



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, September 14, 2021

9:00 AM

Board Chambers

FINAL BUDGET HEARING - 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 Pyska and Chair Sabatier

Absent: Supervisor Scott

2. Moment of Silence

A moment of silence was dedicated to Vicki Robinson, Will Dawson, Dawn Wade, and the people who lost their lives in the Twin Towers on September 11, 2001.

3. Pledge of Allegiance

Led by Supervisor Simon.

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 Approve Amendment to the County of Lake COVID-19 Public Health Emergency Worksite Protocol

County Administrative Officer Carol Huchingson introduced the item to the Board. Human Resources Director Pam Samac 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 Amendment to the County of Lake COVID-19 Public Health Emergency Worksite Protocol as amended. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 5.2** Adopt Resolution Approving Agreement No. 21-0277-023-SF with California Department of Food and Agriculture for Compliance with the Sudden Oak Death Quarantine program for period July 1, 2021 through June 30, 2022 in The Amount of \$4,335.31

Enactment No: Resolution No. 2021-111

- 5.3** Adopt Resolution Approving Agreement No. 21-0391-000-SG with California Department of Food and Agriculture for compliance with the High Risk Pest Exclusion Program for period July 1, 2021 through June 30, 2022 in the Amount of \$11,047.94

Enactment No: Resolution No. 2021-112

- 5.4** Adopt Resolution Approving a MOU Between County of Lake and Lake County Resource Conservation District For Management of Goat's Rue in Lake County for FY 2021-2023 in the Amount of \$21,041.12

Enactment No: Resolution No. 2021-113

- 5.5** (Sitting as the Lake County Air Quality Management District Board of Directors) Authorize the APCO to sign and submit an application for Carl Moyer Program Year 23 funding and sign all other program documents.

- 5.6** (Sitting as the Lake County Air Quality Management District Board of Directors) Appoint Lowell Grant as the Engineer/Scientist Member to the LCAQMD Hearing Board pursuant to Health and Safety Code.

- 5.7** Adopt Resolution Fixing Tax Rates for Local Agencies, General Obligation Bonds and other Voter Approved Indebtedness for Fiscal Year 2021/2022

Enactment No: Resolution No. 2021-114

- 5.8** 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.

- 5.9** Adopt Proclamation Designating the Month of September 2021 as National Alcohol and Drug Recovery Month

- 5.10** Adopt Proclamation Designating September 5th through 11th as National Suicide Prevention Week.

- 5.11** Approve Late Travel Claim for Mental Health Case Manager in the Amount of \$200.07 and Authorize the Auditor-Controller to Process Payment

- 5.12** Approve Board of Supervisors Minutes August 10, 2021 and August 31, 2021

- 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 Health Emergency and Order Prohibiting the Endangerment of the Community through the Unsafe Removal, Transport, and Disposal of Fire Debris for the LNU Complex Wildfire
- 5.15 Approve the Continuation of a Local Emergency due to the Mendocino Complex Fire Incident (River and Ranch Fires).
- 5.16 Approve the Continuation of a Local Emergency due to COVID-19
- 5.17 Approve the Continuation of an Emergency Declaration for Drought Conditions
- 5.18 Approve the Continuation of a Local Emergency In Lake County in Response to the LNU Lightning Complex Wildfire Event
- 5.19 Approve the Continuation of a Local Emergency due to the Pawnee Fire Incident.
- 5.20 Approve Continuation of a Local Health Emergency by the Lake County Health Officer for the Cache Fire
- 5.21 Approve Continuation of a Local Emergency by the Lake County Sheriff/OES Director for the Cache Fire
- 5.22 Approve Purchase of seven (7) 2022 Ford Explorer Police Pursuit Vehicles from Napa Ford Lincoln in the amount of \$285,465 from the Sheriff/Pursuit Replacement Budget Unit 2217, Object Code 62.72 and (b) authorize the Sheriff/Coroner or his designee to sign the purchase order
- 5.23 Approve Leave of Absence request for Sheriff's Department Employee Kellie Beck from October 15, 2021 through April 15, 2022 and authorize the Chairman to sign
- 5.24 Approve Contract Between County of Lake and Chabot-Las Positas Community College District for Title IV-E Training in the Amount of \$1,000,000 Per Fiscal Year From July 1, 2021 to June 30, 2024, and Authorize the Chair to Sign.

On motion of Supervisor Crandell, and by vote of the Board, approved consent agenda items 5.1 through 5.24 with the exception of item 5.1 which was pulled for further discussion. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

6. Timed Items

6.1 9:05 A.M. - Public Input

There was no public input.

6.2 9:06 A.M. - Presentation of Proclamation Designating September 5th through 11th as National Suicide Prevention Week.

Supervisor Crandell read the proclamation into the record and presented it to Behavioral Health Services. Behavioral Health Director Todd Metcalf and Mental Health Team Leader Carrie Manning.

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 Ceremonial Item was read into the record and presented.

6.3 9:08 A.M. - Presentation of Proclamation Designating the Month of September 2021 as National Alcohol and Drug Recovery Month

Chair Sabatier read the proclamation into the record and presented it Lake County Behavioral Health Services. Substance Abuse Program 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.

This Ceremonial Item was read into the record and presented.

6.4 9:15 A.M. - (a) Presentation on the Konocti Project; and (b) Consideration of Permission to Proceed with Excavating and Exploring the Mt. Konocti Summit Vents

Supervisor Pyska introduced the item to the Board. Public Services Director Lars Ewing spoke.

Chair Sabatier asked if anyone present wished to speak and the following people spoke via Zoom: Elizabeth Larson and Kucin Thomas. No one else wished to speak and the public input portion of this item was closed.

Direction was given to staff to communicate with the Konocti Project.

6.5 9:25 A.M. - Review of and Recommendation for Cannabis Tax Usage & Expenditure Policies & Procedures

County Administrative Officer Carol Huchingson introduced the item to the Board. Tax Administrator Patrick Sullivan presented the item to the Board. Deputy County Administrative Officer Stephen Carter and Behavioral Health Director Todd Metcalf spoke.

Chair Sabatier asked if anyone present wished to speak and the following person spoke via Zoom: Betsy Cawn. 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 Cannabis Tax Usage & Expenditure Policies & Procedures. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

6.6 9:30 A.M. - PUBLIC HEARING - Consideration of the Final Recommended Budget for Fiscal Year 2021/2022 for the County of Lake and Special Districts Governed by the Board of Supervisors

County Administrative Officer Carol Huchingson introduced the item to the Board. Deputy County Administrative Officer Stephen Carter presented the item to the Board. Behavioral Health Director Todd Metcalf and Sheriff Brian Martin spoke.

Chair Sabatier asked if anyone present wished to speak and the following person spoke via Zoom: Bart Levenson and Betsy Cawn.

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

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

Absent- Supervisor: 1 - Scott

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

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

Absent- Supervisor: 1 - Scott

On motion of Supervisor Pyska, and by vote of the Board, approved continuation of the informal hiring freeze for general fund departments delegating authority to the County Administrative Officer to waive as appropriate. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

Enactment No: Resolution No. 2021-115

Enactment No: Resolution No. 2021-116

6.7 10:30 A.M. - Hearing on Account and Proposed Assessment for the Property Located at 6814 Hammond Ave., Nice, CA; APN #031-071-46; Property Owner: Steve M. DeFilippis

Chair Sabatier introduced 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.

This item was continued to the October 19, 2021 Board of Supervisors Meeting.

6.8 10:40 A.M. - Consideration of Update on COVID-19

Dr. Charlie Evans presented the item to the Board. Epidemiologist Sarah Marikos presented a PowerPoint Presentation to the Board.

Chair Sabatier asked if anyone present wished to speak and the following people spoke via Zoom: Julia Bono, Elaine Zacher, Lisa Pavlov, Will Tuttle, Carlos Bono, and Ahava Rose. No one else wished to speak and the public input portion of this item was closed.

Report Only.

6.9 11:15 A.M. - Discussion and Consideration of an Ordinance Amending Article VII of Chapter 13 of the Lake County Code relating to Administrative Fines and Penalties

County Counsel Anita Grant presented the item to the Board.

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 Crandell, and by vote of the Board, waived the reading of the Ordinance to have it read in title only. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

On motion of Supervisor Crandell, and by vote of the Board, advanced the second reading of the Ordinance to September 21, 2021. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Video Content Encouraging Vaccination in Lake County, and Approval for Distribution via our County Website and Social Media Channels, and Any Other Available Media Outlets

Chair Sabatier 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 spoke via Zoom: Carlos Bono and Kuchin Thomas. 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 Video Content Encouraging Vaccination in Lake County, and Approval for Distribution via our County Website and Social Media Channels, and Any Other Available Media Outlets. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 7.3** (a) Consideration of Amendment to Personnel Amended Policy Rule 1100 "Performance Reports", creating Rule 1102.3 For Evaluation of the Performance of the County Administrative Officer, Appointed Department Heads, and the Public Health Officer; and (b) Consideration of special meeting dates to added to the Board of Supervisors annual calendar for 2021, at 1:00 p.m. on September 30, 2021, October 7, 2021, October 21, 2021 and November 4, 2021

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

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

a) On motion of Supervisor Crandell, and by vote of the Board, approved Amendment to Personnel Amended Policy Rule 1100 "Performance Reports", creating Rule 1102.3 For Evaluation of the Performance of the County Administrative Officer, Appointed Department Heads, and the Public Health Officer. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

b) On motion of Supervisor Pyska, and by vote of the Board, approved special meeting dates to added to the Board of Supervisors annual calendar for 2021, at 1:00 p.m. October 7, 2021, November 4, 2021, and November 18, 2021. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 7.4** Consideration of (a) 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 (b) Approval of the Agreement between the County of Lake and Ford Street Project for adult Substance Use Disorder Residential Treatment Services including Medication Assisted Treatment and Detoxification Services for Fiscal Year 2021-22 for a contract maximum of \$199,250.00 and authorize the Board Chair to sign the Agreement.

Behavioral Health Director Todd Metcalf introduced the items to the Board. Substance Abuse Program Manager April Giambra 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.

- a) On motion of Supervisor Pyska, and by vote of the Board, waived 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: 3 - Simon, Crandell, and Pyska

Nays- Supervisor: 1 - Sabatier

Absent- Supervisor: 1 - Scott

- b) On motion of Supervisor Pyska, and by vote of the Board, Approved Agreement between the County of Lake and Ford Street Project for adult Substance Use Disorder Residential Treatment Services including Medication Assisted Treatment and Detoxification Services for Fiscal Year 2021-22 for a contract maximum of \$199,250.00 and authorized the Board Chair to sign the Agreement. The motion carried by the following vote:**

Ayes- Supervisors: 3 - Simon, Crandell, and Pyska

Nays- Supervisor: 1 - Sabatier

Absent- Supervisor: 1 - Scott

- 7.5** Consideration of Agreement between County of Lake and Sutter Center for Psychiatry for Fiscal Year 2021-22 for 2020-21 services in the amount of \$39,160.00 for Acute Psychiatric Inpatient Psychiatric Hospitalization Services.

Behavioral Health Director Todd Metcalf presented the item to the Board. Behavioral Health Deputy Director Elise Jones 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 Agreement between County of Lake and Sutter Center for Psychiatry for Fiscal Year 2021-22 for 2020-21 services in the amount of \$39,160.00 for Acute Psychiatric Inpatient Psychiatric Hospitalization Services. The motion carried by the following vote:**

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

Absent- Supervisor: 1 - Scott

- 7.6** Consideration of Agreement between County of Lake and North Valley Behavioral Health, LLC. for Fiscal Year 2021-22 for 2020-21 services in the amount of \$329,360.00 for Acute Psychiatric Inpatient Psychiatric Hospitalization Services.

Behavioral Health Director Todd Metcalf presented the item to the Board. County Counsel Anita Grant and Behavioral Health Deputy Director Elise Jones 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 Agreement between County of Lake and North Valley Behavioral Health, LLC. for Fiscal Year 2021-22 for 2020-21 services in the amount of \$329,360.00 for Acute Psychiatric Inpatient Psychiatric Hospitalization Services. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 7.7** Consideration of Presentation on Lake County Behavioral Health Services' Mental Health Services Act Program Annual Update and Program Recommendations for FY 2021-22

Behavioral Health Deputy Director Elise Jones introduced the item to the Board. Behavioral Health Director Todd Metcalf 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.

Presentation Only.

- 7.8** Consideration of the following Advisory Board appointments:

Spring Valley CSA#2 Advisory Board

Glenbrook Cemetery District

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 Crandell, and by vote of the Board, appointed Cindy Storrs to the Spring Valley CSA#2 Advisory Board. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

On motion of Supervisor Pyska, and by vote of the Board, appointed Francis Lincoln to the Glenbrook Cemetery District. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

8. Closed Session

Chair Sabatier announced that the Board would now go into Closed Session at 3:45 p.m. for the reasons stated on the agenda.

The Board came out of closed session at 4:38 p.m. having taken action on Item 8.5:

- 8.1** Sitting as the Board of Directors of the Lake County IHSS Public Authority: Conference with (a) Chief Negotiator M. Long and County Negotiator C. Markytan; and (b) Employee Organization: California United Homecare Workers Union Local 4034

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.

- 8.2** Conference with Labor Negotiator: (a) Chief Negotiator: M. Long; County Negotiators: C. Huchingson and P. Samac; and (b) Employee Organization: LCSMA

- 8.3** Public Employee Evaluation:
Title: Director: DPW/Water Resources/CDD (until 06/13/21)

This item was pulled and continued to a future date.

- 8.4** Public Employee Evaluation:
Title: Director: Behavioral Health

This item was pulled and continued to a future date.

- 8.5** 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 Crandell, and by vote of the Board, Having previously approved the Settlement of the Dano claim on August 24, 2021, authorized the Chair to execute the Formal Settlement Agreement. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Scott

- 8.6** Conference with (a) Temporary Representatives designated to meet with County Department Heads regarding salary and benefits and (b) Unrepresented management employees

9. Adjournment

There being no further business the Board of Supervisors adjourned at 4:38 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

Johanna DeLong
By: [Johanna DeLong \(Nov 2, 2021 15:16 PDT\)](#)

Johanna DeLong
Assistant Clerk of the Board

Eddie Crandell
[Eddie Crandell \(Nov 3, 2021 11:52 PDT\)](#)

Chair-Lake County Board of Supervisors

