



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JANUARY 6, 2009

The Honorable Board of Supervisors of Lake County, California, met in regular session this 6th day of January, 2009, there being present Supervisors Jeff Smith, Denise Rushing, Anthony Farrington, Rob Brown, Ed Robey, Supervisor-Elect Jim Comstock, 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 - 9:00 A.M. - Remarks from outgoing Chair Ed Robey and presentations to Supervisor Robey** - Supervisor Brown spoke and presented a gift to Chair Robey.

Brad Onorato presented Chair Robey with a Congressional Proclamation on behalf of Congressman Thompson.

Kathy Kelly and Ruth Valenzuela presented a Joint Resolution to Chair Robey on behalf of California State Senator Patricia Wiggins and California State Assemblymember Wes Chesbro.

First Five Executive Director Tom Jordan presented Chair Robey with numerous gifts on behalf of the First Five Commission.

Chair Robey made a statement regarding activities and events of the past year, as well as things learned during his career as a public servant.

2. **ITEM A-2 - 9:05 A.M. - Administer Oath of Office to District 1, District 4, and District 5 Supervisors** - County Clerk Pam Cochrane administered the Oath of Office to Supervisors Jim Comstock, Anthony Farrington and Rob Brown.

3. **ITEM A-3 - Election of Chair of the Board of Supervisors and Vice-Chair of the Board of Supervisors for 2008 (outgoing Vice-Chair conducts election)** - Supervisor Brown nominated Supervisor Rushing as Chair of the Board and Supervisor Farrington as Vice-Chair of the Board.

On motion of Supervisor Brown and by vote of the Board (5 ayes), elected Supervisor Rushing as Chair of the Board and Supervisor Farrington as Vice-Chair of the Board.

4. **ITEM A-4 - Appoint/reappoint members of the Lake County Planning Commission and administer Oath of Office:**

On motion of Supervisor Comstock and by vote of the Board (5 ayes), appointed Monica Rosenthal to serve as Interim Planning Commissioner for District 1 (to be effective until such time that a permanent appointment is made).

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Gary Briggs to the Planning Commission, District 2, for a term to expire January 1, 2011.

The gavel was passed to Vice Chair Farrington.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), appointed Clelia Baur to the Planning Commission, District 3, for a term to expire January 1, 2011.

The gavel was returned to Chair Rushing.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Cliff Swetnam to the Planning Commission, District 4, for a term to expire January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Gil Schoux to the Planning Commission, District 5, for a term to expire January 1, 2011.

County Clerk Pam Cochrane administered the Oath of Office to Planning Commissioners Monica Rosenthal, Gary Briggs, Clelia Baur, Cliff Swetnam and Gil Schoux.

5. **ADDENDUM 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-16, with the exception of C-4, which will be taken up immediately following the approval of the Consent Agenda. Consent Agenda Item C-1 was brought back later in the day.

Approved Minutes of the Board of Supervisors meetings held on November 25, December 2, 9 and 16, 2008.

Approved Agreement between the County of Lake and Massey Burke for management of the Community Art Project located in Lucerne Creek Park in the amount of \$5,000 and authorized the Chair to sign.

Appointed Racheal Breeze-Harmon (Child Care Provider Category), Chris Thomas (Public Agency Category), Michele Tarry (Discretionary Appointee Category) and Elaine Robinson (Public Agency Category), to the Lake County Child Care Planning and Development Council for terms expiring on January 1, 2012.

Adopted Resolution No. 2009-001 to appropriate unanticipated revenue in the amount of \$11,655, Budget Unit No. 4011-Public Health (received from the California Department of Health Services), for education and prevention activities in the HIV Prevention Program.

Approved Agreement between the County of Lake and Victor Treatment, Inc. for mental health services (maximum contract amount of \$63,000), and authorized the Chair to sign.

Approved permit to conduct aeronautical activities at Lampson Airport (Newhall Aviation), and authorized the Chair to sign.

Approved permit to conduct aeronautical activities at Lampson Airport (Steve's Aircraft), and authorized the Chair to sign.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 6, 2009

Approved Engineering and Inspection Agreement between County of Lake and James Patterson for review of plans and specifications and inspection of work for a Tentative Parcel Map (PM 07-02), located at 22470 East Road, Middletown (APN 014-006-34), and authorized the Chair to sign.

Approved Grant Deed and directed Clerk to certify for recordation (a portion of APNs 024-124-02 and 024-124-07 - Kelseyville Lumber and Supply Company, Inc.), and approved Purchase Agreement between the County of Lake and Kelseyville Lumber and Supply Company, Inc. for Kelseyville Main Street Sidewalk Project and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Bailiff David Jones.

Approved Fiscal Year 2009 Joint Operating and Financial Plan for Controlled Substances between the County of Lake and U.S. Forest Service, for reimbursable services provided by law enforcement in the Mendocino National Forest and authorized the Chair to sign.

Approved Change to IHSS PA rate in the amount of \$10.49 per hour (includes a wage rate of \$8.75, health benefits of \$0.60, payroll taxes of \$0.94 and administrative costs of \$0.20), to support an increase in IHSS Provider wages per approved Memorandum of Understanding between the Lake County IHSS Public Authority and California United Homecare Workers Union (CUHW), effective February 1, 2009.

Waived the 900 hour limit for extra-help Wastewater Maintenance Worker Steven Villalobos and extra-help Accountant Virginia Whitherell.

Approved Agreement between the County of Lake and Bid4Assets, Inc. for public auction services for Tax Defaulted Land Sale #147 in the amount of \$7,350 and authorized the Chair to sign.

Sitting as the Board of Directors of the Lake County Redevelopment Agency, adopted Resolution No. 2009-002 determining that planning and administrative expenses are necessary for the production, improvement or preservation of low and moderate income housing.

6. **CONSENT AGENDA ITEM C-4 - Consideration of proposed waiver of Zoning and Building Permit Fees in the amount of \$565.41, for construction of a covered outdoor structure at Kelseyville Cemetery** - On motion of Supervisor Brown and by vote of the Board waived the Zoning and Building Permit Fees in the amount of \$565.41, for construction of a covered outdoor structure at Kelseyville Cemetery.
7. **ADDENDUM ITEM A-2 - Update on the emergency action taken by the Lake County Board of Supervisors on December 9, 2008, declaring the continuance of the existing local emergency in regards to the court order issued by the Sacramento Superior Court which prohibits fish stocking by the Department of Fish and Game in water bodies in Lake County** - University of California Extension Director Greg Giusti gave the Board the following update.

Indian Valley Reservoir and Lake Pillsbury have been removed from the Do Not Stock List and will be stocked by the Department of Fish and Game as usual. Blue Lake and Cache Creek remain on the list. A Red Legged Frog and Hard Head Minnow survey will be made by March 2009 to determine if there is a population of either species. If none are found, Blue Lake will then be removed from the list. Cache Creek, with its population of Foothill Yellow Legged Frog, will likely remain on the Do Not Stock list.

On motion of Supervisor Brown and by vote of the Board (5 ayes), determined the state of emergency still exists.

CITIZEN'S INPUT - Victoria Brandon spoke regarding the concept of Untimed Agenda Items.

Janet Cawn invited the Board to attend the Lakeport City Council meeting and spoke regarding the Lakeport City Area plan.

Joan Moss spoke regarding access to information regarding Genetically Engineered Organisms.

- BACK TO CONSENT AGENDA ITEM C-1 - Consideration of proposed Minutes of the Board of Supervisors meetings held on November 25, December 2, 9 and 16, 2008** - Chair Rushing noted an error on the December 9, 2008 Minutes, and it was corrected.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved the Minutes of the Board of Supervisors meeting held December 9, 2008, as corrected.

8. **ITEM A-7 - 9:30 A.M. - Consideration of applications from members of the public for appointment to miscellaneous Lake County committees, commissions and advisory boards** - Deputy Public Works Director Water Resources Pam Francis was present.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Nora Star to the Animal Control Advisory Board, for a term expiring on January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Ron Nagy to the Audit Committee, for a term expiring on January 1, 2011.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Philip Murphy to the Big Valley Groundwater Management Zone Commission, for a term expiring on January 1, 2011.

Chair Rushing asked if anyone was present wishing to speak and the following people spoke: Anna Ravenwood, Suzanne Lyons and Louise Talley. No one else was present wishing to speak and the public input portion of this item was closed.

Appointments to the Clear Lake Advisory Sub-Committee Advisory Board were carried over one week, to January 13, 2009.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), appointed Charles Hart, Charlotte Griswold and Renee Felciano to the Countywide Parks and Recreation Advisory Board, for a term expiring January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Tracy Bagala, Bob Ray, Steve Shifflett, Mary Donati, David Fromer and Ron Nagy to the Emergency Medical Care Committee, for terms expiring January 1, 2010.

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Ed Robey to First Five Lake County, for a term expiring January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Paul Osserman and Harry Deffenbaugh to the Glenbrook Cemetery District Board, for terms expiring January 1, 2013.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 6, 2009

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Patricia McIvor, Edgar Hill and Toni Lewis to the Hartley Cemetery Board, for terms expiring January 1, 2013.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Nancy Kaymen, Willy Turner and John Parker to the Heritage Commission, for terms expiring January 1, 2011.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Mike Powers and Shirley Saderlund to the Kelseyville Cemetery Board, for terms expiring January 1, 2013.

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Andrew Peterson and Ed Robey to the Lake County/City Areawide Planning Council (APC), for terms expiring January 1, 2013.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed John Whitehead, Gerald Mills, William Whipple, Donald Davidson and Randall Williams to the Lakeport County Fire Protection District, for terms expiring January 1, 2011.

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Robert Bridges to the Law Library Board of Trustees, for a term expiring January 1, 2011.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), appointed Sarah David, Irehne Dishman, Penelope Navone and David Gebhard to the Library Advisory Board, for terms expiring January 1, 2011.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), appointed Eric Bortfeld to the Lower Lake Cemetery District, for a term expiring January 1, 2013.

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Thomas Jordan and Deborah Keith to the Maternal, Child and Adolescent Health (MCAH) Advisory Board, for terms expiring January 1, 2011.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), appointed Michael Tabacci to the Middletown Area Town Hall (MATH) Municipal Advisory Council, for a term expiring January 1, 2011.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), appointed Leticia Trent and William Wright to the Middletown Cemetery District, for terms expiring January 1, 2013.

On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Cameron Reeves, Duane Furman and Donna Spellman to the Public Defender Oversight Committee, for terms expiring January 1, 2011.

The gavel was passed to Supervisor Farrington.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), appointed Mark Currier, Luther (Monte) Winters, James Hershey, Alice Riedle, Helen Mitcham, Toni Field and Cherylyn Nutting to the Spring Valley CSA #2 Advisory Board, for terms expiring January 1, 2011.

The gavel was returned to Chair Rushing.

9. **ITEM A-8 - 9:45 A.M. - (a) Discussion/consideration of the proposal to reallocate Title III funds and establish a policy on the cost of chipping; and (b) Consideration of proposed Contract between the County of Lake and Westlake and/or Eastlake Resource Conservation District(s) to provide a Fire Safe Council Coordinator to make grant applications for funding of the Community Wildfire Protection Plan, for the development of Firewise communities and other fire safe activities** - Deputy County Administrative Officer Jeff Rein presented the staff summary.

(a) On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the reallocation of Title III funds and established a policy on the cost of chipping of no charge for the first thirty minutes of chipping, with a charge of \$30 per hour for additional time.

(b) On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the Contract between the County of Lake and Westlake and/or Eastlake Resource Conservation District(s) to provide a Fire Safe Council Coordinator, in the amount of \$25,000, and authorized the Chair to sign.

10. **ITEM A-20 - (a) Discussion/consideration of approval of projects for Proposition 1B Bond funds; and (b) Proposed Resolution to appropriate unanticipated revenue in the amount of \$655,650.27 received from Proposition 1B Bond funds** - Public Works Director Brent Siemer presented the staff summary.

Chair Rushing asked if anyone was present wishing to speak and the following people spoke: Toni Scully, Robert Allen. No one else was present wishing to speak and the public input portion of this item was closed.

Supervisor Farrington offered Resolution 2009-03 and it was passed by roll call vote (5 ayes).

11. **ITEM A-9 - 10:00 A.M. - Discussion/consideration of proposed Agreement between the County of Lake and the Animal Coalition of Lake County for a Spay and Neuter Voucher Program** - On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and the Animal Coalition of Lake County for a Spay and Neuter Voucher Program, for an amount of \$19,500, and authorized the Chair to sign.

12. **ITEM A-10 - 10:15 A.M. - HEARING - Notice of Nuisance Abatement - 11753 Widgeon Way, Clearlake Oaks, CA (APN 035-272-05-00 - Deborah Keys)** - Community Development Director Rick Coel and Code Enforcement Manager Voris Brumfield were sworn in by the Clerk.

Neither the property owner, nor a representative were present.

On motion of Supervisor Smith and by vote of the Board (5 ayes), adopted the order to complete abatement of the nuisance on property located at 11753 Widgeon Way, Clearlake Oaks, California, (APN 035-272-05-00 - Deborah Keys), within thirty (30) days and authorized staff to abate the nuisance if it is not voluntarily abated, all cost associated with this case will become a charge against the property, and authorized the Chair to sign the abatement order.

13. **ITEM A-24 - Advanced from December 16, 2008 - An Ordinance establishing a fee (\$15.00) for administration of the structural pest control applicator's examination - (Second Reading)** - Supervisor Brown offered Ordinance No. 2884 and it was passed by roll call vote (5 ayes).

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 6, 2009

14. **ITEM A-11 - 10:30 A.M. - HEARING - Notice of Nuisance Abatement - 11280 Lakeshore Drive and 11324 Pirates Lane, Clearlake Park, CA (APNs 036-351-34-00 and 036-351-06-00 - Phyllis Maggio)** - Community Development Director Rick Coel, Code Enforcement Manager Voris Brumfield, Code Enforcement Officer Allison Garrett and James Maggio were sworn in by the Clerk.
- Ms. Voris Brumfield explained code violations located at 11280 Lakeshore Drive have been corrected and requested the property be removed from the Order to Abate.
- Mr. Maggio gave testimony.
- On motion of Supervisor Smith and by vote of the Board (5 ayes), adopted the order to complete abatement of the nuisance on property located at 11324 Pirates Lane, Clearlake Park, California, (APN 036-351-06-00 - Phyllis Maggio), within thirty (30) days and authorized staff to abate the nuisance if it is not voluntarily abated, all cost associated with this case will become a charge against the property, and authorized the Chair to sign the abatement order.
15. **ITEM A-12 - 11:00 A.M. - PUBLIC HEARING - Consideration of extension of Urgency Ordinance No. 2879 entitled "An Urgency Ordinance Adopting Emergency Water Conservation Restrictions for County Service Area (CSA) No. 2, Spring Valley Lakes and Imposing a Moratorium for New Water Service Connections"** - Special Districts Administrator Mark Dellinger presented the staff summary.
- Chair Rushing asked if anyone was present wishing to speak and the following people spoke: Cathy Jones and David Jones. 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), waived the reading of the ordinance, to be read in title only. (Clerk so did.)
- Supervisor Brown offered Ordinance No. 2882 and it was passed by roll call vote (5 ayes).
16. **ITEM A-25 - Advanced from December 16, 2008 - An Ordinance amending Chapter 15 of the Lake County Code providing for dogs to be off leash if under the control of the owner in designated areas at six County parks and provides for horses to be ridden or lead in Middletown County Park Trailside Nature Preserve - (Second Reading)** - Supervisor Brown offered Ordinance No. 2883 and it was passed by roll call vote (5 ayes).
17. **ITEM A-23 - Consideration of award of Bid No. 09-04 to McGuire-Pacific Constructors in the amount of \$249,564 for Countywide Stop Sign and Street Name Sign Replacement Project** - Public Works Director Brent Siemer presented the staff summary.
- On motion of Supervisor Brown and by vote of the Board (5 ayes), awarded Bid No. 09-04 to McGuire-Pacific Constructors in the amount of \$249,564 for Countywide Stop Sign and Street Name Sign Replacement Project, and authorized the Chair to sign.
18. **ITEM A-13 - 11:30 A.M. - Status report on the preparation of the County's Integrated Regional Water Management Plan and consideration of request for Board direction regarding cooperative efforts within the watersheds of Cache Creek and Putah Creek** - Deputy Director Public Works Water Resources Pam Frances and Water Resources Engineer Tom Smythe gave a power point presentation.
- Chair Rushing asked if anyone was present wishing to speak and Janet Cawn spoke. No one else was present wishing to speak and the public input portion of this item was closed.
- There was Board consensus to direct staff to move forward with the County's Integrated Regional Water Management Plan, participating with Yolo, Napa and Solano counties to develop an IRWMP for the Westside Sub-Area.
- After a lunch recess, the Board returned to Regular Session at 1:32 p.m.
- Supervisor Brown was absent at 1:32 p.m. and present at 1:37 p.m.
19. **ITEM A-14 - 1:30 P.M. - Consideration of request for the Board of Supervisors to initiate action to unify the seven school districts existing in Lake County into one school district** - Lowell Grant and Lake County Office of Education Superintendent Dave Geck were present.
- Mr. Grant presented the Board with a brief summary.
- Chair Rushing asked if anyone was present wishing to speak and the following people spoke: Don Ellis, John Thompkins, Madeline Hartmann, Phil Murphy and Randy Ridgel. No one else was present wishing to speak and the public input portion of this item was closed.
- There was Board consensus to defer this issue one week while additional research is performed by Superintendent Geck and County Council who will return to the Board on January 13, 2009, at 2:30 p.m. to give the Board an update.
- No Board action was taken on this item.
20. **ITEM A-22 - Consideration of recommendation to accept a contribution of \$1,500 from the Kelseyville Unified School District and the Kelseyville Sunrise Rotary Club for their contribution for in-street school crosswalk signs to be located on Main Street and on Konocti Road adjacent to Kelseyville High School** - Public Works Director Brent Siemer gave a brief summary.
- Chair Rushing asked if anyone was present wishing to speak and the following people spoke: Kelseyville School District Boyce McClain and Kelseyville Sunrise Rotary Club President Wally Holbrook 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), accepted a contribution of \$1,500 from the Kelseyville Unified School District and the Kelseyville Sunrise Rotary Club for their contribution for in-street school crosswalk signs to be located on Main Street and on Konocti Road adjacent to Kelseyville High School.
- Supervisor Brown was absent at 3:00 p.m.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 6, 2009

21. **ITEM A-15 - Supervisors' weekly calendar, travel and reports** - On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved mileage reimbursement for out-of-county travel for Supervisor Farrington to meet attend the Napa Chamber of Commerce meeting on January 14, 2009.

This item was taken up again later in the day.

22. **ITEM A-18 - Consideration of written decision denying the Appeal of William Clee and William Clee, II of Administrative Penalties issued by Community Development, Code Enforcement Division (APN 022-066-02)** - On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Brown ABSENT) approved the written decision denying the Appeal of William Clee and William Clee, II of Administrative Penalties issued by Community Development, Code Enforcement Division, and authorized the Chair to sign.

On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Brown ABSENT) denied the appeal of William Clee and William Clee, II, and authorized the Chair to sign.

23. **ITEM A-19 - Discussion/consideration of request for Board direction regarding minor changes to the Lake County Zoning Ordinance to make it consistent with the Lake County General Plan** - Former Supervisor Ed Robey gave a brief summary.

On motion of Supervisor Smith and by vote of the Board (5 ayes), directed staff to bring suggestions for changes to the Lake County Zoning Ordinance to the Board for consideration.

Supervisor Brown was present at 3:08 p.m.

24. **ITEM A-17 - (a) Consideration of County's proposed federal and state legislative priorities for 2009; and (b) Consideration of proposed letter to Congressman Thompson regarding priority list for funding of water and wastewater construction projects** - (b) Special Districts Administrator presented the staff report. Amendments were made to the order of priorities.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved the letter to Congressman Thompson regarding priority list for funding of water and wastewater construction projects, and authorized the Chair to sign.

(a) County Administrative Officer Kelly Cox presented the staff summary. Amendments were made to the order of priorities.

On motion of Supervisor Smith and by vote of the Board (5 ayes) approved the County's federal and state legislative priorities for 2009.

25. **ITEM A-16 - Consideration of Chairman's recommended committee assignments for members of the Board of Supervisors** - On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the committee assignments for members of the Board of Supervisors as recommended in Chair Rushing's memorandum, as amended.

26. **ITEM A-21 - Discussion/consideration of Letters of Interest received from Great Basin Institute, The California Parks Companies and Clear Lake Foundation for marine-vessel inspection services at major entry points into Lake County** - Public Works Director Brent Siemer presented the staff summary.

Due to lack of funding, there was Board consensus to direct staff to not proceed with negotiations for marine-vessel inspection services at major entry points into Lake County.

27. **ITEM A-26 - 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 - Existing Litigation (Subdivision (a) of Section 54956.9): Woll v. County of Lake** - Chair Rushing announced the Board will now go into Closed Session for the reasons stated on the agenda.

The Board returned to Regular Session at 4:39 p.m.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the Settlement Agreement between the County of Lake and Dallas Woll whereby it is agreed that the County will release the two recorded notices of nuisance and agree to defer taking action to abate Mr. Woll's business use of his property at 6585 Jacobsen Road in Kelseyville, California for a period of thirty-four (34) months in exchange for Mr. Woll's agreement to release all pending claims against the County. Additionally, the County had deferred negotiation of a financial settlement to the California State Association of Counties - Excess Insurance Authority and settlement has been reached in the amount of \$110,000 as provided in this agreement, and authorized the Chair to execute the Agreement.

- BACK TO ITEM A-15 - Supervisors' weekly calendar, travel and reports** - Supervisor Smith noted that two Supervisors will be absent on January 20, 2009, inquired as to whether or not the Board wishes to cancel the January 20th meeting. It was decided by consensus, not to cancel the January 20, 2009 meeting of the Board of Supervisors.

There being no further business, the Board adjourned at 4:42 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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