173 and it was passed by roll call vote (5 ayes).

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

10. **ITEM A-12 - 2:30 P.M. - Discussion/consideration of modifications to Special District's Capacity Analysis/Hydraulic Model Policy and consideration of modifications to the mitigation requirements of the Carl's Jr. Project (APN 010-043-34 - 1589 Dam Road Extension)** - Special Districts Administrator Mark Dellinger, Superior Acquisitions Representative Barry Johnson and David Hughes were present.

After a brief recess, the Board reconvened at 3:41 p.m.

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

Mr. Johnson voiced his possible intention to pursue litigation and this item was continued to later in the day.

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

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

Extra #1 - NECESSITY FOR A CLOSED SESSION ITEM NOT ON THE POSTED AGENDA - Anticipated Litigation - One Potential Claim - On motion of Supervisor Smith and by vote of the Board (5 ayes), approved taking up this item due to the fact that circumstances arose during the discussion of Item A-12 which necessitated taking action before the next posted agenda.

Chair Robey announced the Board would now go into Closed Session to discuss the potential litigation.

The Board returned to Regular Session with no action taken at 4:11 p.m.

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

- BACK TO ITEM A-12 - 2:30 P.M. - Discussion/consideration of modifications to Special District's Capacity Analysis/Hydraulic Model Policy and consideration of modifications to the mitigation requirements of the Carl's Jr. Project (APN 010-043-34 - 1589 Dam Road Extension)** - This item was continued one week to September 23, 2008 at 11:45 a.m.

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

After a brief recess, the Board reconvened at 4:15 p.m.

12. **ITEM A-15 - 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 - Continued from September 9, 2008 - 2. Public Employee Performance Evaluation: Title: Special Districts Administrator** - 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 at 5:39 p.m.

There being no further business, the Board adjourned at 5:40 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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