COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft
BOARD OF SUPERVISORS

Tuesday, June 21, 2016 | **9:00 AM** | **Board Chambers**

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Brown. County Administrative Officer Carol Huchingson, County Counsel Anita Grant and Asst. Clerk of the Board Carolyn Purdy were present along with the following Supervisors:

Present: 4 - Supervisor Steele, Vice Chair Smith, Chair Brown and Supervisor Comstock

Absent: 1 - Supervisor Farrington

2. Moment of Silence

Dedicated to Marjorie Holdenreid.

3. Pledge of Allegiance

Led by Scott DeLeon.

4. Presentation of Animals at the Animal Care and Control Shelter

Animal Care and Control Officer Holly Bray presented one canine available for adoption.

5. Consideration of Items Not Appearing on the Posted Agenda (Extra Items)

There were no items to consider.

6. Current Construction Projects - Contract Change Orders

There were no Contract Change Orders.

7. Approval of the Consent Agenda

Item #7.3 was pulled from the Consent Agenda as the Resolution was no longer needed.

7.1 Adopt Proclamation Commending Tom Smythe, Water Resources Engineer, upon his Retirement for his 28 years of Service.

7.2 Approve the First Amendment to the Agreement between Willow Glen Care Center and County of Lake for Adult Residential Support Services and Specialty Mental Health Services for Fiscal Year 2015-16, for a decrease of $90,000 and a new contract maximum of $15,000, and authorize Chair to sign.

7.3 Adopt Resolution Amending Resolution No. 2015-119 to Amend the Adopted Budget for FY 15-16 by Adjusting Revenues and Appropriations in Budget Unit 2703 - Animal Care and Control

This item was pulled from the agenda for the reason stated above.

7.4 Approve Agreement between the County of Lake and Calserve, Inc. for process services for FY 2016/2017 in an amount not to exceed $25,000 per year and authorize Chair to sign.

7.5 Adopt Resolution approving the Purchase of Fee Title on a Portion of a Certain Parcel (APN 035-163-260) as part of the Clearlake Oaks Safe Routes to School Project, and authorize the County Administrative Officer or the Public Works Director to Execute the Necessary Documents.

Enactment No: 2016-91

7.6 Adopt Resolution Approving the Lake County Sheriff's Office to Apply for the State of California, Department of Parks and Recreation Off-Highway Vehicle Grant Funds.

Enactment No: 2016-92

7.7 (a) Waive the formal bidding process, per Ordinance #2406, Purchasing Code 38.2, making a determination that competitive bidding would produce no economic benefit to the County; and (b) Authorize the Sheriff/Coroner/Assistant Purchasing Agent to issue a purchase order to IFE Distribution for the purchase of kitchen equipment for the Lake County Jail/Hill Road Facility, in the amount of $61,437.49.

7.8 Approve First Amendment to Contract between County of Lake and Fiscal Experts Inc. (Web-Based Time Study Buddy Service) for FY 2016-17 not to exceed $27,600 and authorize Chair to sign.

7.9 Adopt Resolution Appropriating Unanticipated Revenue to Budget Unit 8467, Bonanza Springs Water - CSA #7 for Reconstruction of Water System and Authorize the Chair to Sign.

Enactment No: 2016-93

7.10 Adopt Resolution Appropriating Unanticipated Revenue to Budget Unit 8478, Starview Water CSA #18 for Reconstruction of Water System and Authorize the Chair to Sign.

Enactment No: 2016-94

7.11 Adopt Resolution Appropriating Unanticipated Revenue to Budget Unit 8353, Middletown Sanitation District for Repair of Treatment Plant and Authorize the Chair to Sign.

Enactment No: 2016-95

7.12 Approve Budget Transfer for Budget Unit 1122 – Treasurer-Tax Collector from Acct. 711.23.80 Professional and Specialized Services to Acct. 711.62.79 Prior Years – Capital Assets in the amount of $46,769.92 for the purchase of RT Lawrence Tax Payment Processing Software and authorize the Chair to sign.

7.13 (a) Waive the competitive bidding process due to the unique and proprietary nature of the remittance processing software; and (b) Authorize the Assistant Purchasing Agent to issue a Purchase Order to RT Lawrence Corporation for hardware, software, training and annual support in the amount of $46,769.92.

7.14 (Sitting as Lake County Watershed Protection District, Board of Directors) - Approve Agreement for Levee Mowing Services between the Lake County Watershed Protection District and Bohan & Canelis General Engineering for a contract maximum of $14,749.44 and authorize the Chair to sign.

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda Items 7.1 through 7.14, with the exception of 7.3. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

8. Timed Items

8.1 9:05 A.M. - Public Input

Angel Spring spoke.

8.2 9:10 A.M. - Presentation of Proclamation Commending Tom Smythe, Water Resources Engineer, upon his retirement of 28 years of service.

Supervisor Steele read the proclamation into record and presented it to Tom Smythe. Tom Smythe accepted the proclamation and spoke. Water Resources Director Scott DeLeon also spoke.

This Ceremonial Item was read into the record and presented

8.3 9:15 A.M. - Consideration of Continuing the Proclamation of a Local Health Emergency by the Lake County Health Officer.

Lake County Health Officer Dr. Karen Tait presented the item to the Board, recommending the continuation of the Proclamation of a Local Health Emergency for a period of 2 more weeks.

Chair Brown 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 Comstock, and by vote of the Board, approved Continuing the Proclamation of a Local Health Emergency by the Lake County Health Officer. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

8.4 9:20 A.M. - Presentation of 2015 Crop Report

Agricultural Commissioner Steve Hajik presented the item to the Board.

Chair Brown asked if anyone present wished to speak and the following person spoke: Joan Moss. No one else wished to speak and the public input portion of this item was closed.

This item was informational only. No action was taken.

8.5 9:30 A.M. - PUBLIC HEARING - Consideration of proposed Final Map for Lake Vineyard Estates Subdivision to divide approximately 12.99 acres into six (6) parcels and Use Permit (UP 07-02) to allow lots to exceed the length to width ratio limitations; project location is 8245 Point Drive, Kelseyville (APN 044-331-23); applicant is Dennis De La Montanya

Interim Community Development Director Scott DeLeon presented the item to the Board. Associate Planner Mark Roberts was also present and gave a PowerPoint presentation on the project.

Chair Brown asked if anyone present wished to speak and the following person spoke: Bob Carpenter. No one else wished to speak and the public input portion of this item was closed.

Supervisor Comstock offered the Resolution and it was passed by roll call vote (4 ayes):

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

Enactment No: 2016-96

8.6 09:45 A.M. - HEARING - Consideration of Notice of Nuisance and Order to Abate for property located at 55 Old Long Valley Rd, Clearlake Oaks (APN 006-500-10 -Fred Boniello)

Community Development Code Enforcement Officer Mike Penhall presented the item to the Board. Associate Planner Mark Roberts gave a PowerPoint presentation of the property. Property owner Fred Boniello was present.

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

On motion of Supervisor Steele, and by vote of the Board, approved the Notice of Nuisance and Order to Abate for property located at 55 Old Long Valley Rd, Clearlake Oaks (APN 006-500-10 -Fred Boniello). as amended. The Board agreed to allow a 90 day period for Mr. Boniello to obtain a permit. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 (a) Consideration of Fiscal Year 2016-17 Recommended Budget; (b) Consideration of proposed Resolution establishing FY 2016-17 position allocations to conform to the Recommended Budget; (c) Consideration of Creation of New Classifications; (d) Consideration of Authorization for Affected Department Heads to Proceed with Purchasing Selected Capital Assets and Filling New Positions Prior to the Adoption of FY 2016-17 Final Recommended Budget; and (e) Consideration of proposed Resolution Cancelling General Reserves for FY 2016-17

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

Chair Brown asked if any one present wished to speak and the following person spoke: Joan Moss. No one else wished to speak and the public input portion of this item was closed.

(a) On motion of Supervisor Smith, and by vote of the Board, approved the 2016-17 Recommended Budget. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

(b) Supervisor Smith offered the Resolution and it was passed by roll call vote (4 ayes):

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

(c) No acton was taken on this item.

(d) On motion of Supervisor Smith, and by vote of the Board, authorized the purchase of capital assets and filling new positions prior to final budget. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

(e) Supervisor Smith offered the Resolution and it was passed by roll call vote (4 ayes):

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

Enactment No: 2016-97/2016-98

9.3 Consideration of (a) Approval of Health Plan-Provider Amendment 1 to the Agreement between Partnership Health Plan of California and the County of Lake for Lake County Behavioral Health; (b) Approval of Intergovernmental Agreement Regarding Transfer of Public Funds between the California Department of Health Care Services and the County of Lake for Lake County Behavioral Health; and (c) Approval of the Agreement for the Intergovernmental Assessment Fee between the California Department of Health Care Services and the County of Lake for Lake County Behavioral Health; and authorize the Interim Behavioral Health Director to sign Agreements.

Interim Behavioral Health Director Kevin Thompson presented the item to the Board.

Chair Brown 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 Smith, and by vote of the Board, approved Amendment One to the Health-Plan Provider Agreement. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

(b) On motion of Supervisor Smith, and by vote of the Board, approved an Intergovernmental Agreement Regarding Transfer of Public Funds between the California Department of Health Care Services and the County of Lake for Lake County Behavioral Health. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

(c) On motion of Supervisor Smith, and by vote of the Board, approved the Agreement for the Intergovernmental Assessment Fee between the California Department of Health Care Services and the County of Lake for Lake County Behavioral Health. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

9.4 Consideration of a Resolution Approving a Grant Agreement and Certification Statement Between County of Lake Health Services and California Department of Public Health for the Supplemental Nutrition Assistance Program Education (SNAP-ED) in an Amount Not to Exceed $600,000 for Federal Fiscal Years 2016 through 2019, and Authorizing the Board Chair to Sign Said Certification

Interim Health Services Director Denise Pomeroy presented the item to the Board.

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

Supervisor Smith offered the Resolution and it was passed by roll call vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

Enactment No: 2016-99

9.5 Consideration of Request for Deviation from Eastlake Landfill Customer Charge Account Policy for Hoberg's Resort Cleanup

Public Services Director Lars Ewing presented the item to the Board.

Chair Brown asked if any one present wished to speak and the following person spoke: Joan Moss. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Comstock, and by vote of the Board, approved the Request for Deviation from Eastlake Landfill Customer Charge Account Policy for Hoberg's Resort Cleanup. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

9.6 Consideration of Award of Bid and Approval of Contract for Lake County Fire Damaged Metal Beam Guard Rail Replacement Project, Lake County, CA Bid No. 15-17, to Dirt and Aggregate Interchange, Inc., in the amount of $449,695 and authorize the Chair to sign Agreement and Notice of Award.

Public Works Director Scott DeLeon presented the item to the Board.

Chair Brown 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 Comstock, and by vote of the Board, approved the Award of Bid and Contract for Lake County Fire Damaged Metal Beam Guard Rail Replacement Project, Lake County, CA Bid No. 15-17, to Dirt and Aggregate Interchange, Inc., in the amount of $449,695. The motion carried by the following vote:

Ayes- Supervisors: 4 - Steele, Smith, Brown and Comstock

Absent- Supervisors: 1 - Farrington

10. Closed Session

10.1 Conference with Labor Negotiator: (a) County Negotiators: A. Grant, S. Harry, C. Huchingson, K. Ferguson and S. Jansen; and (b) Employee Organizations: DDAA, DSA, LCCOA, LCEA and LCSEA

10.2 Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code Sec. 54956.9 l(d)(2)(e)(1) – One potential Claim.

10.3 Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Smith v. County of Lake, et al.

10.4 Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Harris v. Lake County, et al.

10.5 Public Employee Evaluations
Title: County Librarian

The Board reconvened into Regular Session at 12:09 p.m. having taken no action.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 12:09 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: ___________________________________
Carolyn Purdy
Assistant Clerk of the Board

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Chair-Lake County Board of Supervisors