



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, December 13, 2016

9:00 AM

Board Chambers

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Brown. 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: Chair Brown, Vice Chair Smith, Supervisors Comstock, Steele and Farrington

2. Moment of Silence

A moment of silence was observed.

3. Pledge of Allegiance

Led by Mary Beth Strong.

4. Presentation of Animals Available for Adoption at the Animal Care and Control Shelter

Animal Care and Control was not present.

5. Consideration of Items Not Appearing on the Posted Agenda (Extra Items)

There were no extra items to consider.

6. Current Construction Projects - Contract Change Orders

- 6.1** Consideration of Approval of Contract Change Order No. 3 for Lake County Fire Damage Sign Replacement Project, Bid No. 15-16, for an increase of \$192.87 and a New Contract Amount of \$107,649.90; and authorize Chair to sign

Public Works Director Scott DeLeon presented the item to the Board.

Chair Brown 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 Comstock, and by vote of the Board, approved Contract Change Order No. 3 for Lake County Fire Damage Sign Replacement Project, Bid No. 15-16, for an increase of \$192.87 and a New Contract Amount of \$107,649.90; and authorized Chair to sign. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Steele, Farrington and Brown

7. Approval of the Consent Agenda

Item 7.7 was pulled from the Consent Agenda at the request of Supervisor Farrington and taken up later in the meeting.

- 7.1 Adopt Resolution Amending Resolution No. 2016-144 to Amend the FY 2016-17 Adopted Budget by Adjusting Revenues and Appropriations in Budget Unit 9919 – Public Liability.

Enactment No: Reso. No. 2016-187

- 7.2 (a) Waive the formal bidding process, per Ordinance #3043, Purchasing Code 38.2, as it is not in the public interest due to the unique nature of goods or services; and (b) Approve Agreement Between the County of Lake and SCS Environmental Consultants in the amount of \$55,000 for the Landfill Gas Collection System, Operation, Monitoring, Maintenance and Reporting Services in Lake County, CA; and authorize the Chair to sign

- 7.3 Approve Lease Agreement between the County of Lake and Suburban Propane for the property located at 7200 South Center Drive, Clearlake, Ca. in the amount of \$1,000 per month for use as a temporary parks maintenance operations facility; and authorize the Chair to sign.

- 7.4 Adopt Resolution Approving and Accepting Final Parcel Map Harrell PM 15-04; and authorize the Chair to sign

Enactment No: Reso. No. 2016-188

- 7.5 Adopt Resolution Approving Indemnification Agreement between the County of Lake and Regina Legoski to provide temporary access over a portion of Assessor Parcel Nos.03-047-05 and -3-047-07; and authorizing the Public Works Director to sign future agreements with the same terms and conditions on behalf of the County.

Enactment No: Reso No. 2016-189

- 7.6 Approve Amendment Two to Agreement between the County of Lake and The Hanna Group for Construction Management Services for Mathews Road at Manning Creek Bridge Replacement Project in the amount of \$70,582.69 for a new total of \$306,264.41; and authorize the Chair to sign.

- 7.7 (Sitting as the Lake County Watershed Protection District Board of Directors) Approve Contract between the County of Lake and Oscar Larson & Associates for a Feasibility Study for Electronic Boat Ramp Gates at Public Access Sites on Clear Lake, CA in the amount not to exceed \$171,140.51; and authorize the Chair to sign

Public Works Director Scott DeLeon presented the item to the Board.

Chair Brown 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 Farrington, and by vote of the Board, approved the Contract between the County of Lake and Oscar Larson & Associates for a Feasibility Study for Electronic Boat Ramp Gates at Public Access Sites on Clear Lake, CA in the amount not to exceed \$171,140.51; and authorized the Chair to sign. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Steele, Farrington and Brown

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda Items 7.1 through 7.6. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Steele, Farrington and Brown

8. Timed Items

8.1 9:05 A.M. - Public Input

There was no public input.

8.2 9:06 A.M. - Swearing in Ceremony of newly appointed Correctional Officer Adrian Moreno

Sheriff Brian Martin introduced Correctional Officer Adrian Moreno and administered the Oath of Office. Each Supervisor thanked Mr. Moreno for his service to Lake County.

This Ceremonial Item was read into the record and presented

8.3 10:00 A.M. - PUBLIC HEARING - THE APPELLANT HAS REQUESTED A CONTINUANCE TO JANUARY 3, 2017 @ 10:00 A.M. (Continued from September 13, 2016, August 23, 2016, July 26, 2016 and June 28, 2016) - Consideration of Appeal (AB 16-01) of Planning Commission's denial of Use Permit (15-10) to construct a new seventy-five foot (75') monopole cellular antenna; project located at 5660 Staheli Drive, Kelseyville (APN 008-050-22); applicant is Epic Wireless Group for Verizon Wireless.

The Appellant has requested a continuance to January 3, 2017 @ 10:00 a.m.

On motion of Supervisor Smith, and by vote of the Board, continued the Public Hearing to January 3, 2017 @ 10:00 a.m. The motion carried by the following vote:

Ayes- Supervisors: 4 - Comstock, Smith, Steele and Brown

Absent- Supervisors: 1 - Farrington

- 8.4 10:01 A.M. - PUBLIC HEARING -** (Continued from December 6, 2016 and November 22, 2016) Consideration of Appeal (AB 16-05) of the Planning Commission's approval of a mitigated negative declaration based on Initial Study (IS 15-35) and Major Use Permit (UP 15-16) to allow a large animal kennel on property located at 11767 Candy Lane, Lower Lake (APN 122-032-24); project applicant is Blythe Lucero

All parties to the hearing were sworn in by the Clerk.

Community Development Department Senior Planner Michalyn DelValle introduced the item and Assistant Planner Keith Gronendyke presented a PowerPoint presentation to the Board. Environmental Health Director Ray Ruminski was present and testified. Animal Control Deputy Director Nehemiah White was present and testified.

The permit applicant Blythe Lucero was present with her attorney Andre Ross and testified.

The appellant Duran Duin was present with attorney Robert Riggs and testified. A PowerPoint presentation was also provided.

Chair Brown opened the public hearing and the following people spoke: David Ruffener, Ancha Bowman, Richard Cleetaman, Joyce Lashbrook, Phyllis Murphy, Monica Shantam Lanz, Randy Byron, Daniel Stellenworth, Diana Ruffener, Ms. McFall, Teah Stacy, Sam and Melissa Hughes.

A video was presented with neighbors who could not attend the meeting that wished to speak. The following people spoke on the video: Tracian Goodwill, Jean Yanich, C.J. LeBrun, Bruce Kingham, Karen Euston and Frances Ransley

Chair Brown closed the public hearing.

On motion of Supervisor Comstock, and by vote of the Board, made an intended decision to deny Appeal (AB 16-05) filed by Duran Duin of the appeal for the approval of Use Permit (UP15-16) by the Planning Commission and directed County Counsel to prepare Findings of Fact. The motion carried by the following vote:

Ayes: Supervisors Comstock, Smith, Steele, Farrington and Brown

On motion of Supervisor Comstock, and by vote of the Board, find that on the basis of the Initial Study (IS 15-35) that mitigated measures have been added to the project use permit for a large kennel to establish an animal care facility for a maximum number of 20 elderly cats and 14 elderly dogs as applied for by Blythe Lucero and will not have a significant effect and therefore adopt the mitigated negative declaration on the findings listed in this Board memo dated November 8, 2016. The motion carried by the following vote:

Ayes: Supervisors Comstock, Smith, Steele, Farrington and Brown

On motion of Supervisor Comstock, and by vote of the Board, find the Use Permit (UP 15-16) to allow a large kennel on said parcel proposing to provide an animal care facility for a maximum number of 20 elderly cats and 14 elderly dogs on property located at 11767 Candy Lane, Lower Lake does meet the requirements of Section 51-4 of the Lake County Zoning Ordinance on the findings listed in this Board memo dated November 8, 2016. The motion carried by the following vote:

Ayes: Supervisors Comstock, Smith, Steele, Farrington and Brown

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

- 9.2 Consideration of (a) Request for Interim Appointment to Cadastral Mapping Specialist - Lucinda Brozynski, and (b) Resolution amending Resolution No. 2016-145 establishing position allocations for Fiscal Year 2016-2017, Budget Unit No. 1123, Assessor

This item was pulled by the Assessor Richard Ford for a later date.

This Resolution was withdrawn

- 9.3 Consideration of Approval of Budget Transfer for Kelseyville County Water Works #3 (Budget Unit 8593) and Appropriate \$58,500 in 293-8593-785-62.72 to Purchase Vehicle & Equipment for Electro/Mechanic Technician.

Special Districts Administrator Jan Coppinger presented the item to the Board.

Chair Brown 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 Steele, and by vote of the Board, approved the Budget Transfer for Kelseyville County Water Works #3 (Budget Unit 8593) and Appropriated \$58,500 in 293-8593-785-62.72 to Purchase Vehicle & Equipment for Electro/Mechanic Technician. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Steele, Farrington and Brown

- 9.4 Consideration of a declaration that the conditions requiring Mt. Hannah Water System, CSA #22 be under a mandatory conservation ordinance no longer exist and terminate Urgency Ordinance #3030.

Special Districts Administrator Jan Coppinger presented the item to the Board. Special Districts Deputy Administrator Josefine Chester was also present.

Chair Brown 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 Comstock, and by vote of the Board, approved lifting the Mt. Hannah Water System, CSA #22 mandatory conservation ordinance and terminated Urgency Ordinance #3030. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Steele, Farrington and Brown

10. Closed Session

Chair Smith announced that the Board would now go into Closed Session at 9:40 a.m. for the reasons stated on the agenda.

- 10.1 Conference with Labor Negotiator: (a) County Negotiators: A. Grant, S. Harry, C. Huchingson, K. Ferguson and S. Jansen; and (b) Employee Organizations: DDAA, DSA, LCCOA, LCEA and LCSEA

10.2 Employee Disciplinary Appeal (EDA-16-04), Pursuant to Gov. Code Sec. 54957

10.3 Public Employee Evaluations

Title: Community Development Director

10.4 Public Employee Appointment pursuant to Gov. Code Section 54957(b)(1):
Appointment of Water Resources Director

The Board reconvened into Regular Session at 10:00 a.m. having taken no action.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 4:15 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors