

**COUNTY OF LAKE
BOARD OF SUPERVISORS**



**TUESDAY, FEBRUARY 27, 2018
9:00 AM
AGENDA**

Mokey Simon, District 1
Jeff Smith, District 2
Jim Steele, District 3
Tina Scott, District 4
Rob Brown, District 5

Carol J. Huchingson,
County Administrative Officer
Anita L. Grant, County Counsel
Carolyn Purdy, Asst. Clerk of the Board

GENERAL INFORMATION

The Board of Supervisors meets the first four Tuesdays of each month, at 9:00 a.m. at 255 North Forbes Street, Lakeport, California. The meeting room is wheelchair accessible. 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.

This agenda is divided into four sections:

CONSENT ITEMS - These items are expected to be routine and non-controversial. 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.

TIMED ITEMS - These items are noticed hearings, work sessions and items with a previously set time.

NON-TIMED ITEMS - These items include significant policy and administrative actions and are listed alphabetically by department. These non-timed items may be taken up at any unspecified time during the meeting.

CLOSED SESSION - Pursuant to applicable Government Codes, the Board may consider certain matters in Closed Session. The Board will reconvene into Open Session to take any action on a Closed Session item.

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 Board of Equalization and Board of Directors of Lake County In-Home Supportive Services Public Authority.

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.

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.

AGENDA AVAILABLE ONLINE AT www.co.lake.ca.us

1. Call to Order
2. Moment of Silence
3. Pledge of Allegiance
4. Presentations by County Departments:
 - (a) Animal Care & Control - Animals Available for Adoption;
 - (b) Human Resources - Current County Job Openings.
5. Consideration of Items Not Appearing on the Posted Agenda (Extra Items)
6. Current Construction Projects - Contract Change Orders

- 6.1 Consideration of Contract Change Order #2 Between the County of Lake and Bridgeway Civil Constructors, Inc. for the Harbin Springs Road at Harbin Creek Bridge Replacement Project, Federal Project No. BRLO-5914(106); Bid No. 17-04 for a Decrease of \$6,276.32 and a Revised Contract Amount of \$1,272,480.84; and Authorize the Chair to Sign

Sponsors: Public Works

Memo: [18-152](#)

Attachments: [CCO No 2 - Bid No 17-04](#)

7. Approval of the Consent Agenda

- 7.1 (a) Approve By-laws for the Western Regional Town Hall; (b) Adopt Resolution Amending Resolution No. 2017-80 and 2017-109 establishing the Western Regional Town Hall Known as "WRTH" for the Upper Lake, Blue Lakes, and Lake Pillsbury Areas.

Sponsors: Steele

Memo: [18-154](#)

Attachments: [WRTH BYLAWS-PDF](#)
[resolution amended WRTH.pdf](#)

- 7.2 Authorize County Administrative Officer to Approve Step Advancement for Non-Management, Confidential Unit Deputy County Administrative Officer I/II/III- Hourly employee, retroactive to January 23, 2018.

Sponsors: Administrative Office

Memo: [18-158](#)

- 7.3 Approve to Waive the 90 Day Termination Requirements in the January 4, 2011 Fire Dispatch Agreement Allowing the Fire Districts to Terminate Effective March 1, 2018

Sponsors: Administrative Office

Memo: [18-143](#)

Attachments: [Attachment_FireChiefs_Email](#)

- 7.4 (a) Approve Facility Space License Agreement by and between the County of Lake (Licensor) and Kelseyville Fire Protection District (Licensee) to lease tower and vault space on specified County communication sites for an annual fee of \$18,600, and a one-time payment in the amount of \$2,500 to reimburse the Administrative office for expenses, and authorize the Chair to sign; and (b) Approve Spectrum Manager Lease Agreement between the County of Lake (Lessor) and the Kelseyville Fire District (Lessee) allowing the "red net" frequencies to be shared with the Fire Districts for a one-time payment of \$5,000 to reimburse the Administrative office for expenses, and authorize the Chair to sign.

Sponsors: Administrative Office

Memo: [18-151](#)

Attachments: [Facility Space License](#)
[Spectrum Mgr. Lease \(2\)](#)

- 7.5 Approve Amendment 1 to the Agreement between the County of Lake and North Valley Behavioral Health, LLC. For Acute Inpatient Psychiatric Hospital Services for Fiscal Year 2017-18 for a decrease of \$100,000 for a new contract maximum of \$100,000 and authorize the Board Chair to sign the Amendment.

Sponsors: Behavioral Health

Memo: [17-1096](#)

Attachments: [NVBH Amend 1 FY 17-18](#)

- 7.6 Approve the Commercial Lease Agreement between the County of Lake and Big Oak Center, LLC. for the lease of property located at 13340 E. Hwy 20, Clearlake Oaks, CA 95423 in the amount of \$1462.50 per month.

Sponsors: Behavioral Health

Memo: [18-120](#)

Attachments: [Big Oak Center-The Bridge Lease](#)

- 7.7** Approve Amendment 1 to the Agreement between the County of Lake and Gary Ernst for Professional Fiscal Consulting Services FY 2017-18 for an increase of \$15,000 and a new contract maximum of \$30,000, and authorize the Board Chair to sign.
- Sponsors:** Behavioral Health
- Memo:** [18-051](#)
- Attachments:** [Gary Ernst Amend 1 FY 17-18](#)
- 7.8** Adopt Resolution authorizing the 2018-19 Grant Project - Lake County Child Advocacy Center Program and Authorize the Chair to Sign the Certification and Assurance of Compliance
- Sponsors:** District Attorney
- Memo:** [18-116](#)
- Attachments:** [18-116 Resolution](#)
[18-116 Certificate of Assurance](#)
- 7.9** (Sitting as Lake County Sanitation District, Board of Directors) Approve Right of Way Contract and Grant Deed for Caltrans' acquisition of a portion of the Middletown Wastewater Treatment Plant along State Highway 175 and authorize the Chair to sign the right of way contract and the grant deed as well as provide direction to the Clerk to notarize and record the grant deed.
- Sponsors:** Lake County Sanitation District
- Memo:** [18-112](#)
- Attachments:** [Grant Deed.pdf](#)
[RW Contract SD](#)
[Exception 13 - Federal and State Lien](#)
[Title Report SD](#)
- 7.10** Approve Amendment One to Agreement between the County of Lake and Far Western Anthropological Research Group, Inc. in the amount of \$19,695.64 for the Eastlake Elementary Safe Routes to School & Community Development Block Grant Project in Clearlake Oaks, CA; and authorize the Chair to sign.
- Sponsors:** Public Works
- Memo:** [18-113](#)
- Attachments:** [Amend One Arch SvsSR2S-CLO](#)
- 7.11** Approve Advanced Step Hiring of Celia Hoberg, at Third Step retroactive to October 17, 2017, for Right of Way Agent/Airport Operations Coordinator
- Sponsors:** Public Works
- Memo:** [18-131](#)

- 7.12** Approve Letter of Agreement between the Lake County Sheriff's Office and the Drug Enforcement Administration (DEA) of the United States Department of Justice (DOJ) in the amount of \$210,000 for the period October 1, 2017 to September 30, 2018; and authorize Sheriff to sign the Agreement and Chair to sign Workplace Certifications and Grant Assurances.

Sponsors: Sheriff

Memo: [18-041](#)

Attachments: [dea 2018_20180206153542.pdf](#)

- 7.13** Approve Acceptance of Easement Deeds on Multiple Parcels in Anderson Springs for the Anderson Springs Septic to Sewer Project and authorize Clerk to sign.

Sponsors: Special Districts

Memo: [18-134](#)

Attachments: [AndersonSpringsEasements](#)

8. Timed Items

8.1 9:05 A.M. - Public Input

- 8.2** 9:06 A.M. - (a) Consideration of waiving required standards of Chapter 12, Section 8, Part III (c) 3 of County Policies for "Commemorative Names Honoring Former County Officials and Employees"; and (b) Consideration of Resolution of Intent to Supersede Resolution No. 90-306 Naming, Renaming, and Extending the Length of Existing Roads within the Area of the County Jail Facility in the County of Lake.

Sponsors: Public Works

Memo: [18-132](#)

Attachments: [Resof Intent - Rumpfelt](#)
[Map - Renaming Roadwaysat Jail](#)

- 8.3** 9:10 A.M. - (a) Consideration of staff report on the status of the Lake County Courthouse Construction Project; and (b) Consideration of appointment of the County Administrative Officer or her designee and the Public Works Director to serve as the negotiating team for the possible sale of the two County-owned parcels at 934 and 946 Bevins Court in Lakeport

Sponsors: Administrative Office

Memo: [18-140](#)

Attachments: [Bevins_Map](#)

- 8.4** 9:20 A.M. - HEARING - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$17,327.72, for 12545 Lakeview Drive, Clearlake Oaks (APN 035-152-65 - John J. Danuck)
- Sponsors:** Community Development
- Memo:** [18-118](#)
- Attachments:** [Danuck NONOTA](#)
[Danuck Assessment](#)
- 8.5** 9:25 A.M. - HEARING - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$13,069.00, for 7271 Sierra Street, Nice (APN 031-142-05 - Dominique L. McGowen)
- Sponsors:** Community Development
- Memo:** [18-119](#)
- Attachments:** [McGowen NONOTA](#)
[McGowen Assessment](#)
- 8.6** 9:30 A.M. - PUBLIC HEARING - Consideration of Appeal (AB 17-06) of the Planning Commission's denial of Use Permit (UP 17-06) and Design Review (DR 17-07) for an Off-site Billboard Sign, property located at 2325 East Highway 20, Nice (APN 004-055-37); Appellant is Stott Outdoor Advertising, on behalf of property owners Larry and Francis Montgomery
- Sponsors:** Community Development
- Memo:** [18-107](#)
- Attachments:** [Exhibit A](#)
[Exhibit B](#)
[Exhibit C](#)
[Exhibit D](#)
[Exhibit D1](#)
[Stott Letter 2-26-18](#)
[Attachment 1 - Executive Summary of Driving Performance in the Presence and](#)
[Attachment 2 - Site Plan \(002\)](#)
[Attachment 3 - Project Description](#)
[Attachment 4 - Example Findings for Approval](#)

- 8.7 10:00 A.M. - PUBLIC HEARING - Consideration of Appeal (AB 17-05) of Planning Commission's Denial of Major Use Permit (UP 17-10) and Design Review (DR 17-05) to allow a new Off-site Billboard Sign; project located at 13550 East Highway 20, Clearlake Oaks (APN 006-510-31); Appellant is Richard Kuehn

Sponsors: Community Development

Memo: [18-108](#)

Attachments: [Exhibit A vicinity map](#)
[Exhibit B staff rept 10.10.17](#)
[Exhibit C PC minutes](#)
[Exhibit D appeal app](#)
[Exhibit D2 statement](#)

- 8.8 10:15 A.M. - (Sitting as the Lake County Watershed Protection District, Board of Directors) - Consideration of Report on the new funding for the Middle Creek Restoration Project

Sponsors: Lake County Watershed Protection District

Memo: [18-153](#)

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

- 9.2 Consideration of the following appointments:
Kelseyville Cemetery District
Western Region Town Hall

Sponsors: Clerk of the Board

Memo: [18-121](#)

Attachments: [KelseyvilleCemetery_AdvisoryBoardApp](#)
[WRTH_AdvisoryBoardApp](#)

- 9.3 (a) Consideration of Resolution Adopting Memorandum of Understanding by and between the Lake County Employees Association, Unit 3, and the County of Lake for January 1, 2017 to September 30, 2018; and (b) Consideration of Resolution Adopting Memorandum of Understanding by and between the Lake County Employees Association, Unit 5, and the County of Lake for January 1, 2017 to September 30, 2018

Sponsors: Administrative Office

Memo: [18-142](#)

Attachments: [LCEA 3](#)
[LCEA 5](#)

- 9.4** Consideration of Option and Lease Agreement with Verizon Wireless to Develop a Communications Site

Sponsors: Administrative Office

Memo: [18-144](#)

Attachments: [Agreement LandLease Verizon](#)
[Option and Lease Agreement Verizon](#)

- 9.5** (a) Consideration of an Ordinance Adding Article VII to Chapter 18 of the Lake County Code Imposing a General Transactions and Use Tax Establishing a General Tax of One and One-Half Percent in the Unincorporated Area of the County of Lake; (b) Consideration of a Tax Measure, a Transactions and Use Local Revenue Measure, for the June 5, 2018 General Election; and (c) Consideration of a Resolution Placing the Tax Ordinance and the Ballot Measure Statement on the June 5, 2018 Election.

Sponsors: County Counsel

Memo: [18-150](#)

Attachments: [General Tax Ordinance](#)
[Resolution Calling Election](#)

- 9.6** Consideration of Agreement for Oak Mitigation Services for the Cole Creek at Soda Bay Road Bridge Replacement (14C-0127) and the Highland Creek at Highland Springs Road Bridge Replacement (14C-0125) projects with Hanford ARC in the amount not to exceed \$342,446.97; and authorize the Chair to sign.

Sponsors: Public Works

Memo: [18-133](#)

Attachments: [Agreement HanfordARC OakTreeMit](#)

10. Closed Session

- 10.1** Conference with Legal Counsel: Decision whether to Initiate Litigation Pursuant to Gov. Code sec. 54956.9(d)(4): County of Lake v. Martin Scheel, et al.

Memo: [18-145](#)

- 10.2** Conference with Legal Counsel: Existing Litigation Pursuant to Gov. Code sec. 54956.9(d)(1): Shikman v. County of Lake, et al.

Memo: [18-155](#)

- 10.3** Public Employee Evaluations
Title: Registrar of Voters
Title: Agricultural Commissioner

Memo: [18-156](#)

11. Adjournment