



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, August 27, 2019

9:00 AM

Board Chambers

1. Call to Order

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

2. Moment of Silence

A moment of silence was observed and dedicated to Keith Kirsch.

3. Pledge of Allegiance

Led by Supervisor Crandell.

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

There were no extra items to consider.

5. Approval of the Consent Agenda

5.1 (a) Approve appointment of Victoria Smithson to Staff Services Analyst Senior at Behavioral Health, at Salary Step 3, retroactive to May 20, 2019, Pursuant to Rule 1604.6 of the Lake County Personnel Rules; and (b) Approve appointment of Morgan Hunter to Staff Services Analyst I at Behavioral Health, at Salary Step 2, retroactive to January 7, 2019, Pursuant to Rule 1604.6 of the Lake County Personnel Rules; and (c) Direct staff to prepare a minute order documenting your action

5.2 Adopt Resolution Amending the County of Lake's Classification Plan for the Classification of Lieutenant - Corrections.

Enactment No: Resolution No. 2019-119

5.3 Approve Emergency Animal Supply Deposit Terms & Conditions Agreement in order to accept donated Emergency Animal Supplies to be utilized for emergency sheltering needs within the State of California during a qualifying event and authorize the Animal Care and Control Director to sign.

5.4 Adopt Resolution Amending Resolution No. 2019-80 Establishing Position Allocations for Fiscal Year 2019-2020, Budget Unit No. 1121, Auditor-Controller/County Clerk.

Enactment No: Resolution No. 2019-120

- 5.5** (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 Resource Development Associates for implementation and maintenance of the Network of Care Website for Fiscal Year 2019-20 for a contract maximum of \$48,000 and authorize the Board Chair to sign the Agreement
- 5.6** (Sitting as Lake County Watershed Protection District, Board of Directors) Approve the Award of Bid for the Surrendered and Abandoned Vessels (SAVE) Towing and Disposal Services, Bid No. 19-14, to All In One Auto Repair and Towing for amount not to exceed \$50,000.00 from the date of the signed contract until September 30, 2020 and authorize the Chair to sign the Notice of Award and the Agreement.
- 5.7** (Sitting as Lake County Watershed Protection District, Board of Directors) Adopt Resolution Adopting the 2018 Update to the Westside Sacramento Integrated Regional Water Management Plan
- Enactment No: Resolution No. 2019-121
- 5.8** Adopt Resolution Approving Right of Way Certification for Clayton Creek Road over Clayton Creek Bridge Replacement Project, in Lake County, CA Federal Project number BRLO-5914(077)
- Enactment No: Resolution No. 2019-122
- 5.9** Approve Encroachment Permit #19-32 - Temporary closure of a portion of Clear Lake between Library Park and Skylark Shores Resort from September 6th through September 8th for the 2019 Seaplane Splash-In.
- 5.10** Authorize Long Distance Travel for Captain Norman R. Taylor to attend the 278th Session of the FBI National Academy Program in Quantico, Virginia

On motion of Supervisor Sabatier and by vote of the Board, approved Consent Agenda items 5.1 through 5.10. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Scott and Brown

6. Timed Items

6.1 9:05 A.M. - Public Input

Public members Rhonda Armstrong, Paula Mune, and Joel Coble spoke.

- 6.2** 9:15 A.M. - PUBLIC HEARING - (Sitting as the Lake County Watershed Protection District) - Consideration of a Resolution to form the Big Valley Groundwater Sustainability Agency, in accordance with the Sustainable Groundwater Management Act, which went into effect as California Water Code, Section 10720 ET.SEQ. on January 1, 2015.

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

Chair Scott opened the public hearing and Brenna Sullivan spoke. No one else wished to speak and the public hearing was closed.

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

Ayes: Directors Simon, Sabatier, Crandell, Brown, and Scott.

Enactment No: Resolution No. 2019-123

- 6.3** 9:30 A.M. - APPEAL HEARING - Transient Occupancy Tax (TOT)

Joann Saccato - 16986 Dogwood Way, Cobb, CA 95461

Ron Farruggia - 4685 Hawaina Way, Kelseyville, CA 95451

Chair Scott presented the item to the Board. The appeal for Ron Farruggia was withdrawn. There was a request to continue the appeal hearing for Joann Saccato to September 24, 2019 at 9:30 a.m.

Chair Scott 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 to continue the appeal hearing for JoAnn Saccato to September 24, 2019 at 9:30 a.m. The motion carried by the following vote:

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

Nayes- Supervisors: 1 - Sabatier

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

- 7.2** Discussion and Consideration of Consolidation of the Department of Water Resources Under the Authority of the Public Works Director.

County Administrative Officer Carol Huchingson presented the item to the Board. Public Works Director Scott DeLeon spoke.

Chair Scott 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 Crandell, and by vote of the Board, approved Consolidation of the Department of Water Resources Under the Authority of the Public Works Director. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Scott and Brown

7.3 Consideration of Resolution Adopting recommendations to address Fire Safe Regulations applicable to Outdoor Cannabis Cultivation Operations.

Supervisor Sabatier presented the item to the Board. Community Development Interim Chief Building Official Jack Smalley and Deputy Building Official Mary Jane Montana were present and spoke.

Chair Scott asked if anyone present wished to speak and the following people spoke: Joan Moss, Michael Green, Lance Williams, Richard Derum, Chris Jennings, and Mike Mitzel. No one else wished to speak and the public input portion of this item was closed. .

Supervisor Sabatier offered the Resolution as amended and it was passed by roll call vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Scott and Brown

Enactment No: Resolution No. 2019-124

7.4 Consideration of Lake County's Priorities for Long Term Recovery from Repeated Wildfire Disasters.

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

Chair Scott asked if anyone present wished to speak and Jessica Pyska and Joan Moss spoke. No one else wished to speak and the public input portion of this item was closed.

The department will bring this item back to the Board with revised priorities as discussed.

7.5 Consideration of Resolution of Intent to Participate in a Consortium Formed to Address the Region's Water Supply and the Native Anadromous Fisheries in the Eel River and the Upper Russian River

County Counsel Anita Grant presented the item to the Board.

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

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

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Scott and Brown

Enactment No: Resolution No. 2019-125

7.6 Consideration of (a) Dr. Erin Gustafson's Resignation as the County Public Health Officer; and (b) Appointment of Dr. Gary Pace, M.D., MPH, MCP, as Interim County Health Officer with Approval of Professional Services Agreement and Authorize Board Chair to Sign.

(a) Health Services Director Denise Pomeroy presented the item to the Board.

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

(b) Health Services Director Denise Pomeroy presented the item to the Board.

Chair Scott 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 Sabatier, and by vote of the Board, accepted the resignation of Dr. Erin Gustafson as the County Public Health Officer. The motion carried by the following vote:

Ayes: Supervisors Simon, Sabatier, Crandell, Brown and Scott

(b) On motion of Supervisor Sabatier, and by vote of the Board, appointed Dr. Gary Pace, M.D., MPH, MCP, as Interim County Health Officer, approved the Professional Services Agreement and authorized the Board Chair to sign.

Ayes: Supervisors Simon, Sabatier, Crandell, Brown and Scott

7.7 Consideration of an Agreement for Medical Services in Lake County's Detention Facility with California Forensic Medical Group for FY 2019-2022

Health Services Director Denise Pomeroy presented the item to the Board. California Forensic Medical Group representative George McKnight was present. Sheriff's Department Captain Norm Taylor was present and spoke.

Chair Scott 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 Sabatier, 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 2019-2022, with direction to staff to return to the next available meeting for approval to waive the formal bidding process, as it is not in the public interest due to the unique nature of goods or services. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Scott and Brown

8. Closed Session

Chair Scott announced that the Board would now go into Closed Session at 11:47 a.m. for the reasons stated on the agenda.

8.1 Public Employee Evaluations
Title: Director of Child Support Services

- 8.2 Conference with Labor Negotiator: (a) Chief Negotiator: M. Long; County Negotiators: C. Huchingson and P. Nichols; and (b) Employee Organization: LCDSA
- 8.3 Conference with Legal Counsel: Significant Exposure to Litigation Pursuant to Gov. Code sec. 54956.9(d)(2)(e)(3): Claim of Flesch
- 8.4 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9 (d)(1) – FERC Project No. 77, Potter Valley Hydroelectric Project
- 8.5 Conference with Legal Counsel: Decision whether to Initiate Litigation Pursuant to Gov. Code section 54956.9(d)(4): One Potential Case
- 8.6 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code Sec. 54956.9 (d)(1) : Drake v. Kennedy, et al.

The Board reconvened into Regular Session at 1:21 p.m. having taken no action.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 1:21 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors