



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, May 10, 2022

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 Crandell. Interim County Administrative Officer Susan Parker, County Counsel Anita Grant, Assistant Clerk of the Board Johanna DeLong and Administrative Assistant Kim Darnell were present, along with the following Supervisors:

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

2. Moment of Silence

A moment of silence was dedicated to the victims of the Bloody Island Massacre on May 15, 1850.

3. Pledge of Allegiance

Led by Supervisor Simon.

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 a) Rescind approval of Agreement for Provision of Satellite Imagery Services By Planet Labs PBC to the County of Lake; and b) waive the formal bidding process, pursuant to Lake County Code Section 38.1, as an extension of an annual agreement; and c) Approve Agreement for Provision of Satellite Imagery Services By Planet Labs PBC to the County of Lake.
- 5.2 Approve Board of Supervisors Minutes April 12, 2022
- 5.3 Adopt Resolution setting Rate of Pay for Election Officers for the June 7, 2022 Statewide Direct Primary Election.

Enactment No: Resolution No. 2022-56

- 5.4** a) Adopt Resolution Adopting a Continuous Record Retention and Destruction Schedule for the Human Resources Department; and b) Approve Policy Establishing a Records Retention and Destruction Schedule for Lake County Human Resources Department; and c) Approve Destruction of Old HR Records From 1974 Through 2018

Enactment No: Resolution No. 2022-57

- 5.5** Adopt Resolution Expressing Support for the Middletown Days Parade and Events, and Temporarily Authorizing a Road Closure, Prohibiting Parking and Authorizing Removal of Vehicles and Ordering the Department of Public Works to Post Signs.

Enactment No: Resolution No. 2022-58

- 5.6** Approve Contract Between County of Lake and Excellesoft Partners, LLC. for Nexus Registry Software, in the Amount of \$42,252, from March 15, 2022 to June 30, 2025, and Authorize the Chair to Sign.

- 5.7** Approve Fourth Amendment to the Lease Agreement Between County of Lake and Gary Sada and Sheila Sada for the Property Located at 926 S. Forbes St. in Lakeport in the Amount of \$86,332.68, from July 1, 2022 to June 30, 2023, and Authorize the Chair to Sign.

- 5.8** Approve Sixth Amendment to the Lease Agreement between County of Lake and Ewing and Associates for the Child Welfare Services Parking Lot Located on South Forbes Street in Lakeport, for the Amount of \$4,800 from July 1, 2022 to June 30, 2023, and Authorize the Chair to Sign.

- 5.9** (Sitting as the Lake County Sanitation District Board of Directors) (a) Waive the competitive bidding process, pursuant to Lake County Code Section 2-38.2, based on the unique nature of the goods or services precludes competitive bidding; (b) Authorize Special Districts Administrator/Assistant Purchasing Agent to issue a purchase order not to exceed \$126,000 to Bogie's Pump Systems for the purchase of a Fairbanks Morse 350 HP pump for Lift Station #1.

- 5.10** Adopt Resolution Authorizing the County of Lake Water Resources Director to apply for, accept, and execute Prop 68 state grant funds for improving waterways, administered by the California Natural Resources Agency: to conduct countywide community trash cleanup events and improve Illicit Discharge Detection Elimination (IDDE)/ Spill Response Planning

Enactment No: Resolution No. 2022-59

- 5.11** Adopt Resolution Authorizing Application for Grant Funds for the Abatement of Dilapidated Lakebed Structures

On motion of Supervisor Scott, and by vote of the Board, approved Consent Agenda Items 5.1 through 5.11. The motion carried by the following vote:

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

Enactment No: Resolution No. 2022-60

6. Timed Items

6.1 9:05 A.M.-Lake County Animal Care and Control

Pet of the Week

Deputy Animal Care and Control Director Jessica Leishman presented the pet of the week to the Board.

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

Presentation Only.

6.2 9:06 A.M. - Public Input

Public member B. Holiday spoke.

6.3 9:07 A.M. - Consideration of Resolution Proclaiming the Existence of a Local Emergency Due to Pervasive Tree Mortality

Dr. Michael Jones presented the item to the Board. Supervisor Pyska presented a PowerPoint Presentation to the Board.

Chair Crandell asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Magdalena Valderama, Justine Snyder, Jim Cominsky, Mike Schafer, Elliot Hurwitz, Tom Mickson, Bill Rudy, Liz Black, Bryer Obrien, Mariette Peters, Kathy Andre, Cindy Jussar, Christopher Nettles, John Milger, Polly Ann Johnson, Trudy Wayfield, Winn Carey. The following people spoke via Zoom: Tom Slaight, April Marie, Betsy Cawn, Bart Levenson, Patty Lanier. No one else wished to speak and the public input portion of this item was closed.

Supervisor Pyska offered the resolution and it was passed by roll call vote:

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

Enactment No: Resolution No. 2022-61

6.4 9:20 A.M. - Consideration of Acceptance of the March 31, 2022 Report of Lake County Pooled Investments

Interim County Administrative Officer Susan Parker introduced the item to the Board. Tax Administrator Patrick Sullivan and Chandler Asset Management Representative Carlos Oblitas spoke.

Chair Crandell 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 Sabatier, and by vote of the Board, approved to accept March 31, 2022 Report of Lake County Pooled Investments. The motion carried by the following vote:

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

6.5 9:30 A.M. - Public Hearing on Account and Proposed Assessment for 2853 Merced St, Nice, CA, 95464

All members to the hearing were sworn in by the Clerk. Code Enforcement Manager Marcus Beltramo introduced the item to the Board. Code Enforcement Officer Joey Valdez presented a PowerPoint Presentation to the Board. County Counsel Anita Grant spoke.

Chair Crandell 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 Sabatier, and by vote of the Board, confirmed the assessment of \$2,145.61, and directed staff to Record a Notice of Lien against the property. The motion carried by the following vote:

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

6.6 9:45 A.M. - (Continued from May 3, 2022) - Public Hearing - Discussion and Consideration of Appeal (AB 21-05) of Planning Commission Approval of Major Use Permit 19-36 and IS/MND 19-56 "Lake Vista Farms, LLC", Clearlake. APN's 010-053-01 and 010-053-02.

All members to the hearing were sworn in by the Clerk. Principal Planner Michael McGuinness presented a PowerPoint Presentation to the Board. Lake County Biologist Janice Luke, Appellant Dave Hughes, Brandy Case, Barbara Christwitz, Nick Lavakas, David Golsby, Richard Knoll, Applicant Brian Pensack, Alan Flora, Brad Johnson, and Annje Dodd spoke. Vicki Crystal read a letter from Cheryl Sullivan.

Chair Crandell asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Mike Mitzel. Garrett Burdick read a letter from Bobby Dutcher. The following person spoke via Zoom: Sara. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Sabatier, and by vote of the Board, granted the appeal due to the inadequate confidence in the environmental review and its cumulative impacts to the environment and the conclusion that UP19-36 will have a significant impact to the environment. The motion carried by the following vote:

Ayes- Supervisors: 4 - Simon, Sabatier, Pyska and Crandell

Nays- Supervisor: 1 - Scott

There was Board Consensus to direct County Counsel to prepare findings.

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Confidential Recruitment of Chief Administrative Officer Protocol and Summary

Human Resources Director Pam Samac presented the item to the Board. County Counsel Anita Grant spoke.

Chair Crandell 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 Approve Confidential Recruitment of Chief Administrative Officer Protocol and Summary.

On motion of Supervisor Sabatier, and by vote of the Board, approved addition of a Special Meeting on May 27, 2022 at 8:00 A.M. to the 2022 Board of Supervisors Meeting Calendar. The motion carried by the following vote:

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

On motion of Supervisor Sabatier, and by vote of the Board, rescinded the motion adding a Special Meeting on May 27, 2022 at 8:00 A.M. to the 2022 Board of Supervisors Meeting Calendar. The motion carried by the following vote:

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

On motion of Supervisor Sabatier, and by vote of the Board, approved addition of a Special Meeting on May 23, 2022 at 9:00 A.M. to the 2022 board of Supervisors Meeting Calendar. The motion carried by the following vote:

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

7.3 Consideration of Amendment to the County of Lake COVID-19 Public Health Emergency Worksite Protocol

Human Resources Director Pam Samac presented the item to the Board.

Chair Crandell 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 Sabatier, and by vote of the Board, approved Amendment to the County of Lake COVID-19 Public Health Emergency Worksite Protocol. The motion carried by the following vote:

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

7.4 Consideration of an Ordinance Establishing Chapter 31 of the Lake County Code for an Edible Food Recovery Program

Public Services Director Lars Ewing presented the item to the Board. County Counsel Anita Grant spoke.

Chair Crandell 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, waived the reading of the Ordinance to have it read in title only. The motion carried by the following vote:

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

On motion of Supervisor Scott, and by vote of the Board, advanced the second reading of the ordinance to the May 17, 2022 Board of Supervisors Meeting. The motion carried by the following vote:

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

7.5 Consideration of Presentation and Discussion by Watershed Protection District for the request to allocate \$500,000 internal matching funds, over a period of six years, to support \$1.9 Million in approved, and partially awarded, Blue Ribbon Committee Storm Water Project Grant Funds.

Invasive Species Program Coordinator Angela DePalma-Dow presented a PowerPoint Presentation to the Board.

Chair Crandell asked if anyone present wished to speak and the following person spoke via Zoom: Betsy Cawn. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Sabatier, and by vote of the Board approved request to allocate \$500,000 of internal matching funds over a period of six years with an up front allocation of \$50,000 now. The motion carried by the following vote:

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

8. Closed Session

Chair Crandell announced that the Board would now go into Closed Session at 4:23 p.m. for the reason stated on the agenda.

8.1 Public Employee Evaluation:
Title: County Counsel

8.2 Public Employee Evaluation:
Title: Public Health Officer

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

The Board reconvened into Regular Session at 5:58 p.m. having taken no action.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 5:58 p.m.

Susan Parker
Interim Clerk of the Board

By: _____
Johanna DeLong
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors