

**BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA**

**OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JANUARY 18, 2011**

The Honorable Board of Supervisors of Lake County, California, met in regular session this 18<sup>th</sup> day of January, 2011, there being present Supervisors Jeff Smith, Denise Rushing, Anthony Farrington, Rob Brown and Jim Comstock, 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 Comstock. After the moment of silence, Supervisor Smith 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-4.

Approved Minutes of the Board of Supervisors meeting held on January 11, 2011.

Approved Agreement between the County of Lake and Marta Fuller, RN, for dental health education and prevention services, in an amount not to exceed \$18,700, for FY 2010/2011, and authorized the Chair to sign.

Approved permit to conduct aeronautical activities at Lampson Field Airport (Tom's Aircraft Enterprises), and authorized the Chair to Sign.

Approved County Self Assessment (CSA) for Child Welfare Services operations (CWS) and authorized submission of the CSA to the California Department of Social Services (as mandated by AB 636).

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

3. **ITEM A-13 - Consideration of applications from members of the public for appointment to miscellaneous Lake County committees, commissions and advisory boards** - On motion of Supervisor Rushing and by vote of the Board (5 ayes), appointed Eddie Crandall, Sr., to the Fish and Wildlife Advisory Board, for a term to expire January 1, 2013.

Chair Comstock 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.

The Board took no additional action on this item.

4. **ITEM A-5 - 9:15 A.M. - HEARING - Nuisance Abatement - 10825 Lakeshore Drive, Clearlake Park, CA (APN 036-271-19 - Harsha Trust)** - Community Development Director Rick Coel, Code Enforcement Officer Allison Garrett and Doug Harsha were sworn in by the Clerk.

Ms. Garrett presented the staff report.

Mr. Harsha gave testimony.

On motion of Supervisor Smith and by vote of the Board (5 ayes), adopted the order to complete abatement of the nuisance on property located at 10825 Lakeshore Drive, Clearlake Park, CA (APN 036-271-19 - Harsha Trust), within thirty (30) days and authorized staff to abate the nuisance if it is not voluntarily abated, all cost associated with this case will become a charge against the property, and authorized the Chair to sign the abatement order.

5. **ITEM A-6 - 9:30 A.M. - HEARING - Nuisance Abatement - 65 Rocky Point Road, Lakeport, CA (APN 029-252-03 - Eugene Bedros)** - Community Development Director Rick Coel, Code Enforcement Officer Kathy Freeman and Della Wells were sworn in by the Clerk.

There was Board consensus to amend the Order to Abate to stipulate the removal of household garbage within seven (7) days, by January 25, 2011.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), adopted the order to complete abatement of the nuisance on property located at 65 Rocky Point Road, Lakeport, CA (APN 029-252-03 - Eugene Bedros), as amended, within thirty (30) days and authorized staff to abate the nuisance if it is not voluntarily abated, all cost associated with this case will become a charge against the property, and authorized the Chair to sign the abatement order.

6. **ITEM A-7 - 9:45 A.M. - Consideration of proposed Resolution to conceptually approve entering a lease agreement with Personal Network Computing, Inc., dba Valley Internet (10 year lease of access to County-owned host locations for equipment to enable high-speed broadband internet services to reach currently un-served areas of Lake County; terms of the agreement to be negotiated)** - Information Technology Director Shane French and Public Services Analyst Terre Logsdon were present.

Ms. Logsdon presented the staff report.

Chair Comstock asked if anyone was present wishing to speak and Ofer Tenebaum spoke. No one else was present wishing to speak and the public input portion of this item was closed.

Supervisor Brown offered Resolution No. 2011-10, and it was passed by roll call vote (5 ayes).

After a brief recess, the Board reconvened into Regular Session at 10:20 a.m.

7. **ITEM A-8 - 10:00 A.M. - Update and request for direction regarding the Robinson Rancheria gas station project, project access to Reclamation Road Cutoff, and the request for the abandonment of Hammond Road** - Public Works Director Brent Siemer and Air Quality Officer Doug Gearhart were present.

Mr. Siemer presented the staff report.

This item was continued to later in the day.

8. **ITEM A-14 - Consideration of request from Jessica Haigh, for waiver of Septic Permit Fees in the amount of \$360; property located at 15345 Evergreen Drive, Cobb, CA (APN 050-853-01)** - Environmental Health Director Ray Ruminski and Don Webley were present.

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Supervisor Brown was absent at 10:39 a.m. and present at 10:40 a.m.

Mr. Ruminski presented the staff report.

The amount of the waiver request was amended to \$580.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the waiver of Septic Permit Fees in the amount of \$580; for property located at 15345 Evergreen Drive, Cobb, CA (APN 050-853-01).

9. **ITEM A-9 - Continued from January 11, 2011 - 10:30 A.M. - PUBLIC HEARING - Discussion/consideration of proposed Ordinance amending Article IX to Chapter 15 of the Lake County Code establishing a fee-based inspection program for all water vessels launched in the County of Lake** - Sheriff Francisco Rivero and Water Resources Director Scott DeLeon were present.

Mr. DeLeon presented the staff summary.

Chair Comstock opened the public hearing and the following people spoke: Mike Dunlap, Jim Steele, Tom Slight, Paul Racine, Joan Moss and Melissa Fulton. No one else was present wishing to speak and the public hearing was closed.

Supervisor Brown was absent at 11:32 a.m. and present at 11:34 a.m.

Various amendments were made to the proposed ordinance.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), waived the reading of the ordinance, as amended, to be read in title only (Clerk so did).

On motion of Supervisor Rushing and by vote of the Board (5 ayes), advanced the ordinance one week, to January 25, 2011.

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.

10. **ITEM A-10 - Continued from January 11, 2011 - 11:30 A.M. - Assessment Appeal Hearing:**

**James Robello - Application Nos. 01-2010 and 76-2010 - 2315 Eastlake Drive, Kelseyville, CA (APN 044-192-190-000)** - Chief Deputy Assessor-Recorder Jim Campbell, Appraiser III Debbie Olson and James Robello were present and remained under oath.

Ms. Olson presented the staff report.

Mr. Robello gave testimony.

This item was continued to later in the day.

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

The gavel was returned to Chair Comstock.

After a lunch recess, the Board reconvened at 1:32 p.m.

- BACK TO #7 - ITEM A-8 - 10:00 A.M. - Update and request for direction regarding the Robinson Rancheria gas station project, project access to Reclamation Road Cutoff, and the request for the abandonment of Hammond Road** - There was Board consensus to approve the letter to the Robinson Rancheria Tribal Council, and authorize the Chair to sign.

11. **ITEM A-11 - Continued from December 14, 2010 - 1:30 P.M. - PUBLIC HEARING - Appeal (AB 10-05) of Robert and Becky Parker of the Planning Commission's allowance of a Residential Second Unit on property owned by Michael Macy; located at 13210 Ridge Road, Loch Lomond, CA (APN 011-067-42)** - Community Development Director Rick Coel was present.

Michael Macy presented a request for continuance to the Board.

Peter Windrem, attorney for the appellant, spoke.

On motion of Supervisor Smith and by vote of the Board (5 ayes), this item was continued seven weeks, to March 8, 2011, at 9:20 a.m.

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.

- BACK TO #10 - ITEM A-10 - Continued from January 11, 2011 - 11:30 A.M. - Assessment Appeal Hearing:**

**James Robello - Application Nos. 01-2010 and 76-2010 - 2315 Eastlake Drive, Kelseyville, CA (APN 044-192-190-000)** - Mr. Robello gave testimony.

On motion of Supervisor Brown and by vote of the Board (5 ayes) made the intended decision to deny appeals 01-2010 and 76-2010, and directed staff to prepare Findings of Fact.

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

The gavel was returned to Chair Comstock.

12. **ITEM A-15 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, R. Lambert, M. Perry and J. Hammond; and (b) Employee Organization: DSA; and 2. Public Employee Performance Evaluations: Titles: Public Works Director; and Carried over from January 11, 2011: Interim Animal Control Director; and Water Resources Director** - County Counsel Anita Grant announced there was no need for labor negotiations today.

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

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The Board reconvened into Regular Session with no action taken at 4:57p.m.

There being no further business, the Board adjourned at 4:58 p.m.

KELLY F. COX  
Clerk of the Board

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Chair - Lake County Board of Supervisors

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