



# COUNTY OF LAKE

255 North Forbes Street  
Lakeport, CA 95453

## Meeting Minutes - Final BOARD OF SUPERVISORS

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Tuesday, September 15, 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 the Valley Fire victims Barbara McWilliams, Leonard Neft, Bruce Burns Robert Fletcher, and Robert Lynchman.*

### 3. Pledge of Allegiance

*Led by Supervisor Brown.*

### 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 Adopt Resolution Amending Resolution No. 2020-73, Revising and Extending the County of Lake COVID-19 Interim Policy for Working Remotely

Enactment No: Resolution No. 2020-128

- 5.2 Approve continuation of the COUNTY OF LAKE COVID-19 PUBLIC HEALTH EMERGENCY Return to Work – Worksite Protection Protocol

- 5.3 Approve Minutes of the Board of Supervisors Meetings April 7, 2020, April 14, 2020, June 16, 2020, July 14, 2020, July 21, 2020, and September 1, 2020

- 5.4 Adopt Resolution Approving Agreement No. 20-0397-000-SA with California Department of Food and Agriculture for compliance with the Nursery Inspection program for period July 1, 2020 through June 30, 2021 in the Amount of \$631.00

Enactment No: Resolution No. 129

- 5.5** Adopt Resolution Fixing Tax Rates for Local Agencies, General Obligation Bonds and Other Voter Approved Indebtedness for Fiscal Year 2020/21.

Enactment No: Resolution No. 2020-130

- 5.6** Approve Reissuance of Tax Refund Check from FY 16/17 in the amount of \$94.98 issued to David Leppert.

- 5.7** Adopt Resolution approving County of Lake Application to the California Department of Housing and Community Development for Emergency Solutions Grant Program CARES Act Funding.

Enactment No: Resolution No. 2020-131

- 5.8** (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; and (b) Approve the Agreement between the County of Lake and Mountain Valley Family and Child Services for Specialty Mental Health Services for Fiscal Year 2020-21 in the amount of \$48,000 and to authorize the Board Chair to sign the Agreement.

- 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; and (b) Approve the Agreement between the County of Lake and Care Coordination Systems for the Implementation of Pathways HUB Referral System Software for Fiscal Year 2019-20 through Fiscal Year 2021-22 in the amount of \$512,500 and authorize the Board Chair to sign the Agreement.

- 5.10** (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; and (b) Approve the Agreement between the County of Lake and Lake County Office of Education - Safe Schools Healthy Students Program for School-Based Specialty Mental Health Services for Fiscal Year 2020-21 for a contract maximum of \$250,000 and authorize the Board Chair to sign the Agreement.

- 5.11** Approve Amendment One to the Building and Rooftop Space License Agreement between the County of Lake and Cellco Partnership, d/b/a Verizon Wireless; and authorize the Chair to sign.

- 5.12** Approve a Deed Notification Covenant for an Environmental Restriction on a Portion of Lampson Field and Authorize the Chair to Sign

- 5.13** Approve Irrevocable Offer of Dedication for Roadway and Public Utility Purposes - Across a Portion of the Licina/Fitzsimmons Property adjoining the Lands of Barnes, Upper Lake, Parcel Map 09-02 Barnes

- 5.14 (a) Approve the purchase of a 2020 Can-Am MAV Sport XX UTV and (b) Authorize the Sheriff or his designee to issue a purchase order to Hillside Powersports Marine in the amount of \$24,962.45

*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, (a) approved the purchase of a 2020 Can Am MAV Sport XX UTV and (b) authorized the Sheriff or his designee to issue a purchase order to Hillside Powersports Marine in the amount of \$24,962.45. The motion carried by the following vote:**

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

**Nays- Supervisor: 1 - Brown**

- 5.15 Approve the Sun Ridge Systems Software Support Services Agreement for the FY 2020/21 in the amount of \$43,489.50 for the support of its Law Enforcement Software Suite, and authorize the Chairman to sign.
- 5.16 (Sitting as Lake County Sanitation District, Board of Directors) Approve agreement with California Exterminators Alliance for herbicide / pesticide application in the amount of \$29,675 through June 30, 2021, and authorized the Chair to sign.
- 5.17 (Sitting as Board of Directors, Lake County Sanitation District) Consideration of Approval of Final Design Engineering Services Agreement in the amount of \$178,000 with Brelje & Race Consulting Engineers for the Middletown Sewer Treatment Plant; and authorize the Chair to sign
- 5.18 (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; and (b) Approve Agreement between County of Lake and Harmony Research, for FY 20/21 for professional research services related to Tax Default Land Sales.

**On motion of Supervisor Sabatier, and by vote of the Board, approved Consent Agenda Items 5.1 and 5.18 with the exception of item 5.14 which was 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

*There was no public input.*

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

*Public Health Officer Dr. Gary Pace presented the item to the Board. Epidemiologist Sara Marikos and County Counsel Anita Grant spoke.*

*Chair Simon asked if anyone present wished to speak and the following person spoke via Zoom: Melissa Fulton. County Administrative Officer Carol Huchingson read written public comment received via email from Voris Brumfeld. No one else wished to speak and the public input portion of this item was closed.*

**Report only.**

**6.3 10:00 A.M. - (Continued from August 18, 2020) - Appeal to Board of Supervisors, AB 20-01 of Major Use Permit (UP 19-05) and Initial Study (IS 19-09) (APN 009-021-07)**

*All parties to the hearing were sworn in by the Clerk. Interim Community Development Director Scott De Leon presented the item to the Board. Clint Nelson, John Kinsey, Thomas Jordan, and County Counsel Anita Grant spoke.*

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

**On motion of Supervisor Brown, and by vote of the Board, denied appeal to Board of Supervisors, AB 20-01 of Major Use Permit (UP 19-05) and Initial Study (IS 19-09) (APN 009-021-07). The motion carried by the following vote:**

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

**Recused- Supervisor: 1 - Crandell**

**6.4 11:15 A.M. - Consideration of Presentation on Lake County Mental Health Services Act Annual Update and Three-Year Program and Expenditure Plan for Fiscal Year 2020-2023**

*Behavioral Health Director Todd Metcalf presented the item to the Board. Behavioral Health Program Manager Scott Abbott presented a PowerPoint Presentation to the Board. Sheriff Brian Martin and County Counsel Anita Grant spoke.*

*Chair Simon 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 Supervisor Crandell, and by vote of the Board, approved Lake County Mental Health Services Act Annual Update and Three-Year Program and Expenditure Plan for Fiscal Year 2020-2023. The motion carried by the following vote:**

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

**7. Non-Timed Items**

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

**7.2** Discussion and direction to staff on ways for Public Services Director to waive fees for landfill use for specific groups with community clean up goals

*Supervisor Sabatier presented the item to the Board. Public Services Director Lars Ewing and County Counsel Anita Grant spoke.*

*Chair Simon asked if anyone present wished to speak and the following person spoke via Zoom: Vicki Crystal. County Administrative Officer Carol Huchingson read written comment received via email from Bob Dodson. No one else wished to speak and the public input portion of this item was closed.*

**Direction was given to staff to bring back a policy.**

**7.3** Consideration of a Resolution Authorizing Straight-Time Overtime Pay, for Management Employees Working Beyond Forty (40 Hours in a Week Due to Board of Supervisors Declared Emergencies, Concurrent with Active Emergency Operations Centers for the COVID-10 Pandemic Event and for the LNU Lightning Complex Wildfire Event, Capped at Forty (40) Hours per Event

*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.*

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

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

**Nays- Supervisor: 1 - Sabatier**

**Absent- Supervisor: 1 - Brown**

Enactment No: Resolution No. 2020-132

**7.4** Consideration of Advisory Board Appointments:  
First Five Lake County

*Supervisor Scott 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 Scott, and by vote of the Board, appointed Fawn Rave and Susan Jen to the First Five Advisory Board. The motion carried by the following vote:**

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

- 7.5** Consideration of Amendment One to the Agreement between the County of Lake and the Kelseyville Motel for COVID-19 Emergency Isolation Housing and authorize the Chair to sign

*Health Services Director Denise Pomeroy 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 Amendment One to the Agreement between the County of Lake and the Kelseyville Motel for COVID-19 Emergency Isolation Housing and authorized the Chair to sign. The motion carried by the following vote:**

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

## **8. Closed Session**

*Chair Simon announced that the Board would now go into Closed Session at 2:52 p.m. for the reasons stated on the agenda.*

*The Board reconvened into Regular Session at 5:24 p.m. having taken the following action.*

- 8.1** Conference with Labor Negotiator: (a) Chief Negotiator: M. Long; County Negotiators: C. Huchingson and P. Samac; and (b) Employee Organizations: LCDDAA, LCDSA, LCCOA, LCEA, LCSEA and LCSMA
- 8.2** Conference with (a) County Negotiators: M. Simon, B. Sabatier, C. Huchingson, S. Carter (b) Temporary Representatives designated to meet with County Department Heads regarding salary and benefits and (c) Unrepresented management employees
- 8.3** Public Employee Evaluations:  
Title: Agricultural Commissioner  
Title: Public Services Director
- 8.4** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9(d)(1): State of Calif. et al., ex rel. OnTheGo Wireless, LLC v. Cellco Partnership, doing business as Verizon Wireless, et al.


**On motion of Supervisor Sabatier, and by vote of the Board, approved a settlement as to the County of Lake, a non-intervening party, in the amount of approximately \$33, 571, less costs. The motion carried by the following vote:**

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

## 9. Adjournment

*There being no further business, the Board of Supervisors adjourned at 5:25 p.m.*

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

  
By: [johanna.peelen \(Oct 8, 2020 08:37 PDT\)](#)  
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**Johanna DeLong**  
Assistant Clerk of the Board

  
[Moke Simon \(Oct 7, 2020 18:35 PDT\)](#)  
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**Chair-Lake County Board of Supervisors**

