



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, January 25, 2022

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 Vice Chair Scott. 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 Sabatier, Supervisor Crandell, Supervisor Pyska and Acting Chair Scott

2. Moment of Silence

A moment of silence was dedicated to Teresa Sanders, Bob Brennan, Coveda Miller, Benjamin Britain, Kevin Jones, and Justin Dale.

3. Pledge of Allegiance

Led by County Administrative Officer Carol Huchingson.

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 temporarily postponing the impending due date for cannabis tax payments and suspend penalties ordinarily associated with late payments.

a) Supervisor Sabatier presented the item to the Board. County Counsel Anita Grant spoke.

Acting Chair Scott asked if anyone present wished to speak and the following people spoke via Zoom: Jennifer Smith and Patty Lanier. No one else wished to speak and the public input portion of this item was closed.

b) Supervisor Sabatier presented the item to the Board. County Counsel Anita Grant and County Administrative Officer Carol Huchingson spoke.

Acting Chair Scott asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Tony Van Purdy, Richard Derum, and Tyler. The following people spoke via Zoom: Nara Dahlbacka, Sam De La Paz, Patty Lanier, and Julia Jacobson. No one else wished to speak and the public input portion of this item was closed.

a) On motion of Supervisor Sabatier, and by vote of the Board, approved taking this item up as an Extra Item as it came up after the posting of the agenda and needs to be taken up before the next available agenda. The motion carried by the following vote:

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

b) On motion of Supervisor Sabatier, and by vote of the Board, postponed the due date for cannabis tax payments to May 15, 2022 and suspend the 25% late payment penalty during the postponement; and, directed staff to develop additional options for cannabis tax relief, within the purview of the Board, for discussion as soon as possible. The motion carried by the following vote:

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

5. Approval of the Consent Agenda

5.1 Adopt Resolution Appointing Katherine Vanderwall as Agricultural Commissioner and Sealer of Weights and Measures for a Four-year Term effective February 12, 2022

Enactment No: Resolution No. 2022-09

5.2 Approve Revisions to the Smartphone Stipend Policy

This item was pulled from the agenda and continued to a future date.

- 5.3** a) Waive the formal bidding process, pursuant to the Lake County Code Section 38.2, as Agreement is tied to current 3-Year Mental Health Services Act (MHSA) Plan; and b) Consideration of the Agreement between the County of Lake and Resource Development Associates for the Community Planning Program (CPP) Process and former Innovations project for Fiscal Years 2021-23 for a contract maximum of \$112,350 and authorize the Board Chair to sign the Agreement

This item was pulled for further discussion.

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

Acting Chair Scott 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, Waived the formal bidding process, pursuant to the Lake County Code Section 38.2, as Agreement is tied to current 3-Year Mental Health Services Act (MHSA) Plan; and Approved Agreement between the County of Lake and Resource Development Associates for the Community Planning Program (CPP) Process and former Innovations project for Fiscal Years 2021-23 for a contract maximum of \$112,350 and authorized the Board Chair to sign the Agreement. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

- 5.4** a) Waive the formal bidding process, pursuant to the 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 New Life Health Authority dba New Life, LLC. for Substance Use Disorder Outpatient Drug Free Services, Intensive Outpatient Treatment Services, and Narcotic Treatment Program Services for Fiscal Year 2021-22, not to exceed \$400,000 and authorize the Board Chair to sign

This item was pulled for further discussion.

Behavioral Health Director Todd Metcalf presented the item to the Board. Jennifer Kent, April Giambra, Bob Kershner, and County Counsel Anita Grant spoke.

Acting Chair Scott 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, Waived the formal bidding process, pursuant to the 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 Agreement Between New Life Health Authority dba New Life, LLC. for Substance Use Disorder Outpatient Drug Free Services, Intensive Outpatient Treatment Services, and Narcotic Treatment Program Services for Fiscal Year 2021-22, not to exceed \$400,000 and authorized the Board Chair to sign. The motion carried by the following vote:

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

Nays- Supervisor: 1 - Sabatier

- 5.5** Approve Agreement between County of Lake and Adventist Health St. Helena and Vallejo for Acute Inpatient Psychiatric Hospital Services and Professional Services Associated with Acute Inpatient Psychiatric Hospitalizations for Fiscal Years 2021-22 and 2022-23 for a maximum compensation of \$300,000 and authorize the Chair to sign

This item was pulled for further discussion.

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

Acting Chair Scott 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 and continued to the February 1, 2022 Board of Supervisors Meeting.

- 5.6** Approve Amendment No. 1 to the Agreement between County of Lake and Lake County Office of Education for the Mental Health Student Services Act Grant Program Based Specialty Mental Health Services for Fiscal Year 2021-26 at no additional cost, and authorize the Chair to sign
- 5.7** (a) Adopt Resolution of the Lake County Board of Supervisors Authorizing Acceptance of the County of Lake Non-Competitive Allocation Award Under the No Place Like Home Program; and (b) Adopt Resolution of the Lake County Board of Supervisors Authorizing Acceptance of the County of Lake Competitive Allocation Award Under the No Place Like Home Program

Enactment No: Resolution No. 2022-10

Enactment No: Resolution No. 2022-11

- 5.8** Approve Board of Supervisors Meeting Minutes December 21, 2021
- 5.9** Approve Lease for Commercial Property Located at 858 Lakeport Blvd, Lakeport, CA from 2/1/22 through 2/28/23 @ \$2100 per month and Authorize the Chair to Sign
- 5.10** Approve Memorandum of Understanding between the County of Lake and the Kelseyville Unified School District for the period of February 1, 2022 through June 30, 2022 to provide a School Resource Officer to Kelseyville Unified in the amount of \$43,000 for the first pro-rated Fiscal Year and an automatic renewal for one additional Fiscal Year in the amount of \$86,000 and authorize the Chair to sign.
- 5.11** Approve Agreement Between the County of Lake and the Lake County Office of Education for Probation Family Services, for the period of February 1, 2022 through June 30, 2022 for an amount not to exceed \$75,000 and authorize the Chair to sign
- 5.12** Approve late travel claim for Deputy Matt McCabe in the amount of \$1,026 for K9 training held in Ontario, Ca and authorize Auditor to pay

- 5.13** a) Approve Gun Violence Reduction Program (GVRP) Grant Award in the amount of \$277,373; and (b) Authorize the Sheriff and Chairman to sign the Memorandum of Understanding (MOU) with the California Department of Justice
- 5.14** a) Approve Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Diseases (ELC) Detection and Mitigation of Covid 19 in Confinement Facilities funding through the American Rescue Plan Act (ARPA) and b) authorize the Chairman of the Board of Supervisors to sign the Acknowledgement Letter
- 5.15** Approve First Amendment to the Contract with Prentice Long for Public Authority Labor Negotiations in the Amount of \$30,000 Per Year, From February 1, 2021 to January 31, 2024, and Authorize the Chair to Sign.

On motion of Supervisor Sabatier, and by vote of the Board, Approved Consent Agenda Items 5.1 through 5.15 with the exception of items 5.2, 5.3, 5.4, 5.5 which were pulled for further discussion. The motion carried by the following vote:

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

6. Timed Items

6.1 9:05 A.M. - Public Input

Public Members Betsy Cawn and Julia Bono spoke.

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

Dr. Charlie Evans presented a PowerPoint Presentation to the Board. Health Services Director Jonathan Portney spoke.

Acting Chair Scott asked if anyone present wished to speak and the following people spoke via Zoom: Christina Robertson, Nicky Hind, Julia Bono, Elaine Zacher, Will Tuttle, Tom Slaight, Nara Dahlbacka, and Jeremy Rarick. The following person present in the Board of Supervisors Chambers spoke: Helena. No one else wished to speak and the public input portion of this item was closed.

Report Only.

- 6.3** 9:40 A.M. - (a) Consideration of a Follow-Up Presentation by Sonoma Clean Power Chief Executive Officer, Geof Syphers, on a Geothermal Opportunity Zone (GeoZone); (b) Consideration of a Resolution Establishing County Membership in the Sonoma Lake Mendocino Opportunity Zone

County Administrative Officer Carol Huchingson introduced the item to the Board. Deputy County Administrative Officer Matthew Rothstein presented the item to the Board. Geof Syphers, Ryan Tracey, and County Counsel Anita Grant spoke.

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

Supervisor Pyska offered the resolution and it failed by roll call vote:

Ayes- Supervisors: 1 - Pyska

Nays- Supervisor: 4 - Simon, Sabatier, Crandell, and Scott

- 6.4** 9:45 A.M. - Public Hearing (Continued from January 11, 2022) Consideration of Resolution Regarding Vacating a Roadway known as Dillard Avenue

Public Works Director Scott De Leon presented the item to the Board. County Counsel Anita Grant and Lori Doring spoke.

Acting Chair Scott asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Jeffrey Mansch. No one else wished to speak and the public input portion of this item was closed.

Supervisor Pyska offer the resolution and it was passed by roll call vote:

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

Nays- Supervisor: 1 - Sabatier

Enactment No: Resolution No. 2022-12

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

- 7.2** Consideration of Resolution Requesting State Cannabis Cultivation Tax Reform

County Administrative Officer Carol Huchingson introduced the item to the Board. Tax Administrator Patrick Sullivan spoke.

Acting Chair Scott asked if anyone present wished to speak and the following people present in the Board of Supervisors spoke: Richard Derum, Kristen, Tyler, Helenya, Kristina Torres, and Travis Neto. The following people spoke via Zoom: Michael Colbruno, Patty Lanier, Sean Connell, Sam De La Paz, Sarah Bodnar, Crystal Thomas, Jessica Pender, Ryan Derum, Blair Gue, Jennifer Smith, Nara Dahlbacka, Ray Lanier, and Craig Litwin. No one else wished to speak and the public input portion of this item was closed.

Supervisor Pyska offered the resolution as amend and it was passed by roll call vote:

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

Enactment No: Resolution No. 2022-13

7.3 Consideration of Suspension of CPI Tax Rate Increase for Cannabis Taxes

County Administrative Officer Carol Huchingson introduced the item to the Board. Tax Administrator Patrick Sullivan presented the item to the Board. County Counsel Anita Grant spoke.

Acting Chair Scott asked if anyone present wished to speak and the following people present in the Board of Supervisors Chambers spoke: Richard Derum, Kristen, Chris Jennings, Tamara Thorn, Tyler, Mary Draper, and Kristina Torres. The following people spoke via Zoom: Jessica Pender, Patty Lanier, Michael Colbruno, Sam De La Paz, Erin McCarrick, Crystal Thomas, Nikki Carboni, Nara Dahlbacka, Sarah Bodnar, and Julia Jacobson. No one else wished to speak and the public input portion of this item was closed.

On motion of Supervisor Sabatier, and by vote of the Board, Suspended the CPI Tax Rate Increase for Cannabis Taxes for a period of two years. The motion carried by the following vote:

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

7.4 Consideration of Changes to the Board of Supervisors Annual Calendar for 2022

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

Acting Chair Scott 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, Deleted Special Meeting Dates February 3, 2022 and February 17, 2022 from the Board of Supervisors Calendars. The motion carried by the following vote:

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

7.5 Consideration of the following Advisory Board Appointments:

Lake County Vector Control
Lake County/City Areawide Planning Council
Lake County Child Care Planning

County Administrative Officer introduced the item to the Board.

The appointment of Dennis Fordham to the Law Library Board of Trustees was continued to the following Board Meeting due to an error in item title.

Acting Chair Scott 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 Sabatier, and by vote of the Board, appointed Ronald Nagy to the Lake County Vector Control Board. The motion carried by the following vote:

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

On motion of Supervisor Sabatier, and by vote of the Board, appointed Timothy Warmement to the Lake County/ City Areawide Planning Council. The motion carried by the following vote:

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

On motion of Supervisor Sabatier, and by vote of the Board, Appointed Soledad Aguayo, Jamie Castaldo, Megan Handy, Angel Coppa, and Sulema Perez-Cruz to the Lake County Child Care Planning Board. The motion carried by the following vote:

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

7.6 Consideration of a Policy to Waive the Fingerprint Rolling Fee normally charged for Applicants for Livescan Fingerprint Checks when the purpose of the Livescan is to satisfy the requirements to participate in Youth Service Organizations serving the youth of Lake County

Sheriff Brian Martin presented the item to the Board.

Acting Chair Scott asked if anyone present wished to speak and the following person spoke via Zoom: Helen Mitchem. 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 Policy to Waive the Fingerprint Rolling Fee normally charged for Applicants for Livescan Fingerprint Checks when the purpose of the Livescan is to satisfy the requirements to participate in Youth Service Organizations serving the youth of Lake County. The motion carried by the following vote:

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

- 7.7** (a) Consideration of the Purchase of Communications Equipment to be installed at various repeater sites in the amount of \$283,000; and (b) Authorize the Sheriff or his designee to issue a purchase order to Dailey Wells Communications

Sheriff Brian Martin presented the item to the Board.

Acting Chair Scott 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 Sabatier, and by vote of the Board, Approved Purchase of Communications Equipment to be installed at various repeater sites in the amount of \$283,000 and Authorized the Sheriff or his designee to issue a purchase order to Dailey Wells Communications. The motion carried by the following vote:

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

- 7.8** Consideration of Resolution authorizing the Chairman of the Board to approve and direct the Tax Collector to sell, at public auction via internet, tax defaulted property which is subject to the power to sell in accordance with Chapter 7 of part 6 of Division 1, of the California Revenue and Taxation Code and approving sales below minimum price in specified cases.

Treasurer Tax Collector Barbara Ringen presented the item to the Board.

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

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

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

Enactment No: Resolution No. 2022-14

8. Closed Session

Acting Chair Scott announced that the Board would now go into Closed Session at 4:13 p.m. for the reasons stated on the agenda.

- 8.1** Conference with Legal Counsel: Existing Litigation pursuant to Government Code section 54956.9(d)(1): Center for Biological Diversity, et al. v. County of Lake
- 8.2** Conference with Legal Counsel: Decision Whether to Initiate Litigation pursuant to Government Code section 54956.9(d)(4) – One potential case

The Board reconvened into Regular Session at 4:51 p.m. having taken no action.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 4:51 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Johanna DeLong
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors