



# COUNTY OF LAKE

255 North Forbes Street  
Lakeport, CA 95453

## Meeting Minutes - Final BOARD OF SUPERVISORS

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Tuesday, August 11, 2020

9:00 AM

Board Chambers

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**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 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: Supervisor Sabatier, Supervisor Crandell, Supervisor Scott, Supervisor Brown and Chair Simon*

### 2. Moment of Silence

*A moment of silence was dedicated to those who have lost their lives to COVID-19.*

### 3. Pledge of Allegiance

*Led by Supervisor Sabatier.*

### 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 Second Reading - Adopt Ordinance Amending Articles 27 and 68 of Chapter Twenty-One of the Lake County Code to Clarify the Definition of Public Lands in Regard to Commercial Cannabis Cultivation
- 5.2 Approve additions to the COUNTY OF LAKE COVID-19 PUBLIC HEALTH EMERGENCY Return to Work - Worksite Protection Protocol, authorizing the County Administrative Officer or her designee to initiate the meet and confer process with labor groups.
- 5.3 Approve County's COVID-19 Interim Policy for Working Remotely
- 5.4 Approve Agreement with Humboldt State University Sponsored Programs Foundation for Equity Assessment and Cannabis Local Equity Program Plan in the amount of \$100,000 and authorize the Chair to sign

- 5.5** Adopt Resolution Approving Agreement with California Department of Food Agriculture for Pierce's Disease/ GWSS Agreement in the Amount of \$54,423.15 for FY 20/22

Enactment No: Resolution No. 2020-104

- 5.6** Adopt Resolution Approving Agreement with the State of California, Department of Food and Agriculture for State Organic Program (SOP) Cooperative Agreement # 20-0198-000-SA in the Amount of \$5,520.00

Enactment No: Resolution No. 2020-105

- 5.7** Adopt Resolution Approving Agreement with California Department of Food Agriculture for Certified Farmer's Market Program Investigation and Enforcement in the Amount of \$1,425.00 Agreement # 20-0140-000-SA

Enactment No: Resolution No. 2020-106

- 5.8** Approve Budget Transfer and purchase for new Asset in the amount of \$2,450 to purchase pickup truck and authorize the chair to sign.

*Supervisor Sabatier presented the item to the Board. Animal Control Director Jonathan Armas 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.*

**On motion of Supervisor Sabatier, and by vote of the Board, approved Budget Transfer and purchase for new Asset in the amount of \$2,450 to purchase pickup truck and authorized the chair to sign. The motion carried by the following vote:**

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

- 5.9** (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; (b) Approve the Agreement between the County of Lake and The SmithWaters Group for Patient Rights Advocacy for FY 2020-21 for a contract maximum of \$45,000, and authorize the Board Chair to sign the Agreement.
- 5.10** Approve Resolution of the Governing Board of the Kelseyville Unified School District Increasing School Facilities Fees as Authorized by Government Code Section 65995 (b) 3
- 5.11** Adopt Resolution Approving Revenue Grant Agreement with the State of California for Help America Vote Act of 2002 (HAVA) and CoronaVirus Aid, Relief and Economic Security (CARES) Act and Authorizing the Registrar of Voters to Execute the Agreement with the State.

Enactment No: Resolution No. 2020-107

- 5.12** Approve the 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.
- 5.13** Approve the Continuation of a Local Health Emergency Related to the 2019 Coronavirus (COVID-19) as Proclaimed by the Lake County Public Health Officer
- 5.14** Approve the Continuation of a Local Emergency due to the Mendocino Complex Fire Incident (River and Ranch Fires).
- 5.15** Approve the Continuation of a Local Emergency due to the Pawnee Fire Incident.
- 5.16** Approve the Continuation of a Local Emergency due to COVID-19
- 5.17** Approve long distance travel for Sgt. Joe Dutra to attend Active Shooter training in Grapevine, TX for the period October 30-November 4, 2020 at a cost not to exceed \$3,500.
- 5.18** Approve long distance travel for Sgt. Ben Moore and Detective Nate Newton to attend Watchguard training in Allen, TX for the period September 13-September 18, 2020 at a cost not to exceed \$5,000.

*Sheriff Brian Martin 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 long distance travel for Sgt. Ben Moore and Detective Nate Newton to attend Watchguard training in Allen, TX for the period November 15-November 20, 2020 at a cost not to exceed \$5,000. The motion carried by the following vote:**

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

- 5.19** Approve Contract Between County of Lake and Adventist Health for the Provision of Out Stationed Eligibility Specialists for the Donation Amount of \$70,276.80 per Fiscal Year from July 1, 2020 to June 30, 2023, and Authorize the Chair to Sign.

**On motion of Supervisor Crandell, and by vote of the Board, approved Consent Agenda Items 5.1 through 5.19 with the exception of items 5.8 and 5.18 which were pulled for further discussion. The motion carried by the following vote:**

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

## **6. Timed Items**

### **6.1 9:01 A.M. - PUBLIC INPUT**

*Public Members Milos Lubner and Mike Rafanelli spoke.*

**6.2 9:02 A.M. - Consideration of Update on COVID-19**

*Public Health Officer Dr. Gary Pace presented the item to the Board.*

*Chair Simon asked if anyone present wished to speak and the following people spoke via Zoom: Darrell, Mellissa Fulton, Kathee Toy, Paul March, Johnny Garcia, Moses Zapata, and Dee Parker. The following people present in the Board of Supervisors Chambers spoke: Julius Blake, Milos Lubner, Jade Michelson, Denise Louis, Bob Michelson, Cielo Alavisas, and Val Lancaster. No one else wished to speak and the public input portion of this item was closed.*

**Report Only.**

**6.3 9:30 A.M. - Nuisance Abatement Hearing for Ryker Schenck, 2922 Gardner St. Nice (APN No. 031-134-57)**

*All parties to the hearing were sworn in by the Clerk. Code Enforcement Officer Michael Herringshaw presented the item to the Board. County Counsel Anita Grant, Ryker Schenck, and Community Development Deputy Director Toccarra Nicole Thomas 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.*

**On motion of Supervisor Crandell, and by vote of the Board, moved that NON/OTA dated 02/14/2019 be upheld and authorized staff to move forward after 45 days of allowing Mr. Schenck to clean the area and after 45 days if it is not conducted obtain a warrant and pursue an abatement action to remove the trash, junk, debris, and other storage items from the subject property. The motion carried by the following vote:**

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

**6.4 11:00 A.M. - Consideration of an Ordinance of the County of Lake Board of Supervisors to Provide for Graduated Levels of Enforcement of Public Health Orders through Education and Training and the Imposition of Administrative Fines**

*Supervisor Crandell presented the item to the Board. Public Health Officer Dr. Gary Pace and County Counsel Anita Grant spoke.*

*Chair Simon asked if anyone present wished to speak and the following person spoke via Zoom: Stan, Paul Marshan, Nathan Maxman, Mellissa Fulton, Johnny Garcia, Jesse Bernet, Michael Green, Latoya Fortino, Frank, Dan Labelle, Dee Parker, Aiden Fadelli, and Monica Rosenthal. The following people present in the Board of Supervisors Chambers spoke: Mike Rafanelli, Paula Munay, Joan Moss, Haji Warf, Val Lancaster, Marty Northrop, Darrell, and Ron Green. No one else 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 that the reading of the ordinance be waived and read in title only. The motion carried by the following vote:**

**Ayes- Supervisors: 3 - Crandell, Scott, and Simon**

**Nays- Supervisors: 2 - Sabatier and Brown**

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

**Ayes- Supervisors: 3 - Crandell, Scott, and Simon**

**Nays- Supervisors: 2 - Sabatier and Brown**

## 7. Non-Timed Items

### 7.1 Supervisors' weekly calendar, travel and reports

#### 7.2 Consideration of Recommendations for the formation of our Economic Development Task Force

*Chair Simon presented the item to the Board.*

*Chair Simon asked if anyone present wished to speak and the following person spoke via Zoom: Johnny Garcia. No one else 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 formation of the Economic Development Taskforce and appointed Supervisor Simon and Supervisor Crandell as appointees and Supervisor Sabatier as alternate. The motion carried by the following vote:**

**Ayes- Supervisors: 4 - Sabatier, Crandell, Scott, and Simon**

**Absent- Supervisor: 1 - Brown**

#### 7.3 Consideration of Resolution Authorizing a Joint Application by the County of Lake and the Elijah House Foundation for the California Department of Housing and Community Development Homekey Grant Program

*Behavioral Health Director Todd Metcalf 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.*

**Supervisor Scott offered the resolution and it was passed by roll call vote:**

**Ayes- Supervisors: 4 - Sabatier, Crandell, Scott, and Simon**

**Absent- Supervisor: 1 - Brown**

Enactment No: Resolution No. 2020-108

## 8. Closed Session

*Chair Simon announced that the Board would now go into Closed Session at 4:00 p.m. for the reasons stated on the agenda.*


#### 8.1 Conference with Legal Counsel: Threat to the security of public facilities and delivery of essential public services pursuant to Government Code Section 54957

*The Board reconvened into Regular Session at 4:43 p.m. having taken no action.*

## 9. Adjournment

*There being no further business the Board of Supervisors adjourned at 4:43 p.m.*

**CAROL J. HUCHINGSON**  
Clerk of the Board

By:   
johanna.peelen (Dec 1, 2020 15:00 PST)  
**Johanna DeLong**  
Assistant Clerk of the Board

  
Moke Simon (Dec 1, 2020 14:09 AKST)  
**Chair-Lake County Board of Supervisors**

