



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, February 7, 2023

9:00 AM

Board Chambers

Mid-Year Budget - Please see agenda for public participation information and eComment submission on any agenda item.

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Pyska. County Administrative Officer Susan Parker, County Counsel Anita Grant, and Assistant Clerk of the Board Johanna DeLong were present, along with the following Supervisors:

Present: Supervisor Simon, Supervisor Sabatier, Supervisor Crandell, Supervisor Green, and Chair Pyska

2. Moment of Silence

A moment of silence was dedicated to the citizens of Turkey and Syria, David Brody, Craig Keen, and Denise Beatrix.

3. Pledge of Allegiance

Led by Community Development Director Mireya Turner.

4. Consideration of Extra Items Not Appearing on the Posted Agenda

There were no extra items to consider.

5. Approval of the Consent Agenda

- 5.1 Approve the Continuation of the Proclamation Declaring a Shelter Crisis Urgency Due to the Current Need for Sheltering for Those Experiencing Homelessness during the Weather and Temperature Patterns That the County of Lake has Been Experiencing
- 5.2 Approve Continuation of Proclamation of the Existence of a Local Emergency Due to Pervasive Tree Mortality.
- 5.3 Approve Agreement to Terminate and Release Municipal Lease with Option to Purchase Agreement No. 1995-1 (Instrument No. 95-017576 of Official Records) and Site Lease (Instrument No. 95-017577 of Official Records) between the County of Lake and MPA Leasing Corporation for property located at 15837-18th Avenue, Clearlake, CA and authorize the Chair to sign

- 5.4** Approve Amendment No. 1 to Agreement for Professional Services between County of Lake and Karl A. Sporer, M.D. to extend an additional Sixth Months as Public Health Officer for an Amount not to exceed \$6,000 a Month and Authorize Chair to Sign
- 5.5** Approve Amendment No. 1 to Agreement between the County of Lake and Community Development Services to provide Community Development Block Grant Consulting Services for an additional \$50,000 for Activity Delivery, as awarded in Grant #20-CDBG-12081, and authorize the Chair to sign.
- 5.6** Sitting as LCAQMD Board of Directors authorize the APCO to sign the FARMER program grant agreements.
- 5.7** (a) Approve Shelter Services Agreement between the County of Lake and the University of California Davis in an amount not to exceed \$154,077.25 in connection with the California for All Animals Statewide Animal Shelter Assistance Program and Authorize the Animal Care and Control Director to sign; and (b) Adopt Resolution Amending Resolution No. 2022-118 to Amend the Adopted Budget for FY 2022-2023 by Appropriating Unanticipated Revenues and Add Appropriations in Budget Unit 2711 - Animal Medical Clinic
- Enactment No: Resolution No. 2023-06
- 5.8** Approve Board of Supervisors Minutes September 27, 2022, December 20, 2022, January 13, 2023, January 31, 2023
- 5.9** Second Reading - Adopt Ordinance Amending Chapter 21, Article 58 and Article 68 of the Lake County Zoning Ordinance Relating to Appeals
- 5.10** Second Reading - Adopt Ordinance Amending Chapter 5, Section 2 of the Lake County Code, Setting Forth Procedures for Expediting Permit Processing for Electric Vehicle Charging Stations, as Required by Government Code Section 65850.7 (AB 1236, 2015, Chiu)
- 5.11** Approve Continuation of Resolution Authorizing Teleconferenced Meetings during a State of Emergency Continue to Exist
- 5.12** Authorize Destruction of Records by the Registrar of Voters office
- 5.13** Approve Continuation of a Local Health Emergency Related to the 2019 Coronavirus (COVID-19) as Proclaimed by the Lake County Public Health Officer

- 5.14 Approve Contract between Lake County Health Services and Trina Maia for Physical Therapy Services in support of the California Children’s Services program (CCS) and the Medical Therapy Unit (MTU) for an amount not to exceed \$10,000 and authorize the Chair to sign

Health Services Director Jonathan Portney presented the item to the Board.

Chair Pyska 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 Sabatier, and by vote of the Board, Approved Contract between Lake County Health Services and Trina Maia for Physical Therapy Services in support of the California Children's Services program (CCS) and the Medical Therapy Unit (MTU) for an amount not to exceed \$10,000 and authorized the Chair to sign as amended. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

- 5.15 Approve Amendment No. 1 between Lake County Health Services and Lake County Office of Education to extend the current contract providing COVID outreach and communication to the Latino population and authorize the Chair to sign

- 5.16 Approve Amendment No. 1 between Lake County Health Services and KNO'QOTI Native Wellness Inc. to extend the current contract providing COVID outreach and communication to the Native American population and authorize the Chair to sign

Chair Pyska introduced the item to the Board.

Chair Pyska 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 Sabatier, and by vote of the Board, Approved Amendment No. 1 between Lake County Health Services and KNO'QOTI Native Wellness Inc. to extend the current contract providing COVID outreach and communication to the Native American population and authorized the Chair to sign. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

- 5.17 Approve Accela Subscription Annual License Renewals from March 1, 2023 through February 29, 2024 in the amount of \$33,057.85 and authorize the Board Chair to sign.

- 5.18** Adopt Resolution Approving Agreement between the County of Lake and the Department of Health Care Services for Medi-Cal Administrative Activities (MAA) and authorize the Director of Health Services to sign.

County Administrative Officer Susan Parker presented the item to the Board.

Chair Pyska 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 Sabatier, and by vote of the Board, approved Agreement between the County of Lake and the Department of Health Care Services for Medi-Cal Administrative Activities (MAA) and authorized the Director of Health Services to sign. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

- 5.19** Approve Continuous Leave for Christina Thomas from 2/25/2023 through 3/19/2023 and Intermittent Leave from 3/20/2023 to 6/30/2023
- 5.20** Approve Continuation of an Emergency Declaration for Drought Conditions
- 5.21** Approve Continuation of a Local Emergency due to COVID-19
- 5.22** Approve Continuation of a Local Emergency by the Lake County Sheriff/OES Director for the January 2023 Atmospheric River Event
- 5.23** Approve Plans and Specifications for the Bartlett Springs Road at Bartlett Creek Bridge Replacement Project; Bid No. 23-02, Federal Project No: BRLO-5914(111)
- 5.24** (a) 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 \$185,000 for the period October 1, 2022 to September 30, 2023; and (b) authorize Sheriff to sign the Agreement and (c) authorize the Chairperson to sign Workplace Certifications and Grant Assurances
- 5.25** Authorize the Chairperson of the Board of Supervisors to sign the updated Certification of the Governing Body Resolutions for the Office of Emergency Services
- Enactment No: Resolution No. 2023-07
Enactment No: Resolution No. 2023-08
- 5.26** Approve contract with Guardian RFID for a Safety Check program in the amount of \$40,485 and authorize the Chair sign the contract
- 5.27** (a) Approve the bid award to Dell Technologies for the purchase of 2 servers and (b) award bid to Motorola for migration services not to exceed a total of \$55,000 and (c) authorize the Sheriff or his designee to sign the purchase orders.

5.28 (a) Waive the Competitive Bidding Pursuant to Section 38.2 due to the Unique Nature of Service; and, b) Approve Memorandum of Understanding Between Social Services and Behavioral Health Services for CalWORKs Mental Health and Substance Abuse Services in an Amount That Shall Not Exceed the California Department of Social Services (CDSS) Allocation, from July 1, 2022 to June 30, 2024, and Authorize the Chair to Sign.

5.29 Approve the Distribution of Excess Proceeds in the amount of \$430,996.14 from Tax Defaulted Land Sale #158 held on January 29, 2021 (per R&T § 4675).

On motion of Supervisor Crandell, and by vote of the Board, approved consent agenda items 5.1 through 5.29 with the exception of items 5.14, 5.20, and 5.26 which were pulled for further discussion. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, moved to reopen the consent agenda. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, approved consent agenda items 5.1 through 5.29 with the exception of items 5.14, 5.16, and 5.18. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

6. Timed Items

6.1 9:06 A.M. - Public Input

Public Members Elaine Brown and Roberta Lee spoke.

6.2 9:10 AM - PUBLIC HEARING - a) Consideration of Adoption of Resolution of Formation Declaring Results of Majority Protest Proceedings and Renewing the Lake County Tourism Improvement District; and b) Consideration of Adoption of 2024 – 2033 Lake County Tourism Improvement District Management Plan

Executive Director of Visit Lake County Brian Fisher presented the item to the Board. Civitas Representative Emily Brown spoke.

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

Supervisor Sabatier offered the resolution and it passed by roll call vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, moved to approve 2024 to 2033 Lake County Tourism Improvement District Management Plan. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

Enactment No: Resolution No. 2023-09

6.3 9:15 A.M. - Lake County Health Services Public Health Update

Dr. Karl Sporer introduced the item to the Board. Director of Nursing Philip Wagner presented the item to the Board.

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

Presentation Only.

6.4 9:30 A.M. - Presentation of Report on the Road Map Task Force 2022 Activities

Community Development Director Mireya Turner pulled the item and continued it to the February 28, 2023 Board of Supervisors Meeting.

6.5 10:00 A.M. - Consideration of (a) Resolution Amending Resolution No. 2022-118 to Amend the FY 2022-23 Adopted Budget by Adjusting Reserves, Fund Balance Carry Over, Revenues, and Appropriations; and (b) Resolution Amending Resolution 2022-119 to Amend the Position Allocations for FY 2022-23 to Conform to the Mid-year Budget Adjustments

This item was pulled and continued to the February 28, 2023 Board of Supervisors Meeting.

6.6 11:45 A.M. - Lake County Health Services Tobacco Education and Prevention Program Update

Health Services Program Support Specialist Liberty Francis presented the item to the Board. Greg Damron, Joanne Saccato, Dian Kiser, Jay McCubbery, Amber Wier, and Community Development Director Mireya Turner spoke.

Chair Pyska asked if anyone present wished to speak and the following people spoke via Zoom: Jay Martinez and Bart Levenson. The following person present in the Board of Supervisors Chambers spoke: Ana Santana. No one else wished to speak and the public input portion of this item was closed.

There was Board Consensus to bring back a Tobacco Retail Ordinance.

6.7 1:15 P.M. - Presentation and Discussion Regarding Clear Lake Hitch and Other Fish Species, by Fred Feyrer, United States Geological Survey (USGS)

Water Resources Director Scott DeLeon introduced the item to the Board. United States Geological Surveys Representative Fred Feyrer presented a PowerPoint Presentation to the Board.

Chair Pyska asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Sarah Ryan, Broc Zoller, Michael Wagner, Chris McCloud, Elaine Brown, Rebecca Harper, Patricia Franklin. The following people spoke via Zoom: Angela Amal, Phil Moy, Fred Briones, Laurie Monserrat, Meg Townsend, and Haji Warf. No one else wished to speak and the public input portion of this item was closed.

Presentation Only.

6.8 1:30 P.M. - (Continued from January 10, 2023 and January 24, 2023) Consideration of Draft Proclamation declaring a Clear Lake Hitch Emergency

Supervisor Green presented the item to the Board. County Counsel Anita Grant spoke.

Chair Pyska asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Chris McCloud, Felipe La Luz, Rebecca Harper, Alicia Cosianos, Ron Zoller, Joanne Saccato, Joseph Webber, Robert Gerry, Sherry Treppa, Jonathan Walters, Michael Wagner, Justin Fedrickson, Sarah Ryan, Pat Scully, Daniella Santana, Jennine Fifer, Toni Scully, Sharron Zoller, and Will Wiess. The following people spoke via Zoom: Sarah Mussulman, Haji Warf, Kelly Anderson, Angela Amal, Laurie Monserrat, Meg Townsend, and Fred Briones. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Green, and by vote of the Board, approved Proclamation declaring a Clear Lake Hitch Emergency as presented with preferred consensus language as presented by County Counsel. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

Enactment No: Resolution No. 2023-10

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Discussion and Action regarding Short Term Administrative Support for the Monthly Risk Reduction Authority (RRA) Meeting

County Administrative Officer Susan Parker presented the item to the Board. County Counsel Anita Grant spoke.

Chair Pyska 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 short term support from the Administration Office for the Risk Reduction. The motion carried by the following vote:

Ayes- Supervisors: 4 - Simon, Scott, Pyska and Crandell

Nays- Supervisor: 1 - Sabatier

7.3 Consideration and Discussion Involving the Recruitment Process for Filling the Vacancy Created by the County Counsel's Retirement Announcement

County Administrative Officer Susan Parker presented the item to the Board. Human Resources Director Pam Samac and County Counsel Anita Grant spoke.

Chair Pyska 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 Open Recruitment for the County Counsel position for 10 days.

7.4 Consideration of Resolution Authorizing the Behavioral Health Services Director to Sign the Drug Medi-Cal Organized Delivery System Regional Model Implementation Plan and Submission to the Department of Health Care Services.

Behavioral Health Director Todd Metcalf presented the item to the Board. Deputy Behavioral Health Director Elise Jones and Deputy Behavioral Health Director April Giambra spoke.

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

Supervisor Crandell offered the resolution and it passed by roll call vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

Enactment No: Resolution No. 2023-11

7.5 (a) Consideration of Presentation on Lake County Opioid Settlement Funds by Lake County Behavioral Health and Health Services Departments, (b) Approval to use a portion of funds towards the match for the Behavioral Health Continuum Infrastructure Program Round 6 and (c) Board and public feedback regarding proposed uses for funding.

Deputy Behavioral Health Director Elise Jones presented a PowerPoint Presentation to the Board. Deputy Behavioral Health Director April Giambra, Behavioral Health Fiscal Manager Christine Andrus, Deputy Public Health Director Kim Tangerman, and Assistant County Administrative Officer Stephen Carter spoke.

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

a) Presentation Only.

b) On motion of Supervisor Simon, and by vote of the Board, Approved portion of Opioid Settlement Funds for use as contribution to BHCIP match for Lake County Behavioral Health Services and authorized Lake County Health Service’s SafeRx program to establish a subcommittee to make recommendations regarding use of remaining funding. The motion carried by the following vote:

Ayes- Supervisors: 4 - Simon, Crandell, Green, and Pyska

Nays- Supervisor: 1 - Sabatier

7.6 Consideration of the following Advisory Board Appointment:

Chair Pyska introduced the item to the Board.

Chair Pyska 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 Sabatier, and by vote of the Board, appointed Samantha Bond to the Child Care Planning and Development Council. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

There was Board consensus to continue the Emergency Medical Care Committee appointments to a future date.

On motion of Supervisor Crandell, and by vote of the Board, appointed Dennis Fordham to the Law Library Board of Trustees. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, appointed Samantha Bond to Maternal Child and Adolescent Health Committee. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Simon, and by vote of the Board, appointed Monica Rosenthal and William Waite to the Middletown Area Town Hall. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7.7 (a) Consideration of Creation of Section 19 of the "Board of Supervisors, County of Lake, CA, Policies and Procedures Manual," and; b) Consideration of Approval of Section 19.1 Acceptable Use Policy

Information Technology Director Shane French presented the item to the Board. County Counsel Anita Grant spoke.

Chair Pyska asked if anyone present wished to speak and the following person spoke via Zoom: Betsy Cawn. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Sabatier, and by vote of the Board, approved Creation of Section 19 of the "Board of Supervisors, County of Lake, CA, Policies and Procedures Manual," and; b) Consideration of Approval of Section 19.1 Acceptable Use Policy as amended. The motion carried by the following vote:

Ayes- Supervisors: 4 - Simon, Sabatier, Crandell, and Pyska

Nays- Supervisor: 1 - Green

7.8 Consideration of Update on Lake County Recreation Center Efforts

Public Services Director Lars Ewing presented the item to the Board.

Chair Pyska asked if anyone present wished to speak and the following person spoke via Zoom: Mr. Pettus. No one else wished to speak and the public input portion.

Direction was given to staff to bring back an item to create a recreation JPA.

7.9 Consideration of Agreement between the County of Lake and the California State Franchise Tax Board; and authorize the Treasurer-Tax Collector to sign.

Treasurer-Tax Collector Patrick Sullivan presented the item to the Board.

Chair Pyska 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 Green, and by vote of the Board, approved Agreement between the County of Lake and the California State Franchise Tax Board and authorized the Treasurer-Tax Collector to sign. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Green, Pyska, and Crandell

8. Closed Session

Chair Pyska announced that the Closed Session Items would be continued to a future agenda.

**8.1 Public Employee Evaluation:
Title: Child Support Services**

This item was pulled and continued to a future date.

**8.2 Public Employee Evaluation:
Title: Animal Control**

This item was pulled and continued to a future date.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 6:15 p.m.

**SUSAN PARKER
Clerk of the Board**

**By: _____
Johanna DeLong
Assistant Clerk of the Board**

Chair-Lake County Board of Supervisors