



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, November 26, 2019

9:00 AM

Board Chambers

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Simon. County Administrative Officer Carol Huchingson, County Counsel Anita Grant, and Assistant Clerk of the Board Johanna DeLong were present, along with the following Supervisors:

Present: Acting Chair Simon, Supervisor Sabatier, Supervisor Crandell, Supervisor Brown

Absent: Chair Scott

2. Moment of Silence

A moment of silence was observed.

3. Pledge of Allegiance

Led by Robert Ellenberg.

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 Approve Letter of Support for a grant request to CAL FIRE's California Climate Investments (CCI) Fire Prevention Grant Program and authorize the Chair to sign
- 5.2 (a) Approve Letter of Support for a grant request to CAL FIRE's Forest Health Grant Program and authorize the Chair to sign; and (b) Approve Letter of Support for a grant request to CAL FIRE's Fire Prevention Grant Program and authorize the Chair to sign
- 5.3 Adopt Proclamation Recognizing Lucerne, California as Gateway to the Berryessa Snow Mountain National Monument
- 5.4 Approve the Addendum to the Consulting Agreement between the County of Lake and Ellis Planning Associates Inc. and authorize the Board Chair to sign.
- 5.5 Approve the Continuation of a Local Emergency due to the Atmospheric River Event 2019.
- 5.6 Approve the Continuation of a Local Emergency due to the Mendocino Complex Fire Incident (River and Ranch Fires).

- 5.7** Approve the Continuation of a Local Emergency due to the Pawnee Fire Incident.
- 5.8** Approve Amendment to the Agreement between the County of Lake and the County of Tehama to house juvenile wards for the period from September 22, 2017 through March 30, 2020, for an amount not to exceed \$380,000 annually; and authorize the Chair to Sign.
- 5.9** (A) Approve the FY 2019 Emergency Management Performance Grant application in the amount of \$138,133, (B) Authorize Sheriff Brian Martin to sign the Grant SubAward Face Sheet, the Authorized Agent document and the Subrecipient Grants Management Assessment form; (C) Authorize County Administrative Officer, Carol J. Huchingson to act as the Authorized Agent on behalf of the County to sign the Standard Assurances and initial each page, the Lobbying Certification and the FFATA Financial Disclosure document and (D) Authorize the Chairperson of the Board of Supervisors to sign the Certification of the Governing Body Resolution.
- 5.10** (A) Approve the FY 2019 Homeland Security application in the amount of \$141,960, (B) Authorize Sheriff Brian Martin to sign the Grant SubAward Face Sheet, the Authorized Agent document and the Subrecipient Grants Management Assessment form; (C) Authorize County Administrative Officer, Carol J. Huchingson to act as the Authorized Agent on behalf of the County to sign the Standard Assurances and initial each page, the Lobbying Certification and the FFATA Financial Disclosure document and (D) Authorize the Chairperson of the Board of Supervisors to sign the Certification of the Governing Body Resolution.
- 5.11** ADDENDUM - Approve the Continuation of a Local Emergency Due to the Kincade Fire Incident, the Burris Fire Incident and the October 2019 PG&E PSPS Events

On motion of Supervisor Sabatier, and by vote of the Board, approved Consent Agenda Items 5.1 through 5.11. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

6. Timed Items

6.1 9:05 A.M. - Public Input

Public member Phil Murphy spoke.

- 6.2** 9:06 A.M. - Consideration of Continuation of a Local Health Emergency and Order Prohibiting the Endangerment of the Community through the Unsafe Removal, Transportation, and Disposal of Fire Debris for the Mendocino Complex Fire.

Public Health Director Denise Pomeroy introduced the item to the Board. Environmental Health Director Jasjit Kang presented the item to the Board.

Chair Simon 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 continuation of a Local Health Emergency and Order Prohibiting the Endangerment of the Community through the Unsafe Removal, Transportation, and Disposal of Fire Debris for the Mendocino Complex Fire. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 6.3** 9:10 A.M. - Presentation of Proclamation Recognizing Lucerne, California as Gateway to the Berryessa Snow Mountain National Monument

Supervisor Crandell read the proclamation into the record and presented it to Lucerne Area Town Hall representative John Jensen.

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

This Ceremonial Item was read into the record and presented.

- 6.4** 9:30 A.M. - (a) Consideration of a Protest by Unity Adjustments of California, Inc., to the Consultant Selection Panel's Recommendation of Top Respondent to RFP No. 19-06, Request for Proposals for Sulphur, Pawnee and Mendocino Complex Wildfires Structural Burn Debris Removal Insurance Cost Recovery and Invoicing; and (b) Approve Agreement with Tetra Tech, Inc., for Sulphur, Pawnee and Mendocino Complex Wildfire Structural Burn Debris Removal Insurance Cost Recovery and Invoicing, in the amount of \$328,050.

(a) County Administrative Officer Carol Huchingson introduced the item to the Board. Deputy County Administrative Officer Matthew Rothstein presented the item to the Board. Robert Ellenberg of Unity Adjustments of California spoke.

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

(b) John Buri and Claudia Hill of Tetra Tech presented a PowerPoint Presentation to the Board. Deputy County Administrative Officer Matthew Rothstein and County Counsel Anita Grant spoke.

Chair Simon 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 Crandell, and by vote of the Board, denied the protest by Unity Adjustments of California, Inc., to the Consultant Selection Panel's Recommendation of Top Respondent to RFP No. 19-06, Request for Proposals for Sulphur, Pawnee and Mendocino Complex Wildfires Structural Burn Debris Removal Insurance Cost Recovery and Invoicing. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(b) On motion of Supervisor Crandell, and by vote of the Board, approved agreement with Tetra Tech, Inc., for Sulphur, Pawnee and Mendocino Complex Wildfire Structural Burn Debris Removal Insurance Cost Recovery and Invoicing, in the amount of \$328,050. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Addition of a Special Meeting to the Board's Annual Meeting Calendar for 2019

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

Chair Simon 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 addition of a special meeting to the Board's Annual Meeting Calendar for 2019. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 7.3** (a) Consideration of a Side Letter to the Lake County Deputy District Attorney Association (LCDDA) Memorandum of Understanding (MOU); (b) Side Letter to the Lake County to the Lake County Deputy Sheriff Association (LCDSA) MOU for May 7, 2019 to December 31, 2019; (c) Side Letter to the Lake County Correctional Officers Association (LCCOA) MOU for July 9, 2019 – December 31, 2019; (d) Side Letter to the Lake County Employee Association (LCEA) Units #3, #4 and #5 MOU for July 23, 2019 through December 31, 2019; (e) Side Letter to the Lake County Safety Employee Association (LCSEA) MOU for July 23, 2019 – December 31, 2019; (f) Side Letter to the Lake County Sheriff Management Association (LCSMA) 2019 MOU; (g) Resolution Amending Resolution No. 2018-125 Establishing Salaries and Benefits for Management Employees for the Period from July 1, 2018 to June 30, 2019; (h) Resolution Amending Resolution No. 2018-126 Establishing Salaries and Benefits for Employees Assigned to the Confidential Unit, Section A, for July 1, 2018 to June 30, 2019; and (i) Resolution Amending Resolution No. 2018-127 Establishing Salaries and Benefits for Employees Assigned to the Confidential Unit, Section B, for July 1, 2018 to June 30, 2019

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

Chair Simon 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, approved the Side Letter to the Lake County Deputy District Attorney Association (LCDDA) Memorandum of Understanding (MOU). The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(b) On motion of Supervisor Sabatier, and by vote of the Board, approved the Side Letter to the Lake County Sheriff Association (LCDSA) MOU for May 7, 2019 to December 31, 2019. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(c) On motion of Supervisor Sabatier, and by vote of the Board, approved the Side Letter to the Lake County Correctional Officers Association (LCCOA) MOU for July 9, 2019 – December 31, 2019. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(d) On motion of Supervisor Sabatier, and by vote of the Board, approved the Side Letter to the Lake County Employee Association (LCEA) Units #3, #4 and #5 MOU for July 23, 2019 through December 31, 2019. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(e) On motion of Supervisor Sabatier, and by vote of the Board, approved the Side Letter to the Lake County Lake County Safety Employee Association (LCSEA) MOU for July 23, 2019 – December 31, 2019. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(f) On motion of Supervisor Sabatier, and by vote of the Board, approved the Side Letter to the Lake County Sheriff Management Association (LCSMA) 2019 MOU. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(g) Supervisor Sabatier offered the Resolution and it was passed by roll call vote:

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

Absent- Supervisor: 1 - Scott

(h) Supervisor Sabatier offered the Resolution and it was passed by roll call vote:

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

Absent- Supervisor: 1 - Scott

(i) Supervisor Sabatier offered the Resolution and it was passed by roll call vote:

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

Absent- Supervisor: 1 - Scott

Enactment No: Resolution No. 2019-171

Enactment No: Resolution No. 2019-172

Enactment No: Resolution No. 2019-173

- 7.4** (a) Discussion/Consideration of recruitment for the Registrar of Voters (ROV) position; and/or, (b) Discussion/Consideration of restructuring of the Elections function; and/or, (c) Consideration of appointment of Interim Registrar of Voters

County Administrative Officer Carol Huchingson presented the item to the Board. Auditor-Controller/ County Clerk Cathy Saderlund spoke.

Chair Simon asked if anyone present wished to speak and the following people spoke: Mary Borjon and Michael Green. No one else 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, opened recruitment for the Registrar of Voters (ROV) position. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

(b) Discussion item only. No action taken.

(c) On motion of Supervisor Sabatier, and by vote of the Board, appointed Cathy Saderlund as Interim Registrar of Voters and continue the conversation to the December 10, 2019 meeting. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 7.5** Consideration of Appointments of a Director and Alternate to the California State Association of Counties (CSAC) Board of Directors for 2020

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

Chair Simon 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 Supervisor Sabatier as the Director and Supervisor Scott as the Alternate to the California State Association of Counties (CSAC) Board of Directors for 2020 . The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

8. Closed Session

Chair Simon announced that the Board would now go into Closed Session at 11:00 a.m. for the reasons stated on the agenda.

The Board reconvened into Regular Session at 11:28 a.m. having taken the following action:

- 8.1** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9 (d)(1) – Existing Litigation: Werner v. Knudsen, et al.

On motion of Supervisor Sabatier, and by vote of the Board, approved the filing of a disclaimer of interest. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 8.2** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 45956.9 (d)(1) – Existing Litigation: Heart Consciousness Church v. County of Lake, et al.

No action taken.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 11:29 a.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Johanna DeLong
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors