

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD APRIL 24, 2012

The Honorable Board of Supervisors of Lake County, California, met in regular session this 24th day of April, 2012, there being present Supervisors Jim Comstock, Anthony Farrington and Rob Brown, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisors Jeff Smith and Denise Rushing were absent all day.

The meeting was called to order at 9:00 a.m. by Chair Brown. A moment of silence was dedicated to William Charles Bohren. Following the moment of silence, Monica Rosenthal led the salute to the flag of the United States of America.

1. **ITEM A-2 - 9:05 A.M. - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (3 ayes, Supervisors Smith and Rushing ABSENT), approved Consent Agenda items C-1 through C-13, with the exception of Consent Agenda Item C-9, which will be taken up later in the day.

Approved Minutes of the Board of Supervisors meeting held on April 17, 2012.

Adopted Proclamation expressing support of the Anderson Marsh Interpretive Association's maintenance of operations of Anderson Marsh State Historical Park.

Approved Agreement between the County of Lake and Dazzling Janitorial for janitorial services at the Lakeport Branch Library, from May 1, 2012 through April 30, 2012, in a monthly amount of \$855, and authorized the Chair to sign.

Adopted Resolution No. 2012-39, authorizing Environmental Health to apply for \$2,500 from the US Department of Health and Human Services, Food and Drug Administration for the completion of tasks related to food safety and the prevention of foodborne illness.

Approved Second Amendment to Agreement between the County of Lake and Milhous Children's Services, for FY 2011-2012 specialty mental health services, for an increase of \$20,000, and authorized the Chair to sign.

Authorized the Mental Health Department to utilize modified consultant selection procedure, and enter into contract negotiation and due diligence processes with Resource Development Associates, for Innovation Project Management services.

Adopted Resolution No. 2012-40, supporting a Bicycle Transportation Grant Application for Lakeshore Boulevard and the availability of the forty-five percent (45%) local share of costs.

Adopted Resolution No. 2012-41, changing mileage in County Maintained Road System.

Consent Agenda Item C-9 - Adopt Memorandum of Understanding between the County of Lake and Robinson Rancheria of Pomo Indians for Nice-Lucerne Cutoff Improvements, and authorize the Chair to sign - This item was removed from the Consent Agenda, to be taken up later in the day.

Adopted Resolution No. 2012-42, approving the Lake County Sheriff's Office to apply for grant funds for the State of California, Department of Parks and Recreation, Off-Highway Vehicle Grant Funds.

Adopted Resolution No. 2012-43, amending Resolution 2011-125 establishing position allocations for Fiscal Year 2011-2012, Budget Unit No. 5011, Department of Social Services (adding one (1) Area Agency on Aging Program Coordinator, one (1) Long-Term Care Ombudsman and one (1) Area Agency on Aging Office Assistant III position)

Approved request to waive 900 hour limit for extra help Customer Field Representative John Mix.

Sitting as the Lake County Local Board of Equalization, accepted Stipulation Change in Assessment for Richard Marchini, amending the Base Year correction as of March 2009, and on Land and Improvements (APN 037-342-520-000), for a change from Land \$399,052 and Improvements \$4,989 for a total of \$404,041, to Land \$245,000 and Improvements \$5,000, for a revised total of \$250,000, for the 2010 tax year.

Adopted Proclamation honoring Chuck March for his long-standing service and commitment to agriculture in Lake County.

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

3. **ITEM A-11 - Consideration of the following appointments: Section 8 Resident Advisory Board** - This item was removed from the agenda at staff request.

4. **ITEM A-12 - Advanced from April 10, 2012 - Consideration of proposed Ordinance amending Section 14-56.3 of Article II of the Lake County Code to add Other Safety Positions as an Established Unit (SECOND READING)** - Supervisor Farrington offered Ordinance No. 2972, and it was passed by roll call vote (3 ayes, Supervisors Smith and Rushing ABSENT).

5. **ITEM A-5 - 9:10 A.M. - Presentation of Proclamation honoring Chuck March for his long-standing service and commitment to agriculture in Lake County** - Chair Brown read the following items into the record: letters from the Sacramento Valley Water Quality Coalition, the Lake County Winery Association, University of California Cooperative Extension, the Lake County Fair, a Congressional certificate of special recognition and the County Proclamation, and presented these items to Chuck March's son, John March, who spoke. Assembly member Wes Chesbro's Field Representative Ruth Valenzuela presented certificates of recognition from Assembly member Wes Chesbro and Senator Noreen Evans to Mr. March also.

The Supervisors expressed their personal appreciation of Chuck March's service to the County.

Many members of the public were present.

6. **ITEM A-6 - 9:15 A.M. - Presentation of report of County participation at wine industry trade shows in 2012** - Administrative Analyst Alan Flora, Bill Brunetti, Patti Brunetti, Rick Gunier and Shannon Gunier gave the presentation to the Board.

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

7. **ITEM A-7 - 9:30 A.M. - Presentation of Proclamation expressing support of the Anderson Marsh Interpretive Association's maintenance of operations of Anderson Marsh State Historical Park** - Supervisor Comstock read the Proclamation into the record and presented it to Roberta Lyons, who spoke.

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Members of the Anderson Marsh Interpretive Association were present.

BACK TO #1 - Consent Agenda Item C-9 - Consideration of proposed Memorandum of Understanding between the County of Lake and Robinson Rancheria of Pomo Indians for Nice-Lucerne Cutoff Improvements - Public Works Director Scott De Leon and Assistant Public Works Director Lars Ewing were present.

Mr. Ewing presented the staff report and introduced the tribal representatives present in the audience.

Robinson Rancheria Tribal Chair Tracey Avila spoke.

Supervisors Comstock, Farrington and Brown expressed appreciation to Robinson Rancheria Tribe of Pomo Indians for its continued cooperation with the County of Lake.

Chair Brown asked if anyone was present wishing to speak and Anthony Duncan spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Rushing ABSENT), approved the Memorandum of Understanding between the County of Lake and Robinson Rancheria of Pomo Indians for Nice-Lucerne Cutoff Improvements, and authorized the Chair to sign.

After a brief recess, the Board reconvened into Regular Session at 10:34 a.m.

8. **ITEM A-8 - 9:45 A.M. - (a) Consideration of proposed Agreements for weed abatement in Clear Lake; and (b) Consideration of proposed Agreements for algae abatement in Clear Lake** - (a) Water Resources Director Scott De Leon presented the staff report.

Chair Brown asked if anyone was present wishing to speak and the following people spoke: Joan Moss and Melissa Fulton. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Rushing ABSENT), approved the Agreement between the County of Lake and Pestmasters Services, for 2012 aquatic vegetation management services, in an amount not to exceed \$162,900, and authorized the Water Resources Director to sign.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Rushing ABSENT), approved the Agreement between the County of Lake and Aquatic Environments, Inc., for 2012 aquatic vegetation management services, in an amount not to exceed \$152,125, and authorized the Water Resources Director to sign.

(b) Water Resources Director Scott De Leon presented the staff report.

Chair Brown 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.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Rushing ABSENT), approved the Agreement between the County of Lake and Aquatic Environments, Inc., for 2012 nuisance algae abatement services, in an amount not to exceed \$275,000, and authorized the Water Resources Director to sign.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisors Smith and Rushing ABSENT), approved the Agreement between the County of Lake and Armour Petroleum Service and Equipment Corporation, for 2012 nuisance algae abatement services, in an amount not to exceed \$25,000, and authorized the Water Resources Director to sign.

By consensus of the Board, County Counsel was directed to prepare a legal opinion relative to options for a ballot measure to increase the Countywide sales tax in order to provide a future ongoing source of funding for these lake related programs.

9. **ITEM A-9 - 1:30 P.M. Assessment Appeal Hearing:**

Myrtle Brown - Application No. 140-2010 - 316 Lakeview Court, Clearlake Oaks, CA (APN 035-311-170-000) - This appeal was withdrawn at the request of the appellant and was not taken up by the Board.

10. **ITEM A-13 - CLOSED SESSION - 1.Conference with Labor Negotiator: (a) County Negotiators: A. Grant, S. Harry, L. Guintivano, M. Perry and J. Hammond; and (b) Employee Organization: DSA, LCCOA and DDAA** - Chair Brown announced the Board would now go into Closed Session for the reasons stated on the agenda.

There being no further business, the Board of Supervisors adjourned at 11:21 a.m.

KELLY F. COX
Clerk of the Board

Chair - Lake County Board of Supervisors

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