



# COUNTY OF LAKE

255 North Forbes Street  
Lakeport, CA 95453

## Meeting Minutes - Final BOARD OF SUPERVISORS

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Tuesday, December 20, 2022

9:00 AM

Board Chambers

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**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 Crandell. 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 Green, Supervisor Pyska and Chair Crandell*

### 2. Moment of Silence

*A moment of silence was dedicated to Jerry Campbell, Thomas Allan Yunker, and the citizens of Fortuna handling the aftermath of the earthquake.*

### 3. Pledge of Allegiance

*Led by Brian Fisher.*

### 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 Commending and Honoring Kelly Kobetsky of the Lake County Law Library
- 5.2 a) Waive the formal bidding process, subject 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 Agreement between County of Lake and AirMedCare Network for Air Ambulance Services, and Authorize the Chair to Sign
- 5.3 Adopt Resolution of Consent Requesting the Cities of Clearlake and Lakeport, through their City Councils, to Renew the Lake County Tourism Improvement District

Enactment No: Resolution 2022-159

- 5.4** Approve Advance Step Increase for Substance Abuse Counselor, Sr., Step 5 for Denise Newman.

*Supervisor Sabatier presented the item to the Board. Behavioral Health Director Todd Metcalf, Behavioral Health Deputy Director April Giambra, and Human Resources Director Pam Samac spoke.*

*Chair Crandell 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, denied the approval of the advance step increase for Substance Abuse Counselor Denise Newman at Step 5. The motion carried by the following vote:**

**Ayes- Supervisors: 3 - Simon, Sabatier, and Pyska**

**Nays- Supervisors: 2 - Green and Crandell**

- 5.5** Approve Amended Purchase Order in the amount of \$32,950.85 for one (1) 2023 Ford Bronco Sport Base 4-Door Utility Vehicle for Code Enforcement Division, and Authorize the Community Development Director/Assistant Purchasing Agent to Sign.

**This item was pulled from the agenda.**

- 5.6** Approve Agreement between County of Lake and Persimmony Software for Electronic Health Records Software in the amount of \$39,396 and a one-time fee of \$10,000 for implementation through June 30, 2023 and \$78,792 per year plus CPI increase for the period of July 1, 2023 to June 30, 2027.

- 5.7** Approve Addendum to Agreement between the County of Lake and Tyler Technologies to add additional services for the period of March 24, 2020 to March 23, 2023 for an amount of \$78,300; and authorize the Chair to Sign.

- 5.8** Approve the purchase of a 2022 Ford F-150 for the Parks and Recreation Division of the Public Services Department and authorize the Public Services Director to sign a purchase order not to exceed \$39,000 to Folsom Lake Ford of Folsom, CA.

- 5.9** Approve the purchase of a 2022 Ford F-150 for the Buildings and Grounds Division of the Public Services Department and authorize the Public Services Director to sign a purchase order not to exceed \$43,000 to Folsom Lake Ford of Folsom, CA.

- 5.10** Adopt Resolution Approving the Application for the California Museum Grant Program for the Lake Pomo Gallery Project

*Public Member Leslie Miller pulled the item from the agenda.*

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

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

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

Enactment No: Resolution 2022-160

- 5.11** Adopt Resolution Amending Resolution No. 2022-118 to Amend the Adopted Budget for FY 2022-23 by Increasing Revenue in Fund 098 Road Division Budget to Appropriate Unanticipated Revenue

Enactment No: Resolution 2022-161

- 5.12** Approve Purchase Order for the Purchase of a Service Truck for the ISF Heavy Equipment Division, and authorize the Public Works Director/Assistant Purchasing Agent to sign the Purchase Order

- 5.13** Approve Purchase Order for the Purchase of a Fecon CEM 36 for County Road Maintenance, and authorize the Public Works Director/Assistant Purchasing Agent to sign the Purchase Order

- 5.14** (a) Adopt Resolution approving the Lake County Sheriff's Office to apply for State of California, Department of Parks and Recreation Off-Highway Vehicle Grant funds and authorize the Lake County Sheriff/Coroner or his designee to sign the Project Agreement and (b) Consideration of a delegation of authority to Lake County Sheriff/Coroner Brian Martin or his designee to execute the attached Project Agreement, Number G22-03-64-L01 and to act as the County's agent in the negotiation, execution, and submittal of all related documents, including amendments to the Project Agreement and requests for payments

Enactment No: Resolution 2022-162

- 5.15** (a) Approve Amendment 1 of Agreement between the County of Lake and the State of California Department of State Hospitals (DSH) to allow for the DSH to compensate the County when the Sheriff's Office coordinates telehealth video interviews with inmates in the Sheriff's custody and (b) Authorize the Sheriff to sign all documents

- 5.16** Approve to award bids for the purchase of inmate clothing and Authorize the Sheriff or his designee to issue purchase orders to various vendors.

- 5.17** Approve Contract Between County of Lake and Binti, Inc. for Resource Family Approval Software, in the Amount of \$46,363.50, from July 1, 2022 to June 30, 2025, and Authorize the Chair to Sign.

- 5.18** Approve Contract Between County of Lake and Evolve Youth Services for Temporary Wraparound Services, in the Amount of \$34,000, from July 1, 2022 to October 31, 2022, and Authorize the Chair to Sign.

- 5.19** (Sitting as the Lake County Watershed Protection District) Approve Agreement with Lake Marine Construction for the Abatement Services of Lakebed Structures in the amount not to exceed \$250,000 and authorize the Chair to sign

- 5.20** (Sitting as the Lake County Watershed Protection District) Approve Joint Funding Agreement with the U.S. Geological Survey, U.S. Dept. of the Interior (USGS) for annual maintenance of the Kelsey Creek Flow Gauge Station in the amount of \$17,710 and authorize the Chair to sign.

- 5.21** ADDENDUM - a) Waive the competitive bidding process, pursuant to Lake County Code Section 38.2(1), as it is not in the public interest due to the fact the work was required to respond to an emergency situation, and b) Approve Purchase Order for environmental services for the cleanup of a waste-oil spill on County-owned property, and authorize the Public Works Director/Assistant Purchasing Agent to sign the Purchase Order

On motion of Supervisor Sabatier, and by vote of the Board, approved Consent Agenda items 5.1 through 5.21 with the exception of items 5.4 and 5.5 which were pulled for further discussion. The motion carried by the following vote:

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

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, Green, Pyska, and Crandell

On motion of Supervisor Sabatier, and by vote of the Board, approved Consent Agenda items 5.1 through 5.21 with the exception of items 5.4, 5.5, and 5.10 which were pulled for further discussion. The motion carried by the following vote:

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

## **6. Timed Items**

### **6.1 9:06 A.M. - Public Input**

*There was no public input.*

- 6.2** 9:07 A.M. - Presentation of Proclamation Commending and Honoring Kelly Kobetsky of the Lake County Law Library

*Supervisor Crandell read the proclamation into the record and presented it to the Lake County Law Library on behalf of Kelly Kobetsky. Casse Forczech and Dennis Fordham spoke.*

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

**This Ceremonial Item was read into the record and presented.**

**6.3** 9:15 A.M. - Consideration of an Agreement with CBG Communications, Inc. for Broadband Action Plan Consulting Services, Not to Exceed \$245,000

*Deputy County Administrative Officer Matthew Rothstein introduced the item to the Board. Tom Robinson presented a PowerPoint Presentation to the Board.*

*Chair Crandell asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Joan Moss. 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 CBG Communications, Inc. for Broadband Action Plan Consulting Services, Not to Exceed \$245,000 and authorized the chair to sign. The motion carried by the following vote:**

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

**6.4** 9:30 A.M. - Consideration and Discussion of Agreement for Medical Services in Lake County's Detention Facility with California Forensic Medical Group in the amount of \$3,947,351 for the term of January 1, 2023 Through January 1, 2024, With Option to Continue Through January 1, 2028 and Authorize Chair to Sign

*Health Services Director Jonathan Portney presented the item to the Board. Sheriff Brian Martin, David Garzoli, County Counsel Anita Grant, and Assistant County Administrative Officer Stephen Carter spoke.*

*Chair Crandell asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Joan Moss. 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 Agreement for Medical Services in Lake County's Detention Facility with California Forensic Medical Group in the amount of \$3,947,351 for the term starting on January 1, 2023 and CFMG will supply the total services described here for the entire agreement term through January 1, 2026 with the possible extension if approved by the Board of Supervisors and agreed upon by CFMG in writing through January 1, 2028 to add annual report. The motion carried by the following vote:**

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

**6.5** 10:00 A.M. - Sheriff-Coroner Interview – Eutice R. Howe

*The Board of Supervisors interviewed Eutice Howe. County Counsel Anita Grant spoke.*

**Interview Only.**

**6.6** 11:00 A.M. - Sheriff-Coroner Interview – Lucas J. Bingham

*The Board of Supervisors interviewed Lucas Bingham.*

**Interview Only.**

**6.7 1:00 P.M. – Review and Consider Sheriff-Coroner Candidates to Serve the Term of January 2, 2023 - January 2, 2025**

*Chair Crandell introduced the item to the Board. County Administrative Officer Susan Parker, Captain Chris Chwialkowski and County Counsel Anita Grant spoke.*

*Chair Crandell 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, appointed Eutice Rob Howe as Sheriff-Coroner to serve the term of January 2, 2023 to January 2, 2025. The motion carried by the following vote:**

**Ayes- Supervisors: 4 - Sabatier, Crandell, Green, and Crandell**

**Nays – Supervisor: 1 Simon**

**On motion of Supervisor Sabatier, and by vote of the Board, appointed Rob Howe effective January 2, 2023. The motion carried by the following vote:**

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

## **7. Non-Timed Items**

### **7.1 Supervisors' weekly calendar, travel and reports**

**7.2 Introduction of an Ordinance Amending Section 2-3A.1 of Article I, Chapter 2 of the Lake County Code, Compensation of the Board of Supervisors**

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

*Chair Crandell asked if anyone present wished to speak and the following people spoke via Zoom: Elizabeth Larson and Lynn Bundi. 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, waived the reading of the ordinance to have it read in title only. The motion carried by the following vote:**

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

**Nays - Supervisor: 1 - Sabatier**

**On motion of Supervisor Green, and by vote of the Board, moved to advance the corrected ordinance to the January 10, 2023 Board of Supervisors meeting for a second reading. The motion carried by the following vote:**

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

- 7.3** Consideration of Resolution Authorizing the Behavioral Health Director to Sign the Standard Agreement for HHAP Funds and Public review and approval of the County of Lake Homeless Housing, Assistance, and Prevention (HHAP) Round 4 application.

*Behavioral Health Director Todd Metcalf presented the item to the Board. Behavioral Health Program Manager Scott Abbott and County Counsel Anita Grant spoke.*

*Chair Crandell 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 revised application with the updated numbers for the (HHAP) Round 4 funding. The motion carried by the following vote:**

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

**Supervisor Sabatier offered the resolution as amended as stated County Counsel and it passed by roll call vote:**

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

Enactment No: Resolution No. 2022-163

## **8. Closed Session**

*Chair Crandell announced that the Board would now go into Closed Session at 3:22 p.m. for the reasons stated on the agenda.*

*The Board reconvened into Regular Session at 5:35 p.m. having taken the following action on item 8.3:*

- 8.1** Public Employee Evaluation:  
Behavioral Health Director
- 8.2** Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code section 54956.9(d)(2), (e)(1) – One potential case
- 8.3** Conference with Legal Counsel: Existing Litigation Pursuant to Gov. Code section 54956.9(1) – Flesch v. County of Lake

*On motion of Supervisor Pyska, and by vote of the Board, approved the settlement of Flesch v. County of Lake et al. in the amount of \$825,000 including attorney fees and costs. The motion carried by the following vote:*

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

## 9. Adjournment

*There being no further business, the Board of Supervisors adjourned at 5:35 p.m.*

**SUSAN PARKER**  
Clerk of the Board

By: \_\_\_\_\_  
Johanna DeLong  
Assistant Clerk of the Board

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Chair-Lake County Board of Supervisors