

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

**MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JANUARY 17, 2012**

The Honorable Board of Supervisors of Lake County, California, met in regular session this 17<sup>th</sup> day of January, 2012, there being present Supervisors Jim Comstock, Jeff Smith, Anthony Farrington and Rob Brown, Administrative Officer Kelly Cox, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisor Rushing was absent all day.

The meeting was called to order at 9:00 a.m. by Chair Brown. A moment of silence was dedicated to the memory of Kari Marks, Jena Marks and Patrick Campbell, victims in the fatal automobile crash in Lower Lake last Saturday. Following the moment of silence, Paul Kolb 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 Rushing ABSENT), approved Consent Agenda items C-1 through C-3.

Approved Minutes of the Board of Supervisors meeting held on January 10, 2012.

Authorized the Chair to sign the California Department of Education Certification Statement regarding the composition of the Lake County Child Care Planning and Development Council membership.

Approved request to waive 900 hour limit for one extra-help Eastlake Landfill employee Christine Richter.

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

**PUBLIC INPUT** - Paul Kolb spoke regarding the monitoring of boats to help avoid quagga mussel contamination in Clear Lake.

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

3. **ITEM A-8 - Consideration of the following appointments: Lake County Air Quality Management District Hearing Board** - On motion of Director Comstock and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Nancy Perrin to the Lake County Air Quality Management District Hearing Board (Medical Category), for a term to expire January 1, 2016.

The Board of Directors of the Lake County Air Quality Management Board adjourned and reconvened as the Board of Supervisors.

4. **ITEM A-9 - Consideration of proposed Resolution authorizing temporary appointment of Chief Probation Officer due to Leave of Absence** - County Counsel Anita Grant presented the staff report.

Supervisor Comstock offered Resolution No. 2012-06, and it was passed by roll call vote (4 ayes, Supervisor Rushing ABSENT).

5. **ITEM A-12 - Consideration of the proposed Agreement between the County of Lake and Crestwood Behavioral Health for FY 2011-12 adult residential and mental health services, for an increase of \$195,000, to a total maximum compensation of \$435,000** - On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved the Agreement between the County of Lake and Crestwood Behavioral Health for FY 2011-12 adult residential and mental health services, for an increase of \$195,000, to a total maximum compensation of \$435,000, and authorized the Chair to sign.

6. **ITEM A-11 - Consideration of proposed Policy regarding recovery of overpayment of employee wages due to untimely or inaccurate Report of Appointment or other error on the part of the County** - Human Resources Director Kathy Ferguson presented the staff report.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved, in concept, the Policy regarding recovery of overpayment of employee wages due to untimely or inaccurate Report of Appointment or other error on the part of the County, and directed staff to begin the Meet and Confer Process with the appropriate employee bargaining units.

7. **ITEM A-10 - (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-77, from Budget Unit 4010 Fixed Asset Office-Equipment, in the amount of \$36,800, for the License and Support Agreement; and (c) Consideration of request to approve a License and Support Agreement between the County of Lake and Decade Software Company, in the amount of \$50,300** - Health Services Director Jim Brown and Fiscal Officer Denise Pomeroy presented the staff report.

(a) On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), 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 Farrington and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved Budget Transfer B-77, from Budget Unit 4010 Fixed Asset Office-Equipment, in the amount of \$36,800, for the License and Support Agreement, and authorized the Chair to sign.

(c) On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved the License and Support Agreement between the County of Lake and Decade Software Company, in the amount of \$50,300, and authorized the Chair to sign.

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

8. **ITEM A-5 - 9:30 A.M. - Consideration of proposed Resolution declaring the public necessity for taking and condemning property for sanitary sewer force main pipeline project and authorizing the filing of Suit for Condemnation** - Special Districts Administrator Mark Dellinger presented the staff report.

Chair Brown asked if anyone was present wishing to speak and Anna Thyllinn spoke. No one else was present wishing to speak and the public input portion of this item was closed.

Director Comstock offered Resolution No. 2012-07, and it was passed by roll call vote (4 ayes, Supervisor Rushing ABSENT).

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

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD JANUARY 17, 2012

9. **ITEM A-6 - Continued from January 3, 2012 - 9:45 A.M. - PUBLIC HEARING - Consideration of proposed Resolution vacating a portion of a roadway, Malpas Way, in the County of Lake (Blue Lakes Resort Subdivision) - County Surveyor Gordon Haggitt and Chief Deputy Assessor-Recorder Debbie Olson were present.**

Due to the absence of Supervisor Rushing, the applicant requested a continuance for three weeks, to February 7, 2012, at 10:00 a.m.

Chair Brown asked if anyone was present wishing to speak who would be unable to attend the February 7, 2012 meeting and the following people spoke: Tim Grady and Jason Hunt. No one else was present wishing to speak and the public hearing was continued three weeks, to February 7, 2012 at 10:00 a.m.

**BACK TO #3 - ITEM A-8 - Consideration of the following appointments: Lake County Air Quality Management District Hearing Board - On motion of Supervisor Smith and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Mark Burkdoll to the Lake County Air Quality Management District Hearing Board (Medical-Alternate), for a term to expire January 1, 2016.**

10. **ITEM A-13 - 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 and DDAA - 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 10:50 a.m.

There being no further business, the Board of Supervisors adjourned at 10:50 a.m.

KELLY F. COX  
Clerk of the Board

Rob Brown  
Chair - Lake County Board of Supervisors



By:

Mireya G. Turner

Mireya G. Turner  
Assistant Clerk of the Board