



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, May 2, 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 Pyska. County Administrative Officer Susan Parker, County Counsel Lloyd Guintivano, 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 Catherine Ann Gomez and Lori Mayer.

3. Pledge of Allegiance

Led by CAL FIRE Chief Paul Duncan.

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

4.1 EXTRA ITEM: (a) Consideration of "extra" agenda item, and (b) Consideration of Letter to Kearns & West Re: Russian River Water Forum

a) Supervisor Crandell 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.

b) Supervisor Crandell 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 Sabatier, and by vote of the Board, approved taking the item up as an extra as it came up after the posting of the agenda and needs to be taken up before the next available agenda. The motion carried by the following vote:

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

b) On motion of Supervisor Crandell, and by vote of the Board, approved letter to Kearns & West confirming that the Lake Pillsbury Alliance is not ideal as an alternate for Lake County and should be considered as a member to the Russian River Water Forum Planning Group and authorized the Chair to sign. The motion carried by the following vote:

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

5. Approval of the Consent Agenda

- 5.1** Approve Continuation of Proclamation of the Existence of a Local Emergency Due to Pervasive Tree Mortality.

Public member Joan Moss pulled the item from the agenda.

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 Green, and by vote of Board, Approved Continuation of Proclamation of the Existence of a Local Emergency Due to Pervasive Tree Mortality. The motion carried by the following vote:

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

- 5.2** Adopt Proclamation Designating the Week of May 1-7, 2023 as Wildfire Preparedness Week

- 5.3** Approve Continuation of Proclamation declaring a Clear Lake Hitch Emergency

Public member Joan Moss pulled the item from the agenda.

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 Green, and by vote of the Board, Approved Continuation of Proclamation declaring a Clear Lake Hitch Emergency. The motion carried by the following vote:

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

- 5.4** Adopt Proclamation Designating May 1-7, 2023, as Elks Youth Week in Lake County

- 5.5** Approve the Continuation of the Proclamation Declaring a Shelter Crisis Urgency Due to the Current Need for Sheltering for Those Experiencing Homelessness during the Weather and Temperature Patterns That the County of Lake has Been Experiencing

- 5.6** Adopt Proclamation Recognizing May 5th, 2023, as Lake County Day of Awareness for Missing and Murdered Indigenous Women and People

Supervisor Sabatier presented the item to the Board. Scotts Valley Band of Pomo Victim Witness Manager Katie Ray 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 Crandell, and by vote of the Board, moved to implement the policy to allow for a flag for missing and murdered people for the month of May and adopted the proclamation. The motion carried by the following vote:

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

5.7 Approve Board of Supervisors Minutes for April 18, 2023**5.8 Adopt Resolution Approving the California Department of Public Health's CDPH) Emergency Preparedness (PHEP), Hospital Preparedness Program (HPP), and Pandemic Influenza (Pan Flu) Grant Contract for Fiscal Years 2022-2027 in the Amount of \$1,818,136 and authorize the Department Head to sign CDPH Form 1229: Grant Funding Agreement and Exhibit F: Federal Terms and Conditions**

Supervisor Sabatier presented the item to the Board. Deputy Health Services Director Rainy Grafton spoke.

Chair Pyska asked if anyone present wished to speak and the following person spoke via Zoom: Betsy Cawn. No one else wished to speak and the public input portion of this item was closed.

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

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

Enactment No: Resolution No. 2023-51

5.9 Adopt Resolution Approving a Request from Lake County Health Services to Submit a Renewal Application for the California Department of Public Health Immunization Assistance Program (IAP) for FY 2022-2027 in the Amount of \$1,446,633.66 and Authorizing the Director of Health Services to sign

Public member Joan Moss pulled the item from the agenda.

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

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

Enactment No: Resolution No. 2023-52

5.10 Approve Continuation of an Emergency Declaration for Drought Conditions**5.11 Approve Continuation of a Local Emergency by the Lake County Sheriff/OES Director for the January 2023 Atmospheric River Event****5.12 Approve Continuation of Proclamation of the Existence of a Local Emergency Due to Low Elevation Snow and Extreme Cold****5.13 Authorize the Public Services Director to Sign the Notice of Completion for Work Performed under the Agreement with R & B Electronics Security-Electrical Contracting for the Hill Road Correctional Facility Tower Electronics Security Upgrade Project**

Enactment No: Resolution No. 2023-53

- 5.14** Adopt Proclamation Designating the Month of May 2023 as National Foster Care Awareness Month

- 5.15** Adopt Resolution to Approve Agreement Between Lake County Adult Services and California Dept. of Aging in the Amount of \$142,500 and Authorize the Department Head to Sign the Agreement.

Public member Joan Moss pulled the item from the agenda.

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 passed by roll call vote:

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

Enactment No: Resolution No. 2023-54

- 5.16** Approve Administrative Encroachment Permit #23-17 - Temporary closure of a close a portion of Clear Lake near Buckingham Homes Association office from May 19 -21, 2023 for the 2023 Buckingham Test and Tune Boat and Car Show.

- 5.17** Sitting as the Board of Directors of the Lake County Watershed Protection District - Approve the Memorandum of Understanding: Implementation of the Westside Sacramento Integrated Regional Water Management Plan for the Westside Subregion of the Sacramento River Funding Area, and authorize the Chair to sign

On motion of Supervisor Sabatier, and by vote of the Board, approved consent agenda items 5.1 through 5.17 with the exception of items 5.3, 5.6, 5.8, 5.9, and 5.15 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 9:02 A.M. - Public Input

Deputy Water Resources Director Marina Deligiannis and Public Member Greg Bianchini spoke.

6.2 9:03 A.M. - Pet of the Week

Animal Control Officers Hailey Downhour and Daniel Gard presented the pet of the week to the Board.

Presentation Only.

6.3 9:04 A.M. - Presentation of Proclamation Recognizing May 5th, 2023, as Lake County Day of Awareness for Missing and Murdered Indigenous Women and People

Supervisor Crandell read the proclamation into the record and presented to the Tribes of Lake County.

Chair Pyska asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Katie Ray. No one else 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 9:05 A.M. - Presentation of Proclamation Designating the Month of May 2023 as National Foster Care Awareness Month

Supervisor Sabatier read the proclamation into the record and presented it to representatives of the Lake County Foster Care Community.

Chair Pyska asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Social Services Program Manager Mary Pagan and Lisa Hart. No one else wished to speak and the public input portion of this item was closed.

This ceremonial item was read into the record and presented.

6.5 9:06 A.M. - Presentation of Proclamation Designating May 1-7, 2023, as Elks Youth Week in Lake County

Supervisor Green read the proclamation into the record and presented it to the Lake County Elks Lodge. Mike Beilenberg and Val Schweifler 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.

This ceremonial item was read into the record and presented.

6.6 9:07 A.M. - Presentation of Proclamation Designating the Week of May 1-7, 2023 as Wildfire Preparedness Week

Supervisor Simon read the proclamation into the record and presented it to CAL FIRE Chief Paul Duncan. CAL FIRE Chief Paul Duncan 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.

This ceremonial item was read into the record and presented.

6.7 9:10A.M. - Consideration of a Resolution amending the Master Fee Schedule for departmental services rendered by the County

Assistant County Administrative Officer Stephen Carter presented the item to the Board. Behavioral Health Fiscal Manager Christine Andrus, Environmental Health Director Craig Wetherbee, Lloyd Guintivano spoke.

Chair Pyska asked if anyone present wished to speak and the following person spoke via Zoom: Betsy Cawn. No one else wished to speak and the public input portion of this item was closed.

Supervisor Simon 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. 2023-55

6.8 11:30 A.M. - Review and Consideration of Travel & Reimbursement Policy

Assistant County Administrative Officer Stephen Carter introduced the item to the Board. Administrative Analyst Christine Hutt presented the item to the Board. Sheriff Rob Howe and Air Pollution Control Officer Doug Gearhart 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.

There was Board consensus to allow department heads to have discussion and then return with the policy and consensus to review the Board of Supervisors and County Administrative Officer sections of the policy.

6.9 1:00 P.M. - Consideration of Lake County PEG Board Annual Presentation

Supervisor Sabatier 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.

**6.10 1:30 P.M. - PUBLIC HEARING - (Continued from April 18, and April 25, 2023)
Consideration of Draft Ordinance Amending Chapter 5 of the Lake County Code relating to Exempt Agricultural Building Permitting for Temporary Hoop Structures for Horticulture and Crop Protection**

Community Development Director Mireya Turner presented the item to the Board. Chief Building Official Bill Collins, Deputy County Counsel Nicole Johnson, and County Counsel Lloyd Guintivano spoke.

Chair Pyska asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Rebecca Harper, Michael Wagner, and Kristen Callahan. The following people spoke via Zoom: Bart Levenson, Richard Derum, Sarah Bodnar, Lori Pascarella, Jennifer Peschken, Chris Jennings, Jennifer Smith, Patricia Lanier, and Betsy Cawn. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Green, and by vote of the Board, approved the reading of the ordinance as amended 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 Green, and by vote of the Board, advanced the second reading of the ordinance to the next meeting. The motion carried by the following vote:

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

7. Non-Timed Items**7.1 Supervisors' weekly calendar, travel and reports**

7.2 Consideration of a Letter of Support for a Cooperative Agreement between the Bureau of Land Management's (BLM's) Ukiah Field Office and the Tribal EcoRestoration Alliance (TERA)

Supervisor Pyska and Supervisor Simon 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 Simon, and by vote of the Board, approved Letter of Support for a Cooperative Agreement between the Bureau of Land Management's (BLM's) Ukiah Field Office and the Tribal EcoRestoration Alliance (TERA) and authorized the chair to sign. The motion carried by the following vote:

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

7.3 Consideration of the following Advisory Board Appointments:

Community Visioning Forum

Central Region Town Hall

Supervisor Pyska presented the item to the Board.

Chair Pyska asked if anyone present wished to speak and the following person spoke via Zoom: Haji Warf. No one else 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, appointed India Mendonca to Community Visioning Forum. The motion carried by the following vote:

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

b) On motion of Supervisor Crandell, and by vote of the Board, appointed Rebecca Schwenger, Priest Martinez, and Austin Pratt to 2 year terms and Kathy Herdman and Atlas Pearson to 1 year terms to the Central Region Town Hall. The motion carried by the following vote:

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

7.4 Consideration of Resolution Approving Agreements for the Purchase of Right-of-Way for the South Main Street – Soda Bay Road Improvement Project and Authorizing the Director of Public Works to execute the purchase Agreements of Behalf of the County of Lake.

Public Works Director Scott De Leon 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 Sabatier offered the resolution and it passed by roll call vote:

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

Enactment No: Resolution No. 2023-56

8. 10:00 A.M. Assessment Appeal Hearing - Sitting as the Board of Equalization

- 8.1** Consideration of withdrawal on the following Assessment Appeal Applications: a) No. 12-2021 Wells Fargo Bank; and b) 60-2020, 61-2020, 62-2020, 20-2021, 21-2021 H&S Energy

Assistant Assessor-Recorder David Schwenger presented the item to the Board. County Counsel Lloyd Guintivano spoke.

On motion of Commissioner Crandell, and by vote of the Board, accepted withdrawal on Assessment Appeal Application No. 12-2021 Wells Fargo Bank, and 60-2020, 61-2020, 62-2020, 20-2021, 21-2021 H&S Energy. The motion carried by the following vote:

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

- 8.2** Consideration of Request by the Appellant to Continue the following Assessment Appeal Applications: a) No. 22-2021 WorldMark; and b) No. 16-2021 Tesla Energy; and c) 13-2021 and 14-2021 Safeway Inc. to the November 7, 2023 Board of Supervisors Meeting at 10:00 A.M.

Assistant Assessor-Recorder David Schwenger presented the item to the Board.

On motion of Commissioner Simon, and by vote of the Board, approved continuation of assessment appeal applications a) No. 22-2021 WorldMark; and b) No. 16-2021 Tesla Energy; and c) 13-2021 and 14-2021 Safeway Inc. to the November 7, 2023 Board of Supervisors Meeting at 10:00 A.M. The motion carried by the following vote:

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

- 8.3** Consideration of Stipulation on the following Assessment Appeal Applications: a) No. 68-2020 Worldmark; and b) No. 18-2020 H&S Energy

Assistant Assessor-Recorder David Schwenger presented the item to the Board. Assessor-Recorder Richard Ford spoke.

On motion of Commissioner Sabatier, and by vote of the Board, approved stipulation No. 68-2020 Worldmark. The motion carried by vote following vote:

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

On motion of Commissioner Sabatier, and by vote of the Board, approved stipulation No. 18-2020 H&S Energy. The motion carried by vote following vote:

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

- 8.4** Consideration of the following Assessment Appeal Application: No. 15-2021 Lakeport Post Acute

Assistant Assessor-Recorder David Schwenger presented the item to the Board. Assessor-Recorder Richard Ford and County Counsel Lloyd Guintivano spoke.

On motion of Commissioner Crandell, and by vote of the Board, denied the appeal for failure to appear. The motion carried by the following vote:

Ayes- Commissioners: 4 - Simon, Crandell, Green, and Pyska

Nays- Commissioner: 1 - Sabatier

9. Closed Session

Chair Pyska announced that the Board would now go into Closed Session at 3:54 p.m. for the reasons stated on the agenda.

The Board reconvened into Regular Session at 6:37 p.m. having taken no action.

- 9.1** Public Employee Evaluation:
Title: Health Services Director

10. Adjournment

There being no further business, the Board of Supervisors adjourned at 6:37 p.m.

SUSAN PARKER
Clerk of the Board

Johanna DeLong
By: Johanna DeLong (May 17, 2023 13:00 PDT)
Johanna DeLong
Assistant Clerk of the Board

Jessica Pyska
Jessica Pyska (May 17, 2023 12:32 PDT)
Chair-Lake County Board of Supervisors

