



MINUTES

COUNTY OF LAKE

BOARD OF SUPERVISORS

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JANUARY 19, 2010

The Honorable Board of Supervisors of Lake County, California, met in regular session this 19th day of January, 2010 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 Farrington. 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 Smith and by vote of the Board (5 ayes), approved Consent Agenda items C-1 through C-8, with the exception of Consent Agenda Item C-1 and Consent Agenda Item C-3. Both items were carried over one week, to January 26, 2010.

Appointed Bonnie Trumble (Senior Community representative), Beverly Bergstrom (Senior Consumer - past or present representative), and Jeanne Morin (IHSS Provider - past or present representative), to the IHSS Advisory Committee for two year terms expiring on January 1, 2013.

(a) Approved staff recommendation and authorized County Public Works Department to assume responsibility for administration and engineering of the Clearlake Oaks Highway 20 Sidewalk Improvement Project; and

(b) Adopted Resolution No. 2010-14, appropriating \$1.2 million in unanticipated revenue for the Clearlake Oaks Highway 20 Sidewalk Improvement Project to Budget Unit No. 1781-Special Projects.

Adopted Resolution No. 2010-15, amending Resolution No. 2009-233 establishing position allocations to conform to the Fiscal Year 2009/2010 Final Budget, Budget Unit No. 2602 - Building and Safety (continuing a Building Inspector I/II allocation with the designation of being an At Risk appointment).

Adopted Resolution No. 2010-16, authorizing the Public Services Department to submit an application to the California Integrated Waste Management Board for a Local Government Waste Tire Cleanup and Amnesty Event Grant for Fiscal Year 2009/2010.

Adopted Resolution No. 2010-17 declaring intent to adopt a Resolution of Public Use and Necessity - Bartlett Spring Road, FEMA Project. (This item was later scheduled to return before the Board on January 26, 2010, for further discussion).

Approved the California Boating Safety and Enforcement Grant Equipment and Operation Contract in the amount of \$18,000 and authorized Sheriff Rodney Mitchell to sign the contract and the Chair to sign the Recycling Certification and Certification Clauses (Exhibit D).

CONSENT AGENDA ITEM C-1 - Consideration of request to approve Minutes of the Board of Supervisors meeting held on January 12, 2010 - At the request of staff, this item was carried over one week, to January 26, 2010.

CONSENT AGENDA ITEM C-3 - Consideration of request to appoint David Estep to the Lower Lake Waterworks District 1 Board of Directors for a four year term expiring on January 1, 2015 - Supervisor Comstock requested this item be carried over one week, to January 26, 2010, so he could interview the applicant.

2. **ITEM A-3 - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA:**

Extra #1 - Request to receive update on County's preparedness for this week's storms - On motion of Supervisor Smith and by vote of the Board (5 ayes), approved taking up this item due to the fact that the need arose after the posting of today's agenda.

This item was taken up by the Board for the following reason:

The weather forecast calls for a string of storms, bringing significant precipitation to the County, and causing several County departments to take action to mitigate the damaging effects of the rain. Because the public should be informed of these actions in a timely manner, it is recommended the Board hear the departmental updates before the next scheduled meeting.

This item was continued to later in the day to allow the departments to prepare their updates.

CITIZEN'S INPUT - Fletcher Thornton spoke regarding the Middletown Area Town Hall's written position regarding the Bottle Rock Power Plant.

3. **ITEM A-5 - Continued from January 12, 2010 - 9:10 A.M. - Discussion/consideration of two appointments to the Genetically Engineered (GE) Crops Ad-Hoc Advisory Committee, (replacing Lars Crail and Lorrie Gray who have resigned from the committee)** - At the request of Supervisors Rushing and Brown, no action was taken on this item.
4. **ITEM A-12 - 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 Council - Existing Litigation (Government Code Section 54956.9, Subdivision (a): California Sportfishing Alliance v. County of Lake 3. Public Employee Appointment - Water Resources Director** - Chair Farrington 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 at 9:30 a.m.

After a brief recess, the Board reconvened into Regular Session at 9:38 a.m.

5. **ITEM A-6 - Continued from January 5, 2010 - 9:30 A.M. - Consideration of approval of proposed letters to the Attorney General, Drug Enforcement Administration and Federal Aviation Administration, requesting investigation of matters relating to helicopter usage and pilot training under the Marijuana Eradication Program** - Board members reviewed the proposed letters.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 19, 2010

Chair Farrington asked if anyone was present wishing to speak and Joan Moss spoke. No one else was present wishing to speak and the public input portion of this item was closed.

Amendments were made to the letters.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved letters to the Attorney General, Drug Enforcement Administration and Federal Aviation Administration, requesting investigation of matters relating to helicopter usage and pilot training under the Marijuana Eradication Program, as amended, and authorized the Chair to sign.

6. **ITEM A-11 - Proposed Agreement between the County of Lake and Unity Care Group, Inc. for specialty mental health services in the amount of \$25,000** - Mental Health Director Kristy Kelly introduced Deputy Mental Health Director Fiscal Operations Bob Menicocci.

Ms. Kelly presented the staff report.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and Unity Care Group, Inc. for specialty mental health services in the amount of \$25,000, and authorized the Chair to sign.

After a brief recess, the Board reconvened into regular session at 10:03 a.m.

7. **ITEM A-7 - Continued from January 5, 2010 - 10:00 A.M. - Discussion/consideration of proposed changes to the Lake County Rule LCR 1-195 on Aerobic Systems** - Health Services Director Jim Brown and Environmental Health Director Ray Ruminski were present.

Mr. Ruminski presented the staff report.

Chair Farrington asked if anyone was present wishing to speak and the following people spoke: Dennis Lawson and Ray Starks. No one else was present wishing to speak and the public input portion of this item was closed.

Amendments were made to the proposed rule changes.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), adopted the changes to the Lake County Rule LCR 1-195 on Aerobic Systems.

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

8. **ITEM A-8 - 11:00 A.M. Assessment Appeal Hearings:**

(a) Rebecca Stansberry - Application No. 2008-56 - APN 016-032-01 - located at 21518 Bartlett Springs Road, Lucerne, CA - Assessor-Recorder Doug Wacker and Chief Deputy Assessor-Recorder Jim Campbell were present.

Neither the owner nor representation were present.

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

(b) David Woodall - Application No. 53-2009 - APN 009-014-38 - located at 9129 Soda Bay Road, Kelseyville, CA - Assessor-Recorder Doug Wacker and Chief Deputy Assessor-Recorder Jim Campbell were present.

Mr. Campbell reported this appeal was withdrawn on January 7, 2010.

The Board took no action on this item.

After a brief recess, the Board reconvened into Regular Session at 11:33 a.m.

9. **ITEM A-9 - Continued from October 6, 2009 - 11:30 A.M. - Assessment Appeal Hearings:**

(a) Dorta Watson - Application No. 2008-242 - APN 050-902-09 - located at 9995 Meadow Drive, Cobb, CA - Assessor-Recorder Doug Wacker and Chief Deputy Assessor-Recorder Jim Campbell were present.

Neither the owner nor representation were present.

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

(b) James Watson - Application No. 2008-243 - APN 050-864-02 - located at 10055 Meadow Drive, Cobb, CA - Assessor-Recorder Doug Wacker and Chief Deputy Assessor-Recorder Jim Campbell were present.

Neither the owner nor representation were 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.

BACK TO #2 - ITEM A-3 - CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA:

Extra #1 - Request to receive update on County's preparedness for this week's storms - Special Districts Administrator Mark Dellinger, Sheriff Rod Mitchell and Public Works Road Superintendent Steve Stangland presented updates.

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

- BACK TO #4 - ITEM A-12 - 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 Council - Existing Litigation (Government Code Section 54956.9, Subdivision (a): California Sportfishing Alliance v. County of Lake 3. Public Employee Appointment - Water Resources Director** - Chair Farrington announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session and took the following action:

On motion of Supervisor Brown and by vote of the Board (5 ayes), re-opened the recruitment for Water Resources Director and scheduled a review of the job description and minimum qualifications for that position to be included on the January 26, 2010 Board agenda.

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 Turner
Assistant Clerk of the Board