



# COUNTY OF LAKE

255 North Forbes Street  
Lakeport, CA 95453

## Meeting Minutes - Final BOARD OF SUPERVISORS

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Tuesday, September 18, 2018

9:00 AM

Board Chambers

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**Budget Hearings - There will be a request to continue this item to 9/25/18 @ 10:15 a.m.**

### 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.*

### 3. Pledge of Allegiance

*Led by Chairman Steele.*

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

*There were no extra items to consider.*

### 5. Current Construction Projects - Contract Change Orders

*There were no contract change orders to consider.*

### 6. Approval of the Consent Agenda

**6.1** Adopt Proclamation Declaring September 28, 2018 as Native American Day in Lake County, California

**6.2** Approve Minutes of the Board of Supervisors meetings held August 21, 2018 and August 28, 2018

**6.3** Adopt Resolution Fixing Tax Rates for Local Agencies, General Obligation Bonds and Other Voter Approved Indebtedness for Fiscal Year 18/19

Enactment No: Resolution No. 2018-123

**6.4** Adopt Resolution Authorizing the County to Participate in the One-Time Homeless Mentally Ill Outreach and Treatment Funding Opportunity Available as a Result of SB840 (Chapter 29, Statutes of 2018)

Enactment No: Resolution No. 2018-124

- 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; (b) Approve the Agreement between the County of Lake and Frank SmithWaters for Patient Rights Advocacy for FY 2018-19 for a contract maximum of \$45,000, 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; (b) Approve the Agreement between County of Lake and Kings View Corporation for Professional Consulting Services for Fiscal Year 2018-19 for a contract maximum amount of \$76,740 and to authorize the Board Chair to sign the Agreement.
- 6.7** Approve Plans and Specifications for the Lower Lake Maintenance Facility Project, Bid No. 18-10; and authorize the Public Services Director/Assistant Purchasing Agent to advertise for bids
- 6.8** Approve Amendment One to the Agreement for Engineering Services for Replacement of Clover Creek Bridge at First Street (14C-0015) in Lake County, CA, with Quincy Engineering, Inc., in the amount not to exceed \$420,907.51 (an increase of \$58,978.41) and authorize the Chair to sign

On motion of Supervisor Scott, and by vote of the Board, approved Consent Agenda Items 6.1 through 6.8. The motion carried by the following vote:

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

## 7. Timed Items

- 7.1** 9:00 A.M. - THERE WILL BE A REQUEST TO CONTINUE THIS ITEM TO SEPTEMBER 25, 2018 @ 10:15 A.M. - PUBLIC HEARING - Consideration of the Final Recommended Budget for Fiscal Year 2018/2019 for the County of Lake and Special Districts Governed by the Board of Supervisors

*Chair Steele introduced the item. County Administrative Officer Carol Huchingson presented the item to the Board and requested a continuance to September 25, 2018 at 10:15 a.m. due to an issue that has prevented the printing of the budget books.*

*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 to continue the item to September 25, 2018 at 10:15 a.m. The motion carried by the following vote:

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

## 7.2 9:05 A.M. - Public Input

*Judy Stelljes spoke.*

**7.3 9:06 A.M. - Presentation of Proclamation Declaring September 28, 2018 as Native American Day in Lake County, California**

*Supervisor Simon read the proclamation into the record and presented it Robinson Rancheria Chairman E.J. Crandall. Middletown Rancheria Vice Chairwoman Sally Peterson and Elem Rancheria tribal members Jim Brown and Eagle Brown were present. Mr. Jim Brown spoke.*

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

**7.4 9:08 A.M. - Swear in of newly appointed Correctional Officer Amanda Moore**

*Sheriff Brian Martin introduced Correctional Officer Amanda Moore to the Board. Sheriff Martin administered the Oath of Office to Correctional Officer Moore. Ms. Moore's family was in attendance for the ceremony.*

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

**7.5 9:10 A.M. - (a) Consideration of Continuing a Proclamation of a Local Emergency due to the Mendocino Complex Fire Incident (River and Ranch Fires); and (b) Update and Discussion on the Mendocino Complex - River and Ranch Fires Response and Recovery**

*(a) Undersheriff Chris Macedo presented the item to the Board and reported that the River and Ranch fires are now at 98% containment. Recovery operations are still ongoing.*

*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) FEMA Division Supervisor Christine Borgioni gave an update on the recovery process of the disaster. There has been a total of 1053 FEMA registrants with \$1,500,000 awarded. The Disaster Recovery Center closed Saturday and has transitioned to a Loan Outreach Center.*

*Disaster Coordinator Nathan Spangler reported that Right of Entry (ROE) forms are due by Sept 28th for clean up from Cal Recycle. To date, 38 ROE's have been received for the Mendocino Complex fire and 4 ROE's have been received for the Pawnee fire. The deadline for disaster unemployment is Oct 12, 2018.*

*Chair Steele asked if anyone present wished to speak and Sally Peterson spoke. No one else 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 the continuation of a proclamation of a Local Emergency due to the Mendocino Complex Fire Incident (River and Ranch Fires). The motion carried by the following vote:**

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

**7.6 9:11 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to the Pawnee Fire Incident**

*Sheriff Brian Martin 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 the continuation of a proclamation of a Local Emergency due to the Pawnee Fire Incident. The motion carried by the following vote:**

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

**7.7 9:12 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to the Sulphur Fire Incident**

*Sheriff Brian Martin 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 the continuation of a proclamation of a Local Emergency due to the Sulphur Fire Incident. The motion carried by the following vote:**

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

**7.8 9:13 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to Clayton Fire**

*Sheriff Brian Martin 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 Simon, and by vote of the Board, approved the continuation of a proclamation of a Local Emergency due to Clayton Fire. The motion carried by the following vote:**

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

**7.9 9:14 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to the Atmospheric River Storm**

*Sheriff Brian Martin 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 Scott, and by vote of the Board, approved the continuation of a proclamation of a Local Emergency due to the Atmospheric River Storm. The motion carried by the following vote:**

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

- 7.10 9:30 A.M. - THERE WILL BE A REQUEST TO CONTINUE THIS ITEM TO OCTOBER 23, 2018 @ 10:00 A.M. (Continued from August 21, 2018 and August 7, 2018) PUBLIC HEARING - Consideration of Resolution Declaring the Results of the Majority Protest Proceedings and Establishing the Lake County Tourism Improvement District (LCTID) "Resolution of Formation"**

*County Administrative Officer Carol Huchingson presented the item to the Board and requested to continue this item to October 23, 2018 at 10:00 a.m.*

*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 to continue the item to October 23, 2018 @ 10:00 a.m. The motion carried by the following vote:**

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

- 7.11 9:45 A.M. - (Continued from August 21, 2018) Discussion and Consideration of Draft for Right to Geothermal Exploration and Development Ordinance**

*Supervisor Brown presented the item to the Board.*

*Chair Steele asked if anyone present wished to speak and Sally Peterson, Joan Clay and Joan Moss spoke. No one else wished to speak and the public input portion of this item was closed.*

**There was Board consensus to send the Draft Ordinance to interested parties for review and comments, to be received back to the County within 30 days for consideration.**

- 7.12 10:00 A.M. - Discussion and Consideration of Lake Transit Hub Location Plan Study Update**

*Supervisor Simon introduced the item. Consultant for Lake Transit Authority (LTA) Mark Wall, from Mark Wall and Associates, presented the item to the Board. Genevieve Evans from LSC Transportation Consultants gave a PowerPoint presentation. LTA Executive Director Lisa Davey-Bates was present for any questions.*

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

**There was Board consensus to move forward with the Lake Transit Hub Plan and place a value on the property by a certified appraisal. Once this information has been obtained, the item will be brought back to the Board for consideration.**

## **8. Non-Timed Items**

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

- 8.2** (a) Discussion of California Government Code Section 24304.2 enabling selected counties to consolidate, by ordinance, the two elected offices of Auditor-Controller (A-C) and T-TC into one elected office, Auditor-Controller-Treasurer-Tax Collector (A-C-T-TC), and possible request that legislation be drafted allowing Lake County said option; and (b) Discussion of possible amendment to Treasurer-Tax Collector (T-TC) minimum education requirements by ordinance

*Chair Steele presented the item to the Board. County Administrative Officer Carol Huchingson spoke. Auditor-Controller Cathy Saderlund, Treasurer-Tax Collector Barbara Ringen and County Counsel Anita Grant 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.*

**There was Board consensus to amend, by ordinance, the minimum education requirements for the Treasurer-Tax Collector position.**

**There was Board consensus to direct staff to seek the legislation necessary to allow the consolidation of the Auditor-Controller and the Treasurer-Tax Collector offices.**

- 8.3** Consideration of Permanent Overnight Vehicle Use for District Attorney Investigators

*District Attorney Don Anderson presented the item to the Board. Sheriff Brian Martin spoke.*

*Chair Steele asked if anyone present wished to speak and Joan Moss spoke. No one else 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 Interim Overnight Vehicle Use for District Attorney Investigators until December 4, 2018, at which time staff will return with recommendations to revise the employee vehicle policy. The motion carried by the following vote:**

**Ayes- Supervisors:** 4 - Simon, Smith, Scott and Steele

**Nayes- Supervisors:** 1 - Brown

## **9. Closed Session**

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

- 9.1** Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code Sec. 54956.9(d)(2)(e)(3): California River Watch

*The Board reconvened into Regular Session at 12:20 p.m. having taken no action.*

### 10. Adjournment

*There being no further business, the Board of Supervisors adjourned at 12:20 p.m.*

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

By:   
Carolyn Purdy  
Assistant Clerk of the Board

  
Chair-Lake County Board of Supervisors

