

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD FEBRUARY 16, 2010

The Honorable Board of Supervisors of Lake County, California, met in regular session this 16th day of February, 2010, there being present Supervisors Jim Comstock, Jeff Smith, Denise Rushing, Rob Brown and Anthony Farrington, 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 Farrington. A moment of silence was dedicated to David James. Following the moment of silence, Supervisor Smith led the salute to the flag of the United States of America.

1. **ITEM A-1 - 9:00 A.M. - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (5 ayes), approved the Consent Agenda Items C-1 through C-10, with the exception of Consent Item C-9, which was removed from the Consent Agenda at the request of the department. It will not be carried over to a future date.

Approved Minutes of the Board of Supervisors meeting held on February 9, 2010.

Adopted Proclamation designating the week of February 16-22, 2010, as National Engineers' Week in Lake County.

Appointed Incumbent William Sapeta to the Emergency Medical Care Committee for a term expiring on January 1, 2011.

Appointed Thomas Nixon to the Countywide Parks and Recreation Advisory Board (Supervisory District 5 representative), for a term expiring on January 1, 2011.

Adopted Resolution No. 2010-35, declaring County property surplus to the needs of the County and authorizing Purchasing Agent to sell said property (one 1985 Bowles Trailer, one 1987 Westco Trailer, and one 1991 Westco Trailer).

Waived the 900 hour limit for extra-help Bailiffs Steve Jones, Mike Wood, James Everhart, Robert Piveronas and David Jones.

Waived the 900 hour limit for extra-help employees Wes Frey, Bob Jordan, Gerry Mills and Willie Sapeta (to a maximum of 960 hours).

Waived the 900 hour limit for extra help employees Jim Campbell, Dane Hayward and Lloyd Wells.

Sitting as the Board of Directors of Lake County Sanitation District, (a) Approved Easement Deed and directed Clerk to certify for recordation (APN 014-160-01 - Billy Jackson and Diana Jackson, consented and agreed to by lien holder First Bank and Trust); and (b) Approved Easement Deed and directed Clerk to certify for recordation (APN 014-160-09 - David Scott and Emily Scott, consented and agreed to by lien holder Mortgage Electronic Registration Systems, Inc., for construction of a sewer line for Twin Pines Casino located in Middletown.

CONSENT AGENDA ITEM C-9 - Consideration of request for waiver of the 900 hour limit for extra-help employee Frank Ley (for an additional 600 hours) - The Lake County Air Quality Management District has requested that this item be pulled from today's agenda and no further action is required on this item.

2. **ITEM A-2 - Presentation of animals that are available for adoption at the Lake County Animal Care and Control Shelter** - Animal Control Officer Ben Cheek presented one canine currently available for adoption.

3. **ITEM A-16 - Advanced from February 9, 2010 – An Ordinance establishing a fine and fee schedule for the County Library (revisions include fines for overdue materials, fees for inter-library loans, fees for items lost or returned irreparable, fines for accounts referred to collection services, refunds for lost items returned, maximum fine debt allowed and circumstances allowing fines to be waived) - (SECOND READING)** - Supervisor Smith offered Ordinance No. 2916 and it was passed by a roll-call vote (5 ayes).

4. **ITEM A-13 - Consideration of proposed ordinance authorizing payment of a one time stipend to members of the Board of Supervisors (the same stipend provided for County employees and department heads)** - County Administrative Officer Kelly Cox introduced this item.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington NO), waived the reading of the ordinance and had it read in title only (Clerk so did).

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Farrington NO), advanced the ordinance one week, to January 23, 2010.

5. **ITEM A-5 - 9:15 A.M. - Presentation on the publication of tick-borne illness** - County Health Officer Karen Tait, MD, Vector Control District Administrator Jamesina Scott, PhD, and Dr. Marc Shapiro presented the details of the publication to the Board.

This item was informational only. The Board took no action on this item.

6. **ITEM A-6 - 9:30 A.M. - Presentation on the Lake County 2030 Regional Blueprint Planning Program** - Lake County/City Area Planning Council Representative Terri Persons presented the planning program to the Board.

This item was informational only. The Board took no action on this item.

7. **ITEM A-7 - 9:45 A.M. - Consideration of request from Gary Condray for waiver of Construction Traffic Road Fee in the amount of \$215, for project located at 14640 State Highway 29, Lower Lake, CA (APN 122-221-18)** - Public Works Director Brent Siemer was present.

On motion of Supervisor Brown and by vote of the Board (5 ayes), denied the request for waiver of Construction Traffic Road Fee in the amount of \$215, for project located at 14640 State Highway 29, Lower Lake, CA (APN 122-221-18).

8. **ITEM A-8 - 10:00 A.M. - Presentation of Proclamation designating the week of February 16-22, 2010, as National Engineers' Week in Lake County** - Supervisor Rushing read the Proclamation into the record and presented it to Public Works Director Brent Siemer, who spoke. Many County personnel were present.

9. **ITEM A-17 - Discussion/consideration of request for authorization for Mental Health staff (Marisol Valdez), to provide County transportation to four Friday Night members to Eureka, California, on February 26-27, 2010, to attend the Eureka California for Youth Leadership training** - Mental Health Director Kristy Kelly and Alcohol and Other Drug Services Administrator Laura Solis were present.

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Ms. Solis presented the staff summary.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved Mental Health staff (Marisol Valdez), to provide County transportation to four Friday Night members to Eureka, California, on February 26-27, 2010, to attend the Eureka California for Youth Leadership training.

10. **ITEM A-9 - 10:05 A.M. - Presentation of Employee Service Awards** - Chair Farrington presented certificates, pen/pencil sets and/or clocks in recognition of fifteen or more years of employment with the County of Lake (or in the case of department heads, ten or more years of service).

The following employees received pen/pencil sets for ten years of service: Jon Hopkins - District Attorney and Denise Johnson - Animal Care and Control.

The following employees received clocks for fifteen years of service: Stephen Brooks - Sheriff-Coroner, Pauline Buchanan - Social Services, William Chapin - Public Services-Parks & Recreation, Deana Clausen - Child Support Services, Amy Jensen - Child Support Services, Kathy Kitchens - Sheriff-Jail Facilities, Janice Louie - Sheriff-Coroner, Stephen Shryock - Juvenile Home, Cynthia Silva-Brackett - Health Administration, Lyle Thomas - Sheriff-Coroner and Charles Villines - Public Works-Roads.

The following employees received clocks for twenty years of service: Robert Allen - Public Services-Buildings & Grounds, Robert Brasier - Special Districts, Loretta Deter - Social Services, John Flynn - District Attorney, Terry Lomax - Child Support Services, Christopher Macedo - Sheriff-Bailiffs, John Moore - Social Services, Teresa Murray - Probation, Barbara Ringen - Treasurer-Tax Collector and Laura Solis - Mental Health-AODS.

The following employees received clocks for twenty-five years of service: Lawrence Henry - Public Works-Roads, Steve Linthicum - Special Districts, Don Prather - Public Works-Roads, Robert Saderlund - Special Districts and Skip Simkins - Public Works-Water Resources.

The following employees received clocks for thirty years of service: Kelly Cox - Administration, Michael Curran - Sheriff-Coroner and Donna Gitchell - Mental Health.

The following employees received clocks for thirty-five years of service: Lary Dumont - Special Districts.

After a brief recess, the Board reconvened at 10:25 a.m.

11. **ITEM A-14 - Discussion/consideration of an amendment to the County Personnel Rules to impose a limit on the length of time an employee may be placed on paid Administrative Leave** - Human Resources Director Kathy Ferguson and Sheriff Rod Mitchell were present.

Supervisor Brown introduced this item.

By consensus, the Board approved, in concept, to impose a limit on the length of time an employee may be placed on paid Administrative Leave, and directed staff to bring a resolution to the Board for consideration in one week, on February 23, 2010.

12. **ITEM A-10 - 10:30 A.M. - CLOSED SESSION - Meeting with Lake County Grand Jury pursuant to Government Code Section 54953.1** - Chair Farrington announced the Board would now go into Closed Session for the reason stated on the agenda.

The Board reconvened into Regular Session with no action taken.

After a brief recess, the Board convened at 11:31 a.m. as the Lake County Local Board of Equalization. Member Brown was absent.

13. **ITEM A-11 - 11:30 A.M. - Assessment Appeal Hearings: (a) Jakel Englebert - Application No. 06-2009 - APN 004-063-22 - located at 10030 Hagemann Lane, Upper Lake, CA** - Assessor-Recorder Doug Wacker and Chief Deputy Assessor-Recorder Jim Campbell were sworn in by the Clerk.

Neither the owner nor agent were present.

On motion of Member Comstock and by vote of the Board (4 ayes, Member Brown ABSENT), denied the appeal without prejudice.

The Board returned to this item later in the day.

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

14. **ITEM A-15 - Consideration of proposed Resolution revising position allocation for Budget Unit 8695 - Special Districts Administration and proposed Resolution amending the Fiscal Year 2009/2010 Final Budget for Budget Unit 2602 - Building and Safety and Budget Unit 8695 - Special Districts Administration** - Supervisor Rushing offered Resolution No. 2010-36, amending the Fiscal Year 2009-10 Final Budget for BU 2602 - Building and Safety and BU 8695 - Special Districts Administration, and it was passed by a roll-call vote (4 ayes, Supervisor Brown ABSENT).

Supervisor Brown was present at 11:35 a.m.

Supervisor Rushing offered Resolution No. 2010-37, amending Resolution No. 2009-145 establishing position allocations to conform to the Fiscal Year 2009-2010 Final Budget, Budget Unit 8695, Special Districts Administration, and it was passed by roll call vote (5 ayes).

15. **ITEM A-18 - Discussion/consideration of award of Bid No. 10-16 to Holder Ford in the amount of \$32,222.79, for the purchase of one 2011 full size 1-ton 4-wheel drive, single rear wheel, regular cab, long bed pickup for Public Services, Parks and Recreation Division** - Public Services Director Kim Clymire and Public Works Director Brent Siemer were present.

Supervisor Brown was absent at 11:39 a.m. and present at 11:41 a.m.

This item was continued one week, to February 23, 2010, to allow staff to seek bids on a reduced package of customized options.

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16. **ITEM A-19 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert and M. Perry and (b) Employee Organization: LCCOA, SDA and DDAA** - Chair Farrington announced the Board would now go into Closed Session for the reason stated on the agenda.

The Board reconvened into Regular Session with no action taken.

Supervisor Brown was absent at 12:18 p.m.

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

BACK TO # 13 - ITEM A-11 - 11:30 A.M. - Assessment Appeal Hearings: (a) Jakel Englebert - Application No. 06-2009 - APN 004-063-22 - located at 10030 Hagemann Lane, Upper Lake, CA - Assessor-Recorder Doug Wacker, Chief Deputy Assessor-Recorder Jim Campbell and Englebert Jakel were sworn in by the Clerk.

On motion of Member Comstock and by vote of the Board (4 ayes, Member Brown ABSENT), rescinded the denial of the appeal without prejudice.

Mr. Jakel gave testimony.

Mr. Campbell presented the staff report.

On motion of Member Rushing and by vote of the Board (4 ayes, Member Brown ABSENT), denied the appeal.

Mr. Jakel withdrew his request for Findings of Fact.

There being no further business, the Board adjourned at 12:40 p.m.

Chair - Lake County Board of Supervisors

KELLY F. COX
Clerk of the Board

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