



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, August 24, 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 the Covid-19 deaths in the county, Phyllis Woodworth, Daniel, Sue, Edolpho, and Loraine .

3. Pledge of Allegiance

Led by Supervisor Scott.

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 Ratification of a Local Health Emergency by the Lake County Health Officer for the Cache Fire

(a) 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.

(b) Public Health Officer Dr. Gary Pace presented the item to the Board. Sheriff Brian Martin 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.

a) On motion of Supervisor Scott, and by vote of the Board, approved taking this item up as an Extra Item. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Simon

b) On motion of Supervisor Scott, and by vote of the Board, approved Ratification of a Local Health Emergency by the Lake County Health Officer for the Cache Fire. The motion carried by the following vote:

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

4.2 EXTRA ITEM: (a) Consideration of “extra” agenda item, and, (b) Consideration of Agreement with Optum Serve Mobile Vaccination van and team.

a) Health Services Director Denise Pomeroy 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) Health Services Director Denise Pomeroy presented the item to the Board. Public Health Officer Dr. Gary Pace, County Administrative Officer Carol Huchingson, and County Counsel Anita Grant spoke.

Chair Sabatier 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.

County Administrative Officer Carol Huchingson requested to reopen the item.

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

County Administrative Officer Carol Huchingson. 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.

a) On motion of Supervisor Scott, and by vote of the Board, approved taking this item up as an Extra Item. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Simon

b) There was Board Consensus to have the County Administrative Officer or the Health Services Director approve up to \$25,000.00 of the agreement and have the agreement return to the Board at the August 31, 2021 Board of Supervisors Meeting.

On motion of Supervisor Scott, and by vote of the Board, moved to reopen the item. The motion carried by the following vote:

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

On motion of Supervisor Scott, and by vote of the Board, approved the program to move forward. The motion carried by the following vote:

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

4.3 EXTRA ITEM: (a) Consideration of “extra” agenda item, and, (b) Consideration of Ratification of a Local Emergency by the Lake County Sheriff/OES Director for the Cache Fire

(a) Sheriff Brian Martin 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) Sheriff Brian Martin presented the item to the Board. County Administrative Officer Carol Huchingson 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.

a) On motion of Supervisor Pyska, and by vote of the Board, approved taking this item up as an Extra Item. The motion carried by the following vote:

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

b) On motion of Supervisor Pyska, and by vote of the Board, approved Ratification of a Local Emergency by the Lake County Sheriff/OES Director for the Cache Fire. The motion carried by the following vote:

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

5. Approval of the Consent Agenda

5.1 Approve Agreement between the County of Lake and Visit Lake County California for the Provision of Administrative Services in the amount of \$78,000 from July 1, 2021 to June 30, 2022, and authorize the Chair to sign

Chair Sabatier pulled the item to change a typographical error changing the Fiscal Year from 20-21 to 21-22.

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.

On motion of Supervisor Pyska, and by vote of the Board, Approved the Agreement as amended between the County of Lake and Visit Lake County California for the Provision of Administrative Services in the amount of \$78,000 from July 1, 2021 to June 30, 2022, and authorized the Chair to sign. The motion carried by the following vote:

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

5.2 Adopt a Resolution Approving a Cooperative Agreement No. 21-0224-000-SA with the California Department of Food and Agriculture State Organic Inspection Program for the County of Lake

Enactment No: Resolution No. 2021-103

- 5.3** Adopt Proclamation Designating Tuesday, August 31, 2021 as International Overdose Awareness Day.

- 5.4** (a) Waive the formal bidding/RFP 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 County of Lake and Kingsview Corporation for Support Services for State Mandated Cost Reporting for Fiscal Years 2020-21 and 2021-22 for a contract maximum amount of \$120,000.00 and authorize the Board Chair to sign the Agreement.

Chair Sabatier pulled the item for further discussion.

Behavioral Health Director Todd Metcalf presented the item to the Board. Behavioral Health Fiscal Manager Christine Andrus 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.

a) On motion of Supervisor Scott, and by vote of the Board, approved Waiving the formal bidding/RFP 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

b) On motion of Supervisor Scott, and by vote of the Board, Approved the Agreement between County of Lake and Kingsview Corporation for Support Services for State Mandated Cost Reporting for Fiscal Years 2020-21 and 2021-22 for a contract maximum amount of \$120,000.00 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

- 5.5** Approve Board of Supervisors Minutes July 27, 2021

- 5.6** Adopt Resolution Exempting Lake County from the Organic Waste Collection Requirements of SB 1383, Reducing Short-Lived Climate Pollutants in California.

Enactment No: Resolution No. 2021-104

- 5.7** Adopt Resolution Expressing Support for Rotary Club of Lakeport's Konocti Challenge Bicycling Event

Enactment No: Resolution No. 2021-105

- 5.8** Approve the Sun Ridge Systems Software Support Services Agreement for the FY 2021/22 in the amount of \$45,283.63 for the support of its Law Enforcement Software Suite, and authorize the Chairman to sign.

- 5.9** Approve Agreement Between the County of Lake on behalf of CSA-02, Spring Valley and Anchor QEA, LLC for Engineering and Design Services for the Spring Valley Lake Recovery Project for an Amount not to Exceed Four Hundred Twenty Nine Thousand Four Hundred Fifty Seven Dollars and No Cents (\$429,457.00), and Authorize the Chair to Sign.
- 5.10** (Sitting as the Board of Directors of the Lake County Watershed Protection District) Authorize the Lake County Watershed Protection District (District) to sign and enter into an Agreement with the Local Government Commission (LGC) for independent contractor services through the AmeriCorps CivicSpark Fellowship in the amount of \$26,000 for one (1) CivicSpark Fellow to develop a Clear Lake Shoreline Stewardship Program.

On the motion of Supervisor Crandell, and by vote of the Board, approved Consent Agenda Items 5.1 through 5.10 with the exception of items 5.1 and 5.4 which were pulled for further discussion. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Simon

Enactment No: Resolution No. 2021-106

6. Timed Items

6.1 9:05 A.M. - Public Input

Invasive Species Manager Angela DePalma-Dow spoke.

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

Dr. Gary Pace presented the item to the Board. County Administrative Officer Carol Huchingson spoke.

Chair Sabatier asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Steve Estrada and Joan Moss. The following people spoke via Zoom: Christina Robertson, Julia Bono, Ahava Rose, Tom Slaight, Bart Levenson, Will Tuttle, and Madeline Buler.

Report Only.

6.3 9:40 A.M. - Presentation of Proclamation Designating Tuesday, August 31, 2021 as International Overdose Awareness Day.

Chair Sabatier read the proclamation into the record and presented it to Any Positive Change and the Lake County Behavioral Health and Health Departments. Anina, Behavioral Health Director Todd Metcalf and Health Program Coordinator Kim Tangerman spoke.

Chair Sabatier 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.

This Ceremonial Item was read into the record and presented.

6.4 9:45 A.M. - Presentation of Letter on Behalf of the Lake County Drought Task Force Recommending the Board Enact Water Conservation Measures

Deputy Water Resources Director Marina Deligiannis presented the item to the Board. OES Manager Dale Carnathan spoke.

Chair Sabatier asked if anyone present wished to speak and the following people spoke via Zoom: Alyssa Gordon and Jennifer Smith. The following person present in the Board of Supervisors Chambers spoke: Mike Mitzel. No one else wished to speak and the public input portion of this item was closed.

Presentation Only.

6.5 10:30 A.M. - Consideration of urgency ordinance regarding water haulers delivering water to cannabis cultivations

Chair Sabatier 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 Supervisors Chambers spoke: Mike Mitzel. The following people spoke via Zoom: Jennifer Smith and Chris Pivinski. No one else wished to speak and the public input portion of this item was closed.

Supervisor Simon offered the urgency ordinance and it was passed by roll call vote:

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

6.6 11:00 A.M. - PUBLIC HEARING - Appeal of Vicious Animal Abatement Case Number #859, located at 21852 Jerusalem Grade Lower Lake (Brandon Strausser)

Deputy County Counsel Jonathan Lewy presented the item to the Board. Edward Sabalone and Animal Control Director Jonathan Armas spoke.

Chair Sabatier 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 Simon, and by vote of the Board, approved redemption amount of \$3,389.00 and terms made before the board. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Pyska

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Third Amendment to the Joint Powers Agreement Creating the Lake County Community Risk Reduction Authority and authorize the Chair to sign

Supervisors Simon and Pyska presented the item to the Board. County Counsel Anita Grand and County Administrative Officer Carol Huchingson 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 Third Amendment to the Joint Powers Agreement Creating the Lake County Community Risk Reduction Authority and authorize the Chair to sign the Agreement. The motion carried by the following vote:

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

7.3 ADDENDUM - Consideration of the County Administrative Officer to enter into an agreement with the Lake County Fair, for a maximum compensation not to exceed \$9,000, for purchase of fair admission tickets to be issued to persons receiving COVID-19 vaccines on-site

County Administrative Officer Carol Huchingson presented the item to the Board. Health Services Director Denise Pomeroy 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 County Administrative Officer to enter into an agreement with the Lake County Fair, for a maximum compensation not to exceed \$9,000, for purchase of fair admission tickets to be issued to persons receiving COVID-19 vaccines on-site the Agreement was approved. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

7.4 Consideration of the following Advisory Board appointments:
Lake County Childcare Planning Council

Chair Sabatier introduced 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, appointed Jami White to the Lake County Childcare Planning Council. The motion carried by the following vote:

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

- 7.5** Consideration and approval of joint funding agreement with the U.S. Geological Survey, U.S. Dept. of the Interior (USGS) for annual maintenance of the Kelsey Creek flow gauge station in the amount of \$16,890 and authorize the Chair to sign.

Deputy Water Resources Director Marina Deligiannis 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 joint funding agreement with the U.S. Geological Survey, U.S. Dept. of the Interior (USGS) for annual maintenance of the Kelsey Creek flow gauge station in the amount of \$16,890 and authorized the Chair to sign. 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 12:48 p.m. for the reasons stated on the agenda.

The Board Adjourned for lunch at 1:30 p.m.

The Board resumed into regular session at 2:30.

Chair Sabatier announced that the Board would now go into Closed Session at 4:08 p.m. for the reasons stated on the agenda.

The Board came out of closed session at 5:52 p.m. having taken action on 8.1:

- 8.1** Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code sec. 54956.9(d)(2),(e)(3) – Claim of Dano

On motion of Supervisor Simon, and by vote of the Board, approved Claim of Dano in the amount of \$50,000.00. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Crandell

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


- 8.3** Public Employee Appointment Pursuant to Gov. Code Section 54957(b)(1):
(a) Interviews of Community Development Director
(b) Appointment of Community Development Director


- 8.4** Conference with Legal Counsel: Existing Litigation Pursuant to Gov. Code sec. 54956.9(d)(1) – Sabalone v. County of Lake

9. Adjournment

There being no further business the Board of Supervisors adjourned at 5:52 p.m.

CAROL J. HUCHINGSON
Clerk of the Board


By: [Johanna DeLong \(Oct 5, 2021 13:46 PDT\)](#)
Johanna DeLong
Assistant Clerk of the Board


[Bruno Sabatier \(Oct 5, 2021 22:37 PDT\)](#)
Chair-Lake County Board of Supervisors

