



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, July 24, 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: 5 - Supervisor Simon, Supervisor Smith, Vice Chair Scott, Supervisor Brown and Chair Steele

2. Moment of Silence

A moment of silence was observed.

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 Expressing Support for the Lower Lake High School Homecoming Parade

Enactment No: Resolution No. 2018-97

6.2 Approve Resolution of the Board of Trustees of the Middletown Unified School District Ordering a School Bond Election, and Authorizing Necessary Actions in Connection Therewith

6.3 Approve Resolution of the Board of Trustees of the Upper Lake Unified School District Ordering a District-Wide Election to Authorize the Issuance of School Bonds, Establishing Specifications of the Election Order, and Requesting Consolidation with Other Elections Occurring on November 6, 2018

6.4 Approve Resolution of the Board of Trustees of the Upper Lake Unified School District Ordering an Election in School Facilities Improvement District No. 1 (K-8 Area) to Authorize the Issuance of School Bonds, Establishing Specifications of the Election Order, and Requesting Consolidation with Other Elections Occurring on November 6, 2018

6.5 Adopt Resolution Amending Resolution No. 2018-73 Establishing Position Allocations for Fiscal Year 2018-2019, Budget Unit No. 1012, Administrative Office

Enactment No: Resolution No. 2018-98

6.6 (a) Waive the formal bidding process, pursuant to Lake County Code Section 38.2, as it is not in the public interest due to the unique nature of goods or services; and (b) Approve the Agreement between the County of Lake and Clover Valley Guest Home for Adult Residential Support Services and Specialty Mental Health Services for Fiscal Year 2018-19 for the amount of \$80,300 and authorize the Board Chair to sign the Agreement

6.7 (a) Waive the formal bidding process, pursuant to Lake County Section Code 38.2, as it is not in the public interest due to the unique nature of goods or services; and (b) Approve the Agreement between the County of Lake and Manzanita House for Adult Residential Support Services and Specialty Mental Health Services for Fiscal Year 2018-19 for the amount of \$125,000 and authorize the Board Chair to sign the Agreement

6.8 (a) Waive the formal bidding process, pursuant to Lake County Code Section 38.2, as it is not in the public interest due to the unique nature of goods or services; and (b) Approve the Agreement between the County of Lake and Victor Treatment Centers, Inc. for Specialty Mental Health Services for Fiscal Year 2018-19 in the amount of \$50,000 and authorize the Board Chair to sign the Agreement

6.9 Approve Contract Between County of Lake through the Department of Social Services and Lake County Behavioral Health in the Amount of \$144,840 from July 1, 2017 to June 30, 2019 and authorize the Chair to sign

6.10 Approve Contract between the County of Lake and Lake County Office of Education in the Amount of \$36,000 from July 1, 2018 to June 30, 2019 for providing a Family Positive Response program for children referred by Probation and authorize the Chair to sign

6.11 Approve Contract Between Lake County Department of Social Services and Lake County Office of Education in the Amount of \$45,000 for FY 2018-2019 for Case Management Services for Children in Out of Home Care; and authorize the Chair to sign

- 6.12** Adopt Resolution Authorizing submittal of an Application to the California State Department of Housing and Community Development for Funding the Home Investment Partnership Program and If Selected, Execution of Agreement, Amendments, Related Documents to Participate in the Home Investment Partnerships Program

Enactment No: Resolution No. 2018-99

- 6.13** Approve Amendment #1 to the Contract Between the County of Lake and Regional Housing Authority in the amount of \$2,500 to prepare an application to the State HOME Investment Partnership Program, and authorize the Chair to sign

On motion of Supervisor Simon, and by vote of the Board, approved Consent Agenda Items 6.1 through 6.13. The motion carried by the following vote:

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

7. Timed Items

7.1 9:05 A.M. - Public Input

There was no public input.

- 7.2** 9:08 A.M. - Consideration of Continuing a Proclamation of a Local Health Emergency by the Lake County Health Officer due to the Pawnee Fire Incident

Public Health Director Denise Pomeroy presented the item to the Board. Deputy Public Health Officer Dr. Erin Gustafson and Environmental Health Director Jasjit Kang were present. Director Kang reported that outreach letters have been sent and 11 responses have been received. 10 out of 11 homeowners are requesting assistance with the disaster. If available, this will be a state assisted program.

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 Health Emergency by the Lake County Health Officer due to the Pawnee Fire Incident. The motion carried by the following vote:

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

- 7.3** 9:10 A.M. - Consideration of Continuing a Proclamation of a Local Emergency Due to the Sulphur Fire Incident

Lieutenant Norm Taylor of the Sheriff's Office 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

7.4 9:11 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to Wildfire Conditions, pertaining to the Rocky, Jerusalem and Valley Fires

Lieutenant Norm Taylor of the Sheriff's Office 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

7.5 9:12 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to Clayton Fire

Lieutenant Norm Taylor of the Sheriff's Office 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

7.6 9:13 A.M. - Consideration of Continuing a Proclamation of a Local Emergency due to the Atmospheric River Storm

Lieutenant Norm Taylor of the Sheriff's Office 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

7.7 9:14 A.M. - Consideration of Continuing a Proclamation of a Local Emergency Due to the Pawnee Fire Incident

Lieutenant Norm Taylor of the Sheriff's Office 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 the Pawnee Fire Incident. The motion carried by the following vote:

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

7.8 9:15 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 opened the public hearing and asked if anyone present wished to speak. No one wished to speak and the public hearing 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. 2018-100

7.9 9:30 A.M. - Public Hearing for the Proposed Lake County Tourism Improvement District (LCTID)

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

Chair Steele opened the public hearing and asked if anyone present wished to speak. The following people spoke: Paul Kolb, Vanay Patel and Dilep Patel from Best Western Hotel in Clearlake, Larry Galupe from Twin Pine Casino, a representative from the Anchorage Inn, Sally Peterson from Middletown Rancheria, Lynn Butcher from the Tallman Hotel and Lisa Wilson from Clearlake Campground. No one else wished to speak and the public hearing was closed.

No action. Public Hearing to receive public input only.

7.10 9:45 A.M. - Presentation from Rural County Representatives of California (RCRC) for iFoster's 1 Laptop Program for Foster Youth

Rural Counties of California Vice-President Craig Ferguson presented the item to the Board. Kristine Schneller with iFoster Business Development was present and gave a PowerPoint presentation. Deputy Social Services Director Amber Davis was present and spoke. A total of 27 laptops will be distributed to Lake County Foster youth starting at 11:30 a.m. today.

Chair Steele 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.

7.11 10:00 A.M. - (Continued from June 19, 2018) HEARING - Nuisance Abatement Hearing for Toby Coleman; 3905 Gaddy Lane, Kelseyville CA, APN: 008-028-34

Attorney Andre Ross from Ewing and Associates was present with property owner Toby Coleman. Code Enforcement Officer Mike Penhall and Deputy County Counsel Shanda Harry were present. Mr. Penhall requested a 30 day continuance of this matter to ensure clean up of the property.

On motion of Supervisor Smith, and by vote of the Board, approved a 30 day continuance of this matter to August 28, 2018. The motion carried by the following vote:

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

7.12 10:30 A.M. - Presentation by Health Services Tobacco Education Program and Overview of Program Objectives for Fiscal Years 2017-2021

Health Services Director Denise Pomeroy presented the item to the Board. A presentation by Tobacco Control Coordinator Gina Lyle Griffin was given. Health Program Support Specialist Liberty Perry was also present.

Chair Steele 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.

8. Non-Timed Items

8.1 Supervisors' weekly calendar, travel and reports

8.2 Consideration of Resolution Declaring the Board of Supervisors Intent to Sell Property, Not Required for Public Use, Known as The Lucerne Hotel, Located at 3700 Country Club Drive, Lucerne, California (APN's 034-182-030 & 040, and 034-867-010 Through 070), Pursuant to Government Code Section 25520 Et Seq.

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

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

Enactment No: Resolution No. 2018-101

8.3 Discussion and Consideration of a County Ordinance Adding Article VII to Chapter 18 of the Lake County Code Establishing a Cannabis Business Tax

County Counsel Anita Grant presented the item to the Board. Community Development Director Michalyn DelValle was present and spoke.

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

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

Ayes: Supervisors Simon, Smith, Scott and Steele

Nays: Supervisor Brown

On motion of Supervisor Simon, and by vote of the Board, advanced the Ordinance two weeks to August 7, 2018. The motion carried by the following vote:

Ayes: Supervisors Simon, Smith, Scott and Steele

Nays: Supervisor Brown

- 8.4** Consideration of (a) Appointment of Dr. Gary Pace, M.D., MPH, MCP, as Interim County Health Officer; (b) Approval of Professional Services Agreement for Interim Health Officer Services and authorize Health Services Director to sign; and (c) Possible Direction to Staff for next steps in filling the County Health Officer position on a permanent basis

Health Services Director Denise Pomeroy presented the item to the Board. The current County Health Officer has resigned effective August 3, 2018. Ms. Pomeroy's recommendation is to appoint Dr. Gary Pace M.D. as Interim County Health Officer effective August 3, 2018.

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 Dr. Gary Pace, M.D. as Interim County Health Officer. 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, approved the Professional Services Agreement for Interim Health Officer Services and authorized the Health Services Director to sign.

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

(c) There was Board consensus to authorize the conceptual changes discussed to the Public Health Officer job specifications for permanent recruitment.

- 8.5** (Sitting as Lake County Watershed Protection District, Board of Directors) Consideration of a Resolution Authorizing the Watershed Protection District Director to Execute a Funding Agreement with the State of California Department of Water Resources to accept \$15,000,000 in Grant Funding for the Purchase of Real Property as part of the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project

County Counsel Anita Grant introduced the item to the Board. Watershed Protection District Director David Cowan 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.

Director 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. 2018-102

9. Closed Session

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

9.1 Public Employee Evaluations

Title: Public Services Director
Health Services Director

9.2 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 1:12 p.m. having taken no action.

10. Adjournment

There being no further business, the Board of Supervisors adjourned at 1:12 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors