



MINUTES

COUNTY OF LAKE

BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD OCTOBER 20, 2009

The Honorable Board of Supervisors of Lake County, California, met in regular session this 20th day of October, 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 9:00 a.m. by Chair Rushing. Following the moment of silence, County Counsel Anita Grant 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 Brown and by vote of the Board (5 ayes), approved Consent Agenda Items C-1 through C-7.

Adopted Proclamation commending Skip Simkins on his retirement from County service.

Appointed Patricia Beristianos to the Upper Lake Cemetery District Board of Trustees for a term expiring on September 23, 2013.

Adopted Resolution No. 2009-176, approving a request from Lake County Health Services Department to submit a grant application for the California Tobacco Program for Fiscal Year 2010-2011 through 2012-2013, and authorizing the Director of Health Services to sign said application and grant.

Adopted Resolution No. 2009-177, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated August 18, 2009, (construction of 2005/2006 Storm Damage Repair: Bartlett Springs Road - PM 27.0-27.2).

Adopted Resolution No. 2009-178, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated August 18, 2009, (construction of 2005/2006 Storm Damage Repair: Elk Mountain Road - PM 36.6).

Adopted Resolution No. 2009-179, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under agreement dated August 6, 2009, (construction of 2005/2006 Storm Damage Repair: Big Canyon Road - PM 10.3).

Sitting as the Board of Directors of the Lake County Air Quality Management District, approved Agreement between the Lake County Air Quality Management District and Chris Ruttan (DBA Canino Ridge), for funding of a replacement diesel pump with an electrical pump, accessories and installation (maximum amount of \$20,853, Carl Moyer Grant Funds), and authorized the Chair to sign.

2. **ITEM A-11 - Report to the Board of Supervisors regarding steps taken to alleviate conditions necessitating moratorium on Medical Marijuana Dispensaries** - County Counsel Anita Grant presented an update.

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

3. **ITEM A-12 - Consideration of proposed Agreement between the County of Lake and St. Vincent School for Boys for placement of children in the Residential Treatment Program for a maximum contract amount of \$15,000, (total amount of agreements not to exceed \$25,000)** - On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and St. Vincent School for Boys for placement of children in the Residential Treatment Program for a maximum contract amount of \$15,000, (total amount of agreements not to exceed \$25,000), and authorized the Chair to sign.

4. **ITEM A-14 - (a) Consideration of request to waive the formal bidding process and make a determination that competitive bidding would produce no economic benefit to the County; and (b) Authorize Sheriff-Coroner/Assistant Purchasing Agent to issue a purchase order in the amount of \$178,093.60, to Holder Ford for the purchase of eight (8) 2010 Ford Crown Victoria Police Interceptor vehicles and authorize the Sheriff-Coroner to sign** - (a) On motion of Supervisor Smith and by vote of the Board (5 ayes), waived the formal bidding process and made a determination that competitive bidding would produce no economic benefit to the County.

(b) On motion of Supervisor Smith and by vote of the Board (5 ayes), authorized Sheriff-Coroner/Assistant Purchasing Agent to issue a purchase order in the amount of \$178,093.60, to Holder Ford for the purchase of eight (8) 2010 Ford Crown Victoria Police Interceptor vehicles and authorized the Sheriff-Coroner to sign.

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

The gavel was passed to Lake County Local Board of Equalization Chair Farrington.

5. **ITEM A-5 - 9:15 A.M. - Assessment Appeal Hearings:**

Donald Dallimonti- Application No. 38-2009 - APN 035-791-310 - located at 13342 Driftwood Village, Clearlake Oaks - Assessor-Recorder Doug Wacker, Chief Deputy Assessor-Recorder Jim Campbell and Douglas Dallimonti were sworn in by the Clerk.

The property was established as a second residence.

Mr. Dallimonti gave testimony.

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Mr. Campbell presented the staff report.

On motion of Member Comstock and by vote of the Board (5 ayes), denied the appeal and upheld the Assessor's opinion of value as follows: \$100,000 for land and \$150,000 for improvements.

Raymond Adamson - Application No. 2008-270 - APN 041-212-460 - located at 16206 34th Avenue, Clearlake - Assessor-Recorder Doug Wacker and Chief Deputy Assessor-Recorder Jim Campbell were sworn in by the Clerk.

The appellant was not present.

On motion of Member Brown and by vote of the Board (5 ayes), denied the appeal without prejudice.

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

The gavel was returned to Chair Rushing.

6. **ITEM A-6 - 9:45 A.M. - PUBLIC HEARING - Consideration of proposed Resolution approving an application for funding from the General Allocation component of the State Community Development Block Grant (CDBG) Planning and Technical Assistance Allocation in the amount of \$70,000 for the following activities: (1) An update of the Lake County Marketing and Economic Development Plan; and (2) A Holiday Harbor Marketing Plan** - At the request of the department, this item was pulled from the agenda. It was not scheduled for a future date.

7. **ITEM A-7 - 10:00 A.M. - Presentation of Proclamation commending Skip Simkins on his retirement from County service** - Supervisor Brown read the proclamation into the record and presented it to Skip Simkins, who spoke. Many County personnel were present.

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

8. **ITEM A-8 - 10:15 A.M. - Discussion/consideration of replacement of Mathews Road Bridge at Manning Creek, Lakeport** - Public Works Director Brent Siemer and Roads Superintendent Steve Stangland were present.

Supervisor Farrington introduced the item.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), directed staff to begin the removal of the damaged bridge and begin installation of a replacement bridge, at an expense of no more than \$15,000, and directed staff to return should additional funding be required.

9. **ITEM A-10 - Supervisors' weekly calendar, travel and reports** - On motion of Supervisor Smith and by vote of the Board (5 ayes), cancelled the November 24, 2009 and December 22, 2009 meetings of the Board of Supervisors.

The Board adjourned and reconvened into Regular Session at 11:00 a.m.

10. **ITEM A-9 - Continued from October 6, 2009 - 11:00 A.M. - PUBLIC HEARING - Intention to vacate a portion of a public roadway, Ponderosa Lane, located along the westerly boundary of the Villa Blue Estates Subdivision (Blue Lakes), Upper Lake area** - Community Development Director Rick Coel and Public Works Director Brent Siemer were present.

Chair Rushing stated the public hearing remained open and the following people spoke: Lucinda Sparrow, Andre Ross, Denny Knudson, Norman Ogram and Hal Bennett. No one else was present wishing to speak and the public hearing was closed.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), declined to take action to vacate a portion of a public roadway, Ponderosa Lane, located along the westerly boundary of the Villa Blue Estates Subdivision (Blue Lakes), at this time.

11. **ITEM A-13 - Continued from October 13, 2009 - Consideration of request for Board direction regarding possible acquisition of property located at 13885 Lakeshore Drive, Clearlake (APN 039-121-29)** - No action was taken on this item; it will be placed on the Agenda again at a future date.

12. **ITEM A-16 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert and M. Perry and (b) Employee Organization: DDAA and LCEA 2. Conference with real property negotiator (a) Property located at: 13885 Lakeshore Drive, Clearlake - (APN 039-121-29) (b) Negotiating Parties: For County: Mental Health Director Kristy Kelly For seller: Sterling Savings Bank (c) Under Negotiation: Price and terms** - Chair Rushing announced there would be no labor negotiations today and the Board would now go into Closed Session for the other reason stated on the agenda.

The Board reconvened into Regular Session with no action taken.

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

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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