



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, November 7, 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 Simon.

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 not present

(b) Human Resources Analyst Diana Rico presented the current job openings with the County of Lake.

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 (Sitting as the Lake County Sanitation District, Board of Directors) - Consideration of Change Order No. 1 for the Southeast Regional Wastewater Treatment Plant Headworks Improvement Project, Bid No. 15-08.

Special Districts Deputy Administrator Scott Harter presented the item to the Board. Administrator Jan Coppinger was also 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.

On motion of Supervisor Steele, and by vote of the Board, approved Change Order No. 1 for the Southeast Regional Wastewater Treatment Plant Headworks Improvement Project, Bid No. 15-08 and authorized the Chair to sign. The motion carried by the following vote:

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

- 6.2** (Sitting as the Lake County Sanitation District, Board of Directors) - Consideration of Change Order No. 2 for the Southeast Regional Wastewater Treatment Plant Headworks Improvement Project, Bid No. 15-08

Special Districts Deputy Administrator Scott Harter presented the item to the Board. Administrator Jan Coppinger 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 Steele, and by vote of the Board, approved Consideration of Change Order No. 2 for the Southeast Regional Wastewater Treatment Plant Headworks Improvement Project, Bid No. 15-08 and authorized the Chair to sign. The motion carried by the following vote:

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

7. Approval of the Consent Agenda

- 7.1** Adopt Proclamation Designating the Month of November 2017 as Alzheimer's Awareness Month in Lake County, California and Honoring Eva Johnson as the Founder of the Adult Day Care Program, now known as Elder Day Services of Lake County, Ca. Inc.
- 7.2** Appoint the Public Works Director and the County Administrative Officer, or their Designees, to Serve as the Negotiating Team for the Purchase of Easements Relative to the Following Construction Projects:
- a. South Main Street – Soda Bay Road Corridor Improvement Project; and b. Robinson Creek Bridge at Mockingbird Lane
- 7.3** (a) Adopt Resolution Appointing Directors of Certain Special District Boards in Lieu of Holding a General District Election on November 7, 2017; and (b) Appoint each person recommended by the District Board of Directors so that the persons will take office and serve exactly as if elected at a general district election for the elective office.

Enactment No: Resolution No. 2017-143

- 7.4** (Sitting as Lake County Sanitation District, Board of Directors) - Adopt Resolution to Cancel Lake County Sanitation District Southeast (LACOSAN SE) O&M Reserve Designations in the amount of \$20,000 and appropriate the funds to 254.8354.783.62-74 - Equipment - Other.

Item 7.4 was pulled at the request of the department to bring back at the November 14, 2017 meeting.

- 7.5** (Sitting as Lake County Watershed Protection District, Board of Directors) - Approve Agreement between Lake County Watershed Protection District and Bohan & Canelis General Engineering for levee mowing from July 1, 2017 through June 30, 2021 for an amount not to exceed \$63,600, and authorize the Chair to sign.

- 7.6 Approve Permit for Steve's Aircraft to Conduct Aeronautical Activities at Lampson Airport for FY 2017-2018 and Authorize Chair to Sign.
- 7.7 Approve Permit for Jones Flying Service, Inc. to Conduct Aeronautical Activities at Lampson Airport for FY 2017-2018 and Authorize Chair to Sign.
- 7.8 Approve Permit for Reach Air Medical Services, LLC. to Conduct Aeronautical Activities at Lampson Airport for FY 2017-2018 and Authorize Chair to Sign.
- 7.9 Approve Permit for Jack Olof to Conduct Aeronautical Activities at Lampson Airport for FY 2017-2018 and Authorize Chair to Sign.
- 7.10 Approve Permit for Westgate Petroleum to Conduct Aeronautical Activities at Lampson Airport for FY 2017-2018 and Authorize Chair to Sign.
- 7.11 Approve Purchase and Installation of Two Booster Pumps from Cal-Tech Pump Well and Water Treatment, for Phase I and Phase II at the Lake County Jail, Hill Road Facility in the amount of \$49,256.63; and authorize the Public Services Director to sign the Notice to Proceed.
- 7.12 (a) Approve Submission of FY2017 State Homeland Security Grant Application in the amount of \$139,894; (b) Authorize the Sheriff to sign the Grant Application; and (c) Authorize the Chairman of the Board or County Administrative Officer to sign the Grant Assurances.

Enactment No: Resolution No. 2017-144

- 7.13 Approve Long Distance Travel to Las Vegas, Nevada for Water Resources Technician Mark Miller to Attend Advanced Watercraft Disinfection Training from November 13, 2017 through November 16, 2017 for the Lake County Invasive Species Prevention Program to prevent Quagga/Zebra Mussels within Lake County.

On motion of Supervisor Steele, and by vote of the Board approved consent agenda items 7.1 through 7.13, with the exception of 7.4. 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

Ceva Giumelli, Joyce Percy and Joan Moss spoke.

- 8.2** 9:10 A.M. - Presentation of Proclamation Designating the Month of November 2017 as Alzheimer's Awareness Month in Lake County, California and Honoring Eva Johnson as the Founder of the Adult Day Care Program, now known as Elder Day Services of Lake County, Ca. Inc.

Supervisor Steele read the proclamation into the record and presented it to the attendees of the Elder Day Care Group. Eva Johnson was recognized as the founder of this group 21 years ago. Ms. Johnson spoke.

8.3 9:12 A.M. ERRATUM: (a) Consideration of Continuation of a Proclamation of a Local Health Emergency by the Lake County Health Officer; (b) Update and Discussion on Sulphur Fire Recovery; and (c) Consideration of Establishing a Deadline Earlier than the State-mandated date of November 13, 2017 for Return of Right of Entry (ROE) Forms from Sulphur Fire survivor/owners to Participate in the County/State Debris Cleanup Program

(a) Health Services Director Denise Pomeroy presented the item to the Board. Environmental Health Director Ray Ruminski gave a report on the Sulphur Fire. The Army Corps of Engineers is in charge of the debris removal for this disaster. CalRecycle was the contractor for the previous fires in the County, funded as part of the operation. The Right of Entry (ROE) deadline is next Monday, November 13, 2017 and forms will not be accepted after that date. A private contractor will be necessary for anyone who does not turn in an ROE form by the due date. Out of 201 properties, 3 properties are subject to nuisance abatement action for the Sulphur Fire.

(b) County Administrative Officer Carol Huchingson introduced the item. Water Resources Director Phil Moy presented the item to the Board. LSC Environmental Products is applying a product to the Sulphur Fire burn area, known as Posi-Shell for erosion control, which will hold burn debris and ash in place so it does not wash into the lake. A mixture of clay cement and water is sprayed on the debris. The company is working with CalOES on the application process. Posi-Shell is a neutral product but will be kept out of the water.

(c) County Administrative Officer Carol Huchingson presented the item to the Board. There has been discussion regarding the Right of Entry (ROE) deadline with FEMA and CalOES. The only option is an earlier deadline for the ROE. Jeff Toney from CalOES spoke regarding this deadline. The date was elected due to the direct threat for public health and safety, as well as planning and expediency. Ms. Huchingson spoke and offered to write a letter on behalf of the Board regarding the deadline requesting two more weeks. FEMA Division Supervisor Lance Harbor discussed the intent of the Right of Entry, which is to set the deadline to ensure the debris operations are complete by end of the year. Once the January rain season comes, there will be issues with the remaining debris on the ground. The deadline is also important to accelerate the abatement process while the contractors are still available.

Chair Smith asked if anyone present wished to speak and Joan Moss spoke. No one else 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 Continuation of a Proclamation of a Local Health Emergency by the Lake County Health Officer. The motion carried by the following vote:

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

(b) Discussion Only

(c) There was Board Consensus for County Administrative Officer Carol Huchingson to write a letter the the California Governor's Office of Emergency Services on behalf of the Board expressing their sentiments and asking for an additional two weeks for the Right of Entry deadline.

8.4 9:15 A.M. - Consideration of Continuation of a Proclamation of a Local Emergency Due to the Sulphur Fire Incident

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 Steele, and by vote of the Board, approved the Continuation of a Proclamation of a Local Emergency due to the Sulphur Fire Incident. The motion carried by the following vote:

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

8.5 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.

Sheriff Brian Martin presented the item to the Board. Administrative Analyst Marcy Harrison reported on the Valley Fire Debris Insurance Collection Project. County Administrative Officer Carol Huchingson also 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.

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

8.6 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

8.7 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 Steele, 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

8.8 9:30 A.M. - HEARING - Consideration of Appeal of Marijuana Nuisance Abatement; located at 2705 Hartley Road, Lakeport (APN 005-039-08 - Penni Rene White)

All parties to the hearing were sworn in (Clerk did so). Community Development Code Enforcement Technician Jeri Driver, Code Enforcement Program Supervisor Kathy Freeman and Code Enforcement Officer Mike Penhall were present.

A communication from Ms. White's attorney was received stating the appeal would be withdrawn. The Board announced they would not hear the appeal since it had been withdrawn by the appellant. Dennis Burke, neighbor to Ms. White at 2705 Hartley Road, Lakeport, Ca. was present and spoke.

The department will move forward with the abatement and obtain the warrant which is on a timeframe for the marijuana harvest.

No action was taken on this item as the appellant has withdrawn the appeal.

8.9 10:00 A.M. - PUBLIC BID OPENING – Consideration of Bids to Purchase Holiday Harbor and the Lucerne Visitor Information Center

Deputy County Administrative Officer Stephen Carter presented the item to the Board. County Administrative Officer Carol Huchingson read the bids received into the record.

Visitor Information Center (VIC) (Minimum Bid Amount \$260,000)

1 sealed bid

Ed Olson \$263,500.

Ms. Huchingson asked for any oral bids 5% over the asking price, which would be \$276,675. No oral bids were received.

Holiday Harbor (Minimum Bid Amount \$750,000)

3 sealed bids

Edward Churno \$755,000.

Ed Olson \$759,500.

Active Realty - Scott Walmuth \$550,000 (disqualified)

Ms. Huchingson asked for any oral bids 5% over the asking price, which would be \$797,475. No oral bids were received.

Chair Smith asked if anyone present wished to speak and the following people spoke: The Real Estate Agent for Ed Olson and Dave Hughes from County Air Commercial Properties. No one else 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 bid from Ed Olson in the amount of \$263,500. to purchase the Lucerne Visitor Information Center. The motion carried by the following vote:

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

On motion of Supervisor Steele, and by vote of the Board, approved the bid from Ed Olson in the amount of \$759,500. to purchase Holiday Harbor. The motion carried by the following vote:

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

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 Consideration of Letter to Congressional Representatives Thompson, Garamendi and Huffman expressing the Board's position regarding the value of Scott Dam on Lake Pillsbury

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.

On motion of Supervisor Steele, and by vote of the Board, approved the Letter to Congressional Representatives Thompson, Garamendi and Huffman expressing the Board's position regarding the value of Scott Dam on Lake Pillsbury. The motion carried by the following vote:

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

9.3 Consideration of EARTH Town Council request for a bridge over the Long Valley Creek crossing

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

Direction was given to staff to return to the Board providing a map and project description before moving forward.

9.4 Consideration of the Following Appointment: East Region 3 Town Hall (EARTH)

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.

On motion of Supervisor Steele, and by vote of the Board, appointed Luther "Monte" Winters to the East Region 3 Town Hall (EARTH). The motion carried by the following vote:

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

9.5 Consideration of the Following Appointments: Child Care Planning and Development Council

Supervisor Smith 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 Brown, and by vote of the Board, appointed Angel Coppa and Megan McDonald to the Child Care Planning and Development Council. The motion carried by the following vote:

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

9.6 SECOND READING - Consideration of an Ordinance amending County Code section 2-2, 2.2 of Article I, Chapter 2, of the Lake County Code, Office Hours of County Offices.

Supervisor Steele presented the item to the Board. Supervisor Brown recused himself from this 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 Smith offered Ordinance No. 3069, and it was passed by roll call vote:

Ayes- Supervisors: 4 - Smith, Steele, Scott and Simon

Recused- Supervisors: 1 - Brown

Enactment No: 3069

9.7 Discussion and Consideration of Amending the Treasurer-Tax Collector's Temporary Modification of Front Office Hours of Operation through December 31, 2017.

Treasurer-Tax Collector Barbara Ringen presented the item to the Board. Ms. Ringen proposed the office hours of 9 am to 5 pm and closed between 8 am and 9 am for training.

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 Brown, and by vote of the Board, approved amending the Treasurer-Tax Collector's Temporary Modification of Front Office Hours of Operation to 9 am to 5 pm and closed between 8 am and 9 am for training through December 31, 2017. The motion carried by the following vote:

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

9.8 (Sitting as the Lake County Sanitation District, Board of Directors) - Consideration of Contract in the amount of \$6,948,000 with K.J. Woods Construction, Inc. for the Construction of the Sewer Collection System in Anderson Springs and authorize Board Chair to sign the contract and authorize the Special Districts Administrator to issue the Notice of Award now and to issue the Notice to Proceed after the Final Budget Approval is received from the State Water Resources Control Board.

Special Districts Administrator Jan Coppinger 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 Director Simon, and by vote of the Board, approved the contract in the amount of \$6,948,000 with K.J. Woods Construction, Inc. for the Construction of the Sewer Collection System in Anderson Springs and authorized Board Chair to sign the contract and authorized the Special Districts Administrator to issue the Notice of Award now and to issue the Notice to Proceed after the Final Budget Approval is received from the State Water Resources Control Board. The motion carried by the following vote:

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

- 9.9** (a) Consideration of Resolution to join the Rural Counties Representatives of California Environmental Services Joint Powers Authority (ESJPA); and (b) Designate a member of the Board of Supervisors to act as the County's authorized delegate to the ESJPA Board of Directors, and authorize the County Public Services Director, or his/her designee, to serve as Alternate Delegate

Public Services Director Lars Ewing 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) Supervisor Steele offered the Resolution and it was passed by roll call vote:

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

(b) On motion of Supervisor Steele, and by vote of the Board, designated Supervisor Simon to act as the County's Authorized Delegate to the ESJPA Board of Directors, and authorized the County Public Services Director, or his/her designee, to serve as Alternate Delegate.

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

- 9.10** Consideration of Inmate Telephone and Video Visitation Service Agreement with Inmate Calling Solutions, LLC.

Sheriff Brian Martin presented the item to the Board. Correctional Captain Greg Hosman was also 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.

On motion of Supervisor Scott, and by vote of the Board, approved the Inmate Telephone and Video Visitation Service Agreement with Inmate Calling Solutions, LLC. 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 Labor Negotiator: (a) Chief Negotiator: M. Long; County Negotiators: C. Huchingson, K. Ferguson and C. Saderlund; and (b) Employee Organizations: DDAA, DSA, LCCOA, LCEA and LCSEA

- 10.2** Public Employee Evaluations
Title: County Counsel

The Board reconvened into Regular Session at 12:15 p.m. having taken no action.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 12:15 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors