



MINUTES COUNTY OF LAKE BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD MARCH 3, 2009

The Honorable Board of Supervisors of Lake County, California, met in regular session this 3rd day of March, 2009, there being present Supervisors Jim Comstock, Jeff Smith, Anthony Farrington, Rob Brown and Denise Rushing, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner.

The meeting was called to order at 9:01 a.m. by Chair Rushing. Following a moment of silence Supervisor Comstock led the salute to the flag of the United States of America.

1. **ITEM A-1 - APPROVAL OF THE CONSENT AGENDA** - On motion of Supervisor Comstock and by vote of the Board, approved Consent Agenda Items C-1 through C-4, with the exception of C-4, which will be taken up immediately following the approval of the Consent Agenda.

Approved Minutes of the Board of Supervisors meeting held on February 17, 2009.

Appointed Ellen Tobin to the Animal Control Advisory Board (Member-at-Large category), for a term expiring on January 1, 2011.

Approved leave of absence (medical), for Accountant Sherri Lolonis for the period of February 1, 2009 through February 1, 2010 and authorized the Chair to sign Leave of Absence Request Form.

2. **ITEM A-14 - Advanced from February 24, 2009 - An Ordinance amending Article XII of Chapter 19 of the Lake County Code concerning weight and speed limits on County bridges - (Second Reading)** - Supervisor Brown offered Ordinance No. 2892 and it was passed by roll call vote (5 ayes).

The Board of Supervisors adjourned and convened as the Board of Directors of the Kelseyville Waterworks District No. 3.

3. **CONSENT AGENDA ITEM C-4 - Consideration of proposed Agreement between the Kelseyville County Waterworks District No. 3 and Ruzicka Associates Consulting Engineers for engineering services for the Kelseyville Main Street Water System Improvement Project in the amount of \$19,294** - Special District Administrator Mark Dellinger was present.

Chair Rushing asked if anyone was present wishing to speak and Scott De Leon spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Director Smith and by vote of the Board (3 ayes, Directors Farrington and Brown NO), approved the Agreement between the Kelseyville County Waterworks District No. 3 and Ruzicka Associates Consulting Engineers for engineering services for the Kelseyville Main Street Water System Improvement Project in the amount of \$19,292, and authorized the Chair to sign.

The Board of Directors of the Kelseyville Waterworks District No. 3 adjourned and convened as the Lake County Board of Housing Commissioners.

Commissioner Deborah Figueroa was present.

4. **ITEM A-5 - 9:15 A.M. - PUBLIC HEARING - Discussion of the Lake County Housing Authority PHA Five Year and/or Annual Plan for Fiscal Year 2010-2014, HUD's required Certificate of Compliance and other required documents** - Housing Program Manager Steve Citron presented the staff report.

Chair Rushing opened the public hearing and Andy Rossoff spoke. No one else was present wishing to speak and the public hearing was closed.

This item was informational only. No Board action was taken on this item.

This item will return to the Board on April 14, 2009, at 10:15 a.m. for the consideration of the proposed finalized plan.

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

5. **ITEM A-6 - 9:30 A.M. - HEARING - Consideration of proposed Resolution declaring the public necessity for taking and condemning property - Soda Bay Road/Big Valley Rancheria Road Rehabilitation Project (portions of APNs 044-421-090, 044-422-030, 044-453-290, 044-471-140 and four other properties adjacent to Meadow Drive, as described in Exhibit A to the proposed resolution)** - Public Works Director Brent Siemer presented the staff summary.

Chair Rushing opened the hearing and the following people spoke: Renee Lacy and Joan Moss. No one else was present wishing to speak and the hearing was closed.

The resolution was amended to include an Exhibit B, containing a NEPA and CEQA analysis, and removing Parcel 290 from the list of properties.

Supervisor Farrington offered Resolution No. 2009-30, as amended, and it was passed by roll call vote (5 ayes).

6. **ITEM A-7 - 9:45 A.M. - PUBLIC HEARING - Planning Commission's recommendation for approval of Rezone (RZ 08-02), proposed for Mark Mitchell (Eachus View Estates), consisting of 8.7 Acres from "A-SC-FF" (Agricultural District, Scenic Combining District, Floodway Fringe Combining District) to "A-SC-FF" (Agricultural District, Scenic Combination District, Floodway Fringe Combining District), and "RR-SC-FF-W-WW-B-FROZEN" (Rural Residential District, Floodway Fringe Combining District, Wetlands Combining District, Waterway Combining District Special Lot Size/Density Combining District); and the adoption of a Negative Declaration for RZ 08-02, based on the Initial Study 08-19; located at 3565, 3585 and 3595 Hill Road, Lakeport, CA (APNs 005-015-35, 005-017-75 and 005-017-77) -** Community Development Director Rick Coel presented the staff summary.

Chair Rushing opened the public hearing and Victoria Brandon spoke. No one else was present wishing to speak and the public hearing was closed.

On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Rushing NO), found on the basis of Initial Study No. 08-19 that the rezone as applied for by Mark Mitchell for the Eachus View Estates Parcel Map will not have a significant effect on the environment and adopted a negative declaration for the proposed rezone with the findings listed in the Board memorandum dated February 3, 2009.

On motion of Supervisor Farrington 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 Farrington offered Ordinance No. 2893, and it was passed by roll call vote (4 ayes, Supervisor Rushing NO).

After a brief recess, the Board reconvened at 10:47 a.m.

7. **ITEM A-8 - 10:15 A.M. - Consideration of proposed Amendment to the Agreement between the County of Lake and Lake County Community Action Agency for provision of alcohol and drug counseling services to Lake County adolescents attending New Beginnings Highland School (increasing compensation from \$75,000 to \$150,000) -** Mental Health Director Kristy Kelly and Substance Abuse Program Administrator Laura Solis were present.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved Amendment to the Agreement between the County of Lake and Lake County Community Action Agency for provision of alcohol and drug counseling services to Lake County adolescents attending New Beginnings Highland School (increasing compensation from \$75,000 to \$150,000), and authorized the Chair to sign.

8. **ITEM A-9 - 10:30 A.M. - Presentation by Business Strategies regarding a proposal to establish a Technology Business Incubator in Lake County -** Deputy CAO for Marketing and Economic Development Debra Sommerfield presented a brief staff report.

Andrew Nester of Business Strategies gave a power point presentation to the Board.

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

Supervisor Brown was absent at 11:23 a.m. and present at 11:24 a.m.

9. **ITEM A-11 - Update on status of Building and Safety Division Budget in follow-up to the February 3, 2009 mid-year budget review and consideration of staff recommendations -** Community Development Director Rick Coel was present.

County Administrative Officer Kelly Cox presented the staff report.

There was no Board action taken on this item.

The Board of Supervisors convened additionally as the Board of Directors of the Lake County Redevelopment Agency.

10. **ITEM A-12 - (a) Consideration of proposed Resolution canceling designated reserves for building and infrastructure projects to provide for a loan to the Lake County Redevelopment Agency; and (b) Consideration of proposed Agreement between the County of Lake and the Lake County Redevelopment Agency providing a loan from the County to the Agency -** County Administrative Officer Kelly Cox provided a brief summary.

(a) Supervisor Brown offered Resolution No. 2009-31 and it was passed by roll call vote (4 ayes, Supervisor Farrington NO).

(b) On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington NO), approved the Agreement between the County of Lake and the Lake County Redevelopment Agency providing a loan from the County to the Agency and authorized the Chair to sign.

On motion of Director Brown and by vote of the Board (4 ayes, Director Farrington NO), approved the Agreement between the County of Lake and the Lake County Redevelopment Agency providing a loan from the County to the Agency and authorized the Chair to sign.

The Board of Directors of the Lake County Redevelopment Agency adjourned and continued as the Board of Supervisors.

11. **ITEM A-13 - Consideration of appointments to the Heritage Commission -** On motion of Supervisor Smith and by vote of the Board (5 ayes), appointed Jim Brown to the District 2 category of the Heritage Commission, for a term expiring on January 1, 2011.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), appointed Judy Mullens to the District 1 category of the Heritage Commission, for a term expiring on January 1, 2011.

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 -** Chair Rushing announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session with no action taken.

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There being no further business, the Board adjourned at 12:19 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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