



# COUNTY OF LAKE

255 North Forbes Street  
Lakeport, CA 95453

## Meeting Minutes - Draft BOARD OF SUPERVISORS

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Tuesday, September 19, 2017

9:00 AM

Board Chambers

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### 1. Call to Order

*The meeting was called to order at 9:00 a.m. by Chair Smith. 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 Steele, Supervisor Scott, Supervisor Brown and Chair Smith*

### 2. Moment of Silence

*A moment of silence was observed.*

### 3. Pledge of Allegiance

*Led by Supervisor Steele.*

### 4. Presentations by County Departments:

#### (a) Animal Care & Control - Animals Available for Adoption

#### (b) Human Resources - Current County Job Openings

*(a) Animal Care and Control was not present.*

*(b) County Administrative Officer Carol Huchingson introduced the item to the Board. Human Resources Analyst Diana Rico presented the current job openings for Lake County.*

### 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

*There were no contract change orders to consider.*

### 7. Approval of the Consent Agenda

**7.1** Adopt Proclamation Declaring Friday, September 22, 2017 as Native American Day in Lake County, California.

**7.2** Approve and Sign the Letter requesting Governor Brown Sign AB 707, which would establish the Blue Ribbon Committee for the Rehabilitation of Clear Lake.

- 7.3 Approve Leave of Absence Request for Mary Ramus, Environmental Health Specialist, from October 6, 2017 - October 8, 2017 or until such time as the Environmental Health Department has completed a recruitment and is ready to make an offer of employment to fill the position, whichever date is sooner.
- 7.4 Approve Leave of Absence Request for June Richmond, Eligibility Worker, from August 31, 2017 to October 25, 2017.
- 7.5 Adopt Resolution Approving the AIDS Drug Assistance Program Site Enrollment Agreement Between the California Department of Public Health and the County of Lake for Fiscal Years 2016-2019 and Authorize the Health Services Director to Sign

Enactment No: Resolution No. 2017-127

- 7.6 (a) Authorize the Health Services Department to Offer Applicant Interview Travel Expense Reimbursement of up to a Maximum of \$1,500 and to Increase the Current Relocation Reimbursement from \$1,000 to \$2,000 for Health Officer, Deputy Health Officer and Environmental Health Director Positions; and (b) Approve request of a waiver of the current County Policy for New Employee Relocation Expense to allow an increased reimbursement from "up to \$1,000" to "up to \$2,000" for a relocation more than 700 miles for the three positions listed above.

On motion of Supervisor Steele, 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 - Smith, Steele, Brown, Scott and Simon

## 8. Timed Items

### 8.1 9:05 A.M. - Public Input

*Marilyn Swan and Tom Swait spoke. County Administrative Officer Carol Huchingson introduced Ali Callow as our new temporary Administrative Assistant.*

- 8.2 9:10 A.M. - Presentation of Proclamation Declaring Friday, September 22, 2017 as Native American Day in Lake County, California.

*Supervisor Simon read the proclamation into the record and presented it to Lake County Native American Tribes in attendance.*

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

- 8.3** 9:16 A.M. - (a) Consideration of Continuation of a Proclamation of a Declaration of a Local Emergency due to Wildfire Conditions, pertaining to the Rocky, Jerusalem and Valley Fires; and (b) Update on Valley Fire Debris Insurance Collection Project.

*(a) Sheriff Brian Martin presented the item to the Board.*

*(b) County Administrative Officer Carol Huchingson introduced the item to the Board. Administrative Analyst Marcy Harrison presented information to the Board regarding the Valley Fire debris insurance collection project.*

*Chair Smith 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 Declaration of a Local Emergency due to Wildfire Conditions, pertaining to the Rocky, Jerusalem and Valley Fires. The motion carried by the following vote:**

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

- 8.4** 9:17 A.M. - Consideration of Continuation of a Proclamation of a Declaration of a Local Emergency due to Clayton Fire

*Sheriff Brian Martin presented the item to the Board.*

*Chair Smith 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 Declaration of a Local Emergency due to Clayton Fire. The motion carried by the following vote:**

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

- 8.5** 9:18 A.M. - Consideration of Continuation of a Proclamation of a Declaration of a Local Emergency due to the Atmospheric River Storm

*Sheriff Brian Martin presented the item to the Board.*

*Chair Smith 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 Declaration of a Local Emergency due to the Atmospheric River Storm. The motion carried by the following vote:**

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

- 8.6** 9:30 A.M. - HEARING - Consideration of proposed Notice of Assessment and Recordation of Lien for Nuisance Abatement, in the amount of \$4,757.42, on property located at 12542 Oak Street, Clearlake Oaks (APN 035-152-41 - Darryl Wienke)

*The hearing was dismissed as the lien was paid in full.*

**No action was necessary.**

**8.7 9:45 A.M. - PUBLIC HEARING - Consideration of a Resolution Amending the Master Fee Schedule for Departmental Services Rendered by the County**

*County Administrative Officer Carol Huchingson introduced the item to the Board. Deputy County Administrative Officer Stephen Carter presented the item.*

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

**Supervisor Steele offered the Resolution and it was passed by roll call vote:**

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

Enactment No: Resolution No. 2017-128

**8.8 10:00 A.M. - PUBLIC HEARING - (Continued from August 22, 2017, August 1, 2017 and June 27, 2017) Consideration of Proposed Ordinance Amending Article 72 of the Lake County Code to Allow the Outdoor Collective Cultivation of Medical Cannabis in "RL" Rural Lands and to Create a Certification of Compliance Process for Cannabis Cultivation**

*Community Development Director Bob Massarelli presented the item to the Board. Associate Planner Mireya Turner was also present and spoke.*

*Chair Smith opened the public hearing and the following people spoke: Ron Green, Michael Green, Erin Carlstrom, Glenn Goodman, Mike Mitzel, Ron Love, Charlene Wignal, Chris Jennings, Henry Blum, Lance Williams, Mary Draper and Joey Gustafson. No one else wished to speak and the public hearing was closed.*

**On motion of Supervisor Steele, and by vote of the Board, accepted changes to the ordinance as proposed. The motion carried by the following vote:**

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

**Nays: Supervisor Brown**

**On motion of Supervisor Steele, and by vote of the Board, waived the reading of the ordinance, to be read in title only (Clerk did so). The motion carried by the following vote:**

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

**Nays: Supervisor Brown**

**On motion of Supervisor Steele, and by vote of the Board, advanced the ordinance one week, to September 26, 2017. The motion carried by the following vote:**

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

**Nays: Supervisor Brown**

## **9. Non-Timed Items**

## 9.1 Supervisors' weekly calendar, travel and reports

*Each Supervisor reported on their weekly calendar.*

*County Administrative Officer Carol Huchingson gave a report on the Lake County Courthouse construction project meeting held by the Administrative Office of the Courts (AOC).*

## 9.2 Discussion and Board Direction Regarding Congressman Jared Huffman's Potter Valley Ad Hoc Committee

*Supervisor Steele presented the item to the Board.*

*Chair Smith 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 bring this item back with a letter of opposition regarding removal of the Lake Pillsbury Dam.**

## 9.3 Consideration of Response to the 2016-17 Grand Jury Final Report

*County Administrative Officer Carol Huchingson presented the item to the Board.*

*Chair Smith 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 Response to the 2016-17 Grand Jury Final Report. The motion carried by the following vote:**

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

## 9.4 Consideration of (a) Update on Amendment No.1 to the Contract Agreement between the County of Lake and the Fire Protection Districts for Dispatch Services; (b) Update on Lake Red Net radio frequency and possible direction to staff; and (c) Rescission of First Amendment to Agreement Between the County of Lake and the Fire Protection Districts for Dispatch Services

*(a) Sheriff Brian Martin presented the item to the Board. Lakeport Fire Chief Doug Huchison was present and spoke. Cal Fire Battalion Chief Mike Wink was also present.*

*(b) Sheriff Brian Martin presented the item to the Board. Lakeport Fire Chief Doug Huchison spoke. Lake County Fire Protection District Chief Willie Sepata was present and spoke.*

*(c) Sheriff Martin presented the item to the Board.*

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

**(a) Discussion only, no action taken.**

**(b) There was Board consensus acknowledging Rednet as a valuable asset to the County of Lake. Direction was given to staff to engage in further discussions with other stakeholders.**

**(c) On motion of Supervisor Brown, and by vote of the Board, rescinded the First Amendment to Agreement Between the County of Lake and the Fire Protection Districts for Dispatch Services. The motion carried by the following vote:**

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

- 9.5** (Sitting as the Lake County Watershed Protection District) Consideration of an Agreement between Lake County Watershed Protection District and Stetson Engineers, Inc. for a Water Availability Analysis for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project, and authorize the Chair to sign.

*Water Resources Director Phil Moy presented the item to the Board.*

*Chair Smith 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 Agreement between Lake County Watershed Protection District and Stetson Engineers, Inc. for a Water Availability Analysis for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project, and authorized the Chair to sign. The motion carried by the following vote:**

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

## **10. Closed Session**

*Chair Smith announced that the Board would now go into Closed Session at 12:05 p.m. for the reasons stated on the agenda.*

### **10.1 Public Employee Evaluations**

Title: Water Resources Director

### **10.2 Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code sec. 54956.9 (d)(2), (e)(3) – Claim of PG&E**

### **10.3 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9 (d)(1) – Loberg v. County of Lake, et al.**

*The Board reconvened into Regular Session at 12:49 p.m. having taken no action.*

## **11. Adjournment**

*There being no further business, the Board of Supervisors adjourned at 12:50 p.m.*

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

By: \_\_\_\_\_  
Carolyn Purdy  
Assistant Clerk of the Board

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Chair-Lake County Board of Supervisors