



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, July 13, 2021

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 Sabatier. 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 Simon, Supervisor Crandell, Supervisor Scott, Supervisor Pyska and Chair Sabatier

2. Moment of Silence

A moment of silence was dedicated to Gene Paleno and first responders.

3. Pledge of Allegiance

Led by Supervisor Crandell.

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** (a) Approve purchase order previously approved for the Accela Subscription Renewal Order Form; and (b) Authorize Chair to sign the Accela Subscription Renewal Order Form for FY 21/22.

- 5.2** Adopt Resolution Amending Resolution No. 2021-65 Establishing Salaries and Benefits for Management Employees for the Period November 1, 2020 to October 31, 2021

County Administrative Officer Carol Huchingson presented the item to the Board.

Chair Sabatier 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 - Simon, Crandell, Scott, Pyska, and Sabatier

Enactment No: Resolution No. 2021-81

- 5.3** Approve Amendment No. 2 to 2019 Agreement with Tetra Tech, Inc., for Sulphur, Pawnee and Mendocino Complex Wildfires Structural Burn Debris Removal Insurance Cost Recovery and Invoicing in Lake County, California, with compensation not to exceed \$492,425 for an extended term ending November 25, 2021, to add Clayton and LNU Lightning Complex Collections and authorize the Chair to sign

County Administrative Officer Carol introduced the item to the Board. Deputy County Administrative Officer Matthew Rothstein presented the item to the Board.

Chair Sabatier 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 Amendment No. 2 to 2019 Agreement with Tetra Tech, Inc., for Sulphur, Pawnee and Mendocino Complex Wildfires Structural Burn Debris Removal Insurance Cost Recovery and Invoicing in Lake County, California, with compensation not to exceed \$492,425 for an extended term ending November 25, 2022, to add Clayton and LNU Lightning Complex Collections and authorized the Chair to sign the Agreement. The motion carried by the following vote:

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

- 5.4** Approve Memorandum of Understanding between the California Counties Foundation, Inc., and Mendocino County and Lake County to Host a Series of CSAC Institute Courses in Ukiah, California and authorize the Chair to sign
- 5.5** Approve Amendment to the County of Lake COVID-19 Public Health Emergency Worksite Protocol
- 5.6** Approve Leave of Absence request for Social Services Employee Eunice Rivera from July 12, 2021 through January 1, 2022 and authorize the Chair to sign
- 5.7** Adopt Proclamation Recognizing Melissa Fulton for Her Years of Service to Lake County
- 5.8** (a) Approve Amendment to Policy Regarding Response to Official Citizen Complaints including retitling to "Policy Regarding Response to Official Constituent Complaints"; and (b) Authorize the CAO to seek the signatures of Department Heads to ensure compliance with the amended policy.

County Administrative Officer Carol Huchingson presented the item to the Board. County Counsel Anita Grant spoke.

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

On motion of Supervisor Pyska, and by vote of the Board, Approved Amendment to Policy Regarding Response to Official Complaints including retitling to "Policy Regarding Response to Official Persons Complaints"; and Authorized the CAO to seek the signatures of Department Heads to ensure compliance with the amended policy. The motion carried by the following vote:

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

- 5.9** Approve Agreement Between County of Lake and Behavioral Health Services as Lead Agency of the Lake County Continuum of Care and North Coast Opportunities (NCO) for Fiscal Year 2021-25 in an amount not to exceed \$207,585 and authorize the Chair to sign.

Behavioral Health Director Todd Metcalf pulled the item from the agenda.

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

This item was pulled from agenda.

- 5.10** Approve First Amendment to the Agreement between County of Lake and Hinderliter, De Llamas and Associates for Sales Tax Audit and Information Services and authorize the Chair to sign

- 5.11** Approve Amendment Four to the Agreement between the County of Lake and the Kelseyville Motel for COVID-19 Emergency Isolation Housing and Authorize the Board Chair to Sign

- 5.12** Approve Amendment Five to the Agreement between the County of Lake and Evan Bloom, MD, MPH, to Assist the Lake County Public Health Officer During the COVID-19 Crisis Response and Authorize the Board Chair to Sign

County Administrative Officer Carol Huchingson pulled the item from the agenda.

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

This item was pulled from the agenda.

- 5.13** Approve Annual Renewal of Veterans Subvention Certificate of Compliance and Medi-Cal Cost Avoidance Program Certificate of Compliance and authorize the Board Chair to Sign Certificates

- 5.14** Adopt the Resolution authorizing the Public Services Director to sign the Notice of Completion for Work Performed under the Agreement with Westech Roofing, Inc. for the Hill Road Correctional Facility Phase II Reroof Project

Enactment No: Resolution No. 2021-82

- 5.15** Adopt Resolution Authorizing the Public Works Director to Sign the Notice of Completion for the Rehabilitation of Big Canyon Road Project

Enactment No: Resolution No. 2021-83

- 5.16** (a) Adopt Resolution approving the Lake County Sheriff's Office to apply for State of California, Department of Parks and Recreation Off-Highway Vehicle Grant funds and authorize the Lake County Sheriff/Coroner or his designee to sign the Project Agreement and (b) Consideration of a delegation of authority to Lake County Sheriff/Coroner Brian Martin or his designee to execute the attached Project Agreement, Number G19-03-64-L01 and to act as the County's agent in the negotiation, execution, and submittal of all related documents, including amendments to the Project Agreement and requests for payments

On motion of Supervisor Simon, and by vote of the Board, approved Consent Agenda items 5.1 through 5.16 with the exception of items 5.2, 5.3, 5.8, 5.9, and 5.12 which were pulled for further discussion. The motion carried by the following vote:

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

Enactment No: Resolution No. 2021-84

6. Timed Items

6.1 9:05 A.M. - Public Input

Public Member John Drewry spoke.

6.2 9:06 A.M. - Consideration of Update on COVID-19 Epidemiology

Epidemiologist Sarah Marikos presented the item to the Board. Health Services Director Denise Pomeroy spoke.

Chair Sabatier asked if anyone present wished to speak and the following person spoke via Zoom: Tom Slight, Fairlight Algren, Julia Bono, Bart Levenson, Will Tuttle, and Amanda Brock. No one else wished to speak and the public input portion of this item was closed.

Report Only.

6.3 9:20 A.M. - Presentation of Proclamation Recognizing Melissa Fulton for Her Years of Service to Lake County

Supervisor Scott read the proclamation into the record and presented it to Melissa Fulton. Melissa Fulton and Behavioral Health Director Todd Metcalf spoke.

Chair Sabatier asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Chuck Superno. 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** 9:30 A.M. - PUBLIC HEARING - (Sitting concurrently as Clearlake Keys CSA#1, #2, #6, #13, #20, #21- Board of Supervisors, Kelseyville County Waterworks District #3 and Lake County Sanitation District - Board of Directors) -Consideration of (a) Resolution Confirming Collections of Annual Lighting Fees; (b) Resolution Confirming Collections of Delinquent Water Fees; (c) Resolution Confirming Collections of Delinquent Water and Sewer Fees; and (d) Resolution of Delinquent Sewer Fees for Lake County Sanitation District.

a) Special Districts Administrator Scott Harter presented the item to the Board.

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

b) Special Districts Administrator Scott Harter presented the item to the Board. County Counsel Anita Grant spoke.

Chair Sabatier asked if anyone present wished to speak and the following person present in the Board of Supervisor's Chambers spoke: Arnold. No one else wished to speak and the public input portion of this item was closed.

c) Special Districts Administrator Scott Harter presented the item to the Board.

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

d) Special Districts Administrator Scott Harter presented the item to the Board.

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

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

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

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

Nays- Supervisor: 1 - Sabatier

c) Supervisor Scott offered the resolution and it died for lack of a 4/5ths vote.

d) Supervisor Scott offered the resolution and it died for lack of a 4/5ths vote.

e) On motion of Supervisor Simon, and by vote of the Board, moved to reopen item 6.4 subsections c) and d). The motion carried by the following vote:

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

f) On motion of Supervisor Simon, and by vote of the Board, rescinded action taken on subsection c. The motion carried by the following vote:

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

g) Supervisor Simon offered the resolution and it was passed by roll call vote:

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

Nays- Supervisor: 1 - Sabatier

h) On motion of Supervisor Simon, and by vote of the Board, rescinded action taken on subsection d and continued the Public Hearing to July 20, 2021 at 9:30 a.m. The motion carried by the following vote:

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

Enactment No: Resolution No. 2021-85

Enactment No. Resolution No. 2021-86

Enactment No. Resolution No. 2021-87

6.5 9:40 A.M. - A) Presentation on County Facilities Energy Conservation Measures Program; and B) Consideration of Agreement for a Preliminary Energy Audit

Public Services Director Lars Ewing presented the item to the Board. Michael Day spoke.

Chair Sabatier 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, approved agreement for a Preliminary Energy Audit. The motion carried by the following vote:

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

6.6 10:10 A.M. - Presentation of Big Valley Groundwater Basin Sustainable Groundwater Management Act (SGMA) and Implementation

Deputy Water Resources Director Marina Deligiannis presented a PowerPoint Presentation to the Board.

Chair Sabatier asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Joan Moss and Thomas Nichols. The following person spoke via Zoom: Betsy Cawn. No one else wished to speak and the public input portion of this item was closed.

Presentation Only.

6.7 10:25 A.M. - CivicSpark Fellows Presentation: The Clear Lake Shoreline Assessment and Inventory Project for the Lake County Water Resources Department

Deputy Water Resources Director Marina Deligiannis introduced the item to the Board. Nikol Damato and Liam Healey presented a PowerPoint Presentation to the Board. Water Resources Director Scott De Leon spoke.

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

Presentation Only.

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Lease Agreement Between the County of Lake and John Allen Dye Trust of 1993 for the Premises Located at 325 N Forbes St, Lakeport, for Use as Office of the Registrar of Voters/Elections, for a ten year term from August 1, 2021 to July 31, 2031

County Administrative Officer Carol Huchingson introduced the item to the Board. Deputy County Administrative Officer Matthew Rothstein presented the item to the Board. Registrar of Voters Maria Valadez and County Counsel Anita Grant spoke.

Chair Sabatier 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 Lease Agreement Between the County of Lake and John Allen Dye Trust of 1993 for the Premises Located at 325 N Forbes St, Lakeport, for Use as Office of the Registrar of Voters/Elections, for a ten year term from August 1, 2021 to July 31, 2031. The motion carried by the following vote:

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

7.3 (a) Consideration to 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) Consideration of Agreement between the County of Lake and I.D.E.A. Consulting for Development and Implementation of an Organized Delivery System (ODS) for Substance Use Disorder Services for FY 2021-22 for a contract maximum of \$50,000.00 and authorize the Board Chair to sign the Agreement.

Behavioral Health Director Todd Metcalf presented the item to the Board. Substance Abuse Manager April Giambra spoke.

Chair Sabatier 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 Waiving 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. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

On motion of Supervisor Scott, and by vote of the Board, approved Agreement between the County of Lake and I.D.E.A. Consulting for Development and Implementation of an Organized Delivery System (ODS) for Substance Use Disorder Services for FY 2021-22 for a contract maximum of \$50,000.00 and authorized the Board Chair to sign the Agreement. The motion carried by the following vote:

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

- 7.4** (a) Consideration to 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) Consideration of Agreement between the County of Lake and North Valley Behavioral Health, LLC. for Fiscal Year 2021-22 for a contract maximum of \$400,000.00 and authorize the Board Chair to sign the Agreement.

Behavioral Health Director Todd Metcalf presented the item to the Board.

Chair Sabatier 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 Waiving 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. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

On motion of Supervisor Scott, and by vote of the Board, approved Agreement between the County of Lake and North Valley Behavioral Health, LLC. for Fiscal Year 2021-22 for a contract maximum of \$400,000.00 and authorized the Board Chair to sign the Agreement. The motion carried by the following vote:

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

- 7.5** (a) Consideration to 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 and/or services; and (b) Consideration of Agreement between County of Lake and High Country Security for Commercial Fire Alarm Installation and Monitoring at 14092 Lakeshore Drive, Clearlake for Fiscal Years 2019-20 and 2020-21 for a contract maximum of \$28,366.70 and authorize the Board Chair to sign the Agreement.

Deputy Director of Behavioral Health Services Elise Jones pulled this item from the agenda.

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

This item was pulled from the agenda.

- 7.6** (a) Consideration to 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) Consideration of Agreement between the County of Lake and Mountain Valley Family and Child Services for Specialty Mental Health Services for Fiscal Year 2021-22 in the amount of \$44,700 and to authorize the Board Chair to sign the Agreement.

Behavioral Health Director Todd Metcalf presented the item to the Board.

Chair Sabatier 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 Pyska, and by vote of the Board, approved Waiving 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. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

On motion of Supervisor Pyska, and by vote of the Board, approved Agreement between the County of Lake and Mountain Valley Family and Child Services for Specialty Mental Health Services for Fiscal Year 2021-22 in the amount of \$44,700 and to authorized the Board Chair to sign the Agreement. The motion carried by the following vote:

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

- 7.7** (a) Consideration to 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) Consideration of Agreement between the County of Lake and Willow Glen Care Center for Adult Residential Support Services and Specialty Mental Health Services for Fiscal Year 2021-22 for a contract maximum of \$100,000 and authorize the Board Chair to sign the Agreement.

Behavioral Health Director Todd Metcalf presented the item to the Board. County Counsel Anita Grant spoke.

Chair Sabatier 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 Pyska, and by vote of the Board, approved Waiving 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 approved the agreement as presented. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

- 7.8** (a) Consideration to 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) Consideration of Agreement between the County of Lake and Hilltop Recovery Services for Substance Use Disorder Residential Services for FY 2021-22, for a contract maximum of \$199,100.00 and authorize the Board Chair to sign the Agreement.

Behavioral Health Director Todd Metcalf introduced the item to the Board. Substance Abuse Manager April Giambra presented the item to the Board.

On motion of Supervisor Crandell, and by vote of the Board, approved Waiving 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 approved the agreement as presented. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

- 7.9** Consideration of the following Advisory Board appointments:
Mental Health Advisory Board

Behavioral Health Director Todd Metcalf presented the item to the Board.

Chair Sabatier asked if anyone present wished to speak and the following person spoke via Zoom: Julie Colfax. 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, appointed Camille Cummins and Michelle Young to the Mental Health Advisory Board. The motion carried by the following vote:

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

8. Closed Session

Chair Sabatier announced that the Board would now go into Closed Session at 1:00 p.m. for the reasons stated on the agenda and came back into open session at 4:00 p.m. The Board went back into closed session at 6:00 p.m. and reconvened into Regular Session at 7:04 p.m. having taken no action.

- 8.1** Public Employee Appointment Pursuant to Gov. Code Section 54957(b)(1):
(a) Interviews of Public Health Officer
(b) Appointment of Public Health Officer
- 8.2** Public Employee Evaluation:
Title: Interim Community Development Director
- 8.3** Conference with Legal Counsel: Existing Litigation pursuant to Government Code section 54956.9(d)(1) – Flesch v. County of Lake, et al.
- 8.4** Conference with Legal Counsel: Existing Litigation pursuant to Government Code section 54956.9(d)(1) – City of Clearlake v. County of Lake, et al

9. Adjournment

There being no further business the Board of Supervisors adjourned at 7:04 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

Johanna peelen
By: Johanna peelen (Aug 10, 2021 16:12 PDT)

Johanna DeLong
Assistant Clerk of the Board

B
By: Bruno Sabatier (Aug 11, 2021 14:17 PDT)

Chair-Lake County Board of Supervisors

