



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, June 26, 2018

9:00 AM

Board Chambers

1. Call to Order

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

2. Moment of Silence

A moment of silence was observed.

3. Pledge of Allegiance

Led by Supervisor Brown.

4. Presentation by Animal Care & Control - Animals Available for Adoption

Animal Care and Control was not present.

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

5.1 Consideration of Resolution Confirming Existence of a Local Emergency Due to the Pawnee Fire Incident

Sheriff Brian Martin presented the item to the Board and requested this be heard as an extra item. The Pawnee fire started on Saturday, June 23, 2018 at 5:30 p.m. and is presently at over 11,500 acres and 5% contained. The fire started after the posting of the agenda.

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

Sheriff Brian Martin presented the item to the Board. Cal Fire Incident Manager Chief Billy See reported the current status of the disaster and objectives of their team. CalOES Coastal Regional Manager Jodie Traversaro gave an update on the fire.

Chair Steele 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 Smith, and by vote of the Board, approved to take this item up as an extra, as the emergency occurred after the posting of the agenda. The motion carried by the following vote:

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

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

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

5.2 Consideration of Proclamation of a Local Health Emergency by the Lake County Health Officer Due to the Pawnee Fire Incident

County Administrative Officer Carol Huchingson presented the item to the Board and requested this be heard as an extra item. The Pawnee Fire started after the posting of the agenda and there is a need to take action before the next meeting.

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

County Health Officer Dr. Sara Goldgraben presented the item to the Board. Health Services Director Denise Pomeroy was present. Public Services Director Laws Ewing was present and spoke.

Chair Steele 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 Smith, and by vote of the Board, approved to take this item up as an extra, as the emergency occurred after the posting of the agenda. The motion carried by the following vote:

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

On motion of Supervisor Simon, and by vote of the Board, approved the proclamation of a Local Health Emergency by the Lake County Health Officer. The motion carried by the following vote:

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

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 commending Kevin Seymour and Matt Selzer for their life saving efforts at a structure fire in Hidden Valley Lake, Ca.
- 7.2 Approve Minutes of the Board of Supervisors meetings held May 8, 2018 and May 15, 2018
- 7.3 (a) Approve Settlement Agreement and Release with Accord Communications and authorize the Chair to sign; and (b) Approve Restructured Agreement with Accord Communications and authorize the Chair to sign
- 7.4 Approve Second Amendment to Agreement between the City of Clearlake, City of Lakeport and the County of Lake Relative to Operation of a Local Public, Educational, and Governmental (PEG) Cable Television Channel; and authorize the Chair to sign
- 7.5 Adopt Resolution Approving Unanticipated Revenue to Fund Aquatic Weed Control Program

Enactment No: Resolution No. 2018-78

- 7.6 (Sitting as LCAQMD, Board of Directors): Adopt Resolution authorizing participation in Woodsmoke Reduction Pilot Program, and authorizing the APCO to sign the MOU and all program documents

Enactment No: Resolution No. 2018-79

- 7.7 (Sitting as LCAQMD, Board of Directors): Adopt Resolution authorizing participation in AB617 Community Air Protection Program, and authorizing the APCO to sign and execute the Grant Agreement and all program documents

Enactment No: Resolution No. 2018-80

- 7.8 (Sitting as LCAQMD, Board of Directors): Adopt Resolution authorizing participation in AB197 Emissions Inventory District Grant Program, and authorizing the APCO to sign and execute the grant agreement and all program documents

Enactment No: Resolution No. 2018-81

- 7.9 (a) Waive the formal bidding process, per Ordinance #2406, Purchasing Code 38.2, determining that competitive bidding would produce no economic benefit to the County; and (b) Consider hourly contract for Veterinary Services with Dr. Richard Bachman, DVM, in the not to exceed amount of \$25,000 and authorize the Chair to sign

7.10 Authorize Advanced Step Hiring of David Schwenger for Chief Deputy Assessor-Recorder-Valuations, Step 5

7.11 Adopt Resolution Establishing 2018-2019 Appropriations Limit for the County of Lake and Special Districts Governed by the Board of Supervisors

Enactment No: Resolution No. 2018-82

7.12 Adopt the Resolution approving Amendment A01 to the Standard Agreement between the County of Lake and the Department of Health Care Services (DHCS) for the period of May 1, 2013 through June 30, 2017 and authorize the Behavioral Health Administrator to sign the Amendment

Enactment No: Resolution No. 2018-84

7.13 Adopt the Resolution approving the Standard Agreement between the County of Lake and the Department of Health Care Services (DHCS) for the period of July 1, 2017 through June 30, 2022 and authorize the Behavioral Health Administrator to sign the Standard Agreement

Enactment No: Resolution No. 2018-85

7.14 Approve Contract Between the County of Lake and Trina Maia, for Physical Therapy in Support of the California Children's Services Program (CCS) and the Medical Therapy Program (MTP) for a term starting July 1, 2018 through June 30, 2019 and a maximum amount of \$81,375; and authorize the Chair to sign

7.15 Approve Contract Between County of Lake and Sheila McCarthy, OT, Registered for Occupational Therapy Services in Support of the California Children's Services Program (CCS) and the Medical Therapy Unit (MTU) for a term starting July 1, 2017 through June 30, 2019 and a maximum compensation of \$27,244.80; and authorize the Chair to sign

7.16 Approve Purchase of Vertiv Uninterruptible Power Supply (UPS) unit and accessories in the County Courthouse server room in the amount of \$29,515.04; and authorize the IT Director to issue Purchase Order to CDW

7.17 Approve Amendment to the Lease Agreement Between the County of Lake and Gary Weiser and Shelley Weiser for the Office Space Located at 4477 Moss Ave, Unit B, Clearlake, CA. for the Period From April 1, 2018 Through March 31, 2021 for an Amount Not To Exceed \$13,200 annually; and Authorize the Chair to Sign

7.18 Approve Agreement between the Lake County Sheriff's Department and U.S. Forest Service for FY 17/18 annual operating and financial plan, in the amount of \$19,000 for Controlled Substance Operations, and authorize the Sheriff and the Chairman to sign

- 7.19** Approve the sealed bid award for the purchase of a Full Body Scanner for use by the Lake County Jail/Hill Road Facility and to authorize the Sheriff/Coroner/Assistant Purchasing Agent to issue purchase order to Adani Systems, Inc. in the amount of \$113,662.50
- 7.20** Approve Late Travel Claim in the amount of \$64 to Susan West for meal reimbursement while attending a training session
- 7.21** Approve Contract between the County of Lake and Lake Transit Authority in the Amount of \$73,920 from July 1, 2018 to June 30, 2019 for CALWORKS Public Transportation Services and authorize the Chair to sign
- 7.22** Approve Contract Between the County of Lake and Lake Family Resource Center in the Amount of \$25,000 from July 1, 2018 to June 30, 2019 for CALWORKS Domestic Violence Services, and authorize the Chair to sign

On motion of Supervisor Scott, and by vote of the Board, approved Consent Agenda Items 7.1 through 7.22. The motion carried by the following vote:

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

8. Timed Items

8.1 9:05 A.M. - Public Input

There was no public input.

- 8.2** 9:10 A.M. - Presentation of Proclamation commending Kevin Seymour and Matt Selzer for their life saving efforts at a structure fire in Hidden Valley Lake, Ca.

Supervisor Simon read the proclamation into the record and presented it to Kevin Seymour and Matt Selzer. Cal Fire Battalion Chief Mike Wink was present and spoke.

This Ceremonial Item was read into the record and presented.

- 8.3** 9:15 A.M. - Consideration of Continuing a Proclamation of a Local Emergency Due to the Sulphur Fire Incident

Sheriff Brian Martin presented the item to the Board.

Chair Steele 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 Smith, 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 - Simon, Smith, Scott, Brown and Steele

8.4 9:16 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to Wildfire Conditions, pertaining to the Rocky, Jerusalem and Valley Fires

Sheriff Brian Martin presented the item to the Board.

Chair Steele 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 Local Emergency due to Wildfire Conditions, pertaining to the Rocky, Jerusalem and Valley Fires. The motion carried by the following vote:

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

8.5 9:17 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to Clayton Fire

Sheriff Brian Martin presented the item to the Board.

Chair Steele 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 Local Emergency due to Clayton Fire. The motion carried by the following vote:

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

8.6 9:18 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to the Atmospheric River Storm

Sheriff Brian Martin presented the item to the Board.

Chair Steele 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 Local Emergency due to the Atmospheric River Storm. The motion carried by the following vote:

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

8.7 9:20 A.M. - APPEAL HEARING - Consideration of Appeal of an Administrative Citation for Renatto Aguas

Water Resources Interim Director David Cowan presented the item to the Board. Quagga Mussel Program Coordinator Mark Miller was present and spoke. The appellant, Renatto Aguas, was not present as he resides in Southern California and was in Lake County on vacation at the time of the incident. Mr. Aguas had purchased a Quagga mussel sticker for his vessel the day before he launched his boat into Clear Lake. He forgot to place the sticker on the boat and was pulled over by the Sheriff who issued a citation. All documentation was submitted by the appellant with proof of purchase and payment for the quagga mussel sticker.

Chair Steele 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 Smith, and by vote of the Board, approved the appeal of an Administrative Citation for violation of the Quagga Mussel sticker requirement. The motion carried by the following vote:

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

Nayes- Supervisors: 1 - Steele

8.8 9:30 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 presented the item to the Board.

Chair Steele 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 the Resolution and it was passed by roll call vote:

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

Enactment No: Resolution No. 2018-86

8.9 9:45 A.M. - Consideration and Approval of Lucerne Hotel RFP Proposer's Recommendation by Proposal Evaluation Panel

Deputy County Administrative Officer Michelle Scully presented the item to the Board.

Chair Steele asked if anyone present wished to speak and the following people spoke: Denise Rushing, Bill Stranger, Ed Robey, Carol Cole-Lewis from Paradigm, Elizabeth Larson from the LARA Institute, Peter Hess, Phil Murphy and Larry Troutman. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Smith, and by vote of the Board, approved the option to sell the Lucerne Hotel and return to the Board with the documents to start the process. The motion carried by the following vote:

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

8.10 10:15 A.M. - Presentation from the Cyanobacteria Workgroup to the Board

Public Health Director Denise Pomeroy presented the item to the Board and gave a PowerPoint presentation on Cyanobacteria. County Health Officer Sara Goldgraben and Water Resources Interim Director David Cowan were also present and spoke. Big Valley Environmental Director Sarah Ryan and Elem Indian Colony Environmental Director Carolla Kennedy spoke.

Chair Steele asked if anyone present wished to speak and the following people spoke: Joan Moss and Michelle Scully. No one else wished to speak and the public input portion of this item was closed.

Presentation only.

9. Non-Timed Items**9.1 Supervisors' weekly calendar, travel and reports****9.2 Consideration of the following appointments:**

(IHSS) Public Authority Advisory Committee

(MCAH) Maternal, Child and Adolescent Health Advisory Board

Chair Steele presented the item to the Board.

Chair Steele 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 Smith, and by vote of the Board, appointed the following advisory board members:

Simone Tatman to the (IHSS) Public Authority Advisory Committee

Sharon Maher to the (MCAH) Maternal, Child and Adolescent Health Advisory Board

The motion carried by the following vote:

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

9.3 Consideration of (a) Board Member Appointment to new Redevelopment Agency (RDA) Oversight Board; and (b) Public Member Appointment to new Redevelopment Agency (RDA) Oversight Board

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

Chair Steele 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 Smith, and by vote of the Board, appointed the following Board Member to the new Redevelopment Agency (RDA) Oversight Board: Supervisor Jim Steele. The motion carried by the following vote:

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

(b) On motion of Supervisor Smith, and by vote of the Board, appointed the following Public Member to the new Redevelopment Agency (RDA) Oversight Board: Kelly Cox. The motion carried by the following vote:

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

9.4 Consideration of (a) Resolution adopting the Post-Employment Benefits Trust Administered by Public Agency Retirement Services (PARS) and Appointing the County Administrative Officer as the Plan Administrator; and (b) Resolution Transferring the Current Balance in the Pension Stabilization Reserve (Fund 155) to the Section 115 Post-Employment Benefits Trust and Authorizing Initial Investment Portfolio Option

Chief Deputy County Administrative Officer Jeff Rein presented the item to the Board. Public Agency Retirement Solutions (PARS) Executive Vice President Mitch Barker gave a PowerPoint presentation. Highmark Capital Management Director Fred Hurst was present and spoke.

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

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

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

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

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

Enactment No: Resolution No. 2018-87/2018-88

9.5 Consideration of an Agreement for Medical Services in Lake County's Detention Facility with California Forensic Medical Group for FY 2018-2019

Public Health Director Denise Pomeroy presented the item to the Board. Dr. Sara Goldgraben was also present.

Chair Steele 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.

On motion of Supervisor Smith, and by vote of the Board, approved the Agreement for Medical Services in Lake County's Detention Facility with California Forensic Medical Group for FY 2018-2019, and authorized the Chair to sign. The motion carried by the following vote:

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

- 9.6** Consideration of (a) Amendment One to Agreement between the County of Lake and Lake County Waste Solutions, Inc. for Solid Waste Handling and Recycling Services; and (b) Amendment One to Agreement between the County of Lake and South Lake Refuse Company, LLC for Solid Waste Handling and Recycling Services

Public Services Director Lars Ewing presented the item to the Board.

Chair Steele 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 Simon, and by vote of the Board, approved Amendment One to Agreement between the County of Lake and Lake County Waste Solutions, Inc. for Solid Waste Handling and Recycling Services, and authorized the Chair to sign. The motion carried by the following vote:

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

(b) On motion of Supervisor Simon, and by vote of the Board, approved Amendment One to Agreement between the County of Lake and South Lake Refuse Company, LLC for Solid Waste Handling and Recycling Services, and authorized the Chair to sign. The motion carried by the following vote:

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

- 9.7** Consideration of Resolution and Adoption of the Local Hazard Mitigation Plan

Undersheriff Chris Macedo presented the item to the Board. The 2018 version of the Lake County Local Hazard Mitigation Plan has been approved by CalOES and FEMA.

Chair Steele 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.

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

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

10. Closed Session

Chair Steele announced that the Board would now go into Closed Session for the reasons stated on the agenda.

- 10.1** Public Employee Evaluation
Title: County Librarian

- 10.2** Employee Disciplinary Appeal (EDA 18-01) Pursuant to Gov. Code sec. 54957

The Board reconvened into Regular Session at 12:49 p.m. having taken the following action:

On motion of Supervisor Scott, and by vote of the Board, denied Employee Disciplinary Appeal (EDA 18-01) pursuant to Gov. Code Sec. 54957. The motion carried by the following vote:

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

10.3 Public Employee Appointments pursuant to Gov. Code Section 54957(b)(1):

(a) Appointment of Water Resources Director

(b) Appointment of Community Development Director

On motion of Supervisor Scott, and by vote of the Board, appointed David Cowan as Water Resources Director effective June 26, 2018. The motion carried by the following vote:

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

On motion of Supervisor Scott, and by vote of the Board, appointed Michalyn DelValle as Community Development Director effective June 26, 2018. The motion carried by the following vote:

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

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

Chair-Lake County Board of Supervisors