



# MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

## OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD MARCH 24, 2009

The Honorable Board of Supervisors of Lake County, California, met in regular session this 24<sup>th</sup> day of March, 2009, there being present Supervisors Jeff Smith, Rob Brown and Denise Rushing, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisor Farrington was absent. Supervisor Comstock was absent all day.

The meeting was called to order at 9:01 a.m. by Chair Rushing. A moment of silence was dedicated to the memory of Bob White of Kelseyville. Following the moment of silence, Supervisor Brown led the salute to the flag of the United States of America.

Supervisor Farrington was present at 9:02 a.m.

1. **ITEM A-1 - APPROVAL OF THE CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved Consent Agenda Items C-1 through C-15.

Approved Minutes of the Board of Supervisors meeting held on March 10, 2009.

Adopted Proclamation designating the month of April 2009, as Child Abuse Prevention Month in Lake County.

Adopted Proclamation designating April 8, 2009, as the "Day to End Sexual Violence", April 23, 2009, as "Denim Awareness Day", and the month of April as "Sexual Assault Awareness Month in Lake County".

Adopted Resolution No. 2009-35, notice of intention of sale of County property not required for public use, pursuant to Government Code Section 25520 et seq., of approximately 3.04 acres, located at 14102 East Highway 20, Clearlake Oaks, California, described as Assessor's Parcel Number 06-550-24; the minimum bid price of the real property is one hundred fifty-three thousand dollars (\$153,000), and a 5% commission will be provided to a licensed real estate broker who submits the highest bid and set May 19, 2009, at 9:15 a.m., as time and place where sealed bids and oral bids shall be received and considered.

Adopted Resolution No. 2009-36, accepting conveyance of real property located at 16399 21<sup>st</sup> Avenue, Clearlake, California (APN 042-286-03).

Adopted Resolution No. 2009-37, amending Resolution No. 2008-153, establishing position allocations for Fiscal Year 2008/2009, Budget Unit No. 2110 - District Attorney (adding one (1) 1.00 fte District Attorney position).

Approved Agreement between the County of Lake and Keller Group Office Environments for the purchase of work stations and file systems for the County Clerk/Auditor-Controller and Elections departments in the amount of \$36,000, and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Office Assistant Darla Lewis (to a maximum of 1400 hours), extra-help Office Assistant Sharon Parks (to a maximum of 1100 hours), and Victim Advocate Geraldine Brown (to a maximum of 960 hours).

Approved Second Amendment to Agreement between the County of Lake and Olga Segal, M.D. for specialty mental health services for an increase of \$10.00 per hour (for a total increase of \$1,300), and authorized the Chair to sign.

Approved Agreement between the County of Lake and St. Vincent School for Boys for placement of children in the Residential Treatment Program for a maximum amount of \$25,000, and authorized the Chair to sign.

Approved Grant Deed and directed Clerk to certify for recordation (a portion of APN 024-071-08 - Armando Vasquez Barajas and Irma Yolanda Vasquez), and approved Purchase Agreement between the County of Lake and Armando Vasquez Barajas and Irma Yolanda Vasquez for State Street Sidewalk Project located in Kelseyville, and authorized the Chair to sign.

Approved Grant Deed and directed Clerk to certify for recordation (a portion of APN 024-152-06 - John F. Carney and Kerry J. Flores), and approved Purchase Agreement between the County of Lake and John F. Carney and Kerry J. Flores for State Street Sidewalk Project located in Kelseyville, and authorized the Chair to sign.

Approved Grant Deed and directed Clerk to certify for recordation (a portion of APN 008-019-58 - Michael J. Zimmerer - Trustee and Elizabeth J. Zimmerer - Trustee), and approved Purchase Agreement between the County of Lake and Michael J. Zimmerer and Elizabeth J. Zimmerer for Soda Bay Road/Big Valley Rancheria Road Rehabilitation Project and authorized the Chair to sign.

Waived the 900 hour limit for extra-help Staff Services Analyst Janice Hubbell (to a maximum of 960 hours).

Sitting as the Board of Directors of the Lake County Sanitation District, approved Sewer Mainline Extension Agreement between the Lake County Sanitation District and Mohammed Hussain (dba Three Brothers Travel Plaza), located at 775 West State Highway 20, Upper Lake (APN 003-034-58), and authorized the Chair to sign.

2. **ITEM A-10 - 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** - County Counsel Anita Grant presented an update to the Board.

The California Department of Fish and Game has scheduled a field survey of potential populations of Yellow Legged Frog and the Hard Headed Minnow in Blue Lake in April 2009. The report of the survey should be available by June, with the decision on the stocking of Blue Lake with bass to follow.

On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), determined the state of emergency still exists.

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3. **ITEM A-5 - 9:15 A.M. - PUBLIC HEARING - Consideration of proposed Resolution conveying personal property from the County of Lake to the Benicia Police Department not required for public use, pursuant to Government Code Section 25365 (transfer of a 1987 Humvee utility truck VIN #C24107)** - Chair Rushing opened the public hearing. No one was present wishing to speak and the public hearing was closed.

Supervisor Brown offered Resolution No. 2009-38, and it was passed by roll call vote (4 ayes, Supervisor Comstock ABSENT).

4. **ITEM A-9 - Supervisors' weekly calendar, travel and reports** - County Administrative Officer Kelly Cox reported that Congressman Mike Thompson will visit Lake County on April 9, 2009, and has requested a meeting with the Board and Department heads. A meeting of the Board of Supervisors was scheduled for April 9, 2009, at 9 a.m., to be held in the Lake County Museum, 255 North Main Street, Lakeport.

5. **ITEM A-11 - 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): DeLuca v. County of Lake, et al.** - County Counsel Anita Grant announced there would be no Closed Session items to consider today.

6. **ITEM A-6 - 9:30 A.M. - Report on the reuse of vacant pear packing facilities** - Administrative Analyst Doug Willardson and Kelly Bearden were present.

Mr. Bearden gave the presentation to the Board.

Chair Rushing 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 informational only. There was no Board action taken on this item.

Supervisor Brown was absent at 10:13 a.m. and was absent for the remainder of the day.

7. **ITEM A-7 - 10:00 A.M. - Presentation of Proclamation designating the month of April 2009, as Child Abuse Prevention Month in Lake County** - By request of Lake County Office of Education Healthy Start, this item was carried over two weeks, to April 7, 2009, at 10:30 a.m.

8. **ITEM A-8 - 10:05 A.M. - Presentation of Proclamation designating April 8, 2009, as the "Day to End Sexual Violence", April 23, 2009, as "Denim Awareness Day", and the month of April as "Sexual Assault Awareness Month in Lake County"** - Supervisor Farrington read the proclamation into the record and presented it to Stephanie Lilly, who spoke.

Many staff members and supporters were present.

There being no further business, the Board adjourned at 10:18 a.m.

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Chair - Lake County Board of Supervisors

KELLY F. COX  
Clerk of the Board

By: \_\_\_\_\_  
Mireya G. Turner  
Assistant Clerk of the Board