

# AGENDA



# COUNTY OF LAKE BOARD OF SUPERVISORS

Supervisor Jim Comstock - District 1  
Supervisor Jeff Smith - District 2  
Supervisor Denise Rushing - District 3  
Supervisor Anthony Farrington - District 4  
Supervisor Rob Brown - District 5

Any person may speak for three (3) minutes on any agenda item; however, total public input per item is not to exceed 15 minutes, unless extended at the discretion of the Board. This rule does not apply to public hearings. Non-timed items may be taken up at any unspecified time.

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The Lake County Board of Supervisors meets concurrently as the Board of Directors of Lake County Air Quality Management District, Board of Directors of Lake County Watershed Protection District, Board of Directors of Kelseyville County Waterworks District #3, Board of Directors of Lake County Sanitation District, Lake County Housing Commission, Lake County Redevelopment Agency, Lake County Board of Equalization and Board of Directors of Lake County In-Home Supportive Services Public Authority.

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Agendas of public meetings and supporting documents are available for public inspection in the Lake County Courthouse, Board of Supervisors Office, First Floor, Room 109, 255 North Forbes Street, Lakeport, California.

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**REQUEST FOR DISABILITY-RELATED MODIFICATION OR ACCOMMODATION:** A request for a disability-related modification or accommodation necessary to participate in the Board of Supervisors meeting should be made in writing to the Clerk of the Board at least 48 hours prior to the meeting.

## JANUARY 24, 2012

**CALL TO ORDER - 9:00 A.M.**  
**MOMENT OF SILENCE**  
**PLEDGE OF ALLEGIANCE**

**LAKE COUNTY COURTHOUSE**  
**255 NORTH FORBES STREET**  
**LAKEPORT, CA 95453**

### TIMED ITEMS

- A-1 Board of Supervisors **9:00 A.M.** **APPROVAL OF CONSENT AGENDA** - (See listing following the Regular Agenda) - Consent Agenda items are expected to be routine and noncontroversial. They will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Agenda for later discussion
- A-2 Lake County Animal Care and Control Services Presentation of animals that are available for adoption at the Lake County Animal Care and Control Shelter
- A-3 Board of Supervisors **CONSIDERATION OF ITEMS NOT APPEARING ON THE POSTED AGENDA** - Consideration of items not appearing on the posted agenda, if necessary, requires the following Board action prior to consideration: (1) A determination by a majority vote of the Board that an emergency situation exists (as defined in Section 54956.5 of the Brown Act); or (2) A determination by a two-thirds vote of the legislative body or if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the County subsequent to the agenda being posted
- A-4 Board of Supervisors Current Construction Projects - Contract Change Orders

### CITIZEN'S INPUT

- Public **9:05 A.M.** Any person may speak for three minutes about any subject of concern, provided that it is within the jurisdiction of the Board of Supervisors and is not already on today's agenda. Prior to this time, speakers must fill out a slip giving name, address and subject (available in the Clerk of the Board's Office, First Floor, Courthouse)

A-5 Community Development - Planning **9:15 A.M.** **PUBLIC HEARING** - Consideration of request for (a) a Rezone (RZ 10-02) from "RR" Rural Residential and "RR-SOS" Rural Residential-Substandard Older Subdivision to "PDC-DR" Planned Development Commercial-Design Review; (b) a General Plan of Development (GPD 10-01) for the establishment of a health and hospitality resort with uses including a guest lodge, 24 villas, 25 cabins, 100 suites together with medical, health and spa related amenities; and (c) adoption of a Mitigated Negative Declaration for this project based on Initial Study IS 10-02; Project applicant is Dr. Robert Gardner; located at 5440, 5460, 5490 & 5610 E. State Highway 20; 5130 Foothill Drive; 5163, 5169 & 5173 Dunstan Road; 5563 & 5573 Dunstan Drive; 5637, 5647, 5667, 5687 & 5697 Fennel Road; 5707 Fennel Drive and 5069 Windsor Drive, Lucerne, CA (APNs 004-035-03; 033-351-17, 18, 47, 50 & 62; and 033-361-04, 29, 31, 33, 35, 36, 37, 38, 39, 40 & 45)

A-6 Board of Supervisors **9:45 A.M.** Consideration of request for comments regarding Yolo County application for abandonment of a portion of County Road 40 (Rayhouse Road)

A-7 Registrar of Voters **10:00 A.M.** (a) Presentation of Elections Official's Certificate - Medical Marijuana Cultivation Act of 2012 Initiative Petition; 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)

**NON-TIMED ITEMS**

A-8 Board of Supervisors Supervisors' weekly calendar, travel and reports

A-9 Board of Supervisors Consideration of the following appointments:  
IHSS Advisory Committee

A-10 Board of Supervisors/  
Redevelopment Agency (The Board of Supervisors will sit concurrently as the Board of Directors of the Lake County Redevelopment Agency) (a) Consideration of staff report on recent Supreme Court decision and legislation abolishing Redevelopment Agencies, including discussion regarding Redevelopment Agency's assets and related matters and consideration of Board action related thereto; (b) Consideration of proposed letters to State Legislators and Governor Brown regarding the abolishment of Redevelopment Agencies and repayment of prior year loans from the County General Fund; (c) Consideration of request to appoint County representatives to Oversight Board(s), per the ABx1 26 legislation; (d) Consideration of request to ratify recent activity taken by the Redevelopment Agency Executive Director; (e) Consideration of request to adopt Amended Enforceable Obligation Payment Schedule; (f) Consideration of proposed Resolution electing to become Successor Agency and electing not to retain the rights, powers, assets, obligations, etc., related to the Low and Moderate Income Housing Fund; (g) Consideration of proposed Resolution amending Resolution No. 2011-124 to amend the FY 2011-12 Adopted Budget by adjusting revenues and appropriations, BU 1781 - Special Projects, BU 1893 - Redevelopment Obligations and BU 8893 - Redevelopment Agency; and (h) Consideration of proposed Resolution amending Resolution No. 2011-125 to amend the position allocation for BU 1781 - Special Projects and BU 8893 - Redevelopment Agency

A-11 Public Works (a) Discussion/consideration of request to waive the formal bidding process and make a determination that competitive bidding would produce no economic benefit to the County; (b) Approve Budget Transfer B-81, from Budget Unit 9907 Dump Truck (Cat), in the amount of \$38,000, for the purchase of one (1) used 1988 Cozad Low Bed Trailer; and (c) Consideration of request to authorize the Public Works Director/Assistant Purchasing Agent to issue a purchase order, not to exceed \$35,000, to Baldoni Trucking

A-12 Social Services Consideration of request for Board direction to submit a proposal in response to the impending Request for Proposals (RFP), from the Napa-Lake Workforce Investment Agency (WIA), for a OneStop Operator and Direct Services Provider of Adult Programs and Youth Services

A-13 Local Board of Equalization (The Board of Supervisors adjourns and convenes as the Lake County Local Board of Equalization) Consideration of request to waive physical attendance requirement, due to medical hardship, and request to give testimony via telephone for Assessment Appeal on February 8, 2012 (Appeal #44-2010 - Anthony Ramirez)

**CLOSED SESSION**

- A-13 Board of Supervisors/County Counsel
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
  2. Conference with Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(a):
    1. California Sportfishing Protection Alliance v. County of Lake, et al.
    2. Friends of Rattlesnake Island v. County of Lake

**CONSENT AGENDA**

- C-1 Board of Supervisors
- Approve Minutes of the Board of Supervisors meeting held on January 17, 2012.
- C-2 Health Services
- Adopt Resolution amending Resolution No. 2011-125 establishing position allocations for Fiscal Year 2011-2012, Budget Unit No. 4011, Public Health (amending one (1) 3/5 0.60 FTE Physical Therapist position to one (1) 4/5 0.80 FTE Physical Therapist position).