



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, June 18, 2024

9:00 AM

Board Chambers

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 Sabatier. County Administrative Officer Susan Parker, County Counsel Lloyd Guintivano, and Assistant Clerk of the Board Johanna DeLong were present, along with the following Supervisors:

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

2. Moment of Silence

A moment of silence was dedicated to the impact of wildfires and first responders.

3. Pledge of Allegiance

Led by Supervisor Pyska.

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 June 19, 2024, as Juneteenth National Freedom Day: A Day of Observance
- 5.2 Adopt a Proclamation Commending Scott De Leon for his Dedication and Service to the County of Lake
- 5.3 Adopt Proclamation Commending Captain Billy Richard Inman Jr. for his 32 Years of Service Protecting and Serving the Residents of Lake County
- 5.4 Approve Amendment No. 1 to the Service Agreement Between the County of Lake and Community Development Services for the Community Development Block Grant Microenterprise Technical Assistance Program to utilize program income not to exceed \$372,232 and extend the term of service to May 31, 2027 and authorize the Chair to sign

- 5.5** Adopt Resolution to Appropriate Unanticipated Revenue in Budget 2601 Agricultural Commissioner

Enactment No: Resolution No. 2024-62

- 5.6** Adopt Resolution Establishing 2024-2025 Appropriations Limit for the County of Lake and Special Districts Governed by the Board of Supervisors

Enactment No: Resolution No. 2024-63

- 5.7** a) Approve rescinding the June 25th, 2024 continuance for the public hearing on consideration of conduit financing for the Caritas Affordable Housing Project; and b) Approve continuing the public hearing on consideration of conduit financing for the Caritas Affordable Housing Project to July 9, 2024 at 11:30 A.M.

- 5.8** Approve Health Services Request to Apply for California Department of Justice Tobacco Grant Program Funds in the Amount of \$500,000

Health Services Director Anthony Arton presented the item to the Board. Health Program Coordinator Liberty Francis spoke.

Chair Sabatier asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Brock Faulkenberg. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Pyska, and by vote of the Board, approved Health Services Request to Apply for California Department of Justice Tobacco Grant Program Funds in the Amount of \$500,000. The motion carried by the following vote:

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

- 5.9** Approve Leave of Absence request for Department of Public Works Employee Jaliece Simons, from April 20, 2024 through July 20, 2024, and authorize the Chair to Sign
- 5.10** Approve Agreement for the Placement of Juveniles in Tehama County not to exceed \$250,000 annually; and authorize the Chair to sign
- 5.11** A) Approve the General Services Agreement between the County of Lake and California Engineering Company, Inc. for Capital Project Management Services, and authorize the Chair to sign; and B) Approve Supplemental Services Agreement Number One for the Kelseyville Senior Center Project in the amount of \$339,715.00, and authorize the Chair to sign
- 5.12** A) Approve the General Services Agreement between the County of Lake and Vanir Construction Management, Inc. for Capital Project Management Services, and authorize the Chair to sign; and B) Approve Supplemental Services Agreement Number One for the Remodel of the National Guard Armory to the Sheriff Administration Facility in the amount of \$94,620.00, and authorize the Chair to sign

- 5.13** A) Approve the General Services Agreement between the County of Lake and Roach & Campbell Landscape Architecture for Landscape Architecture and Planning Services, and authorize the Chair to sign the Agreement; and
B) Approve Supplemental Services Agreement Number One for Environmental Planning and Preliminary Design Services for the future Cobb Community Park in the amount of \$213,743.00, and authorize the Chair to sign the Agreement

- 5.14** Adopt Resolution of Intent to Conduct a Public Hearing for the Consideration of the Vacation of a Portion of a Roadway known as Collier Avenue (CR#306C) in the Nice area

Enactment No: Resolution No. 2024-64

- 5.15** Adopt Resolution Setting a Public Hearing to Name a Certain Existing Unnamed Road in the Middletown Area - Gliderport Road

Enactment No: Resolution No. 2024-65

- 5.16** Approve Agreement between the County of Lake and A&P Helicopters for Fiscal Year 2024/25 in the amount of \$75,000 and authorize the Chair to sign

- 5.17** Approve Second Amendment to the Lease Agreement between the County of Lake and Pauline Usher Revocable Trust for the Premises Located at 9245 Hwy 53 in Lower Lake, in the Amount of \$6,078.12 per Fiscal Year, from July 1, 2024 to June 30, 2027, and Authorize the Chair to Sign.

- 5.18** a) Waive the Formal Bidding Process Pursuant to County Ordinance 3109 Section 2-38 due to 38.2(3), Not in the Public Interest as Competitive Bidding Would Produce No Economic Benefit to the County; and, b) Approve Lease Agreement Between County of Lake and Sheila Sada for the Property Located at 926 S. Forbes in Lakeport, in the Amount of \$86,932.68 per fiscal year from July 1, 2024 to June 30, 2027, and Authorize the Chair to Sign.

- 5.19** a) Waive the Formal Bidding Process Pursuant to County Ordinance 3109 Section 2-38 due to 38.2(3), not in the public interest as competitive bidding would produce no economic benefit to the County; and, b) Approve Third Amendments to the Lease Agreements between County of Lake and Ronn and Montie Westhart for the Warehouse and Office Space located at 15890 Kugelman Street in Lower Lake, From July 1, 2024 to June 30, 2027, and Authorize the Chair to Sign Both Amendments.

- 5.20** a) Waive the competitive bidding process, pursuant to Lake County Code Section 2-38.1, as an extension of an annual agreement; (b) Approve Agreement between the County of Lake and Megabyte Systems Inc., for FY 2024-25 MPTS property tax system maintenance, Online Business Property Filing License/Support and the Transient Occupancy Tax Licensing/Support in the amount of \$232,613.70 and authorize the Chair to sign; (c) Approve Web Services Addendum to the Agreement between the County of Lake and Megabyte Systems Inc. for FY 2023-24 online tax bills and e-payment processing services, in the amount of \$6,682.73 and authorize the Chair to sign.
- 5.21** (Sitting as the Board of Directors Lake County Watershed Protection District) (a) Adopt Resolution authorizing the County of Lake Water Resources Director to apply for California Department of Water Resources (DWR) Flood Maintenance Assistance Program (FMAP) for much-needed levee maintenance areas within the Upper Lake levee system and Authorize the Chair to Sign
(b) Adopt Resolution for Operation, Maintenance, Repair, Rehabilitation, and Replacement (OMRR&R) and Authorize the Chair to Sign
(c) Approve the OMRR&R Agreement and Direct the Water Resources Director to Sign

Enactment No: Resolution No. 2024-66

Enactment No: Resolution No. 2024-67

- 5.22** (Sitting as the Board of Directors Lake County Watershed Protection District) A) Approve the addition of a fixed asset titled Skid Steer in 2023-2024 Capital Asset Listing in the amount of \$100,000; and B) Approve budget transfer of \$100,000 to account 781.62-74, and \$27,500 to various expense accounts; and C) Authorize the Water Resources Director to issue a purchase order in the amount of \$98,723.63 to PAPE Machinery for a John Deere 325G
- 5.23** Approve Request to Waive 900 Hour Limit for Extra-Help Water Resources Ramp Monitor Mark Duncan
- 5.24** (Sitting as the Board of Directors Lake County Watershed Protection District)a) Waive the Competitive Bidding Process per County Code Section 2-38.2(3) No Economic Benefit to the County, and;
b)Approve Engineering Services Agreement for Staff Augmentation Services between the Lake County Watershed Protection District and Coastland Civil Engineering, LLP and authorize the Chair to sign the Agreement

On motion of Supervisor Crandell, and by vote of the Board, approved consent agenda items 5.1 through 5.24 with the exception of item 5.8 which was pulled for further discussion. The motion carried by the following vote:

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

6. Timed Items

6.1 9:02 A.M. - Public Input

Public Member Francis Ford spoke.

6.2 9:03 A.M. - Pet of the Week

Animal Care and Control Officer Kaitlyn Murry presented the pet of the week to the Board.

Presentation Only.

6.3 9:05 A.M. - Presentation of Proclamation Commending Scott De Leon for his Dedication and Service to the County of Lake

Supervisor Green read the proclamation into the record and presented it to Public Works/ Water Resources Director Scott De Leon. Scott De Leon, Congressman Mike Thompson Representative Brad Oronato, Public Works Director Glen March, and Public Services Director Lars Ewing spoke.

Chair Sabatier asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Joan Moss and Rob Brown. 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.

6.4 9:10 A.M. - Presentation of Proclamation Recognizing June 19, 2024, as Juneteenth National Freedom Day: A Day of Observance

Supervisor Crandell read the proclamation into the record and presented it to the President of the Lake County Chapter of the NAACP Rick Mayo. Rick Mayo spoke.

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

This ceremonial item was read into the record and presented.

6.5 9:13 A.M. - Presentation of Proclamation Commending Captain Billy Richard Inman Jr. for his 32 Years of Service Protecting and Serving the Residents of Lake County

Supervisor Simon read the proclamation into the record and presented it to Liberty Francis on behalf of Captain Billy Richard Inman Jr.

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

This ceremonial item was read into the record and presented.

6.6 9:15 A.M. - Consideration of the Following Appointments to the Blue Ribbon Committee for the Rehabilitation of Clear Lake

Chair Sabatier introduced the item to the Board.

Chair Sabatier 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 Keith Ahart to serve on the Blue Ribbon Committee and designated Scott Hornung as the alternate effective July 1, 2024. The motion carried by the following vote:

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

6.7 9:20 A.M. - Consideration of Ordinance to Regulate Smoking and Commercial Tobacco Use in efforts to address the health risk of second and third hand smoke to the community

Health Program Coordinator Liberty Francis and Health Services Director Anthony Arton presented the item to the Board. Chief Deputy Probation Officer Kevin Luis, Public Services Director Lars Ewing, and Social Services Director Rachel Dillman-Parsons spoke.

Chair Sabatier asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Blue Zones Representative Greg Damron, First Five Representative Samantha Bond, Francis Ford, Erin McCarrick, Lower Lake Public Member, and Jennifer Smith. 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, continued the item to August 6, 2024 at 10:00A.M. The motion carried by the following vote:

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

6.8 10:00 A.M. - Consideration of the Final Report of the Lake Countywide Community Visioning Forum Planning Committee

Georgina Marie Guardado introduced the item to the Board. Chief Deputy County Administrative Officer Matthew Rothstein, Beniakem Cromwell, Joann Scotto, and Delores Farrell presented a PowerPoint Presentation to the Board. County Administrative Officer Susan Parker spoke.

Chair Sabatier asked if anyone present wished to speak and the following people spoke via Zoom: Sally Peterson and Fred Briones. The following people present in the Board of Supervisors Chambers spoke: Lorna Sides, Rachael White, Mark Borgissani, Alan Fletcher, Marilyn Holden-Reed, Elaine Brown, Verge Blancher, Barbara Green, Mary Morris, and Francis Ford. No one else wished to speak and the public input portion of this item was closed.

There was board consensus to return on July 9, 2024 to create an ad hoc committee.

6.9 10:30 A.M. - Consideration of a Comprehensive Retailer Licensing Tobacco Ordinance (TRL) and Code of Ordinance in efforts to address the continual decline of Lake County's Health Rankings and the high rates of youth tobacco use.

This item was pulled and continued to a future date.

- 6.10** 11:00 A.M. - Consideration of MOU between LACOSAN and Earth Foundries, Inc. for the Operation and Placement of a Mobile Pyrolysis Unit in Middletown at the West End of the Middletown Wastewater Treatment Plant and Authorize the Chair to Sign the MOU.

Special Districts Administrator Scott Harter presented the item to the Board. Earth Foundries Representative Dee spoke.

Chair Sabatier 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 Director Simon, and by vote of the Board, approved MOU between LACOSAN and Earth Foundries, Inc. for the Operation and Placement of a Mobile Pyrolysis Unit in Middletown at the West End of the Middletown Wastewater Treatment Plant and Authorized the Chair to Sign the MOU. The motion carried by the following vote:

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

- 6.11** 11:15 A.M. - Presentation of Rate Study for the Following Districts: Kelseyville Waterworks District #3, Northwest Regional Wastewater Collection System, CSA-2 Spring Valley

Special Districts Administrator Scott Harter introduced the item to the Board. Alison Lechowicz presented a PowerPoint Presentation to the Board. County Counsel Lloyd Guintivano spoke.

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

Presentation Only.

- 6.12** 11:45 A.M. - Consideration and Approval of Occupancy Agreement for the Konocti Gardens, LLC Development in Clearlake.

Special Districts Administrator Scott Harter presented the item to the Board. County Counsel Lloyd Guintivano spoke.

Chair Sabatier 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 Director Green, and by vote of the Board, Approved the Occupancy Agreement for the Konocti Gardens, LLC Development in Clearlake and authorized the Board of Directors chair to sign. The motion carried by the following vote:

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

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.1 Consideration of the Following Appointment to the Big Valley Advisory Council (BVAC)

Supervisor Pyska presented the item to the Board.

Chair Sabatier 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 Pyska, and by vote of the Board, appointed Richard White to the Big Valley Advisory Council. The motion carried by the following vote:

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

7.2 CalWORKs Outcome & Accountability Program (Cal-OAR) System Improvement Plan (SIP)

Social Services Director Rachel Dillman-Parsons introduced the item to the Board. CalWORKs Program Manager Theresa Showen presented a PowerPoint Presentation to the Board.

Chair Sabatier 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 CalWORKs Outcome and Accountability Program (Cal-OAR) system improvement plan (SIP) and authorized the chair to sign. The motion carried by the following vote:

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

7.3 Consideration of Change Order No. 1 to the Agreement with Rege Construction for the Eastlake Sanitary Landfill Phase One Cell Expansion Project, Bid No. 23-32, for an increase of \$1,054,248.00 and a revised contract amount of \$6,215,911.00, and authorize the Chair to sign

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

Chair Sabatier 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 Change Order No. 1 to the Agreement with Rege Construction for the Eastlake Sanitary Landfill Phase One Cell Expansion Project, Bid No. 23-32, for an increase of \$1,054,248.00 and a revised contract amount of \$6,215,911.00, and authorized the Chair to sign. The motion carried by the following vote:

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

8. Closed Session

Chair Sabatier announced that the Board would now go into Closed Session at 3:26 p.m. for the reasons stated on the agenda.

The Board reconvened into Regular Session at 3:37 p.m. having taken action on item 8.1:

8.1 Public Employee Discipline/Dismissal/Release

On motion of Supervisor Crandell, and by vote of the Board, accepted resignation of Animal Care and Control Director Jonathan Armas effective June 14, 2024. The motion carried by the following vote:

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

9. Adjournment