



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, August 14, 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 and Chair Steele

Absent: Supervisor Brown

2. Moment of Silence

A moment of silence was dedicated to the Firefighter that lost his life during the Ranch Fire.

3. Pledge of Allegiance

Led by Chairman Steele.

4. Consideration of Extra Items Not Appearing on the Posted Agenda

There were no extra items to consider.

5. Current Construction Projects - Contract Change Orders

There were no contract change orders to consider.

6. Approval of the Consent Agenda

- 6.1** Adopt Resolution Transferring the Current Balance in the Other Post-Employment Benefits Fund (645) to the Recently Authorized Section 115 Post-Employment Benefits Trust and Authorizing Initial Investment Portfolio Option

Enactment No: Resolution No. 2018-110

- 6.2** Approve Contract between the County of Lake and Debra Sally, DVM for Veterinarian Services in the amount not to exceed \$25,000 annually for the 18/19 Fiscal Year, and authorize the Chair to sign

- 6.3** Adopt Resolution Amending Resolution No. 2018-73 Establishing Position Allocations for Fiscal year 201-2019, Budget Unit No. 1123, Assessor

Enactment No: Resolution No. 2018-109

- 6.4** Adopt the Resolution approving the Mental Health Services Act Three-Year Program and Expenditure Plan for Fiscal Year 2017-2018 through Fiscal Year 2019-2020

Enactment No: Resolution No. 2018-108

- 6.5** Approve Agreement between the County of Lake and Cal Engineering & Geology, Inc. for Engineering Services for Repair of Socrates Mine Road Landslides, Lake County, CA in the amount not to exceed \$232,297.02; and authorize the Chair to sign
- 6.6** Approve Amendment Three to the Agreement for Final Design and Right-of-Way Services for the South Main Street and Soda Bay Road Corridor Improvement Project in Lake County, CA, with Quincy Engineering, Inc. for an increase of \$139,878.05, and an amount not to exceed \$2,483,054.78; and authorize the Chair to sign
- 6.7** Approve Encroachment Permit #18-27 - Temporary closure of a portion of Clear Lake in front of Library Park on Saturday August 18, 2018 from 8:00 a.m. to 12:00 p.m. for single-boat, high-speed demonstration runs associated with the Hot Car and Boat Show

On motion of Supervisor Scott, and by vote of the Board, approved Consent Agenda Items 6.1 through 6.7. The motion carried by the following vote:

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

Absent- Supervisors: 1 - Brown

7. Timed Items

7.1 9:05 A.M. - Public Input

There was no public input.

7.2 9:06 A.M. - Consideration of Update and Discussion on the Mendocino Complex - River and Ranch Fires Response and Recovery

County Administrative Officer Carol Huchingson introduced the item. Sheriff Brian Martin presented the item to the Board. CalFire was unable to attend the meeting due to yesterday's loss of an out of state firefighter on the Ranch Fire. Sheriff Martin thanked the many departments and mutual aid that have assisted in this disaster. The Sheriff also thanked the citizens of Lake County for their cooperation during this time. Lake Pillsbury and Bartlett Springs Road continue to be a dangerous area. The Emergency Operations Center (EOC) will continue to operate remotely, transitioning to the recovery phase.

Emergency Operations Center staff update:

For the Care and Shelter Branch, Department of Social Services Director Crystal Markytan reported that all shelters are closed as of today. There were a total of 5,418 stays and 50,000+ meals served during this time. Social Services staff is operating the Local Assistance Center (LAC), which will remain open through Friday, August 17, 2018.

Health Services Director Denise Pomeroy reported on the Medical and Health Branch. A Norovirus breakout at the Lower Lake Shelter was the largest medical health emergency in 10 years. There were 56 known cases but not confirmed, 3 confirmed cases and 1 case to the Hospital Emergency Room. Ms. Pomeroy thanked the many health officers from mutual aid counties who assisted. The Public Health Nurses and Environmental Health Department are visiting the shelters daily. Doctors have worked with pharmacies to get displaced people their medication. Adventist Health in Clearlake was the only hospital operating in Lake County. There was a 50% spike in emergency care during this time. Comfort care workers were called in for the fragile population.

Animal Care and Control Director Bill Davidson reported that on July 28th LEAP was activated. The Animal Control Shelter was in the evacuation area so they asked that evacuees take animals with them if possible. Mr. Davidson thanked the ASPCA, who responded with trailers for animal evacuations. Numerous groups assisted with the animals as there were approximately 5,000 left behind in the area. As of Monday, Animal Care and Control has been able to resume regular operations.

Ag Commissioner Steve Hajik reported on the numerous crops that were impacted: Grapes, Pears, Livestock and 120,000 acres of Timber. Some animals had to be euthanized due to lack of water during the evacuation.

Community Development Chief Building Official Mary Jane Montana reported that damage assessments by the County started on August 2, 2018. The County has worked with teams from CalFire for 8 days with 1 to 2 teams from the Community Development Department. Tomorrow one team will be going out for missing and unclaimed data. The department has verified and red tagged 69 dwellings to date.

Behavioral Health Administrator Todd Metcalf reported staff have been assisting in the shelters from the first day of the disaster. Over 1000 hours of staff time has been spent in the shelters. Behavioral Health will start helping the public with adjusting to this event, providing emotional support.

County Administrative Officer Carol Huchingson reported that the department is working on financial strategies for the County to deal with this disaster. At this time, the preliminary cost is \$4,000,000 with additional cost to be added during the recovery period. Nathan Spangler, currently working at the Department of Social Services, has been assigned as Recovery Coordinator. Mr. Spangler was a former intern who worked with our Valley Fire Recovery Coordinator. There is a plan to host another virtual meeting this Thursday night at 6:00 p.m. on evolving topics; trees, erosion, debris and ash, etc. The new Recovery Coordinator to have office hours in the burn areas.

CalOES representative Charlie Simpson spoke. Marsha Scully from CalOES will be the recovery

manager for the County.

Chair Steele asked if anyone present wished to speak and the following people spoke: Duane Furland, Rosemary Dontje and Kimberly Carr. No one else wished to speak the public input portion of this item was closed.

No action required.

- 7.3** 9:15 A.M. - Discussion and Consideration of Various Amendments to the Lake County Zoning Ordinance Regarding a Reduction in the Minimum Residential Construction Standards in the Single-family Residential (R1) and Manufactured Home Overlay (MH) Districts; Updates to the Collector's Permit Terms and Conditions; Restaurants as Accessory Uses to a Tasting Room; and Temporary Dwellings in Emergency Situations; and Request for Board Direction

Community Development Director Michalyn DelValle presented the item to the Board. A PowerPoint presentation was given. Chief Building Official Mary Jane Montana was present and spoke.

Chair Steele asked if anyone present wished to speak and the following people spoke: Richard Knoll, Kimberly Carr, Derek Jolfey and Phil Murphy. No one else wished to speak and the public input portion of this item was closed.

No action required.

- 7.4** 9:30 A.M. - (a) Presentation of Code Enforcement Update; and (b) Consideration of Request for Board Direction Regarding Amendments to Chapter 13 of the Lake County Code

(a) Community Development Director Michalyn DelValle presented the item to the Board. Code Enforcement Officer Mike Penhall, Code Enforcement Supervisor Kathy Freeman and Chief Building Official Mary Jane Montana were present. Mr. Penhall gave a PowerPoint presentation on the Code Enforcement Update.

There was Board consensus for the department to move ahead with proposed amendments to Chapter 13 of the Lake County Code and return to the Board for consideration.

- 7.5** 10:00 A.M. - PUBLIC BID OPENING – Consideration of Bids to Purchase the property known as the Lucerne Hotel, located at 3700 Country Club Drive, Lucerne, CA (APN'S 034-182-030 & 040, AND 034-867-010 through 070) pursuant to Government Code Section 25520 et seq. (DUE TO THE MANDATED EVACUATION OF THE CITY OF LAKEPORT DUE TO DISASTER, THE PUBLIC BID OPENING WILL BE CONTINUED TO AUGUST 21, 2018 @ 10:00 A.M.)

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 Scott, and by vote of the Board, approved to continue this item to August 21, 2018 at 10:00 a.m., due to the mandated evacuation of the City of Lakeport. The motion carried by the following vote:

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

Absent- Supervisors: 1 - Brown

7.6 10:15 A.M. - PUBLIC BID OPENING – Consideration of Bids to Purchase the Bevins Court Properties in Lakeport, CA (APN's 025-462-100 & 090), Pursuant to Government Code Section 25520 et seq. (Continued from August 7, 2018)

County Administrative Officer Carol Huchingson presented the item to the Board. Deputy County Administrative Officer Stephen Carter was also present. No written bids have been received for the Bevins Court Properties at this time. Chair Steele asked if there were any oral bids to consider. An oral bid from Lake County Tribal Health Executive Ernesto Padilla was offered in the amount of \$294,000.

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 oral bid of \$294,000 received from Lake County Tribal Health. The motion carried by the following vote:

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

Absent- Supervisors: 1 - Brown

8. Non-Timed Items

8.1 Supervisors' weekly calendar, travel and reports

8.2 Consideration of change in Board of Supervisors Committee Assignment for Vice Chair to the Disaster Council

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 Supervisor Simon to serve as Vice-Chair for the Board of the Disaster Council. The motion carried by the following vote:

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

Absent- Supervisors: 1 - Brown

8.3 Discussion and Consideration of a Draft Ordinance Amending Certain Sections of Chapter 13 to Establish Administrative Fines for Violations of the Lake County Code Relating to the Failure to Obtain and/or Maintain Any Permit Related to Cannabis Operations

County Counsel Anita Grant presented the item to the Board. Community Development Director Michalyn DelValle and Code Enforcement Supervisor Kathy Freeman were 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, waived the reading of the Ordinance to have it read it title only (Clerk did so). The motion carried by the following vote:

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

On motion of Supervisor Smith, and by vote of the Board, advanced the ordinance to August 21, 2018 for consideration of passage. The motion carried by the following vote:

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

8.4 Consideration of Resolution to Oppose Proposition 6 in the November 2018 Election

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

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

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

Absent- Supervisors: 1 - Brown

Enactment No: Resolution No. 2018-111

9. Closed Session

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

9.1 Conference with Legal Counsel: Decision Whether to Initiate Litigation Pursuant to Government Code section 54956.9(d)(4): County of Lake v. United States, Department of Interior

The Board reconvened into Regular Session at 12:26 p.m. having taken no action.

10. Adjournment

There being no further business, the Board of Supervisors adjourned at 12:26 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors