

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

**OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD MAY 22, 2012**

The Honorable Board of Supervisors of Lake County, California, met in regular session this 22<sup>nd</sup> day of May, 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 the moment of silence, Supervisor Rushing 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-11, with the exception of Consent Agenda Item C-4, which will be taken up immediately following the Consent Agenda.

Approved Minutes of the Board of Supervisors meeting held on May 15, 2012.

(a) Adopted Proclamation appointing Elaine Watt as Lake County Poet Laureate for the years 2012-2014; (b) Adopted Proclamation designating May 20-26, 2012 as EMS Week; and (c) Adopted Proclamation designating the week of May 20-26, 2012 as National Public Works Week.

Changed IHSS Advisory Board Member Willowoak Istarwood's membership category from Disabled Consumer to Senior Consumer.

**Consent Agenda Item C-4 - Approve Lease Agreement between the County of Lake and Canon U.S.A for copy machine supply and service, at an amount of \$5,966.85 per month, plus a maintenance charge of \$0.0054 per copy, and authorize the Chair to sign** - This item was taken up immediately following the Consent Agenda.

Adopted Resolution No. 2012-51, establishing 2012-2013 Appropriations Limit in the County of Lake.

Adopted Resolution No. 2012-51, authorizing Grant Project - Lake County District Attorney's Workers' Compensation Insurance Fraud

Adopted Resolution No. 2012-52, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under Agreement dated December 30, 2011.

Approved Budget Transfer B-258, for \$8300, from Permanent Salaries, for the purchase of one ADA compliant pool lift for the Middletown Pool, and authorized the Chair to sign.

Sitting as the Lake County Sanitation District Board of Directors, (a) approved Easement Deed and directed Clerk to certify for recordation (APN 039-43-66 - Carol Hoyt Childers), and approved Right of Way Agreement between the County of Lake and Carol Hoyt Childers for the construction of the wastewater force main sanitary sewer line, and authorized the Chair to sign agreement.

Sitting as the Lake County Sanitation District Board of Directors, approved Easement Deed and directed Clerk to certify for recordation (APN 004-010-39 - Running Creek Casino), for the construction of the mainline sewer extension for purpose of providing sewer service to property located at 615 E. State Highway 20, Upper Lake, CA.

Sitting as the Lake County Sanitation District Board of Directors, accepted dedication and conveyance of mainline sewer extension for purpose of providing sewer service to properties located at 635 and 665 East State Highway 20, Upper Lake (APNs 004-010-50 and 004-010-51 - Habematolel Pomo of Upper Lake), and authorized the Chair to sign.

(a) Approved the 2012-2013 appropriation limit of 1.0197; and (b) Adopted Resolution No. 2012-54, establishing 2012-2013 Appropriations Limits for Special Districts governed by Board of Supervisors

**Consent Agenda Item C-4 - Approve Lease Agreement between the County of Lake and Canon U.S.A for copy machine supply and service, at an amount of \$5,966.85 per month, plus a maintenance charge of \$0.0054 per copy, and authorize the Chair to sign** - On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the Lease Agreement between the County of Lake and Canon U.S.A for copy machine supply and service, at an amount of \$5,966.85 per month, plus a maintenance charge of \$0.0054 per copy, and authorize the Chair to sign, and authorized the Assistant Purchasing Agent to execute the resulting lease agreements.

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

3. **ITEM A-4 - Current Construction Projects - Contract Change Orders:**

**Change Order #4 - Courthouse Elevator Renovation** - This upgrade addresses the fabrication and installation of stainless steel skins to the car doors and to the lobby surround.

Public Services Director Caroline Chavez presented the staff report.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved Change Order #4 - Courthouse Elevator Renovation, for an increase of \$13,800, Dreamride Elevator, and authorized the Chair to sign.

**PUBLIC INPUT** - Glorietta Zonneveld spoke regarding In Home Support Services.

Jerry Morehouse spoke regarding the 2012 Lucerne Senior Center and Lucerne FLOW Thanksgiving Dinner.

Frank Gudmundson spoke regarding the second annual Medication Emancipation project.

Ken Romley spoke regarding algae abatement in the Sunrise Shore Community.

CJ LeBrun spoke regarding In Home Support Services.

4. **ITEM A-5 - 9:10 A.M. - (a) Presentation of Proclamation appointing Elaine Watt as Lake County Poet Laureate for the years 2012-2014; and (b) Presentation of Proclamation designating May 20-26, 2012 as EMS Week** - (a) Supervisor Rushing read the Proclamation into the record and presented it to Elaine Watt, who spoke.

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(b) Supervisor Farrington read the Proclamation into the record and presented it to Lakeport Fire District Trustee Bob Ray, who spoke.

5. **ITEM A-7 - 9:25 A.M. - Presentation of Proclamation designating the week of May 20-26, 2012 as National Public Works Week** - Supervisor Comstock expressed appreciation to the County Road Crews for their continued efforts.

Supervisor Comstock read the Proclamation into the record and presented it to Special Districts Administrator Mark Dellinger, Public Services Director Caroline Chavez and Public Works Director Scott De Leon, who spoke.

6. **ITEM A-15 - Consideration of request to award Bid No. 12-13 to furnish aggregate screenings and aggregate base for upcoming pavement preservation projects** - Public Works Director Scott De Leon presented the staff report.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), awarded Bid No. 12-13, to Granite Construction Materials, in the amount of \$479,985.55, to furnish aggregate screenings and aggregate base for upcoming pavement preservation projects, and authorized the Chair to sign.

The Board of Supervisors adjourned and convened as the Lake County Sanitation District Board of Directors.

7. **ITEM A-6 - 9:15 A.M. - HEARING - Consideration of proposed Resolution declaring the public necessity for taking and condemning property for the Sanitary Force Main Pipeline Project and authorizing the filing of Suit for Condemnation** - Special Districts Administrator Mark Dellinger presented the staff report.

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

Director Smith offered Resolution No. 2012-55, and it was passed by roll call vote (5 ayes).

The Lake County Sanitation District Board of Directors adjourned and reconvened as the Board of Supervisors.

8. **ITEM A-16 - 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, DDAA** - Chair Brown announced there would be no negotiations today.

9. **ITEM A-17 - Consideration of request for funding for the Clearlake Summer Recreation Program** - Bill MacDougall, Ed.D presented the request to the Board.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), authorized the County Administrative Officer to execute an agreement with the Lake County Pride Foundation, in the amount of \$5000, for the Clearlake Summer Recreation Program.

10. **ITEM A-12 - Continued from May 8, 2012 - (a) Consideration of request to waive the formal bidding process and make a determination that competitive bidding would produce no economic benefit to the County; and (b) Consideration of proposed Budget Transfers B-218 and B-219, from Wages and Salaries, for the purchase of a new phone system; and (c) Consideration of Agreement between the County of Lake and Nor-Cal Communications, Inc., for purchase and installation of new phone systems for Health Services** - Information Technology Director Shane French, Health Services Director Jim Brown and Fiscal Officer Denise Pomeroy were present.

(a) On motion of Supervisor Comstock and by vote of the Board (5 ayes), waived the formal bidding process and made a determination that competitive bidding would produce no economic benefit to the County.

(b) On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved Budget Transfers B-218 and B-219, from Wages and Salaries, for a total amount of \$23,832.64, for the purchase of a new phone system.

(c) On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and Nor-Cal Communications, Inc., for purchase and installation of new phone systems for Health Services, in the amount of \$23,832.64, and authorized the Chair to sign.

11. **ITEM A-13 - Consideration of proposed Agreement between the County of Lake and California Forensic Medical Group (extending previous agreement for one year), for medical services in Lake County detention facilities** - Health Services Director Jim Brown, County Health Officer Karen Tait, MD, and Fiscal Officer Denise Pomeroy were present.

Mr. Brown presented the staff report.

On motion of Supervisor Smith and by vote of the Board (5 ayes), approved the Agreement between the County of Lake and California Forensic Medical Group (extending previous agreement for one year), for medical services in Lake County detention facilities, in the amount of \$1,982,367.99, and authorized the Chair to sign.

The Board of Supervisors adjourned and convened as the Lake County Housing Commission. Commissioner Deborah Figueroa was present.

12. **ITEM A-9 - 10:30 A.M. - (a) Consideration of proposal to cancel further disbursements for the Collier Avenue Affordable Housing Project; (b) Consideration of proposed HUD-50077-CR Civil Rights Certification Form (PHA Certification of Conformity with Civil Rights Act); (c) Consideration of proposed PHA Certifications of Compliance with the PHA Plans; (d) Consideration of proposed Section 8 Administrative Plan Revisions of March 13, 2012; (e) Consideration of proposed Section 8 Family Self-Sufficiency Action Plan revisions of March 13, 2012; and (f) Consideration of proposed Lake County Housing Commission Budgets for Fiscal Years 2011/2012 and 2012/2013** - Social Services Director Carol Huchingson and Chief Deputy County Administrative Officer Matt Perry were present.

(a) On motion of Commissioner Rushing and by vote of the Commission (6 ayes), cancelled further disbursements for the Collier Avenue Affordable Housing Project, and authorized the Chair to sign the letter notifying the Rural Communities Housing Development Corporation of the cancellation.

(b) On motion of Commissioner Rushing and by vote of the Commission (6 ayes), approved the HUD-50077-CR Civil Rights Certification Form - PHA Certification of Conformity with Civil Rights Act, and authorized the Chair to sign.

(c) On motion of Commissioner Rushing and by vote of the Commission (6 ayes), approved the PHA Certifications of Compliance with the PHA Plans.

(d) On motion of Commissioner Rushing and by vote of the Commission (6 ayes), approved the Section 8 Administrative Plan Revisions of March 13, 2012.

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(e) On motion of Commissioner Rushing and by vote of the Commission (6 ayes), approved the Section 8 Family Self Sufficiency Action Plan Revisions of March 13, 2012.

(f) On motion of Supervisor Rushing and by vote of the Commission (6 ayes), approved the Lake County Housing Commission Budgets for Fiscal Years 2012/2012 and 2012/2013.

The Lake County Housing Commission adjourned and reconvened as the Board of Supervisors.

13. **ITEM A-10 - 10:50 A.M. - Consideration of proposed letter to state representatives and to the Regional Water Quality Control Board regarding fines and penalties imposed on the Riviera West Mutual Water Company** - Special Districts Administrator Mark Dellinger was present.

Riviera West Mutual Water Company Board Member Tom Smythe presented the update to the Board.

Chair Brown asked if anyone was present wishing to speak and the following people spoke: John Griesgraber, Ray Oliva, Ed Eggert, Thomas Moore, Jeremiah Fossa and Ed Corona. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the drafting of a letter to state representatives and to the Regional Water Quality Control Board regarding fines and penalties imposed on the Riviera West Mutual Water Company.

14. **ITEM A-14 - Consideration of proposed Agreement between the County of Lake and the Lake Transit Authority to establish a pilot program for a seasonal bus route along the Mt. Konocti Trail** - Public Services Director Caroline Chavez and Administrative Analyst Alan Flora were present.

Ms. Chavez presented the staff report.

Chair Brown asked if anyone was present wishing to speak and the following people spoke: Joan Moss, Ed Robey, Victoria Brandon, Emily Ford, Sarah Ryan, Steve Devoto, Mike Fowler and Karen Sullivan. No one else was present wishing to speak and the public input portion of this item was closed.

This item was continued to a future date.

15. **ITEM A-8 - 9:30 A.M. - (a) PUBLIC HEARING - Consideration of proposed Ordinance amending Article IX of Chapter Fifteen of the Lake County Code relating to the inspection program for all water vessels launched in Lake County; (b) Consideration of proposed installation of boat cleaning stations at Redbud Park in the City of Clearlake and in the City of Lakeport; and (c) Presentation of preliminary results of the water and bottom sediment studies performed by the University of Nevada - Las Vegas** - Water Resources Director Scott De Leon and Jim Steele were present.

(a) At staff request, this portion of the item was removed from Board consideration. It will be brought back to the Board at a future date.

(b) Mr. De Leon presented the staff report.

Chair Brown asked if anyone was present wishing to speak and Victoria Brandon 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 (5 ayes), approved the installation of boat cleaning stations at Redbud Park in the City of Clearlake and in the City of Lakeport.

(c) Mr. Steele presented the preliminary results to the Board.

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

There being no further business, the Board of Supervisors adjourned at 1:25 p.m.

KELLY F. COX  
Clerk of the Board

Chair - Lake County Board of Supervisors

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