



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, February 28, 2023

9:00 AM

Board Chambers

Please see agenda for public participation information and eComment submission on any agenda item.

1. Call to Order

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

Present: Supervisor Simon, Supervisor Sabatier, Supervisor Crandell, Supervisor Green and Chair Pyska

2. Moment of Silence

A moment of silence was dedicated to Thomas Brown, Kevin Waycik, and the pedestrian victim in Clearlake.

3. Pledge of Allegiance

Led by Senior Deputy County Counsel Lloyd Guintivano.

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

4.1 a) Consideration of "extra" agenda item, and b) Consideration of Ratification of Proclamation of the Existence of a Local Emergency Due to Low Elevation Snow and Extreme Cold

a) Chair Pyska introduced the item to the Board.

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

b) Sheriff Rob Howe presented the item to the Board.

Chair Pyska 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 taking this item up as an extra item as it came up after the posting of the agenda. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

b) On motion of Supervisor Sabatier, and by vote of the Board, approved Ratification of Proclamation of the Existence of a Local Emergency Due to Low Elevation Snow and Extreme Cold. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

5. Approval of the Consent Agenda

5.1 (a) Approve Letter of Support for the North Shore Restoration Project Number 22-FH-LNU-46336202 and Authorize Chair to Sign and (b) Approve Letter of Support for the North Shore Restoration Project Number 22-FH-LNU-46336098 and Authorize Chair to Sign

5.2 Approve Letter of Support for Department of Energy Funding for CYRQ Energy's Geothermal Demonstration Project on Behalf of the Multi-Jurisdictional Geothermal Opportunity Zone (GeoZone)

This item was pulled from the agenda.

5.3 Approve Subordination, Nondisturbance, and Attornment Agreement dated October 22, 2021, by and among Oak Valley Community Bank, a California banking corporation and County of Lake and D. Judd Apartments, LLC and Authorize the Board Chair to Sign.

- 5.4** Approve Amendment to the Agreement Between County of Lake and the California Mental Health Services Authority for Behavioral Health Quality Improvement Program for FYs 2022-24 with no change to the contract maximum and authorize the Board Chair to Sign.

Assistant County Administrative Officer Stephen Carter presented the item to the Board. County Counsel Anita Grant spoke.

Chair Pyska 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 Amendment to the Agreement Between County of Lake and the California Mental Health Services Authority for Behavioral Health Quality Improvement Program for FYs 2022-24 with no change to the contract maximum and authorize the Board Chair to Sign amendment with amendment to the signature page. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

- 5.5** Approve Agreement Between County of Lake and BHC Heritage Oaks Hospital, Inc. for Acute Inpatient Psychiatric Hospital Services and Professional Services Associated with Acute Inpatient Psychiatric Hospitalization for Fiscal Year 2022-23 in the amount of \$80,000 and Authorize the Board Chair to Sign.
- 5.6** Approve Board of Supervisors Minutes February 14, 2023
- 5.7** (a) Waive the competitive bid process under section 2-38.2(3) of the Lake County Code because it would produce no economic benefit to the County. (b) Approve first amendment of agreement between County of Lake and TruePoint Solutions for as-needed permitting software services, in the amount of \$19,965.00 and authorize the Chair to sign.
- 5.8** Approve Request to Close Health Services offices from 1:00 p.m. to 4:00 p.m. Thursday, March 16, 2023, for All Staff Training and Meeting
- 5.9** Approve Participation Agreement between the County of Lake and the Department of Health Care Services for Medi-Cal Administrative Activities (MAA) and authorize the Director of Health Services to sign.
- 5.10** Approve Amendment No. 1 to the Agreement Between the County of Lake and AirMedCare Network for air ambulance services to the County of Lake Participants listed and amend the total compensation and authorize Chair to sign.
- 5.11** Approve a Professional Services Agreement between the County of Lake and Headway Transportation, LLC for consulting services to prepare the Soda Bay Corridor Evacuation Plan and authorize the Chair to sign the Agreement

- 5.12** Approve contract with Guardian RFID for a Safety Check program in the amount of \$40,485 and authorize the Chair sign the contract

This item was pulled from the agenda.

- 5.13** Approve Long Distance Travel for Teresa Wold, Housing Program Coordinator, to Attend the Nelrod Consortium Annual Conference Training in Las Vegas, Nevada from April 19-21, 2023.

- 5.14** Approve Rescission of Tax Deed to Purchaser of Tax Defaulted Property (APN 040-322-100)

- 5.15** Approve Rescission of Tax Deed to Purchaser of Tax Defaulted Property (APN 044-211-160)

On motion of Supervisor Crandell, and by vote of the Board, approved consent agenda items 5.1 through 5.15 with the exception of items 5.2 and 5.12 which were pulled for further discussion. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, moved to reopen the consent agenda. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, approved consent agenda items 5.1 through 5.15 with the exception of items 5.2, 5.4, and 5.12 which were pulled for further discussion. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

6. Timed Items

6.1 9:06 A.M. - Public Input

Public Member Andre Guziec spoke.

- 6.2** 9:10 A.M. - Consideration of the December 31, 2022 Report of Lake County Pooled Investments

Treasurer Tax Collector Patrick Sullivan introduced the item to the Board. Chandler Asset Management Representative Carlos Oblitas presented the PowerPoint Presentation to the Board.

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

Presentation Only.

- 6.3** 9:30 A.M. - Consideration of Draft Ordinance Amending Chapter 5 of The Lake County Code and Adopting by Reference the 2022 California Building Standards Code, Known As The California Code Of Regulations, Title 24, Parts 1 through 6, 8 through 12, Incorporating The 2022 Edition of the California Administrative Code, Title 24 Part 1; The 2022 Edition of the California Building Code, Title 24 Part 2; The 2022 Edition of the California Residential Code, Title 24 Part 2.5; The 2022 Edition of the California Electrical Code, Title 24 Part 3; The 2022 Edition of the California Mechanical Code, Title 24 Part 4; The 2022 Edition of the California Plumbing Code, Title 24 Part 5; The 2022 Edition of the California Energy Code, Title 24 Part 6; The 2022 Edition of the California Historical Building Code, Title 24 Part 8; The 2022 Edition of the California Fire Code, Title 24 Part 9; The 2022 Edition of the California Existing Building Code, Title 24 Part 10; The 2022 Edition of the California Green Building Code, Title 24 Part 11; The 2022 Edition of the California Referenced Standards Code, Title 24, Part 12; The 2021 Edition of the International Property Maintenance Code; The 2021 Edition of the International Wildland-Urban Interface Code

Community Development Director Mireya Turner presented the item to the Board. Chief Building Official Bill Collins, Code Enforcement Manager Marcus Beltramo, and Senior Deputy County Counsel Lloyd Guintivano spoke.

Chair Pyska 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 reading of the ordinance to have it read in title only. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, advanced the second reading of the ordinance to the March 7, 2023 Board of Supervisors Meeting. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

- 6.4** 9:45 A.M. - Presentation of Report on the Road Map Task Force 2022 Activities

Community Development Director Mireya Turner introduced the item to the Board. Code Enforcement Manager Marcus Beltramo and Lieutenant Richard Ward presented a PowerPoint Presentation to the Board. Sheriff Rob Howe spoke.

Chair Pyska asked if anyone present wished to speak and Chair Crandell read public comment from Chuck Lamb and Holly Harris. The following person present in the Board of Supervisors Chambers spoke: Joan Moss. No one else wished to speak and the public input portion of this item was closed.

Presentation Only.

6.5 10:30 A.M. - Presentation on Progress of the County-Wide Wildland Fire Fuels Crew Program by the Northshore Fire Protection District

Northshore Fire Protection District Chief Mike Ciancio presented a PowerPoint Presentation to the Board. Public Works Director Scott De Leon.

Chair Pyska asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Lake County Fire Protection District Chief Willie Sapeta, Kelseyville Fire Protection District Joe Huggins, Sherri Treppa, Shannon Stillwell, and Lakeport Fire Protection District Chief Patrick Reitz. No one else wished to speak and the public input portion of this item was closed.

Presentation Only.

6.6 11:30 A.M. - Presentation and Acceptance of Big Valley Groundwater Sustainability Agency (GSA) Charter Document

Deputy Water Resources Director Marina Deligiannis presented the item to the Board. Senior Deputy County Counsel Lloyd Guintivano and County Counsel Anita Grant spoke.

Chair Pyska asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Joan Moss. No one else wished to speak and the public input portion of this item was closed.

On motion of Director Sabatier, and by vote of the Board, approved 2023 Charter of the Groundwater Sustainability Plan Advisory Committee as amended for the Resource Section and for the organizational structure and membership committee. The motion carried by the following vote:

Ayes- Directors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of an Informational Report on a CAL FIRE Grant Application currently being prepared by Lake County Resource Conservation District (RCD)

Chair Pyska introduced the item to the Board. Chief Climate Resiliency Officer Terre Logsdon and Deputy County Administrative Officer Matthew Rothstein presented the item to the Board. County Administrative Officer Susan Parker spoke.

Chair Pyska asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Northshore Fire Protection District Chief Mike Ciancio. No one else wished to speak and the public input portion of this item was closed.

Presentation Only.

7.3 Consideration of American Rescue Act (ARPA) Funding Request for Senior Center Support Form to Provide up to \$50,000 for Each Senior Center's Capital Expenditures

Assistant County Administrative Officer Stephen Carter presented the item to the Board. County Administrative Officer Susan Parker and Behavioral Health Services Director Todd Metcalf spoke.

Chair Pyska asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Joyce Overton. Supervisor Crandell read public comment from Betsy Cawn. 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, approved American Rescue Act (ARPA) Funding Request for Senior Center Support Form to Provide up to \$50,000 for Each Senior Center's Capital Expenditures with amendments as stated by County Counsel. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7.4 (a) Consideration of Increasing the Cannabis Equity Grants funds from a maximum of \$50,000 to up to \$150,000 per applicant; and (b) Consideration of Resolution of the Lake County Board of Supervisors Authorizing State of California Cannabis Equity Act Grant Funding

Treasurer-Tax Collector Patrick Sullivan presented the item to the Board.

Chair Pyska 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 increasing the Cannabis Equity Grants funds from a maximum of \$50,000 to up to \$150,000 per applicant. The motion carried by the following vote:

Supervisor Sabatier offered the resolution and it passed by roll call vote:

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

Nays- Supervisor: 1 - Green

Enactment No: Resolution No. 2023-22

7.5 Discussion and Consideration to Hold Special Meetings in March, 2023 to Participate in County Counsel Interviews in Closed Session and Select a Date

County Administrative Officer Susan Parker presented the item to the Board. County Counsel Anita Grant spoke.

Chair Pyska 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 addition of a special meeting on March 6, 2023 from 9:00 A.M. to 1:00 P.M. and March 17, 2023 from 1:00 P.M. to 5:00 P.M. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7.6 Consideration and Discussion Involving the Recruitment Process for Filling the Vacancy Created by the Behavioral Health Director's Resignation

Human Resources Director Pam Samac presented the item to the Board.

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

Direction was given to staff to open recruitment for 10 days.

7.7 Consideration of Agreement between County of Lake and Kings View Professional Services for Support Services for State Mandated Cost Reporting in the Amount of \$122,900.00 for Fiscal Year 2022-24 and Authorize the Board Chair to Sign.

Behavioral Health Director Todd Metcalf presented the item to the Board. Deputy Behavioral Health Director Elise Jones spoke.

Chair Pyska 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 Agreement between County of Lake and Kings View Professional Services for Support Services for State Mandated Cost Reporting in the Amount of \$133,000.00 for Fiscal Year 2022-24 and Authorized the Board Chair to Sign as amended. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7.8 Consideration of the following Advisory Board Appointments:

Community Visioning Forum

Emergency Medical Care Committee

Fish & Wildlife Committee

Chair Pyska presented the item to the Board.

Chair Pyska 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, appointed Georgina Marie Guardado to the Community Visioning Forum. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Sabatier, and by vote of the Board, appointed Zach Pindell, Lynne Kinniburgh, and James Dowdy to the Emergency Medical Care Committee. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

On motion of Supervisor Crandell, and by vote of the Board, appointed Luis Santana to the Fish and Wildlife Advisory Committee. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7.9 Consideration of the Classification, Compensation, Recruitment, and Retention Committee (CCRR) Approval of the 2022-2023 Reclassification Cycle Findings and Recommendations

Human Resources Director Pam Samac presented the item to the Board. Behavioral Health Director Todd Metcalf and Stephen Carter

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

On motion if Supervisor Simon, and by vote of the Board, approved in concept the recommendations and authorized Human Resources to initiate the meet and confer process with all applicable employee associations as needed. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

7.10 Consideration of Resolution authorizing the Chair of the Board to approve and direct the Tax Collector to sell, at public auction via internet, tax defaulted property which is subject to the power to sell in accordance with Chapter 7 of part 6 of Division 1, of the California Revenue and Taxation Code and approving sales below minimum price in specified cases.

Treasurer-Tax Collector Patrick Sullivan presented the item to the Board.

Chair Pyska 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, Green, and Pyska

Enactment No: Resolution No. 2023-23

8. Closed Session

Chair Pyska announced that the Board would now go into Closed Session at 4:02 p.m. for the reasons stated on the agenda.

The Board reconvened into Regular Session at 4:22 p.m. having taken the following action on item 8.5:

Chair Pyska announced that the Board would now go back into Closed Session at 4:23 p.m. for the remaining closed session items on the agenda.

The Board reconvened into Regular Session at 7:03 p.m. having taken no further action.

8.1 Public Employee Evaluation:
Title: Public Services Director

8.2 Public Employee Evaluation:
Title: Registrar of Voters

- 8.3 Conference with County Negotiators regarding the Purchase of Property Located at 5245-3rd Street, Kelseyville, CA; price and terms of payment (a) County Negotiators: S. Parker and S. Carter and (b) Kelseyville Senior Center, Inc. Negotiator: Karlene Ellis
- 8.4 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9 (d)(1) - City of Clearlake v. Testate and Intestate Successors of Bailey Lumber Co, et al.
- 8.5 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9 (d)(1) – John Doe 1, et al. v. Humboldt County, et al.

On motion of Supervisor Simon, and by vote of the Board, approved the engagement of the firm Shook,Hardy, and Bacon in the matter of John Doe 1, et al. v. Humboldt County, et al. in coordination with 13 other counties and authorize the Chair to execute the engagement letter. The motion carried by the following vote:

Ayes- Supervisors: 5 - Simon, Sabatier, Crandell, Green, and Pyska

- 8.6 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9 (d)(1) – Penhall v. Lake County Probation Department, et al. and related Public Employees Relations Board claim

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 7:03 p.m.

SUSAN PARKER
Clerk of the Board

Johanna DeLong
By: Johanna DeLong (Mar 21, 2023 16:29 PDT)
Johanna DeLong
Assistant Clerk of the Board

Jessica Pyska
Jessica Pyska (Mar 22, 2023 11:07 PDT)
Chair-Lake County Board of Supervisors

