

**COUNTY OF LAKE
BOARD OF SUPERVISORS**

Mokey Simon, District 1
Bruno Sabatier, District 2
Eddie Crandell, District 3
Tina Scott, District 4
Jessica Pyska, District 5



**TUESDAY, OCTOBER 19, 2021
9:00 AM
AGENDA**

Carol J. Huchingson,
County Administrative Officer
Anita L. Grant, County Counsel
Johanna DeLong, Asst. Clerk of the Board

GENERAL INFORMATION

The Board of Supervisors meets the first four Tuesdays of each month, at 9:00 a.m. at 255 North Forbes Street, Lakeport, California. The meeting room is wheelchair accessible. A request for a disability-related modification or accommodation necessary to participate in the Board of Supervisors meeting should be made in writing to the Clerk of the Board at least 48 hours prior to the meeting.

This agenda is divided into four sections:

CONSENT ITEMS - These items are expected to be routine and non-controversial. They will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Agenda for later discussion.

TIMED ITEMS - These items are noticed hearings, work sessions and items with a previously set time.

NON-TIMED ITEMS - These items include significant policy and administrative actions and are listed alphabetically by department. These non-timed items may be taken up at any unspecified time during the meeting.

CLOSED SESSION - Pursuant to applicable Government Codes, the Board may consider certain matters in Closed Session. The Board will reconvene into Open Session to take any action on a Closed Session item.

The Lake County Board of Supervisors meets concurrently as the Board of Directors of Lake County Air Quality Management District, Board of Directors of Lake County Watershed Protection District, Board of Directors of Kelseyville County Waterworks District #3, Board of Directors of Lake County Sanitation District, Lake County Housing Commission, Lake County Board of Equalization and Board of Directors of Lake County In-Home Supportive Services Public Authority.

Agendas of public meetings and supporting documents are available for public inspection in the Lake County Courthouse, Board of Supervisors Office, First Floor, Room 109, 255 North Forbes Street, Lakeport, California.

Any person may speak for three (3) minutes on any agenda item; however, total public input per item is not to exceed 15 minutes, unless extended at the discretion of the Board. This rule does not apply to public hearings.

AGENDA AVAILABLE ONLINE AT www.co.lake.ca.us

Due to the COVID-19 crisis, meetings of the Lake County Board of Supervisors will be available for participation virtually via Zoom. Live video of all Board of Supervisors meetings is broadcast on Lake County PEG TV (TV8), and online, at: <https://countyoflake.legistar.com/Calendar.aspx>

To participate in real time, please join the Zoom Meeting, by clicking the link below at 9am:

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://lakecounty.zoom.us/j/93818697570?pwd=Z3cycTczYW1ROWZhUTdNYlhZdFMMyQT09>

Passcode: 401755

Or One tap mobile:

+16699006833,,93818697570#,,,,*401755# US (San Jose)

+12532158782,,93818697570#,,,,*401755# US (Tacoma)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099

Webinar ID: 938 1869 7570

Passcode: 401755

International numbers available: <https://lakecounty.zoom.us/u/axjAHYumx>

Or an H.323/SIP room system:

H.323: 162.255.37.11 (US West) or 162.255.36.11 (US East)

Webinar ID: 938 1869 7570

Passcode: 401755

SIP: 93818697570@zoomcrc.com

Passcode: 401755

To submit a written comment on any agenda item please visit:

<https://countyoflake.legistar.com/Calendar.aspx> and click on the eComment feature linked to the meeting date. If a comment is submitted after the meeting begins, it may not be read during the meeting but will become a part of the record.

Thank you for your interest in this meeting.

1. Call to Order
2. Moment of Silence
3. Pledge of Allegiance
4. Consideration of Extra Items Not Appearing on the Posted Agenda
5. Approval of the Consent Agenda

- 5.1** (a) Rescind action taken on October 5, 2021 under extra agenda item 4.3 (b) to adopt Resolution Amending Resolution No. 2021-116 Establishing Position Allocations for Fiscal Year 2021-2022, Budget Unit No. 4012, Health Services Administration and reestablishing the Deputy Health Services Director as a County classification; and (b) Rescind action taken on October 5, 2021 under extra agenda item 4.3 (c) to appoint Jennifer Baker to Interim Deputy Health Services Director effective October 6, 2021; and (c) Rescind action taken on October 5, 2021 under extra agenda item 4.4 to appoint CAO Carol Huchingson to Interim Health Services Director; and (d) Appoint CAO Carol Huchingson to Interim Health Services Director; and (e) Adopt Resolution Amending Resolution No. 2021-116 Establishing Position Allocations for Fiscal Year 2021-2022, Budget Unit No. 4012, Health Services Administration and reestablishing the Deputy Health Services Director as a County classification; and (f) Appoint Jennifer Baker to Interim Deputy Health Services Director effective October 6, 2021

Sponsors: Administrative Office

Memo: [21-1048](#)

Attachments: [position allocation resolution 100521](#)
[DEPUTY HEALTH SERVICES DIRECTOR -Final](#)

- 5.2** Approve Electronic Submittal of Phase 1 United States Economic Development Administration Build Back Better Regional Challenge Grant Application

Sponsors: Administrative Office

Memo: [21-1058](#)

- 5.3** Approve Budget Transfer in Budget Unit 2703, Animal Care and Control to Object Code 62-74 to complete final payment of backup generator installation and create the capital asset.

Sponsors: Animal Care and Control

Memo: [21-1057](#)

Attachments: [Backup Generator Budget Transfer](#)
[Backup Gen Invoice](#)
[Backup Generator Statement](#)

- 5.4** Rescind Board Action to Approve the Closure of Child Support Services to the Public from Noon, October 21, 2021 through the end of the day of October 22, 2021

Sponsors: Child Support Services

Memo: [21-1059](#)

- 5.5** Approve Board of Supervisors Minutes September 9, 2021, September 28, 2021, and October 2, 2021
- Sponsors:** Clerk of the Board
- Memo:** [21-1056](#)
- Attachments:** [BOSMinutes09092021](#)
[BOSMinutes09282021](#)
[BOSMinutes10022021](#)
- 5.6** (a) Adopt “Resolution Accepting Official Canvass of the Statewide Special Election held on September 14, 2021”; and (b) Accept the Certification of County Elections Official of the official canvass of the election results with the official Statement of Votes prepared by the Registrar of Voters office.
- Sponsors:** Elections
- Memo:** [21-1021](#)
- Attachments:** [Certification of County Elections Official of Results 9.14.2021](#)
[Canvas Res Signed 9.14.2021](#)
- 5.7** (a) Waive the formal bidding process pursuant to section 2-30 8.2 of the County Purchasing Ordinance due to the unique goods and services; and (b) Authorize the IT Director to issue a Purchase Order to Tyler Technologies, Inc. for Executime Clocks in the amount of \$44,295
- Sponsors:** Information Technology
- Memo:** [21-1008](#)
- Attachments:** [Sole Source Letter - Lake County CA](#)
[Lake County CA quote 9-21-21](#)
[department_clocks](#)
- 5.8** Approve a budget transfer in Budget Unit 1671, Buildings & Grounds, to increase capital asset account 62-74 for the purchase of an enclosed cargo trailer
- Sponsors:** Public Services
- Memo:** [21-1025](#)
- Attachments:** [BudgetTrans](#)

- 5.9** A) Adopt Resolution authorizing an application for funding through the California Department of Parks and Recreation Rural Recreation & Tourism Program for Courthouse Museum Park and authorize the Public Services Director to sign the Application, Grant Agreement and other necessary documents; B) Adopt Resolution authorizing an application for funding through the California Department of Parks and Recreation Regional Park Program for Mount Konocti Park and authorize the Public Services Director to sign the Application, Grant Agreement and other necessary documents

Sponsors: Public Services

Memo: [21-1027](#)

Attachments: [BOS Authorizing Resolution RRT Courthouse Museum Park](#)
[BOS Authorizing Resolution RPP MTK](#)

- 5.10** Approve Agreements between the County of Lake and Enterprise Fleet Management for leased vehicles and authorize the Director of Public Works to sign the Agreements

Sponsors: Public Works

Memo: [21-1016](#)

Attachments: [SourcewellAgree](#)
[PoolReplaceList-sourcewell](#)

- 5.11** (Sitting as the Board of Directors for the Lake County Watershed Protection District) Approve the Purchase Agreement with Michael S. Mountanos for acquisition of property within the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project in the amount of \$1,495,600.00 and authorize the Chair of the Board of Directors to sign the Purchase Agreement

Sponsors: Water Resources

Memo: [21-1028](#)

Attachments: [AdminSettlement Signed](#)
[Purchase Agreement Mountanos Final](#)

- 5.12** (Sitting as the Board of Directors for the Lake County Watershed Protection District) (a) Adopt Resolution Approving Reimbursement Agreements between the Lake County Watershed Protection District and the City of Lakeport and the City of Clearlake to provide reimbursement for State-mandated Pyrethroid Sampling and Storm Water Monitoring Services; and (b) and Authorize the Water Resources Director to sign the Agreements.

Sponsors: Water Resources

Memo: [21-1009](#)

Attachments: [ResBaseline and Pyrethroid SWM](#)
[Lakeport LC pyrethroid sampling](#)
[CL LC pyraethroid Sampling](#)
[Exhibit A MS4 Monitoring Plan Pyrethroid Plan Aug 24 2021](#)
[Exhibit B LakeCounty CWP SW Monitoring Plan_noQAPP Sept 2021_ADD](#)

6. Timed Items

6.1 9:05 A.M. - Public Input

- 6.2** 9:06 A.M. - Introduction of John Harper, new County Director for Mendocino and Lake County's UC Extension program

Sponsors: Administrative Office

Memo: [21-1050](#)

- 6.3** 9:30 A.M. - Consideration of Report from Bruce Wilson, Executive Director of the Workforce Alliance of the Northbay (WANB)

Sponsors: Simon

Memo: [21-1049](#)

- 6.4** 10:30 A.M. - Hearing on Account and Proposed Assessment for the Property Located at 6814 Hammond Ave., Nice, CA; APN #031-071-46; Property Owner: Steve M. DeFilippis

Sponsors: Community Development

Memo: [21-864](#)

Attachments: [Exhibit A 48 Hour Notice](#)
[Exhibit B Certified Mail](#)

- 6.5** 11:30A.M. - PUBLIC HEARING - Discussion and Consideration of Appeal (AB 21-04) of the Planning Commission Approval of Major Use Permit (UP 21-10) and Adoption of Initial Study (IS/MND 21-10) for a Commercial Cannabis Cultivation License (Sourz HVR, Clearlake Oaks); APN's 006-004-07 (Project Location) and Contiguous Parcels 006-002-04, 006-004-06, 006-002-09, 006-04-24, 00-004-25 and 006-009-36.

Sponsors: Community Development

Memo: [21-975](#)

Attachments: [EXHIBIT 1 - APPEAL](#)

[EXHIBIT 2 - 7.8.21 STAFF REPORT, PC MINUTES, AGENCY AND PUBLIC C](#)

[EXHIBIT 3 - 7.22.21 STAFF REPORT, PC MINUTES, AGENCY AND PUBLIC C](#)

[EXHIBIT 4 - VICINITY MAP](#)

[EXHIBIT 5 - SITE PLANS](#)

[EXHIBIT 6 - PROPERTY MANAGEMENT PLAN](#)

[EXHIBIT 7 - BIOLOGICAL ASSESSMENT](#)

[EXHIBIT 8 - CONDITIONS OF APPROVAL](#)

[EXHIBIT 9 - INITIAL STUDY](#)

[EXHIBIT 10 - CULTURAL RESOURCES MEMORANDUM](#)

[EXHIBIT 11 - TRAFFIC MEMORANDUM](#)

[EXHIBIT 12 - ORIGINAL WATER ANALYSIS AND HYDROLOGY MEMORAND](#)

[EXHIBIT 13 - BRASSFIELD PIPELINE ENCROACHMENT PERMIT](#)

[EXHIBIT 14 - BRASSFIELD PIPELINE WATER USAGE SITE MAP](#)

[EXHIBIT 15 - BRASSFIELD PIPELINE ADDITIONAL MATERIALS](#)

[EXHIBIT 16 - LAKE COUNTY WATER INVENTORY AND ANALYSIS 2006](#)

[EXHIBIT 17 - GROUNDWATER DEFINITIONS](#)

[EXHIBIT 18 - VIOLATIONS AND REMEDIATION](#)

[EXHIBIT 19 - CDFW LSA](#)

[EXHIBIT 20 - EA CONDITIONS OF APPROVAL](#)

[Public Comment Don and Margie Van Pelt 8.6.2021](#)

[Public Comment Candace Ponds \(1\) 8.7.2021](#)

[Public Comment Candace Ponds \(2\) 8.7.2021](#)

[Public Comment SourzHVR Inc Appeal Rebuttal 8.15.2021](#)

[Public Comment DCC Inspection Summary 9.28.21](#)

[Request for Continuance Brad Johnson](#)

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

- 7.2** Consideration of Appointment of County Supervisor as Alternate to the Lake County Audit Committee

Sponsors: Clerk of the Board

Memo: [21-1026](#)

Attachments: [Audit Committee 2021](#)

8. Closed Session

- 8.1** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9(d)(1) – City of Clearlake v. County of Lake, et al.

Memo: [21-1051](#)

- 8.2** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9(d)(1) – Flesch v. County of Lake

Memo: [21-1052](#)

- 8.3** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9(d)(1): Center for Biological Diversity et al. v. County of Lake, et al.

Memo: [21-1060](#)

- 8.4** Public Employee Evaluation:
Title: Director: County Administrative Officer

Sponsors: BOARD OF SUPERVISORS

Memo: [21-1061](#)

9. Adjournment