



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft BOARD OF SUPERVISORS

Tuesday, September 9, 2014

9:00 AM

Board Chambers

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Rushing.

County Administrative Officer Matt Perry, County Counsel Anita Grant and Asst. Clerk to the Board Alicia Flores were present, along with Supervisors Comstock, Smith, Farrington and Brown.

2. Moment of Silence

3. Pledge of Allegiance

Led by Social Services Director Carol Huchingson.

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

There were no animals to present.

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

County Counsel Anita Grant advised the Board of matters which have arisen since the posting of the current agenda concerning existing litigation requiring Board direction in Closed Session: Conference with Legal Counsel - Substantial Exposure to Litigation Tort Claim of MSP Communications/Delta Sky Magazine.

On motion of Supervisor Comstock, and by vote of the Board, approved taking this item as an EXTRA in Closed Session. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Farrington, Brown and Rushing

6. Current Construction Projects - Contract Change Orders

There were no Contract Change Orders.

7. Approval of the Consent Agenda

7.1 Approve recommendation of Animal Control Director William Davidson to close appeal case of nuisance animal abatement at 2875 Bell Hill Road, Kelseyville, CA - male pit bull - owner: Toni Timpke, based on no new findings in six months, as directed by the Board of Supervisors February 18, 2014.

7.2 Approve recommendation to appoint Emergency Services Manager Marisa Chilafoe to the Emergency Medical Care Committee (EMCC).

- 7.3** Approve First Amendment to Agreement between the County of Lake and O'Connor Environmental, Inc., for hydrological report services, for a total of \$36,600 (additional amount of \$16,100) and authorize the Chair to sign.
- 7.4** (Sitting as the Lake County Sanitation District (LACOSAN) Board of Directors) - (a) Waive the formal bidding process, per Ordinance #2406, Purchasing Code No. 38.2 making a determination that competitive bidding would produce no economic benefit to the County; and (b) Authorize the Special Districts Administrator/Assistant Purchasing Agent to issue a Purchase order to Downtown Ford for procurement of a 2015 Ford F250 4X2 Supercab Pickup in the amount of \$25,573.78 through the Statewide Bid Contract.

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda items 7.1 - 7.4. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Farrington, Brown and Rushing

8. Timed Items

8.1 9:05 A.M. - Public Input

The following people spoke: Larry Anderson, Robert Summerton and Carrie Calvanese

- 8.2** 9:10 A.M. - Consideration of Contracts between the County of Lake and the following organizations: (a) Lucerne Alpine Seniors, Inc., in the amount of \$10,182 for FY 2014-15 Health-Related Senior Support Services; (b) Middletown Senior Citizens, Inc., in the amount of \$8,148 for FY 2014-15 Health-Related Senior Support Services; (c) Highlands Senior Service Center, Inc., in the amount of \$18,849 for FY 2014-15 Health-Related Senior Support Services; (d) Live Oak Senior Center, in the amount of \$11,758 for FY 2014-15 Health-Related Senior Support Services; (e) Lakeport Senior Center, Inc., in the amount of \$10,618 for FY 2014-15 Health-Related Senior Support Services; (f) Kelseyville Seniors Inc., in the amount of \$2,000 for FY 2014-15 basic operating expenses; and (g) Senior Support Services, Inc., in the amount of \$1,000 for FY 2014-15 basic operating expenses.

Social Services Director Carol Huchingson presented the items to the Board.

Chair Rushing asked if anyone present wished to speak and Pat Grabham spoke. No one else wished to speak and the public input portion of this item was closed.

Chair Rushing passed the gavel to Vice Chair Farrington.

(a) On motion of Supervisor Rushing, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Lucerne Alpine Seniors, Inc., in the amount of \$10,182 for FY 2014-15 health-related senior support services.

Vice Chair passed the gavel to Chair Rushing.

(b) On motion of Supervisor Comstock, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Middletown Senior Citizens, Inc., in the amount of \$8,148 for FY 2014-15 health-related senior support services.

(c) On motion of Supervisor Smith, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Highlands Senior Service Center, Inc., in the amount of \$18,849 for FY 2014-15 health-related senior support services.

Chair Rushing passed the gavel to Vice Chair Farrington.

(d) On motion of Supervisor Rushing, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Live Oak Senior Center, in the amount of \$11,758 for FY 2014-15 health-related senior support services.

Vice Chair passed the gavel to Chair Rushing.

(e) On motion of Supervisor Farrington, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Lakeport Senior Center, Inc., in the amount of \$10,618 for FY 2014-15 health-related senior support services.

(f) On motion of Supervisor Brown, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Kelseyville Seniors, Inc., in the amount of \$2,000, for FY 2014-15 basic operating expenses.

Chair Rushing passed the gavel to Vice Chair Farrington.

(g) On motion of Supervisor Rushing, and by vote of the Board (5 ayes), approved the contract between the County of Lake and Senior Support Services, Inc., in the amount of \$1,000 for FY 2014-15 basic operating expenses.

Vice Chair passed the gavel to Chair Rushing.

8.4 9:30 A.M. - HEARING - Nuisance Abatement of 7055 South State Highway 29, Kelseyville, CA (APN 007-027-32 - Irma J. Brown)

The following people were sworn in by the Clerk: Richard Coel, Michael Penhall, James Vagnone, Irma Brown & son (name unknown) and Joan Moss.

Community Development Director Richard Coel gave the staff report. Appellant Irma Brown responded.

Chair Rushing asked if anyone present wished to speak and Joan Moss spoke. No one else present wished to speak and the public hearing was closed.

On motion of Supervisor Brown, and by vote of the Board, upheld the Notice of Nuisance and Order to Abate posted on April 29, 2014 for nuisance conditions at 7055 S. State Highway 29, Kelseyville, also known as Assessor's Parcel Number 007-027-32, and authorize staff to abate the nuisance conditions if the property owner fails to comply with the Notice and Order by September 28, 2014. All costs associated with this abatement case shall become a charge against the property. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Farrington, Brown and Rushing

8.5 9:45 A.M. - Discussion and Consideration of potential project applications to the State for funding through the State Department of Boating and Waterways Quagga and Zebra Mussel Infestation Prevention Fee.

Water Resources Director Scott De Leon presented the item.

Chair Rushing asked if anyone present wished to speak on this item and the following people spoke: Scott Knickmeyer, Phil Murphy, Nancy Ruzicka, Victoria Brandon and Joan Moss. There was no one else present wishing to speak and the public input portion of this item was closed.

Staff was also given direction to inquire with the state as to how zebra and quagga mussle prevention funds are being used within Fish & Wildlife.

On motion of Supervisor Farrington, and by vote of the Board, approved and directed staff to process the grant application as presented, with the sole purpose of enhancing and improving public outreach efforts for zebra and quagga mussle prevention in the County of Lake. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Farrington, Brown and Rushing

8.6 1:00 P.M. - ASSESSMENT APPEAL HEARING - (Sitting as the Lake County Local Board of Equalization) - Bellig Trust - Application No. 35-2012 - 2100 Eastlake Dr., Kelseyville, CA (APN 044-182-080)

This Assessment Appeal was WITHDRAWN by the appellant.

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

- 9.2** Consideration of Agreement between the County of Lake and Nacht & Lewis Architects for Architectural/Engineering Services for the Hill Road Correctional Facility Expansion, in the amount of \$2,024,307.

Public Works Assistant Director Lars Ewing & Deputy County Administrative Officer Alan Flora presented the item to the Board.

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

The Board directed staff to work with Nacht & Lewis Architects to incorporate language into the contract that it is the County's intention to minimize change orders. This item was continued to September 16, 2014.

- 9.3** Consideration of issuance of purchase order to Downtown Ford Sales of Sacramento for eleven Ford Fusion sedans, in the amount of \$202,457.48 and authorize the Social Services Director to sign the purchase order, and all related documents, for said purchase.

Social Services Director Carol Huchingson presented the item to the Board.

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

On motion of Supervisor Farrington, and by vote of the Board, approved the issuance of a purchase order to Downtown Ford Sales of Sacramento for eleven Ford Fusion sedans, in the amount of \$202,457.48 and authorized the Social Services Director to sign the purchase order, and all related documents, for said purchase. The motion carried by the following vote:

Ayes- Supervisors: 5 - Comstock, Smith, Farrington, Brown and Rushing

10. Closed Session

Chair Rushing announced the Board would now go into Closed Session for the reasons stated on the agenda.

- 10.1** Conference with Labor Negotiator: (a) County Negotiators: A. Grant, S. Harry, M. Perry, A. Flora and C. Shaver; and (b) Employee Organizations: DDAA, DSA, LCCOA, LCEA and LCSEA

- 10.2** Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code Sec. 54956.9(d) (1) - Fowler and Ford v. County of Lake

10.3 Conference with real property negotiator pursuant to Gov. Code § 54956.8:

(a) Property located at: 2617 S. Main Street, Lakeport (APN 005-053-22)

(b) Negotiating Parties:

For County/Air Quality Management District: Supervisor/Director, Anthony Farrington; Air Pollution Control Officer, Doug Gearhart; and Deputy County Administrative Officer, Alan Flora.

For seller: Neslo Group, LLC representatives

(c) Under Negotiation: Purchase terms

10.4 - (EXTRA) - Conference with Legal Counsel - Substantial Exposure to Litigation Tort Claim of MSP Communication/Delta Sky Magazine.

The Board reconvened into Regular Session at 11:20 a.m. having taken the following action:

On motion of Supervisor Farrington, and by vote of the Board (5 ayes), approved the payment of \$25,500 to MSP Communications/Delta Sky Magazine from Budget Unit 9919.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 11:21 a.m.

MATT PERRY

Clerk of the Board

By: _____

Alicia M. Flores

Assistant Clerk of the Board

Chair - Lake County Board of Supervisors