



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, September 17, 2019

9:00 AM

Board Chambers

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Scott. County Administrative Officer Carol Huchingson, 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 Brown and Chair Scott

2. Moment of Silence

A moment of silence was observed.

3. Pledge of Allegiance

Led by Supervisor Crandell.

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 Adopt Proclamation Recognizing Hispanic Heritage Month in Lake County, CA
- 5.2 Approve Minutes of the Board of Supervisors meeting held July 16, 2019 and July 23, 2019.

5.3 Approve the Amended County Vehicle policy in concept, Directing Human Resources to Meet & Confer with the Appropriate Bargaining Units.

This item was pulled from the consent agenda for discussion and taken up later in the day. Supervisor Simon introduced the item to the Board. District Attorney Susan Krones, Sheriff Brian Martin, Under Sheriff Chris Macedo were present and spoke. County Administrative Officer Carol Huchingson and County Counsel Anita Grant spoke.

Chair Scott 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 the Amended County Vehicle policy in concept, revising Article 16.9.A.1.c to read "Vehicles may be permanently assigned by the Sheriff to his/her deputies, and management staff when s/he determines there is a sufficient number of vehicles for this purpose and it is in the best interest of the Department to make such assignments. The Sheriff may make permanent assignments of some vehicles and use additional t vehicles as "pool" vehicles to be shared by two or more members." Directing Human Resources to Meet & Confer with the Appropriate Bargaining Units. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Brown

5.4 Approve Amendment No. 2 to the Contract between County of Lake and Granicus, Inc. for Agenda Management and Government Transparency Services in the amount of \$20,441.27, and authorize the Chair to sign.

- 5.5** (a) Adopt Resolution Amending Resolution No. 2019-80 Establishing Temporary Position Allocations for the Fiscal Year 2019-2020, Budget Unit No. 1123, Assessor;
(b) Authorize to Appoint David Schwenger as Interim Assistant Assessor-Recorder; and
(c) Authorize to Appoint Lan Dia Janakes as Interim Chief Deputy Assessor-Recorder - Valuations

(a) This item was pulled from the consent agenda for discussion and taken up later in the day. County Administrative Officer Carol Huchingson presented the item to the Board.

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

(b) County Administrative Officer Carol Huchingson presented the item to the Board.

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

(c) County Administrative Officer Carol Huchingson presented the item to the Board.

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

(a) Supervisor Sabatier offered the Resolution as amended and it was passed by roll call vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

(b) On motion of Supervisor Sabatier, and by vote of the Board, appointed David Schwenger as Interim Assistant Assessor-Recorder. The motion was carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

(c) On motion of Supervisor Sabatier, and by vote of the Board, appointed Lan Dia Janakes as Interim Chief Deputy Assessor-Recorder - Valuations. The motion was carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

Enactment No: Enactment No: Resolution No. 2019-137

- 5.6** Adopt Resolution Fixing Tax Rates for Fiscal Year 2019/20

Enactment No: Enactment No: Resolution No. 2019-138

- 5.7** Approve Reissuance of Tax Refund Checks in the amounts of \$19.92 and \$42.82, issued to Stephen Phipps on 5/14/12

- 5.8** Adopt Proclamation Designating the Month of September 2019 as National Alcohol and Drug Addiction Recovery Month

- 5.9** Approve Advance Step 5 increase of Mr. Paul Donovan in the position of Mental Health Specialist II.

- 5.10** Approve the Agreement between the County of Lake and Redwood Community Services, Inc. Tule House for Substance Use Disorder (SUD) Perinatal Residential Services for Fiscal Year 2019-20 for services rendered in Fiscal Year 2018-19 in the amount of \$55,430 and authorize the Chair to sign the Agreement.
- 5.11** (a) Waive the formal bidding process, pursuant to the 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 Konocti Senior Support, Inc. for Senior Support Counseling Services for Fiscal Year 2019-20 for a contract maximum of \$108,378 and authorize the Board Chair to sign the Agreement.
- 5.12** (a) Waive the formal bidding process, pursuant to the 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 Hardeep Singh, MD to fulfill the responsibilities of the substance use disorder (SUD) Medical Director for Fiscal Year 2019-20 for a contract maximum of \$90,000 and authorize the Board Chair to sign.
- 5.13** (Sitting as Lake County Sanitation District, Board of Directors) (a) Waive the competitive bidding process, pursuant to Lake County Code Section 2-38.2, based on the determination that competitive bidding would produce no economic benefit to the County; and (b) Authorize Special Districts Administrator/Assistant Purchasing Agent to issue a purchase order not to exceed \$127,726.00 to R.F. MacDonald for a New 4 Stage Assembly
- 5.14** Approve Equitable Sharing Agreement and Certification between the County of Lake Sheriff's Department and the US Department of Justice; and authorize the Sheriff and Chair to sign.
- 5.15** (Sitting as the Lake County Watershed Protection District, Board of Directors) Adopt a Resolution to Accept Grant Funds from UC Davis California for Laboratory Analysis for Sediment Nutrient Samples

This item was pulled from the consent agenda for discussion and taken up later in the day. Water Resources Director Scott DeLeon presented the item to the Board.

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

Director Sabatier offered the Resolution as amended and it was passed by roll call vote:

Ayes- Directors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

Enactment No: Enactment No: Resolution No. 2019-139

5.16 (Sitting as the Lake County Watershed Protection District Board of Directors) (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 the goods or services and; (b) Approve the Agreement between the County of Lake and Paragon Partners, Ltd. in the Amount of \$103,400 for Property Acquisition Services for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project and authorize the Chair of the Board of Directors to sign the Agreement

5.17 Approve Leave of Absence request for Substance Abuse Counselor III, Leroy Fields, from September 16, 2019 through November 21, 2019, and authorize the Chair to sign

5.18 Adopt Resolution Amending Resolution No. 2019-80 Establishing Position Allocations for Fiscal Year 2019-2020, Budget Unit 8695, Special Districts Administration

This item was pulled from the agenda for discussion and taken up later in the day. County Administrative Officer Carol Huchingson presented the item to the Board.

Chair Scott 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 as amended and it was passed by roll call vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

On motion of Supervisor Crandell, and by vote of the Board, approved Consent Agenda Items 5.1 through 5.18 with the exception of Items 5.3, 5.5, 5.15, and 5.18, which were pulled for discussion. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

Enactment No: Enactment No: Resolution No. 2019-140

6. Timed Items

6.1 9:05 A.M. - Public Input

Public member Adrian Sinnett spoke.

6.2 9:10 A.M. - (a) Presentation of Proclamation Designating the Month of September 2019 as National Alcohol and Drug Recovery Month in Lake County, CA; and (b) Presentation of Proclamation Recognizing Hispanic Heritage Month in Lake County, CA

(a) Chair Scott read the proclamation into the record and presented it to Behavioral Health Services Substance Abuse Program Manager April Michelle Giambra, Hilltop Recovery Executive Director Lori Carter-Runyon, Substance Abuse Counselor Bonnie O'Donnell, Treatment Coordinator Richard Diwald and Substance Abuse Program Coordinator Denise Newman

(b) Supervisor Sabatier read the proclamation into the record and presented it to Angela Guillermo of Latinos United of Lake County. Angela Guillermo and Ana Santana spoke.

Ceremonial item only.

- 6.3** 9:15 A.M. - (Sitting as the Lake County Watershed Protection District, Board of Directors) (a) Consideration of Resolution approving an Agreement between the County of Lake, Lake County Watershed Protection District, City of Clearlake and City of Lakeport for the Implementation and Maintenance of the Lake County Clean Water Program; (b) Designating a member of the County of Lake Board of Supervisors to act as the County's authorized representative to the Clean Water Program Management Council, and authorize an additional member of the Board of Supervisors to serve as an alternate; and (c) Approval for the Director of Water Resources to be the designated representative, and appoint an alternate, for the District.

(a) Water Resources Director Scott DeLeon presented the item to the Board. Invasive Species Program Coordinator Angela DePalma-Dow was also present.

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

(b) Water Resources Director Scott DeLeon presented the item to the Board. Invasive Species Program Coordinator Angela DePalma-Dow was also present.

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

(c) Water Resources Director Scott DeLeon presented the item to the Board. Invasive Species Program Coordinator Angela DePalma-Dow was also present.

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

(a) Director Crandell offered the Resolution, and it was passed by roll call vote:

Ayes- Directors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

(b) By Board Consensus Supervisor Crandell was appointed as the Board Representative to the Clean Water Program Management Council and Supervisor Sabatier was appointed as the alternate to the Clean Water Program Management Council.

(c) On motion of Director Crandell, and by vote of the vote of the Board, approved the Director of Water Resources to be the designated representative, and appoint an alternate, for the District. The motion carried by the following vote:

Ayes- Directors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

Enactment No: Enactment No: Resolution No. 2019-141

6.4 9:30 A.M. - Discussion and Possible Direction to Staff concerning Retail Uses, Formula and or Box Store Zoning

Community Development Director Michalyn DeValle presented the item to the Board and gave a PowerPoint presentation.

Chair Scott asked if anyone present wished to speak and the following people spoke: Gene Paleno, Dolly Riley, Roberta Ackter, Lisa Kaplan, Victoria Brandon, Sheri Treppa, Kirsten Murry, Ed Robey, John Sullivan, Bridget King, and Jessica Pyska. No one else wished to speak and the public input portion of this item was closed.

Continued to October 1, 2019 Board Meeting.

This Item has been continued to the October 1, 2019 Board Meeting.

6.5 10:30 A.M. - Discussion Regarding the Process for Tax Defaulted Land Sales and Tax Defaulted Land Sale #157 which is Tentatively Scheduled for March 2020.

Treasurer-Tax Collector Barbara Ringen presented the item to the Board. Assistant Treasurer-Tax Collector Liz Martinez was present.

Chair Scott asked if anyone present wished to speak and the following people spoke: City of Clearlake City Manager Alan Flora and City of Clearlake Chief of Police Andrew White

No action taken.

6.6 11:00 A.M. - ADDENDUM - (a) Report from Lake County Deputy Sheriff's Association (LCDSA) President John Drewrey regarding LCDSA plans for a Sales Tax Measure to support Law Enforcement; and (b) Continued from September 10, 2019 - Discussion and Direction about seeking to Offer Voters the ability to Vote on a Sales Tax Measure to Improve Roads.

(a) Lake County Deputy Sheriff's Association President John Drewrey presented the item to the Board.

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

(b) Supervisor Sabatier presented the item to the Board.

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

(a) Report Only, No Action Taken.

(b) On motion of Supervisor Sabatier, and by vote of the Board, approved to support the Area Planning Council Survey regarding a sales tax measure to improve roads in Lake County. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

6.7 1:00 P.M. - WORKSHOP - Broadband Internet Presentation by the Upstate California Connect Consortium (UCCC) for Broadband Internet Connectivity

Supervisor Sabatier introduced the item to the Board. Chico State Representative David Espanoza presented the PowerPoint presentation to the Board. Chico State Representative Courtney Farrell was present.

Chair Scott asked if anyone present wished to speak and the following people spoke: Shawn Swatosh and Melissa Fulton. No one else wished to speak and the public input portion of this item was closed.

Presentation only.

6.8 2:00 P.M. - Discussion and Review of Use Permit Conditions Pertaining to RV Parks

Community Development Director Michalyn DelValle presented the item to the Board and gave a PowerPoint Presentation to the Board.

Chair Scott asked if anyone present wished to speak. Melissa Fulton, Dan Kelly, Tamara James, Shayna Dickenson, Bobby Dutcher, Kevin Waycik, Mary Anne McQueen and Christie. No one else wished to speak and the public input portion of this item was closed.

No action taken.

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Resolution Approving Proposed Revisions to the Golden State Finance Authority Joint Powers Agreement

County Administrative Officer Carol Huchingson presented the item to the Board.

Chair Scott 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 was passed by roll call vote:

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

Absent- Supervisor: 1 - Brown

Enactment No: Resolution No. 2019-142

7.3 Discussion and Consideration of an Agreement to Purchase Tax Defaulted Property by and Between the County of Lake and the Konocti County Water District.

County Counsel Anita Grant presented the item to the Board.

Chair Scott asked if anyone present wished to speak. No one present 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 to Purchase Tax Defaulted Property by and Between the County of Lake and the Konocti County Water District. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

- 7.4** Consideration of Change Order No. Four for Upper Lake Pedestrian Improvements for Upper Lake High, Middle & Elementary Schools Project, State Project No. ATPL-5914(103); Bid No. 18-11, for an increase of \$9,334.11 and a Revised Contract amount of \$412,458.54

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

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

On motion of Supervisor Crandell, and by vote of the Board, approved Change Order No. Four for Upper Lake Pedestrian Improvements for Upper Lake High, Middle & Elementary Schools Project, State Project No. ATPL-5914(103); Bid No. 18-11, for an increase of \$9,334.11 and a Revised Contract amount of \$412,458.54. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

- 7.5** Consideration of Change Order No. Five for Upper Lake Pedestrian Improvements for Upper Lake High, Middle & Elementary Schools Project, State Project No. ATPL-5914(103); Bid No. 18-11, for an increase of \$35,669.23 and a Revised Contract amount of \$448,127.77

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

Chair Scott 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 Crandell, and by vote of the Board, approved Change Order No. Five for Upper Lake Pedestrian Improvements for Upper Lake High, Middle & Elementary Schools Project, State Project No. ATPL-5914(103); Bid No. 18-11, for an increase of \$35,669.23 and a Revised Contract amount of \$448,127.77. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Brown, and Scott

- 7.6** Consideration of Changes to the In-Home Supportive Services (IHSS) Advisory Committee Bylaws

County Counsel Anita Grant spoke. Adult Services Program Manager Tavi Granger presented the item to the Board. Deputy Director Amber Davis was present.

On motion of Director Sabatier, and by vote of the Board, approved Changes to the In-Home Supportive Services (IHSS) Advisory Committee Bylaws. The motion carried by the following vote:

Ayes- Supervisors: 4 - Simon, Sabatier, Crandell, and Scott
Recused- Supervisor: 1 - Brown

8. Closed Session

Chair Scott announced that the Board would now go into Closed Session at 3:45 p.m. for the reasons stated on the agenda.

- 8.1** Conference with Legal Counsel: Decision whether to Initiate Litigation Pursuant to Gov. Code section 54956.9(d)(4): One Potential Case

**8.2 3:00 P.M. - Public Employee Appointment Pursuant to Gov. Code Section 54957(b)(1):
Interviews of Public Health Officer**

The Board reconvened into Regular Session at 5:12 p.m. having taken no action.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 5:12 p.m.

**CAROL J. HUCHINGSON
Clerk of the Board**

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

Chair-Lake County Board of Supervisors