



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, December 12, 2017

9:00 AM

Board Chambers

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 Scott.

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) Human Resources Analyst Diana Rico presented the current permanent positions available at the County of Lake. County Librarian Christopher Veach presented a position as Branch Library Coordinator at the Upper Lake Library. Health Services Director Denise Pomeroy presented open positions available at the Health Department.

This item was informational only. No action was taken.

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 Resolution Establishing Salaries and Benefits for Employees Assigned to Confidential Unit "A" for the Period from July 1, 2017, Through June 30, 2018.

Enactment No: Resolution No. 2017-155

- 7.2** Adopt Resolution Establishing Salaries and Benefits for Employees Assigned to Confidential Unit "B" for the Period from July 1, 2017, Through June 30, 2018.

Enactment No: Resolution No. 2017-156

- 7.3** Approve Ground Lease Agreement between the County of Lake and Personal Network Computing Inc. (DBA Valley Internet) for an initial term of 15 years and monthly rent of \$1,200 per month and authorize the Chair to sign.
- 7.4** Approve Amendment 2 to the Agreement between the County of Lake and Restpadd, Inc. for Acute Inpatient Psychiatric Hospital Services and Professional Services Associated with Acute Inpatient Hospitalizations for Fiscal Year 2017-18 in the amount of \$180,000 and authorize the Board Chair to sign Amendment 2.
- 7.5** Approve Amendment 1 to the Agreement between the County of Lake and Davis Guest Home for Fiscal Year 2017-18 for an increase of \$41,675 and a new contract maximum of \$80,000 and authorize the Board Chair sign the Amendment.
- 7.6** Approve Amendment 1 to the Agreement between the County of Lake and Kings View Corporation for Professional Consulting Services for Fiscal Year 2017-18 for an increase of \$18,800 and a new contract maximum of \$28,795 and authorize the Board Chair to sign the Amendment.
- 7.7** Approve Resolution of the Board of Directors, Northshore Fire Protection District, Calling a Special Election on April 10, 2018 for the Purpose of Imposing a Special Tax Increase for Fire Protection and Prevention, Rescue, Emergency Medical Services and Transportation, Hazardous Material, and Other Services Related to the Protection of Lives and Property, and approving an Increase in the District's Spending Limit
- 7.8** Approve Contract Between County of Lake and Industrial Employers and Distributors Association (IEDA) for Public Authority Labor Negotiations Consultant, Annual Rate of \$22,588.00 Beginning July 1, 2017 Through June 30, 2018; and authorize the Chair to Sign.

On motion of Supervisor Steele, and by vote of the Board, approved Consent Agenda Items 7.1 through 7.8. 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

Public Services Director Lars Ewing was present and introduced the new Museum Curator Clark McAbee.

8.2 9:10 A.M. - (a) Consideration of Continuation of a Proclamation of a Local Health Emergency Reaffirmed by the Interim County Health Officer for the County of Lake; and (b) Update and Discussion on Sulphur Fire Recovery

(a) Health Services Director Denise Pomeroy introduced the item to the Board. Interim Lake County Health Officer Dr. Gary Pace was present and was introduced to the Board.

(b) Environmental Health Director Ray Ruminski was present and gave an update on the Sulphur Fire Recovery. The U.S. Army Corps is currently replacing prime contractor Environmental and Chemical Corporation (ECC) with Ashbritt, Inc. for the fire debris disposal at the Eastlake Sanitary Landfill. County Administrative Officer Carol Huchingson spoke and presented a website with an interactive tool for property owners affected by the fire.

On motion of Supervisor Steele, and by vote of the Board, approved the Continuation of a Proclamation of a Local Health Emergency Reaffirmed by the Interim County Health Officer for the County of Lake. The motion carried by the following vote:

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

8.3 9:15 A.M. HEARING - Appeal of Nuisance Animal Abatement, Case Number 2017-11-0037, located at 6687 Blue Heron Drive #E, Upper Lake, Ca (Andrew Nickerson)

The appellant called the Board of Supervisors office at approximately 8:15 a.m. this morning to state they would not be able to make the hearing as there was a mix up on the date. The Board made a motion to hear the case.

All parties to the hearing were sworn in by the Clerk. Animal Control Director Bill Davidson presented the item to the Board. Animal Control Officer Alicia Brisker presented the nuisance abatement information. Deputy Director Nehemiah White was also present and spoke.

Chair Smith opened the public hearing and the following persons spoke: Jeannie Aider. No one else wished to speak and the public hearing was closed.

(a) On motion of Supervisor Steele, and by vote of the Board, moved to hear the appeal. The motion carried by the following vote:

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

(b) On motion of Supervisor Steele, and by vote of the Board, denied the Appeal of Nuisance Animal Abatement, Case Number 2017-11-0037. The motion carried by the following vote:

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

8.4 9:30 A.M. - Discussion/Consideration of letter from Heart Consciousness Church DBA Harbin Hot Springs

Supervisor Simon introduced the item. Director Bob Massarelli presented the item to the Board. Associate Planner Mark Roberts was present and spoke. Harbin Hot Springs President Sajjad Mahmud was present and spoke. Harbin Hot Springs Vice President Julie Adams was also present and spoke.

Chair Smith asked if anyone present wished to speak and the following people spoke: Steve Foster, Carrina Bettencourt, Michael Galente, Core Bree, Robert Hartley, Lisa Kaplan, Tracy Cramer, Ken Gonzales, Robert White (Tucker), Lance Williams and Duane Harper. No one else wished to speak and the public input portion of this item was closed.

The Board gave direction to the Community Development Department to streamline the process to help complete the permit request for Harbin Hot Springs and provide progress reports to the Board of Supervisors.

8.5 9:45 A.M. - Report/Status Update on CalHOME program for Valley Fire and Clayton Fire survivors

Supervisor Brown presented the item to the Board. Richard Birk from Habitat for Humanity was present and spoke.

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

This item was informational only. No action was taken.

8.6 10:00 A.M. - (a) Consideration of Cannabis Work Plan Commencing in early 2018; and (b) Consideration of Direction to Stakeholder Department Heads

(a) County Administrative Officer Carol Huchingson presented the item to the Board. Community Development Director Bob Massarelli was present.

(b) County Administrative Officer Carol Huchingson presented the item to the Board. Community Development Director Bob Massarelli was present.

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) On motion of Supervisor Steele, and by vote of the Board, approved the Cannabis Work Plan Commencing in early 2018. The motion carried by the following vote:

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

(b) The Board gave direction to Stakeholder Department Heads to participate in the Cannabis Work Plan in early 2018 as scheduled.

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 Discussion and Consideration of Amendments to 2018 Board of Supervisors Regular Meeting Calendar

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 Simon, and by vote of the Board, approved the Amendments to 2018 Board of Supervisors Regular Meeting Calendar. The motion carried by the following vote:

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

9.3 Consideration of the 2016 Crop Report for Lake County, CA from the Agricultural Commissioner

Steve Hajik presented the 2016 Crop Report to the Board.

Chair Smith asked if anyone present wished to speak and the public input portion of this item was closed.

This item was informational only. No action was taken.

9.4 Consideration of Resolution of Intent to Amend Article 72 of the Lake County Zoning Ordinance

Community Development Director Bob Massarelli presented the item to the Board. County Administrative Officer Carol Huchingson spoke.

Chair Smith asked if anyone present wished to speak and the following people spoke: Steven Urbach, Eric Skalar, Michael Green, Mary, Daniel, Kaponno, Jack Boragian, David Lebber, Bob Scala, Erin, Chris Jennings, David Johnson, Mike Mitzel, Jonathan, Jonathan Warentell, Frank Perez, Bridgett King, Jessie, Tony Perkins and David Niesing.

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

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

There was Board consensus to bring back an Urgency Ordinance by December 19, 2017 to address registration for certain commercial cultivation of cannabis after January 1, 2018.

Enactment No: Resolution No. 2017-157

9.5 Consideration of Approval of Revisions to the County's Harassment Policy and Affirmative Action/Equal Employment Opportunity Plan to Conform to California's Fair Employment and Housing Act (FEHA)

Human Resources Director Kathy Ferguson presented the item to the Board. Human Resources Analyst Diana Rico was also present.

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 Revisions to the County's Harassment Policy and Affirmative Action/Equal Employment Opportunity Plan to Conform to California's Fair Employment and Housing Act (FEHA). 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 for the reasons stated on the agenda.

10.1 Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): McCarty, et al v. Lake County, et al.

10.2 Conference with Legal Counsel: Existing Litigation Pursuant to Gov. Code sec. 54956.9(d)(1): Shikman v. County of Lake, et al.

The Board reconvened into Regular Session at 1:34 p.m. having taken no action.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 1:35 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors