

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD OCTOBER 2, 2012

The Honorable Board of Supervisors of Lake County, California, met in regular session this 2<sup>nd</sup> day of October, 2012, there being present Supervisors Jeff Smith, Denise Rushing, Anthony Farrington and Rob Brown, Interim County Administrative Officer Matt Perry, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisor Jim Comstock was absent all day.

The meeting was called to order at 9:00 a.m. by Chair Brown. Following a moment of silence, Andy Peterson led the salute to the flag of the United States of America.

1. **ITEM A-1 - 9:00 A.M. - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved Consent Agenda items C-1 through C-12, and C-14 (Consent Agenda Item C-13 was inadvertently skipped in the numbering of the agenda).

Approved Minutes of the Board of Supervisors meeting held on September 25, 2012.

(a) Adopted Proclamation designating the month of October 2012 as Domestic Violence Awareness Month; and (b) Adopted Proclamation designating the week of October 22-30, 2012 as Red Ribbon Week.

Adopted Resolution No. 2012-125, approving the application and certification statement for the State Department of Health Care Services, CMS Branch's California Children's Services (CCS) Administration Plan Renewal Grant for FY 2012-13, and authorized the Board Chair to sign the Certification Statement.

Approved advanced step hiring of extra help Nurse Practitioner Donna Farmer, due to applicant's extraordinary qualifications (5<sup>th</sup> step salary range).

Approved Agreement between the County of Lake and Bettina Woelbling for FY 2012-13 literacy program services, and authorized the Chair to sign.

Adopted Resolution No. 2012-126, authorizing the Director, Public Works Department, to sign a Notice of Completion for work performed under Agreement dated October 25, 2011 (Soldier Pile Retaining Wall on Socrates Mine Road at PM 1.84, Bid No. 11-10).

Approved Agreement between the County of Lake and Northwest Biosurvey for environmental services for HBP Bridge Replacement Projects: Clayton Creek Bridge at Clayton Creek Road, Lower Lake (14C-0031); Cooper Creek Bridge at Witter Springs Road, Upper Lake (14C-0119); and Clover Creek Bridge at First Street, Upper Lake (14C-0015), in an amount not to exceed \$54,300, and authorized the Chair to sign.

Adopted Resolution No. 2012-127, authorizing the submittal of an application, acceptance of an allocation of funds, and execution of a Grant Agreement with the California Department of Transportation for an Airport Improvement Program Matching Grant and designating the Public Works Director as Sponsor's Official Representative.

**Carried over from September 25, 2012** - Approved First Amendment to Agreement between the County of Lake and Chapel of the Lakes (adding fees for cremated remains scattered at sea), and authorized the Chair to sign.

**Carried over from September 25, 2012** - Approved Third Amendment to Agreements between the County of Lake and Jones Mortuary, Jones and Lewis Mortuary and Chapel of the Lakes Mortuary (adding transportation fees for indigent deceased residents at the San Francisco Medical Examiner's Office), and authorized the Chair to sign.

**Carried over from September 25, 2012** - Approved First Amendment to Agreement between the County of Lake and County of Sacramento for FY 2012/13 forensic pathology services (an increase of \$30,000), and authorized the Chair to sign.

Sitting as the Lake County Watershed Protection District Board of Directors, approved Agreement between the Lake County Watershed Protection District and Paragon Partners, Ltd., for appraisal and relocation assistance services for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project, in the amount not to exceed \$41,950, and authorized the Chair to sign.

Approved Agreement between the County of Lake and JNB Janitorial Services to provide FY 2012-13 janitorial services to Behavioral Health and AODS facilities, in an amount not to exceed \$24,000, and authorized the Chair to sign.

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

**Change Order #14 - Middletown Senior Center and Library** - This change order addresses additional costs and additional construction schedule days incurred by the contractor for which the County is responsible to compensate the contractor under the existing contract.

Deputy Administrative Officer Eric Seely presented the staff report.

On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved Change Order #14, for an increase not to exceed \$49,074, and an additional 75 days added to the construction schedule, and authorized the Chair to sign.

The Board of Supervisors adjourned and convened as the Lake County Air Quality Management District.

3. **ITEM A-9 - Consideration of the following appointments: Lake County Air Quality Management District Hearing Board** - On motion of Director Smith and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), appointed Mark Burkdoll to the Lake County Air Quality Management District Hearing Board (Public Member), for a term effective October 10, 2012 (expiring October 10, 2015).

There was Board consensus to direct a letter of appreciation be sent to Nikki White for her years of service on the Hearing Board.

4. **ITEM A-5 - 9:10 A.M. - (a) Presentation of Proclamation designating the month of October 2012 as Domestic Violence Awareness Month; and (b) Presentation of Proclamation designating the week of October 22-30, 2012 as Red Ribbon Week** - (a) Supervisor Rushing read the Proclamation into the record and presented it to Gloria Flaherty, who spoke. Many domestic violence awareness advocates were present.

(b) The presentation of this Proclamation was carried over three weeks, to October 23, 2012.

5. **ITEM A-10 - (a) Consideration of proposed General Services Agreement between the County of Lake and Mead & Hunt, Inc., for environmental assessment services for the Westside Aviation Development Area at Lampson Field Airport; and (b) Consideration of proposed Supplemental Services Agreement No. 1 between the County of Lake and Mead & Hunt, Inc., for the preparation of the environmental assessment for the Westside Aviation Development Area at Lampson Field Airport** - Public Works Director Scott DeLeon presented the staff report.

(a) On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved the General Services Agreement between the County of Lake and Mead & Hunt, Inc., for environmental assessment services for the Westside Aviation Development Area at Lampson Field Airport, and authorized the Chair to sign.

(b) On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved the Supplemental Services Agreement No. 1 between the County of Lake and Mead & Hunt, Inc., for the preparation of the environmental assessment for the Westside Aviation Development Area at Lampson Field Airport, in an amount not to exceed \$145,000, and authorized the Chair to sign.

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

Commissioner Deborah Figueroa was present.

6. **ITEM A-6 - 9:20 A.M. - Consideration of proposed Agreement between the Lake County Housing Commission and Umpqua Bank for deposit of Moneys: Local Agencies for local Section 8 payments** - Housing Commission Executive Director Carol Huchingson presented the staff report.

On motion of Member Rushing and by vote of the Board (5 ayes, Member Comstock ABSENT), authorized the Executive Director of the Lake County Housing Commission to sign the Contract for Deposit of Moneys: Local Agencies.

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

7. **ITEM A-7 - 9:30 A.M. - (a) Presentation of annual report from the Court Appointed Special Advocate (CASA) program for Mendocino and Lake Counties; and (b) Consideration of proposed Agreement between the County of Lake and Court Appointed Special Advocates (CASA) of Mendocino and Lake Counties for support services provided to Lake County residents** - (a) CASA Executive Director Sheryn Hildebrand presented the annual report.

(b) On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved the Agreement between the County of Lake and Court Appointed Special Advocates (CASA) of Mendocino and Lake Counties for support services provided to Lake County residents, in the amount of \$5,000, and authorized the Chair to sign.

8. **ITEM A-11 - Consideration of request to award Bid on behalf of CSA #2 - Spring Valley for the Spring Valley Water Treatment Plant Improvement Project, Bid No. 12-01** - Fiscal Officer Jan Coppinger and Utility Systems Compliance Coordinator John Thompson were present.

Ms. Coppinger presented the staff report.

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), on behalf of CSA #2 - Spring Valley, awarded Bid No. 12-01, Spring Valley Water Treatment Plant Improvement Project, to W.M. Lyles Co., in the amount of \$1,475,640, authorized the Chair to sign the bid award, and authorized the Special Districts Administrator to issue a Notice to Proceed.

9. **ITEM A-13 - 9:45 A.M. - Discussion/consideration of the local effects of the potential placement of the Clear Lake Hitch on the Federal Endangered Species List** - Chair Brown introduced this item.

Chair Brown asked if anyone was present wishing to speak and the following people spoke: Peter Windrem and Victoria Brandon. Water Resources Engineer Tom Smythe responded to questions. No one else was present wishing to speak and the public input portion of this item was closed.

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

10. **ITEM A-14 - 10:10 A.M. - Consideration of proposed First Amendment to Agreement between the County of Lake and Lucerne Alpine Seniors, Inc., for health-related senior support services** - Social Services Director Carol Huchingson and Lucerne Alpine Senior Center Executive Director Bob Clifton were present.

Ms. Huchingson presented the staff report.

Mr. Clifton made a presentation of the senior center's current financial situation.

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), approved the First Amendment to Agreement between the County of Lake and Lucerne Alpine Seniors, Inc., for health-related senior support services, and authorized the Chair to sign.

11. **ITEM A-12 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, M. Perry, J. Hammond and A. Flora; and (b) Employee Organization: DDAA, LCCOA and LCEA 2. Public Employee Performance Evaluations: Titles: Behavioral Health Services Director and Public Services Director 3. Conference with Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(a): (a) Merrill et al. v. Lake County Board of Supervisors; and 4. Conference with Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(a): Rivero v. Lake County Board of Supervisors, et al. - Case No. CV 411638** - 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 11:30 a.m.

There being no further business, the Board of Supervisors adjourned at 11:30 a.m.

MATT PERRY  
Clerk of the Board

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Chair - Lake County Board of Supervisors

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