



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, August 28, 2018

9:00 AM

Board Chambers

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Steele. 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 Smith, Supervisor Scott, Supervisor Brown and Chair Steele

2. Moment of Silence

A moment of silence was observed for Senator John McCain.

3. Pledge of Allegiance

Led by Chairman Steele.

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

4.1 Consideration of Recommendation to Join the Coalition Supporting Assembly Bill (AB) 893 (E. Garcia)

Supervisor Brown presented the item to the Board. The recommendation to join the coalition supporting Assembly Bill (AB) 893 (E. Garcia) came up after the posted agenda.

Chair Steele 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 Smith, and by vote of the Board, approved taking up this item as an extra. The motion carried by the following vote:

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

On motion of Supervisor Brown, and by vote of the Board, approved the recommendation to join the coalition supporting Assembly Bill (AB) 893 (E. Garcia). The motion carried by the following vote:

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

5. Current Construction Projects - Contract Change Orders

5.1 Consideration of Contract Change Orders 1-7 for the Clearlake Oaks Intertie Control Valve Project SD17-03

Special Districts Administrator Jan Coppinger presented the item to the Board.

Chair Steele 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 Smith, and by vote of the Board, approved Contract Change Orders 1-7 for the Clearlake Oaks Intertie Control Valve Project SD17-03. The motion carried by the following vote:

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

6. Approval of the Consent Agenda

6.1 (a) Consideration of Advanced Salary Step appointment of Pamela Nichols to HR Director; (b) Consideration of waiver of Applicant Interview Travel Policy to enable reimbursement to Pamela Nichols; and (c) Consideration of waiver of New Employee Relocation Policy to enable reimbursement to Pamela Nichols, up to \$2,000 for eligible moving expenses

This item was pulled from the Consent Agenda at the request of the department for discussion. County Administrative Officer Carol Huchingson presented the item to the Board.

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

a) On motion of Supervisor Smith, and by vote of the Board, approved appointment of Pamela Nichols to HR Director at step 8 on the salary scale; and authorize the Auditor/Controller to pay. The motion carried by the following vote:

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

b) On motion of Supervisor Smith, and by vote of the Board, approved reimbursement up to \$1,500, under our Applicant Interview Travel Policy for the interview-related travel of Pamela Nichols; and authorize the Auditor/Controller to pay. The motion carried by the following vote:

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

c) On motion of Supervisor Smith, and by vote of the Board, approved reimbursement of up to \$2,000, under our New Employee Relocation Policy, to Pamela Nichols; and authorize the Auditor/Controller to pay. The motion carried by the following vote:

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

6.2 Approve Extended Leave of Absence for Deputy Assessor-Recorder III Marilyn Higgins

6.3 Adopt Resolution Authorizing the Assessor to apply for the State Supplementation for County Assessors' Program

Enactment No: Resolution No. 2018-115

- 6.4** (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 Vista Pacifica Enterprises, Inc. for Adult Residential Support Services and Specialty Mental Health Services for Fiscal Year 2018-19 for the amount of \$50,000 and authorize the Board Chair to sign the Agreement
- 6.5** (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 Redwood Community Services, Inc. for the Lake County Wrap Program, Foster Care Program and Intensive Treatment Foster Care (ITFC) Program for Fiscal Year 2018-19 for a contract maximum of \$550,000 and authorize the Board Chair to sign the Agreement
- 6.6** (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 Redwood Community Services, Inc. for the MHSa funded Lake County Family Stabilization Program for Fiscal Year 2018-19 for a contract maximum of \$141,698 and authorize the Board Chair to sign the Agreement
- 6.7** (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 Redwood Community Services, Inc. for the MHSa Transitional Age Youth (TAY) Drop-In Center for Fiscal Year 2018-19 for the amount of \$61,200 and authorize the Board Chair to sign the Agreement
- 6.8** (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 FIRST 5 Lake Commission for the Mother-Wise Program (Post-Partum Depression Initiative) for Fiscal Year 2018-19 for a contract maximum of \$65,000 and authorize the Board Chair to sign the Agreement
- 6.9** (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 Ford Street Project for Substance Use Disorder Residential and Detoxification Services for FY 2018-19, for a contract maximum of \$50,000 and authorize the Board Chair to sign the Agreement

- 6.10** (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 Neuropsychological Associates of California - A Psychological Services Corporation for Psychological Services for Fiscal Year 2018-19 for a contract maximum of \$30,000 and authorize the Board Chair to sign the Agreement
- 6.11** (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 Ninth Amendment to the Agreement between the County of Lake and Cerner Corporation for Anasazi Software and Support Services for Fiscal Year 2018-19 for a contract maximum of \$50,000 and authorize the Board Chair to sign the Amendment
- 6.12** (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 Restpadd, Inc. for Acute Inpatient Psychiatric Hospital Services and Professional Services Associated with Acute Inpatient Hospitalizations for Fiscal Year 2018-19 in the amount of \$150,000 and authorize the Board Chair to sign the Agreement
- 6.13** (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 Hilltop Recovery Services for Substance Use Disorder Residential Services for FY 2018-19, for a contract maximum of \$60,000 and authorize the Board Chair to sign the Agreement
- 6.14** (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 Native American Mental Health Services dba North American Mental Health Services for Telepsychiatry Services for Fiscal Year 2018-19 for a contract maximum of \$30,600 and authorize the Chair to sign the Agreement
- 6.15** (a) Approve the District Attorney's Equitable Sharing Agreement and Certification for the Fiscal Year July 1, 2017 to June 30, 2018 and authorize the Chair to sign; and (b) Authorize Doris Lankford to electronically submit the report
- 6.16** Adopt Resolution Approving a Request for County of Lake Health Services to Submit a Renewal Application and Certification Statement for the Maternal, Child and Adolescent Health (MCAH) Grant with the State of California, Department of Public Health for Fiscal Year 2018 through 2019, in the amount of \$269,937 and Authorizing the Board Chair to Sign Said Certification

Enactment No: Resolution No. 2018-116

- 6.17** (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) Authorize the Public Services Director / Assistant Purchasing Agent to issue a purchase order to Peterson Tractor Company in the amount of \$151,032.
- 6.18** (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; (b) Authorize the Public Works Director/Assistant Purchasing Agent to Issue a Purchase Order not to exceed \$18,695 to Pape' Materials for the purchase of a used forklift; and (c) Authorize the Public Works Director/Assistant Purchasing Agent to Issue a Purchase Order not to exceed \$32,620 to Pape' Machinery for the replacement of a grader transmission
- 6.19** Approve Agreement between the County of Lake and Kelseyville Unified School District for the assignment of a School Resource Officer for a base rate of \$120,000 from July 1, 2018 through June 30, 2019; and authorize the Sheriff to sign
- 6.20** Approve Agreement between the County of Lake and Konocti Unified School District for the assignment of a School Resource Officer for a base rate of \$120,000 from July 1, 2018 through June 30, 2019; and authorize the Sheriff to sign
- 6.21** Approve the Acceptance of a 1999 Jetcraft patrol boat and 1999 Baker trailer from the Department of Boating and Waterways
- 6.22** Approve a Grant Agreement with the State of California Department of Boating and Waterways in the Amount of \$97,727. for the Purchase of a New Law Enforcement Patrol Boat and Trailer; and Authorize the Sheriff and County Administrative Officer to sign the contract documents
- 6.23** Approve Long Distance Travel for Sheriff Brian L. Martin to attend Funeral Services for Battalion Chief Matthew Burchett in Utah on August 19, 2018
- 6.24** (Sitting as Lake County Sanitation District, Board of Directors) Approve Escrow Account for 5% Retainage on the Anderson Springs Sewer Project Construction Contract for K.J. Woods Construction, Inc.
- 6.25** Approve Recommended Change to Paid Emergency Leave (PEL) Policy

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda items 6.1 through 6.25, with the exception of Item 6.1, which was pulled by the department for further discussion. The motion carried by the following vote:

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

7. Timed Items

7.1 9:05 A.M. - Public Input

Richard Durham, Wayne McKenney, Malcolm Dunshee and Win Cory spoke.

7.2 9:09 A.M. - Consideration of Continuing a Proclamation of a Local Health Emergency by the Lake County Health Officer due to the Pawnee Fire Incident

Deputy County Health Officer Erin Gustafson presented the item to the Board.

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

A status report was given by Environmental Health Specialist Supervisor James Scott on the Pawnee Fire. FEMA and CalOES representatives were present and reported that State Assistance will be available for debris removal on this incident.

On motion of Supervisor Smith, and by vote of the Board, approved the continuation of a proclamation of a Local Health Emergency by the Lake County Health Officer due to the Pawnee Fire Incident. The motion carried by the following vote:

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

On motion of Supervisor Simon, and by vote of the Board, approved to reopen Item 7.2 for a status report by the department. The motion carried by the following vote:

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

7.3 9:10 A.M. - (a) Consideration of Continuing a Proclamation of a Local Health Emergency by the Lake County Health Officer due to the Mendocino Complex Fire; and (b) Status Report on Mendocino Complex Fire also known as the River and Ranch Fires

(a) Deputy County Health Officer Erin Gustafson presented the item to the Board.

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

(b) Status report on the River/Ranch Mendocino Complex Fire. Environmental Health Specialist Supervisor James Scott reported on the hazardous household waste timeline, which is 2 - 3 weeks. The department is in contact with CalOES daily on updates.

FEMA and CalOES representatives reported working on the toxic content clean up; testing of materials, status and cleanup. Outreach into the community and registration at the Disaster Relief Center (DRC) is ongoing. To date, there have been 755 valid registrations, 81% of inspections have been completed and \$1,000,000 disbursed to disaster victims.

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

(a) On motion of Supervisor Scott, and by vote of the Board, approved the continuation of a proclamation of a Local Health Emergency by the Lake County Health Officer due to the Mendocino Complex Fire. The motion carried by the following vote:

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

- 7.4** 9:30 A.M. - (Continued from July 24, 2018 and June 19, 2018) HEARING - Nuisance Abatement Hearing for Toby Coleman; 3905 Gaddy Lane, Kelseyville CA, APN: 008-028-34

Community Development Director Michalyn DelValle presented the item to the Board. Code Enforcement Supervisor Kathy Freeman was present. Mr. Coleman has agreed to dismiss the appeal. The department will not move forward with this item as there is no action to take.

Chair Steele 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, approved to dismiss the Nuisance Abatement Hearing for Toby Coleman; 3905 Gaddy Lane, Kelseyville CA, APN: 008-028-34. The motion carried by the following vote:

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

- 7.5** 9:45 A.M. - Public Hearing - Consideration of Community Development Block Grant funded Comprehensive Recovery Funding Implementation Strategy 2018

County Administrative Officer Carol Huchingson presented the item to the Board and introduced contractor Jeff Lucas. Mr. Lucas explained the funding plan for this comprehensive recovery strategy.

Chair Steele 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 was passed by roll call vote:

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

Enactment No: Resolution No. 2018-117

8. Non-Timed Items

8.1 Supervisors' weekly calendar, travel and reports

- 8.2** Consideration of a Resolution Establishing Temporary Alternative Office Hours for County offices located in and surrounding the Lake County Courthouse

County Administrative Officer Carol Huchingson presented the item to the Board. Sheriff Brian Martin spoke regarding the proposed change. Special Districts Administrator Jan Coppinger and Child Support Services Gail Woodworth also spoke.

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

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

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

Enactment No: Resolution No. 2018-118

- 8.3 Consideration of (a) Award of Phase 1 of the Design/Build Contract to PACE Engineering of Redding, CA for an amount not to exceed \$161,000; and (b) Agreement between County of Lake and Pace Engineering for Replacement of Four Redwood Water Tanks in Soda Bay CSA 20

Special Districts Administrator Jan Coppinger presented the item to the Board.

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

(a) On motion of Supervisor Scott, and by vote of the Board, approved the award of Phase 1 of the Design/Build Contract to PACE Engineering of Redding, CA for an amount not to exceed \$161,000. The motion carried by the following vote:

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

(b) On motion of Supervisor Scott, and by vote of the Board, approved the Agreement between County of Lake and PACE Engineering for Replacement of Four Redwood Water Tanks in Soda Bay CSA 20; and authorized the Chair to sign. The motion carried by the following vote:

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

9. Closed Session

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

- 9.1 Public Employee Appointment Pursuant to Gov. Code Section 54957(b)(1):
Appointment of Interim Public Health Officer

This Item was continued to September 11, 2018.

- 9.2 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9(d)(1): Navarro v. County of Lake, et al.

This Closed Session Item was not acted on.

- 9.3 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9(d)(1): LCCOA v. County of Lake, et al.

The Board reconvened into Regular Session at 11:34 a.m. having taken the following action:

On motion of Supervisor Scott, and by vote of the Board, approved the mediated settlement agreement addendum and amendment between the Lake County Correctional Officers' Association (LCCOA) and the County of Lake, including the Lake County Sheriff's Office. The motion carried by the following vote:

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

- 9.4 Conference with Legal Counsel: Decision Whether to Initiate Litigation Pursuant to Government Code section 54956.9(d)(4): County of Lake v. United States, Department of Interior

The Board reconvened into Regular Session at 11:34 a.m. having taken the following action:

On motion of Supervisor Scott, and by vote of the Board, authorized participation in the Class Action lawsuit: Kane County, Utah v. United States, Case Nos. 17-739C and 17-1991-C (consolidated); and authorized the Chair to sign. The motion carried by the following vote:

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

- 9.5 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9(d)(1): Tabba aka Ward v. Wright, et al.

This Closed Session Item was not acted on.

10. Adjournment

There being no further business, the Board of Supervisors adjourned at 11:35 a.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors