



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, October 24, 2017

9:00 AM

Board Chambers

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Smith. County Administrative Officer Carol Huchingson, County Counsel Anita Grant, and Assistant Clerk of the Board Carolyn Purdy were present, along with the following Supervisors:

Present: Supervisor Simon, Supervisor Steele, Supervisor Scott, Supervisor Brown and Chair Smith

2. Moment of Silence

Supervisor Steele dedicated a moment of silence to the two victims of the Clearlake Oaks shooting yesterday.

3. Pledge of Allegiance

Led by Rob Howe.

4. Presentations by County Departments:

(a) Animal Care & Control - Animals Available for Adoption

(b) Human Resources - Current County Job Openings

(a) Animal Care and Control was not present.

(b) Human Resources Analyst Diana Rico presented the current job openings available with the County of Lake.

5. Consideration of Items Not Appearing on the Posted Agenda (Extra Items)

There were no extra items to consider.

6. Current Construction Projects - Contract Change Orders

6.1 Consideration of Change Order No. 1 for Harbin Springs Road at Harbin Creek Bridge Replacement Project, Federal Project No. BRLO-5914(106), Bid No. 17-04

Public Works Director Scott DeLeon presented the item to the Board.

Chair Smith asked if anyone present wished to speak. No one wished to speak and the public input portion of this item was closed.

On motion of Supervisor Simon, and by vote of the Board, approved Change Order No. 1 for Harbin Springs Road at Harbin Creek Bridge Replacement Project, Federal Project No. BRLO-5914(106), Bid No. 17-04, for an increase of \$181,512; and authorized the Chair to sign. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

7. Approval of the Consent Agenda

- 7.1 Approve Minutes of the Board of Supervisors meeting held October 3, 2017
- 7.2 (a) Waive the formal bidding process, pursuant to Lake County Code Section 38.2, as it is not in the public interest due to the unique nature of goods or services; and (b) Approve the Agreement between the County of Lake and St. Helena Hospital for the Fiscal Year 2017-18 for a contract maximum of \$45,000; and authorize the Board Chair to sign the Agreement.
- 7.3 (a) Waive the formal bidding process, pursuant to Lake County Code Section 2-38.4, as the County is piggybacking on a cooperative purchasing consortium contract; and (b) Approve Purchase Order with AAA Business Solutions, for cubicle workstations, in the amount of \$84,949.36, and Authorize the Community Development Director to sign.
- 7.4 (Sitting as the Lake County Sanitation District, Board of Directors) Approve Notarized Dedication and Conveyance for Sewer Mainline Extension to Serve Assessor's Parcel Number 024-231-120/9535 State Highway 53, Lower Lake and Authorize the Chair to Sign.
- 7.5 Approve Contract Between County of Lake and Lake Family Resource Center for CalWORKs Domestic Violence Services in the Amount of \$25,000, from July 1, 2017 to June 30, 2018; and authorize the Chair to Sign.
- 7.6 Adopt Resolution to Cancel Capital Improvement Reserve Designations in the amount of \$31,500 (Middletown Sewer) and Appropriate the Funds to 253.8353.783.18-00 – Maintenance - Bldgs. & Improvements.

Enactment No: Resolution No. 2017-139

- 7.7 Approve an Agreement between the County of Lake and the Regents of the University of California for a University Services Agreement to provide phosphorus and nitrogen analysis of lakebed sediment cores from October 2017 through October 2020, for an amount not to exceed \$42,663, and authorize the Chair to sign.

On motion of Supervisor Steele, and by vote of the Board, approved Consent Agenda items 7.1 through 7.7. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

8. Timed Items

8.1 9:05 A.M. - Public Input

Mark Pavode and Scott Patterson wanted to speak about the Sulphur Fire. The Board decided that this item will be covered in item 8.2 and the topic could be discussed at that time. Joan Percy and Willyne Wilcoxon spoke.

8.2 9:10 A.M. - (a) Consideration of Continuation of a Proclamation of a Local Health Emergency by the Lake County Health Officer; and (b) Update and Discussion on Sulphur Fire Recovery

Lake County Health Officer Dr. Karen Tait presented the item to the Board. Environmental Health Director Ray Ruminski was present and spoke.

Mr. Ruminski reported that resources have been combined with State and Federal projects within seven counties. The previous debris clean up was handled by Cal Recycle, the U.S. Army Corps will be responsible for the current debris clean up. Ashbritt from Florida and ECC from Burlingame, CA will be the contractors for this project. The Right of Entry project is with the U.S. Army Corps with the clean up to start Nov 1, 2017. The option for homeowners is they can hire their own contractor to clean up their property but will still have to pass the soil confirmation test.

County Administrative Officer Carol Huchingson reported that the County is working on an agreement for mutual aid regarding the clean up in the Clearlake city limits. The Clearlake City Council is holding a special meeting to address this issue. Environmental Health will assist in the clean up and the Administrative office to assist in insurance collection. The Local Assistance Center will be open through the end of this week. Community recovery meetings for the Sulphur Fire will be at 5:00 p.m. this week. The Lake County Recovers website is back up and running.

Water Resources Director Phil Moy reported on Holiday Island. He is concerned about whether the Army Corps will be helping with the debris removal. Wooden retaining walls have been burned and sediment may fall into the lake. Reinforcement of the walls may be able to take place at the same time as the clean up efforts.

Community Development Department Director Bob Massarelli reported on a resolution for temporary housing and non-conforming structures that would come before the Board on November 7, 2017.

Chair Smith asked if anyone present wished to speak and Mark Parode spoke. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Steele, and by vote of the Board, approved the Continuation of a Proclamation of a Local Health Emergency by the Lake County Health Officer. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

8.3 9:15 A.M. - Consideration and Presentation of Options for Allowing "Tiny Houses" in Lake County, and Request for Board Direction

Community Development Director Bob Massarelli presented the item to the Board. Assistant Planner Jeffrey Taylor gave a PowerPoint presentation. The current building code allows for 750 sq. ft. This would change to 360 sq. ft., with 70 sq. ft. for habitable rooms. As the revision of the Zoning Ordinance is done, this item will be incorporated.

Chair Smith asked if anyone present wished to speak and Scott Nickmeyer spoke. No one else wished to speak and the public input portion of this item was closed.

Discussion only.

8.4 9:30 A.M. - PUBLIC HEARING - Consideration of Appeal (AB 17-04) of Planning Commission's Adoption of Mitigated Negative Declaration, Based on Initial Study IS 17-21, and Approval of Lakebed Encroachment Permit

Chair Smith announced that the appellant had requested a continuance via email. Supervisor Brown made a motion that there was no good cause to grant a continuance and to move forward with the case today.

The Clerk swore in all parties to the appeal. Community Development Senior Planner Michalyn DelValle introduced the item to the Board. Associate Planner Peggy Barthel presented the item and gave a PowerPoint presentation of the proposed project. Water Resources Director Phil Moy was present and spoke.

Chair Smith asked if anyone present wished to speak and the following people spoke: Joan Moss and Laurie Dohring, applicant. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Brown, and by vote of the Board, denied to grant a continuance for the appeal as there was no good cause to delay the case. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

On motion of Supervisor Scott, and by vote of the Board, denied the appeal (AB 17-04) of Planning Commission's Adoption of Mitigated Negative Declaration, Based on Initial Study IS 17-21, and Approval of Lakebed Encroachment Permit. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 Consideration of Proposed 2018 Board of Supervisors Regular Meeting Calendar.

County Administrative Officer Carol Huchingson presented the item to the Board. Chair Smith suggested that the Board meet on January 2nd at 10:00 a.m. due to the ongoing Health proclamation.

Chair Smith asked if anyone present wished to speak. No one wished to speak and the public input portion of this item was closed.

There was Board consensus to approve the 2018 Board of Supervisors meeting calendar with the addition of the January 2, 2018 meeting at 10:00 a.m.

9.3 Consideration of an Ordinance amending County Code section 2-2, 2.2 of Article I, Chapter 2, of the Lake County Code, Office Hours of County Offices.

County Administrative Officer Carol Huchingson introduced the item. Deputy County Administrative Officer Matthew Rothstein presented the item to the Board.

Chair Smith asked if anyone present wished to speak. No one wished to speak and the public input portion of this item was closed.

On motion of Supervisor Scott, and by vote of the Board, waived the reading of the ordinance to be read in title only (clerk did so). The motion carried by the following vote:

Ayes: Supervisors Simon, Steele, Scott and Smith
Absent: Supervisor Brown

On motion of Supervisor Simon, and by vote of the Board, advanced the ordinance for a second reading on November 7, 2017. The motion carried by the following vote:

Ayes: Supervisors Simon, Steele, Scott and Smith
Absent: Supervisor Brown

9.4 Consideration of Request to Extend the Assessor-Recorder and Treasurer-Tax Collector's Temporary Modification of Front Office Hours of Operation through December 31, 2017.

Deputy County Administrative Officer Matthew Rothstein presented the item to the Board. County Administrative Officer Carol Huchingson let the Board know that Treasurer Tax Collector Barbara Ringen was unable to attend today's meeting to give input regarding the department needs. This item will be brought back at another date. Assessor Recorder Richard Ford gave a PowerPoint presentation illustrating his department's current workload.

Chair Smith asked if anyone present wished to speak and Diane Fridley spoke. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Steele, and by vote of the Board, approved to extend the Assessor-Recorder's temporary modification of Front Office Hours of Operation through December 31, 2017. The motion carried by the following vote:

Ayes- Supervisors: 4 - Smith, Steele, Scott and Simon

Absent- Supervisors: 1 - Brown

9.5 Consideration for Discussion and Decision Regarding the Wall of Honor Located in the Courthouse

Health Services Director Denise Pomeroy presented the item to the Board. Veterans Service's Officer Saul Sanabria was present and spoke.

Chair Smith asked if anyone present wished to speak and Joan Moss spoke. No one else wished to speak and the public input portion of the item was closed.

There was Board consensus to move the Wall of Honor from the Courthouse to the Veterans Services Building and place a smaller memory board at the Courthouse.

9.6 Consideration of Proposed Agreement Between the County of Lake and the County of Tehama for Housing of Juvenile Wards.

Chief Probation Officer Rob Howe presented the item to the Board. Senior Deputy Probation Officer Kevin O'Brien was present and spoke.

Chair Smith asked if anyone present wished to speak and Joan Moss spoke. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Scott, and by vote of the Board, approved the Agreement Between the County of Lake and the County of Tehama for Housing of Juvenile Wards, and authorized the Chair to sign. The motion carried by the following vote:

Ayes- Supervisors: 4 - Smith, Steele, Scott and Simon

Absent- Supervisors: 1 - Brown

9.7 Consideration of Resolution Amending Position Allocations for Budget Unit 2302-Probation.

Chief Probation Officer Rob Howe presented the item to the Board. Senior Deputy Probation Officer Kevin O'Brien was present and spoke.

Chair Smith asked if anyone present wished to speak. No one wished to speak and the public input portion of this item was closed.

Supervisor Scott offered the Resolution and it was passed by roll call vote:

Ayes- Supervisors: 4 - Smith, Steele, Scott and Simon

Absent- Supervisors: 1 - Brown

Enactment No: Resolution No. 2017- 140

10. Closed Session

Chair Smith announced that the Board would now go into Closed Session for the reasons stated on the agenda.

10.1 Public Employee Evaluations

Title: Social Services Director

The Board reconvened into Regular Session at 12:14 p.m. having taken no action.

11. Adjournment

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

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors