COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final
BOARD OF SUPERVISORS

Tuesday, May 1, 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: Supervisor Simon, Supervisor Smith, Supervisor 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. Presentations by County Departments:

(a) Animal Care & Control - Animals Available for Adoption

Animal Care and Control Officer Alicia Brisker presented one canine currently available for adoption.

5. Consideration of Items Not Appearing on the Posted Agenda (Extra Items)

There were no extra items to consider.

6. Current Construction Projects - Contract Change Orders

6.1 Consideration of Change Order No. One for Eastlake Elementary SRTS & CDBG Project in Clearlake Oaks, CA Bid No. 16-16, Federal Aid No. SRTSL-5914(097) for an increase of $11,860.60, for a revised contract amount of $5,165,508.14, and authorize the Chair to sign.

Public Works Director Scott DeLeon 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 Change Order No. One for Eastlake Elementary SRTS & CDBG Project in Clearlake Oaks, CA Bid No. 16-16, Federal Aid No. SRTSL-5914(097) for an increase of $11,860.60, and a revised contract amount of $5,165,508.14, and authorized the Chair to sign. The motion carried by the following vote:

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

7. Approval of the Consent Agenda

7.1 Adopt Proclamation Designating the First Week of May 2018 as Wildfire Awareness Week in Lake County, CA

7.2 Adopt Proclamation Designating the Month of May 2018 as Cal Fresh Awareness Month in Lake County, CA

7.3 Approve Minutes of the Board of Supervisors meetings held January 23, 2018 and February 13, 2018

7.4 Approve Retention Schedule and Destruction of Documents

7.5 Adopt the Resolution approving the Standard Agreement for the No Place Like Home (NPLH) Technical Assistance Grant Award Multi-Year Agreement between the County of Lake and the Department of Housing and Community Development (DHCD) for Fiscal Year 2017-18 through Fiscal Year 2022-23 and authorize the Behavioral Health Administrator to Sign the Standard Agreement.

Enactment No: Resolution No. 2018-56

7.6 Adopt Resolution to Make Applicable to the Upper Lake Unified School District Provisions of the Education Code Permitting the Formation of School Facilities Improvement Districts

Enactment No: Resolution No. 2018-57

7.7 Adopt Resolution Authorizing the Director of Public Works Department to Sign a Notice of Completion for work performed under agreement dated July 11, 2107, for the Harbin Springs Road at Harbin Creek Bridge Replacement Project. Bid No. 17-04

Enactment No: Resolution No. 2018-58

7.8 Approve purchase of three M7 In-Vehicle Computer Systems, at a cost of $20,280.50 from Data911, an approved vendor under the State CMAS Contract.

7.9 Approve purchase of one M7 In-Vehicle computer system, at a cost of $6,554.61 from Data911, an approved vendor under the State CMAS Contract.

7.10 (a) Waive the formal bidding process, per Ordinance #2406, Purchasing Code 38.2, as it is not in the public interest due to the unique nature of goods or services; and (b) Approve Agreement between the County of Lake and PJ Helicopters for Calendar Year 2018 in the amount of $60,000 and authorize the Chair to sign.

7.11 Approve three year Lease between Schall Investment Corp. and County of Lake for the annual amount of $31,200.00 with Consumer Price Index (CPI) adjustment increases each subsequent year during the term of the lease terminating on June 30, 2021, and authorize the Chair to sign.

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda Items 7.1 through 7.11. The motion carried by the following vote:

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

8. Timed Items

8.1 9:05 A.M. - Public Input

Liyu Shen and Konocti Harbor Manager Russ Hamill spoke.

Public Input was reopened by Chair Steele at 10:31 a.m. Eric Sklar, Dan Turbyfill, Adam Memit and Michael Green spoke.

8.2 9:10 A.M. - Presentation of Proclamation Designating the First Week of May 2018 as Wildfire Awareness Week in Lake County, CA; and Presentation of Proclamation Designating the Month of May 2018 as Cal Fresh Awareness Month in Lake County, CA.

(a) Supervisor Simon read the proclamation into the record and presented it to the attending Lake County Fire Chiefs. Mike Wink from South Lake Fire accepted the proclamation and Jay Beristianos from North Shore Fire spoke.

(b) Supervisor Scott read the proclamation into the record and presented it to the attending staff of the Social Services Department.

This Ceremonial Item was read into the record and presented

8.3 9:30 A.M. - Consideration of Proposals for Design Services for South Lakeport Water Project; and authorize Board Chair to Award contract to NEXGEN Utility Management, Inc. of Sacramento in the amount of $49,200.00

Special Districts Administrator Jan Coppinger presented the item to the Board. Deputy Administrator Scott Harter was also present. County Administrative Officer Carol Huchingson also spoke.

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, authorized Board Chair to Award Contract to NEXGEN Utility Management, Inc. of Sacramento in the amount of $49,200 for Design Services for the South Lakeport Water Project. The motion carried by the following vote:

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

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 (Continued from April 24, 2018) Consideration of Appointment of Blue Ribbon Committee members for the Rehabilitation of Clear Lake for the purposes of discussion, reviewing research, planning and providing oversight regarding the health of Clear Lake.

County Administrative Officer Carol Huchingson presented the item to the Board. Chair Steele suggested that there be an alternate for the BOS appointment. Supervisor Brown suggested that there be alternates for all of the appointments. The appointments are recommendations upon the approval of Assemblymember Aguiar-Curry and the California Natural Resources Agency.

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, recommended appointment of Jim Steele as the BOS representative to the Blue Ribbon Committee for the Rehabilitation of Clear Lake, and Moke Simon as alternate. The motion carried by the following vote:

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

On motion of Supervisor Smith, and by vote of the Board, recommended appointment of Wilda Shock as local economic development representative to the Blue Ribbon Committee for the Rehabilitation of Clear Lake, and Mark Wolfe as alternate. The motion carried by the following vote:

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

On motion of Supervisor Scott, and by vote of the Board, recommended appointment of Brenna Sullivan as agriculture representative to the Blue Ribbon Committee for the Rehabilitation of Clear Lake, and Monica Rosenthal as alternate. The motion carried by the following vote:

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

On motion of Supervisor Brown, and by vote of the Board, recommended appointment of Dr. Harry Lyons as environmental representative to the Blue Ribbon Committee for the Rehabilitation of Clear Lake, and Greg Giusti as alternate. The motion carried by the following vote:

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

On motion of Supervisor Scott, and by vote of the Board, recommended appointment of Jan Coppinger as public water supply representative to the Blue Ribbon Committee for the Rehabilitation of Clear Lake, and Keith Ahart as alternate. The motion carried by the following vote:

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

9.3 Approve Agreement between Lake County Behavioral Health (LCBH) and Lakeport Police Department (LPD) for Crisis Responding Services and authorize the Behavioral Health Administrator to sign

Behavioral Health Administrator Todd Metcalf 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 agreement between Lake County Behavioral Health (LCBH) and Lakeport Police Department (LPD) for Crisis Responding Services and authorized the Behavioral Health Administrator to sign. The motion carried by the following vote:

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

9.4 Consideration of a Resolution Expressing the Intent of the Board of Supervisors in Prohibiting a Cannabis Cultivation Site within 1000 Feet of a Water Sphere of Influence as Described in Lake County Ordinance No. 3073

County Counsel Anita Grant presented the item to the Board. Community Development Associate Planner Mireya Turner was present and spoke.

Chair Steele asked if anyone present wished to speak and the following people spoke: Eric Sklar, Adam Burnett, Frank Perez, Michael Green, Dan Turbyfill and John Brosnan. No one else wished to speak and the public input portion of this item was closed.

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

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

Enactment No: Resolution No. 2018-59

10. Closed Session

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

10.1 Public Employee Evaluations
Title: County Administrative Officer

10.2 Employee Grievance Complaint Pursuant to Gov. Code sec. 54957

10.3 Conference with Legal Counsel: Decision whether to Initiate Litigation Pursuant to Gov. Code sec. 54956.9(d)(4): PG&E

10.4 Conference with Legal Counsel: Decision whether to Initiate Litigation Pursuant to Gov. Code sec. 54956.9(d)(4): One Potential Case.

10.5 Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code sec. 54956.9 (d)(2), (e)(3): Claim of PG&E

The Board reconvened into Regular Session at 12:49 p.m. having taken the following action:

10.2 - On motion of Supervisor Scott, and by vote of the Board, approved the Findings of Fact and Final Decision in the Employee Grievance Complaint Pursuant to Gov. Code sec. 54957, initially heard on April 24, 2018. The motion carried by the following vote:

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

On motion of Supervisor Scott, and by vote of the Board, denied the Employee Grievance Complaint Pursuant to Gov. Code sec. 54957, initially heard on April 24, 2018. The motion carried by the following vote:

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

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 12:50 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

_____
Chair-Lake County Board of Supervisors

BOARD OF SUPERVISORS
LAKE COUNTY, CAL.