

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JANUARY 22, 2013

The Honorable Board of Supervisors of Lake County, California, met in regular session this 22<sup>nd</sup> day of January, 2013, there being present Supervisors Jim Comstock, Denise Rushing, Anthony Farrington, Rob Brown and Jeff Smith, County Administrative Officer Matt Perry, 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. A moment of silence was dedicated to the memory of Kelseyville resident Forrest Seagrave. Following the moment of silence, Supervisor Farrington 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 Comstock and by vote of the Board (5 ayes), approved Consent Agenda items C-1 through C-12.

Approved Minutes of the Board of Supervisors meetings held on January 15, 2013.

Approved Second Amendment to Agreement between the County of Lake and Resource Development Associates for FY 2011-2014 scholarships administration for Steering Committee members, for an increase of \$3630, and authorized the Chair to sign.

Approved the use of AB 109 Realignment Funds for the Ex-Offender Workshop at the Soper-Reese Theater, in an amount not to exceed \$500.

Adopted Resolution No. 2013-04, authorizing the Lake County Public Services Department to submit an application to the California Department of Resources Recycling and Recovery (CALRECYCLE) for a local Government Waste Tire Cleanup and Amnesty Event Grant for FY 2013/2014.

Adopted Resolution No. 2013-05, approving the applications for grant funds for the FAA Airport Improvement Program and designating the Public Works Director as Sponsor's Official Representative.

Approved Agreement between the County of Lake and Pavement Engineering Inc., for geotechnical engineering services for the countywide rehabilitation on three roads in Lake County, CA, (Gaddy Lane, Kelseyville, Soda Bay Road in Lakeport, Finley and Kelseyville and Butts Canyon Road, Middletown) in an amount not to exceed \$83,285, and authorized the Chair to sign.

Approved Agreement between the County of Lake and Ruzicka Associates for surveying services for three (3) 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-0019); Clover Creek Bridge at First Street, Upper Lake (14C-0015); and a Pedestrian/Bicycle Project - Bridge Arbor Bikeway, Upper Lake, for a total amount not to exceed \$29,100, and authorized the Chair to sign.

Approved Agreement between the County of Lake and Pavement Engineering Inc. for pavement rehabilitation investigation services for Clear Lake Riviera Chippewa South CSA (Kelseyville), in an amount not to exceed \$18,900, and authorized the Chair to sign.

Approved Agreement between the County of Lake and Virginia Cerenio for FY 2012-2013 General Education teaching services to incarcerated individuals at the Lake County Jail/Hill Road Facility, in an amount not to exceed \$5,000, and authorized the Chair to sign.

Adopted Resolution No. 2013-06, approving the modification of loan for Bevins Court Housing Project (clarifying payment flexibility in the annual payment due, total annual amount not to exceed \$4,235.75).

Approved Interim Appointment of Jennifer Hammond to Program Manager I at salary step 1, effective February 5, 2013, pursuant to Rule 905 of the Lake County Personnel Rules.

Adopted Resolution No. 2013-07, amending Resolution No. 2012-107 establishing position allocations for Fiscal Year 2012-2013, Budget Unit No. 8695, Special Districts Administration (adding two (2) Utility Worker I/II positions).

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 introduced Animal Control Officer Kyle O'Brien and presented one canine currently available for adoption.

3. **ITEM A-8 - Consideration of the following appointments: Fish and Wildlife Advisory Board and Indian Gaming Local Community Benefit Committee** - On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Jonathan Ambrose (Land Conservation Organization), Bobby Dutcher (Livestock Industry), Richard Hinchcliff (Law Enforcement), Terry Knight (Recreation Industry) and Roland Ledoux (District 1) to the Fish and Wildlife Advisory Board, for terms to expire January 1, 2015.

On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Martin Scheel and Tom Engstrom (Alternate) as City of Lakeport Representatives to the Indian Gaming Committee, as recommended by the Lakeport City Council.

4. **ITEM A-14 - (a) Update on the status/preliminary findings of the engineering study being performed for the Middle Creek Project water rights application; and (b) Consideration of request for Board direction relating to staff's review of the preliminary findings with Yolo County Flood and Water Conservation District staff** - Water Resources Director Scott DeLeon presented the staff report.

(a) This portion of the item was informational only. No action was taken on this portion of the item.

(b) There was Board consensus to direct staff to review the preliminary findings with Yolo County Flood and Water Conservation District staff.

5. **ITEM A-5 - 9:15 A.M. - Consideration of request for Board direction regarding lease negotiations between the County of Lake and Air Methods for air ambulance services at Lampson Field** - Public Works Director Scott DeLeon presented the staff report.

Chair Smith asked if anyone was present wishing to speak and Air Methods Regional Business Director Larry Hall spoke. No one else was present wishing to speak and the public input portion of this item was closed.

No Board action was taken on this item. County staff will continue to investigate options for air ambulance services, while also continuing the ongoing process of developing recommendations for updates to the County ambulance ordinance.

**OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 22, 2013**

6. **ITEM A-7 - Supervisors' weekly calendar, travel and reports** - Supervisor Brown expressed his great appreciation of the dedication and service of the County law enforcement officers during last week's shooting of Forrest Seagrave.
7. **ITEM A-6 - 9:30 A.M. - (a) Consideration of recommendations from the Space Committee regarding the Sheriff's Clearlake Oaks Substation; and (b) Consideration of appointments to negotiation team** - Undersheriff Pat Turturici, Captain Chris Macedo and Deputy Administrative Officer Alan Flora were present.

Mr. Flora presented the staff report.

The Board acknowledged the need for a long term strategic plan for the decentralization of Sheriff's Office operations around the lake.

(a) There was Board consensus to approve the recommendations from the Space Committee, including directing staff to pursue negotiations for the lease of property located at either Shady Lane or the Big Oak Center.

(b) On motion of Supervisor Rushing and by vote of the Board (5 ayes), appointed Supervisors Comstock and Rushing, a staff member from County Counsel, Captain Chris Macedo and Deputy Administrative Officer Alan Flora to the negotiation team, which is to operate under the oversight of the current Space Committee.

8. **ITEM A-13 - Consideration of proposed Memorandum of Understanding between the County of Lake and Kelseyville Unified School District for cost sharing of a Resource Officer position** - Undersheriff Pat Turturici and Captain Chris Macedo were present.

Supervisor Brown introduced this item.

Chair Smith 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 Brown and by vote of the Board (5 ayes), approved the Memorandum of Understanding between the County of Lake and Kelseyville Unified School District for cost sharing of a Resource Officer position, and, pending approval by the Kelseyville Unified School District, authorized the Sheriff to sign.

9. **ITEM A-12 - Consideration of request to increase the appropriation of the Undercover Fund (Budget Unit 2201) from \$5,000 to \$25,000** - Undersheriff Pat Turturici and Captain Chris Macedo presented the staff report.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the increase of the appropriation of the Undercover Fund (Budget Unit 2201) from \$5,000 to \$25,000, and encouraged the Sheriff's Office to abide by requests from the Auditor-Controller regarding proper accountability.

10. **ITEM A-10 - Consideration of amendments to the Construction Management Policy** - Deputy Administrative Officer Alan Flora presented the staff summary.

An amendment was made to the second criteria on page one (adding "and parks" after landfill).

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the amendments to the Construction Management Policy.

11. **ITEM A-9 - Consideration of proposed 2013 County Legislative Priorities** - County Administrative Officer Matt Perry presented the staff report.

Items were added to the list of priorities.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the 2013 County Legislative Priorities, with the additions, and directed staff to begin the process of identifying 2014 County Legislative Priorities no later than September 2013, and to include a lobbying plan for the Board's future consideration.

On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved sharing the 2013 County Legislative Priorities with Yolo County, with a request for their support.

12. **ITEM A-11 - Carried over from January 15, 2013 - Consideration of request to temporarily close the old Middletown Library in order to move into the new Middletown Library** - This item has been carried over two weeks, to February 5, 2013.

13. **ITEM A-15 - 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, DSA, LCCOA, LCEA and LCSEA 2. Sitting as the Board of Directors of the Lake County IHSS Public Authority: Conference with Labor Negotiator: (a) Agency Negotiator: Carol Huchingson and F. Buchanan (b) Employee Organization: California United Homecare Workers Union Local 4034 3. Conference with legal counsel: Significant exposure to litigation pursuant to Gov. Code Sec. 54956.9, subd. (b)(1)(c): Claim of the City of Lakeport 4. Conference with legal counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(a): Jenson and Larson v. Lake County Sheriff's Office, et al.** - Chair Smith announced the Board would go into Closed Session, after a brief recess, for the reasons stated on the agenda.

The Board reconvened into Regular Session at 12:14 p.m. and took the following action:

On motion of Supervisor Rushing and by motion of the Board (5 ayes), approved the Tolling Agreement between the County of Lake and the City of Lakeport for a PTAF refund, and authorized the Chair to sign.

There being no further business, the Board of Supervisors adjourned at 12:15 p.m..

MATT PERRY  
Clerk of the Board

Chair - Lake County Board of Supervisors

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