

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

**OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD FEBRUARY 21, 2012**

The Honorable Board of Supervisors of Lake County, California, met in regular session this 21<sup>st</sup> day of February, 2012, there being present Supervisors Jim Comstock, Jeff Smith, Denise Rushing, Anthony Farrington and Rob Brown, 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 Brown. Following a moment of silence, Supervisor Smith 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 (5 ayes), approved Consent Agenda items C-1 through C-6, with the exception of Item C-5, which will be taken up later in the day.

Approved Minutes of the Board of Supervisors meeting held on February 14, 2012.

Adopted Proclamation designating February 19-25, 2012, as National Engineers Week.

Approved Agreement between the County of Lake and Anthony Wong, DVM, for veterinary services, for an amount not to exceed \$90,000 per year, and authorized the Chair to sign.

Approved Lease Agreement between the County of Lake Community Development Department and the County of Lake Probation Department for office space, located at 16195 Main Street, Lower Lake, for a rate of \$400 per month (with Utilities to be paid by leasee), and authorized the Chair to sign

**Consent Agenda Item C-5 - Approve Agreement between the County of Lake and Northwest Biosurvey for environmental services for the Bridge Arbor Bikeway Project, in the amount of \$13,200, and authorize the Chair to sign** - This item was pulled from the Consent Agenda for discussion later in the day.

Sitting as the Lake County Sanitation District Board of Directors, approved the Easement Deed and directed Clerk to certify for recordation (APN 039-332-22 - James Holcomb), and approved Right of Way Agreement between the County of Lake and James Holcomb for the construction of the wastewater force main sanitary sewer line.

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-11 - Consideration of proposed addition to the Policy & Procedure Manual regarding the Animal Adoption Amnesty Program** - Animal Control Director Bill Davidson presented the staff report.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved the addition to the Policy & Procedure Manual regarding the Animal Adoption Amnesty Program.

4. **ITEM A-10 - Consideration of proposed Resolution amending the FY 2011-12 Adopted Budget by reducing General Fund Contingencies to loan money from Fund No. 1 - General Fund to Fund No. 168 - Social Services Administration and Fund No. 169 - Social Services Programs, to provide funding for cash flow purposes** - Chief Deputy Administrative Officer Matt Perry presented the staff report.

Supervisor Smith offered Resolution No. 2012-20, and it was passed by roll call vote (5 ayes).

5. **ITEM A-5 - 9:10 A.M. - Presentation of Proclamation designating February 19-25, 2012, as National Engineers Week** - Supervisor Rushing read the Proclamation into the record and presented it to Public Works Director Scott De Leon, who spoke.

Many County staff were present.

**BACK TO #1 - CONSENT AGENDA ITEM C-5 - Consideration of proposed Agreement between the County of Lake and Northwest Biosurvey for environmental services for the Bridge Arbor Bikeway Project, in the amount of \$13,200** - On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and Northwest Biosurvey for environmental services for the Bridge Arbor Bikeway Project, in the amount of \$13,200, and authorized the Chair to sign.

6. **ITEM A-6 - 9:15 A.M. - Consideration of request for reconsideration of Board appointment of public member to the Redevelopment Oversight Committee - City of Clearlake** - Rick Mayo presented his request to the Board.

No Board action was taken on this item.

7. **ITEM A-8 - 9:30 A.M. - (a) Consideration of departmental reports regarding the Medical Marijuana Cultivation Act of 2012 Initiative's potential impact on the County of Lake; and (b) Discussion/consideration of options, pursuant to Elections Code Sections 9111 and 9118 (adoption of proposed ordinance, submission of proposed ordinance to voters at next statewide election, or request of report regarding impacts of proposed ordinance, for further consideration)** - Registrar of Voters Diane Fridley was present.

Chair Brown asked if anyone was present wishing to speak and the following people spoke: Don Merrill, Craig Shannon, Gina Murphy, Community Development Director Rick Coel, Victoria Brandon, Agricultural Commissioner Steve Hajik, Ron Green, Joan Moss, Bob Hanston and John Brosnan. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved submission of the proposed ordinance to the next available election.

After a brief recess, the Board reconvened into Regular Session at 11:45 a.m.

8. **ITEM A-14 - Consideration of request for out of state travel for Health Services Education Program Coordinator Linda Fraser, to attend the 2012 Integrated Medical, Public Health, Preparedness and Response Training Summit, May 21-25, 2012, in Nashville, Tennessee** - On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved out of state travel for Health Services Education Program Coordinator Linda Fraser, to attend the 2012 Integrated Medical, Public Health, Preparedness and Response Training Summit, May 21-25, 2012, in Nashville, Tennessee.
9. **ITEM A-12 - Consideration of proposed Agreement between the County of Lake and Matrix Design Group for comprehensive updates to the Lake County Zoning Ordinance, in the amount of \$99,895** - Community Development Director Rick Coel presented the staff report.

**OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD FEBRUARY 21, 2012**

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and Matrix Design Group for comprehensive updates to the Lake County Zoning Ordinance, in the amount of \$99,895, and authorized the Chair to sign.

10. **ITEM A-7 - 9:20 A.M. - PUBLIC HEARING - Consideration of proposed Ordinance establishing a Permit and Service Fee Schedule for the Environmental Health Programs of the Lake County Department of Health Services** - Environmental Health Director Ray Ruminski and Fiscal Officer Denise Pomeroy presented the staff report.

Chair Brown opened the public hearing. No one was present wishing to speak and the public hearing was closed.

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

On motion of Supervisor Farrington and by vote of the Board (5 ayes), advanced the ordinance one week, to February 28, 2012.

11. **ITEM A-13 - Continued from February 14, 2012 - Consideration of Sheriff's request for legal representation pursuant to Government Code Section 31000.6** - Sheriff Francisco Rivero was present.

After a brief recess, the Board reconvened into Regular Session at 12:39 p.m.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), directed County Counsel to conduct an internal analysis regarding the department's ability to establish an ethical wall in order to provide legal representation to Sheriff Rivero, and to bring this analysis to the Board.

This item was continued one week, to February 28, 2012.

12. **ITEM A-15 - 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, LC COA and DDAA 2. Public Employee Performance Evaluation: Title: Registrar of Voters** - Chair Brown 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 1:14 p.m.

There being no further business, the Board of Supervisors adjourned at 1:14 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