

**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, NOVEMBER 16, 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/91414601371?](https://lakecounty.zoom.us/j/91414601371?pwd=ei8rcFpncXhTS0RCQllmZmQxVGREUT09)
[pwd=ei8rcFpncXhTS0RCQllmZmQxVGREUT09](https://lakecounty.zoom.us/j/91414601371?pwd=ei8rcFpncXhTS0RCQllmZmQxVGREUT09)

Passcode: 529662

Or One tap mobile:

+16699006833,,91414601371#,,,,*529662# US (San Jose)

+13462487799,,91414601371#,,,,*529662# US (Houston)

Or join by phone:

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

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

Webinar ID: 914 1460 1371

Passcode: 529662

International numbers available: [https://lakecounty.zoom.us/j/91414601371?](https://lakecounty.zoom.us/j/91414601371?pwd=ei8rcFpncXhTS0RCQllmZmQxVGREUT09)
[pwd=ei8rcFpncXhTS0RCQllmZmQxVGREUT09](https://lakecounty.zoom.us/j/91414601371?pwd=ei8rcFpncXhTS0RCQllmZmQxVGREUT09)

Or an H.323/SIP room system:

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

Webinar ID: 914 1460 1371

Passcode: 529662

SIP: 91414601371@zoomcra.com

Passcode: 529662

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 Adopt Proclamation Designating the Month of November 2021 as Native American Heritage Month

Sponsors: Crandell

Memo: [21-1179](#)

Attachments: [Proclamation Native American Heritage Month November 2021](#)

5.2 Approve Revisions to the Cell Phone/Smart Phone Wireless-Communication Device Policy

Sponsors: Administrative Office

Memo: [21-883](#)

Attachments: [29_CELL PHONE SMART PHONE WIRELESS COMMUNICATION DEVICE_D](#)
[Wireless communication Devices Policies Markup](#)

5.3 Adopt Resolution Authorizing Department of Water Resources 2021 Urban and Multibenefit Drought Relief Program Grant Application, Acceptance and Execution for a Firemain Linked Auxiliary Supply Hydraulic Energy Storage (FLASHES) Disaster, Energy and Climate Change Resiliency Project in North Lakeport

Sponsors: Administrative Office

Memo: [21-1163](#)

Attachments: [Final GLPSP_accessible](#)
[Resolution Authorizing DWR Grant Application \(2021-11-16\)](#)

5.4 Approve Time Change to Board of Supervisors Meeting Calendar for Special Meeting on December 9, 2021 to 9:00 a.m.

Sponsors: Administrative Office

Memo: [21-1147](#)

Attachments: [2021 BOS Meeting Calendar Approved 09282021](#)

5.5 Approve Amendment No. 1 to the agreement between the County of Lake and Hilltop Recovery Services for Substance Use Disorder Intensive Outpatient Program and Outpatient Drug Free Service for FY 2020-21 in the amount of \$182,082.67.

Sponsors: Behavioral Health Services

Memo: [21-1082](#)

Attachments: [21.22.118 Hilltop ODF and Residential AMENDMENT No. 1 FY 2020-21](#)
[Corrected Agreement](#)

- 5.6** Approve AMENDMENT No. 1 to the Agreement between the County of Lake – Lake County Behavioral Health Services as lead agency for the Lake County Continuum of Care and Social Solutions Global, Inc. for the service and coordination of activities involved with the Lake County Continuum of Care Homeless Management Integration System Software for fiscal years 2020-24 and authorize the Board Chair to sign the Amendment.

Sponsors: Behavioral Health Services

Memo: [21-1128](#)

Attachments: [21.22.5.2_SSG_Apricot_-_Global_Social_Solutions_20-24_AMENDMENT_No._SSG_Apricot_Amend_1_FY_20-24](#)
[SSG Apricot FY 20-24](#)

- 5.7** Approve Agreement between the County of Lake - Lake County Behavioral Health Services as Lead Agency for the Lake County Continuum of Care and Adventist Health Clear Lake for Fiscal Year 2021-24 for a contract maximum of \$350,000.00 and authorize the Board Chair to sign the Agreement.

Sponsors: Behavioral Health Services

Memo: [21-1131](#)

Attachments: [21.22.125 Adventist Health CL HUB-CES Agreement FY 2021-24](#)

- 5.8** Approve Agreement between the County of Lake - Lake County Behavioral Health Services as Lead Agency for the Lake County Continuum of Care and Adventist Health Clear Lake Hospital, Inc. for a contract maximum of \$343,000.00 for Fiscal Year 2021-22 and Authorize the Board Chair to sign the Agreement.

Sponsors: Behavioral Health Services

Memo: [21-1132](#)

Attachments: [21.22.122 Adventist Health Clearlake ESG-CV Rnd 2](#)

- 5.9** Approve Kelseyville Fire Protection District Resolution No. 2022-10 requesting approval of the Lake County Board of Supervisors for election services to be provided by the Registrar of Voters

Sponsors: Elections

Memo: [21-1145](#)

Attachments: [KFPD CFD 2021-1 Res No 2022-10](#)

- 5.10** Approve Amendment No. 3 to Agreement with Gary Pace, MD, MPH, to Provide Public Health Officer Services

Sponsors: Health Services

Memo: [21-1171](#)

Attachments: [Dr Pace Third Amendment - signed](#)

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

Sponsors: Public Works

Memo: [21-1136](#)

Attachments: [Enterprise vehicle list](#)
[Enterprise Lease - Ford Escape](#)

- 5.12** Adopt Resolution approving Final Parcel Map 5400 Gaddy Lane L.P. (Kelseyville Apartments) PM 19-02

Sponsors: Public Works

Memo: [21-1142](#)

Attachments: [Res PM19-02](#)

- 5.13** Appoint Michael A. Mueller as Interim County Surveyor

Sponsors: Public Works

Memo: [21-1141](#)

- 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 G21-03-64-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

Sponsors: Sheriff

Memo: [21-1103](#)

Attachments: [ohv g21_20211022165657](#)
[ohv g21_20211026125913](#)

- 5.15** (a) Waive the formal bidding process, pursuant to Lake County Code Section 2-38.4, Cooperative Purchases. (b) Approve purchase of a 2022 Ford F150 Regular Cab Pickup 4X4; and (c) authorize the Special Districts Administrator/Assistant Purchasing Agent to issue and sign a purchase order not to exceed \$35,000 to Downtown Ford Sales, Sacramento.

Sponsors: Special Districts

Memo: [21-1138](#)

Attachments: [Truck Quote](#)

- 5.16** (Sitting as the Board of Directors, Lake County Watershed Protection District) Approve Agreement with Lake Marine Construction for the Abatement Services for Lakebed Structures RFQ Number 21-13, in the amount not to exceed \$70,000 and Authorize the Chair of the Board of Directors of the Watershed Protection District to Sign the Agreement.

Sponsors: Water Resources

Memo: [21-1081](#)

Attachments: [Agreement both signed Structures \(1\)](#)
[21-13 Lake Marine Proposal \(3\)](#)
[RFQ Structures FINAL](#)
[RFQ 21-13 Addendum \(3\)](#)
[AwardNotice 21-13](#)

- 5.17** (Sitting as the Board of Directors, Lake County Watershed Protection District) Approve agreement with All In One Auto Repair & Towing for the Abatement Services for Abandoned and Surrendered Vessel Abatement (SAVA) Towing and Disposal Services RFQ Number 21-14, in the amount not to exceed \$30,000 and authorize the Chair of the Board of Directors of the Watershed Protection District to sign the agreement.

Sponsors: Water Resources

Memo: [21-1139](#)

Attachments: [21-14 Signed Agreement](#)
[21-14 All In One Proposal](#)
[RFQ Vessels FINAL](#)
[Notice of Award RFQ No 21-14](#)

- 5.18** (Sitting as the Board of Directors, Lake County Watershed Protection District) Approve the Grant Agreement in the Amount of \$5,411 for miscellaneous boating safety and enforcement equipment from the California Division of Boating and Waterways (DBW) through the Boating Safety and Enforcement Equipment Grant Program (BSEE), and authorize the Director of the Water Resources Department to sign the grant agreement

Sponsors: Water Resources

Memo: [21-1140](#)

Attachments: [Award Packet](#)

6. Timed Items

6.1 9:05 A.M. - Public Input

- 6.2** 9:06 A.M. - Consideration of Update on COVID-19
- Sponsors:** Health Services
- Memo:** [21-1172](#)
- 6.3** 9:30 A.M. - Consideration of Annual Mental Health Advisory Board Report and Presentation - FY 2020-21
- Sponsors:** Behavioral Health Services
- Memo:** [21-1106](#)
- Attachments:** [LCMHAB FY 2020-2021 Annual Report \(Final Approved 10-14-21\)](#)
- 6.4** 9:50 A.M. - Presentation of Proclamation Designating the Month of November 2021 as Native American Heritage Month
- Sponsors:** Crandell
- Memo:** [21-1180](#)
- Attachments:** [Proclamation Native American Heritage Month November 2021](#)
- 6.5** 9:55 A.M. - Consideration of a Presentation by United Way of the Wine Country Regarding Possible Expansion of 2-1-1 Lake County from Disaster-Only to Full Service
- Sponsors:** Administrative Office and Office of Emergency Services
- Memo:** [21-1162](#)

- 6.6** 10:15 A.M. - PUBLIC HEARING - (Continued from October 19, 2021) - 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: [21-1143](#)

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](#)
[October 25, 2021 Site Visit](#)
[Code Complaints 10.22.2021 onward](#)
[Noise Measurement](#)
[Public Input HVR-Appeal-Letter-111621](#)
[Supplemental Response of Applicant to Appeal 2021 11 12](#)
[ERTH letter to BOS Cannabis](#)
[21-11-15 EA and UP 21-10 Appeal SourzHVR](#)
[Appeallantsupportingdocuments](#)

7. Non-Timed Items**7.1 Supervisors' weekly calendar, travel and reports**

- 7.2** Consideration of a Letter of Opposition to A.21-09-008, Which Would Be Expected to Result in an Effective 4.9% Rate Increase for Most PG&E Residential Customers

Sponsors: Sabatier

Memo: [21-1165](#)

Attachments: [2021-11-16 CPUC Letter of Opposition A.21-09-008, Effective 4.9 Percent ...](#)
[Sabatier - CPUC Letter of Opposition to A.21-09-008 \(2021-11-12\)](#)

- 7.3** Consideration of (a) Board appointment of delegate and alternate to the Rural County Representatives of California (RCRC) Board of Directors for 2022; (b) Board appointment of delegate and alternate to the RCRC Golden State Finance Authority (GSFA) Board of Directors for 2022; (c) Board appointment of delegate and alternate to the RCRC Golden State Connect Authority (GSCA) Board of Directors for 2022; and (d) Board appointment of delegate and alternate to the RCRC Environmental Services Joint Powers Authority (ESJPA) Board of Directors for 2022

Sponsors: Clerk of the Board

Memo: [21-1119](#)

Attachments: [RCRC 2022 MEMO FORM](#)
[GSFA 2022 MEMO FORM](#)
[GSCA 2022 MEMO FORM](#)
[ESJPA 2022 MEMO & FORM](#)

- 7.4** Consideration of Advisory Board Appointments:
First Five Lake County

Sponsors: Clerk of the Board

Memo: [21-1130](#)

Attachments: [First 5 minutes 08 25 21](#)
[first 5 email_extending terms](#)

8. 10:00 A.M. Assessment Appeal Hearing - Sitting as the Board of Equalization

- 8.1** Approve withdrawal on the following Assessment Appeal Applications: No. 22-2020 Ferrigno Family Trust APN 039-485-610-000

Sponsors: Clerk of the Board

Memo: [21-1146](#)

Attachments: [Assessment withdrawal Ferrigno Family Trust](#)
[22-2020](#)

9. Closed Session

- 9.1** Conference with Negotiators regarding the Sale of County-owned Property Located at 1111 Whalen Way, Lakeport, CA (APN: 21-1781-01); price and terms of payment (a) County Negotiators C. Huchingson, S. Parker, S. Carter and (b) Elijah House

Memo: [21-1173](#)

- 9.2** Public Employee Appointment Pursuant to Gov. Code Section 54957(b) (1):

Appointment of Health Services Director

Sponsors: BOARD OF SUPERVISORS

Memo: [21-1174](#)

- 9.3** Public Employee Appointment Pursuant to Gov. Code Section 54957(b) (1):

Appointment of Public Health Officer

Memo: [21-1175](#)

- 9.4** Public Employee Evaluation:
Title: Director: Interim Health Services Director

Sponsors: BOARD OF SUPERVISORS

Memo: [21-1176](#)

- 9.5** Existing Litigation pursuant to Gov. Code sec. 54956.9 (d)(1) -
IN RE NATIONAL PRESCRIPTION OPIATE LITIGATION
MDL NO. 2804
Case No. 17-MD-2804

Memo: [21-1177](#)

- 9.6** Conference with Legal Counsel – Decision Whether to Initiate Litigation pursuant to Gov. Code sec. 54956.9 (d)(4) – One potential case.

Memo: [21-1181](#)

10. Adjournment