COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft
BOARD OF SUPERVISORS

Tuesday, January 19, 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 Matt Perry, County Counsel Anita Grant and Asst. Clerk of the Board Alicia Flores were present, along with the following Supervisors:

Present: 5 - Supervisor Steele, Supervisor Farrington, Vice Chair Smith, Chair Brown and Supervisor Comstock

2. Moment of Silence

3. Pledge of Allegiance

Led by Bob Gardner.

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

Animal Care & Control was not present.

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

There were no requests for Extra Items.

6. Current Construction Projects - Contract Change Orders

There were no Contract Change Orders to present.

7. Approval of the Consent Agenda

7.1 Adopt Resolution Amending Resolution No. 2015-119 to Amend the FY 15-16 Adopted Budget to Adjust Revenues and Appropriations in Budget Unit 2303 - Juvenile Hall and Budget Unit - Animal Care and Control.

Enactment No: Resolution No. 2016-03

7.2 Approve Amendment to Agreement between the County of Lake and Regents of the University of California, Agriculture and Natural Resources for Master Gardner Services, a new contract maximum of $15,200 and 100% County funding, and authorize the County Administrative Officer/Purchasing Agent to sign.

7.3 Authorize Assessor-Recorder Richard Ford to appoint Jim Campbell as Chief Deputy Assessor-Recorder at Step 5, due to his extraordinary experience.

7.4 Adopt Resolution Approving the Purchase of a Temporary Construction Easement and Fee Title on a Portion of a Certain Parcel (APN 008-020-160) as Part of Bridge Replacement Project on Mathews Road, and Authorize the County Administrative Officer or the Public Works Director to Execute the Necessary Documents.

Enactment No: Resolution No. 2016-04

7.5 Adopt Resolution Approving the Purchase of a Temporary Construction Easement and Fee Title on a Portion of a Certain Parcel (APN 008-020-450) as Part of Bridge Replacement Project on Mathews Road, and authorize the County Administrative Officer or the Public Works Director to Execute the Necessary Documents

Enactment No: Resolution No. 2016-05

7.6 Approve Indemnification Agreement (Eickhoff Road) between the County of Lake and Regina Legoski.

Regina Legoski requested this item be pulled from the Consent Agenda. Chair Brown asked her to approach the mic and state her reason for doing so. Ms. Legoski stated her concerns, requesting a letter be sent to residents on Eickoff road, informing them again that their road is to be utilized for emergency personnel only. Public Works Director Scott DeLeon was present and spoke.

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 Indemnification Agreement between the County of Lake and Regina Legoski and directed staff to draft a letter to neighbors clarifying the appropriate use of private road. The motion carried by the following vote:

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

7.8 Adopt Resolution Authorizing the Director of Public Works to Sign a Notice of Completion for Work Performed by Statewide Traffic Safety and Signs on the HR3 Sign Replacement and Striping Project.

Enactment No: Resolution No. 2016-06

7.9 (Sitting as the Lake County Watershed Protection District, Board of Directors) - Approve Amendment 4 to Agreement between the Lake County Watershed Protection District and Paragon Ltd for Appraisal and Relocation Assistance Services for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project, extending the Agreement period until December 31, 2016.

This item was pulled indefinitely by Water Resources Director Scott DeLeon.

7.10 Approve Amendment No. 2 to Agreement between the County of Lake and Peterson Tractor Company for Equipment Repair and Service, an increase of $50,000 for a new contract maximum of $225,000, and authorize the Chair to sign.

7.11 Approve Request to Renew and Update Software and Hardware Support from California SAWS Consortium-IV, in the amount of $39,279, and authorize the Social Services Director to sign the purchase order and all other paperwork associated with purchase.

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda Items 7.1 through 7.11, with the exception of 7.6 which was pulled at the request of resident Regina Legoski and taken up immediately after approval of the Consent Agenda, and 7.9 which was pulled indefinitely by Water Resources Director Scott DeLeon. The motion carried by the following vote:

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

8. Timed Items

8.1 9:05 A.M. - Public Input

There was no public input.

8.2 9:10 A.M. - (Continued from January 5, 2016) - Swearing in ceremony for Correctional Officers Efren Jauregui, Jr., Shelby Crawford and Frank Gudmundson

Sheriff Martin introduced Correctional Officers Efren Jauregui, Jr., Shelby Crawford and Frank Gudmundson and administered the Oath of Office. The Board expressed their gratitude to the new Officers.

8.3 9:30 A.M. - PUBLIC HEARING - (Continued from December 1, 2015) - Consideration of Resolution Making Findings Necessary to Authorize an Energy Services Contract for Replacement and Upgrade of the Utility Service that Support the Buckingham Peak Communication Facility.

Chair Brown opened the Public Hearing. Chief Deputy Jeff Rein requested the hearing be continued to January 26th at 10:00 a.m.

This item was continued to January 26, 2016 at 10:00 a.m.

8.4 10:00 A.M. - HEARING - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of $1,141.76, for 4595 Foothill Drive, Lucerne, CA (APN 034-032-28 - William Ward & Edith Ward)

Community Development Director Richard Coel and Code Enforcement Officer Michael Penhall were sworn in by Asst. Clerk of the Board. Neither William Ward nor Edith Ward nor Representation were present.

Code Enforement Officer Mike Penhall gave the staff report. Chair Brown closed the hearing.

On motion of Supervisor Steele, and by vote of the Board, moved that the assessment of $1,141.76 for nuisance abatement on property located at 4595 Foothill Dr, Lucerne CA, also known as Assessors Parcel Number 034-032-28, and owned by William & Edith Ward be confirmed and the Enforcement Official be directed to prepare and have recorded in the office of the Lake County Recorder, a Notice of Lien in the amount of $1,141.76 pursuant to Lake County Ordinance Code Chapter 13, Section 13-43. The motion carried by the following vote:

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

8.5 10:10 AM - Presentation of Update on Code Enforcement

Community Development Director Richard Coel gave the staff report to the Board. Code Enforcement Officer Michael Penhall, Code Enforcement Program Supervisor Kathy Freeman and Technician Jeri Driver were also present.

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

There was no action, this item was informational only.

8.6 10:30 AM - Report and Update - Eastlake Landfill

Interim Public Services Director Kim Clymire gave the staff report and Interim Deputy Public Services Director Kati Galvani was also present and spoke.

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

There was Board consensus directing staff, haulers and the task force to meet and discuss the implementation of universal collection service and landfill expansion plans, as well as prepare a recommendation to the Solid Waste Task Force to bring back to the Board for implementation.

There was also Board consensus for staff to allow the Import Contract to expire in 2016 and inform Solid Waste Solutions, Inc. staff by letter of the Board's action so they can make necessary arrangements for exporting Mendocino's refuse to another landfill.

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 Status Reports/Updates of response and recovery efforts from OES, assisting agencies and/or community groups consequent to 2015 wildland fires.

Public Works Director Scott DeLeon provided an update regarding rainfall, stating that road crews have not reported any flooding or downed trees within the burn scar and the department is currently seeking ROE's for properties with trees which are a threat to road right-of-ways. Disaster Recovery Coordinator Carol Huchingson informed the Board that the CalRecycle project is winding down. All but 92 sites have been cleared, 20 of which are too difficult to access is too difficult at this time given condition of land and rainfall. The plan is to clear those sites in the spring. Environmental Health Director Ray Ruminski reported that private contractors are still working. Roughly 290 Nuisance Abatement Notices were sent The list has significantly decreased since notice went out, with less than 100 properties needing to be abated. Requests may still be made to CalRecycle for assistance, however the deadline is Friday, January 22, 2016. Over 1,050-1,100 properties have been cleaned at this point. Project worksheets are due by 5:00 p.m. today for those projects that started early on in the disaster and will be ongoing in the months and years to come. Over 40 projects and $28 million has been spent on emergency responders, operation of the EOC, tree removal, roads etc. County Administrative Officer Matt Perry mentioned that staff is working with Jeff Lucas to prepare a grant with USDA/ EDA, involving $300,000 for long term recovery. Additionally, Ms. Huchingson reported that the tele-survey to owners and renters has not been successful, as callers are not interested in speaking at this time. She also provided a list of upcoming meetings regarding recovery efforts, all of which are listed on LakeCountyRecovers.com.

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

9.3 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 local health emergency continue as long as the clean up process is ongoing.
Environmental Health Director Ray Ruminski was also present.

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

On motion of Supervisor Comstock, and by vote of the Board, continued the Proclamation of a Local Health Emergency by the Lake County Health Officer. The motion carried by the following vote:

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

9.4 Consideration of Resolution Declaring the Board of Supervisors' Intention to Sell Property, Not Required for Public Use, Known as Holiday Harbor, Located at 3605 and 3655 Lakeshore Boulevard, Nice, California (APN 032-133-35 and 032-137-01), Pursuant to Government Code Section 25520 Et Seq.

Deputy County Administrative Officer Josh Jones presented the item to the Board. County Administrative Officer Matt Perry confirmed that all brokers are welcome to bid and gain the 4% commission. Mr. Jones noted that the gate will be locked this week and the exhibit posted online has been amended and provided in hardcopy form to the Board.

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

Supervisor Steele offered the Resolution (with amended Exhibits) and it was passed by roll call vote:

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

Enactment No: Resolution No. 2016-07

9.5 Consideration of (a) Request to Waive the Policy for Review and Selection of Professional Consultants and Other Contract Service Providers; and (b) Approval of Agreement between the County of Lake and PulsePoint, Inc. for Content Marketing Services for the Lake County Marketing Program

Deputy County Administrative Officer Jill Ruzicka presented the item to the Board.

Chair Brown 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 Comstock, and by vote of the Board, waived the Policy for Review and Selection of Professional Consultants and Other Contract Service Providers. The motion carried by the following vote:

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

On motion of Supervisor Comstock, and by vote of the Board, approved the Agreement between the County of Lake and PulsePoint, Inc. for Content Marketing Services for the Lake County Marketing Program, in the amount of $30,000 and authorized the Chair to sign. The motion carried by the following vote:

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

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

9.6 Consideration of letter to William H. Devin, AT&T Vice President of Legislative Affairs, and authorize the Chairman to sign.

County Administrative Officer Matt Perry 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 Steele, and by vote of the Board, approved the letter to William H. Devin, AT&T Vice President of Legislative Affairs, and authorized the Chair to sign. The motion carried by the following vote:

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

9.7 Consideration of Adoption of a Resolution Approving the Application for Funding from the State of California Department of Water Resources and Designating the Water Resources Director as Applicant's Official Representative for the Middle Creek Flood Control Project Feasibility Study

Water Resources Director Scott DeLeon presented the item to the Board.

Chair Brown asked if anyone present wished to speak and Joan Moss spoke. 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:

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

Enactment No: Resolution No. 2016-08

9.8 Consideration of lifting Urgency Ordinance #3029 for Bonanza Springs Water, CSA #7

Special Districts Administrator Mark Dellinger presented the item to the Board. Compliance Program Manager Jan Coppinger was also present.

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, recinded the Urgency Ordinance #3029 for County Service Area #7, Bonanza Springs Water, declaring that conditions justifying this urgency action no longer exist. The motion carried by the following vote:

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

9.9 Consideration of lifting Urgency Ordinance #3028 for County Service Area #18, Starview Water System

Special Districts Administrator Mark Dellinger presented the item to the Board. Compliance Program Manager Jan Coppinger was also present.

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, recinded the Urgency Ordinance #3028 for County Service Area #7, Starview Water System, declaring that conditions justifying this urgency action no longer exist. The motion carried by the following vote:

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

9.10 Consideration of Receipt of $50,000 Donation from Chleo W Clarey Irrevocable Trust to the Lake County Library for Purchase of Library Materials.

County Librarian Christopher Veach 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 Farrington, and by vote of the Board, accepted the donation of $50,000 to benefit Lake County Libraries. The motion carried by the following vote:

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

9.11 Update Concerning Temporary Building Plan Review and Permit Fee Deferral for Uninsured Valley Fire Property Owners, and Operational Status of Middletown Permit Office

Community Development Director Richard Coel presented the item to the Board. Mr. Coel suggested a 90-day deferral of payment for permit fees of those who were not insured and lost their home in the 2015 wildfires. Permitters would have 90-days to seek reimbursement for cost or pay on behalf of permitters, from non-profits and other organizations who collected funds for fire victims. This could be accomplished by a form which could be faxed or emailed from the payee and Community Development would have a point of contact on their end as well. There was also discussion of an invoicing feature.

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

There was Board consensus to direct staff to implement a 90-day deferral of payment for permit fees of those who were not insured and lost their home in 2015 wildfires. Permitters would have 90-days to seek reimbursement for cost, or pay on behalf of permitters, from non-profits and other organization who collected funds for fire victims.

9.12 Adopt the Resolution Authorizing the Director of Lake County Behavioral Health to accept the CCP Grant of $798,223 from the Department of Health Care Services for the Provision of Financial Support for the CCP in Lake County.

Behavioral Health Deputy Director, Kevin Thompson and Behavioral Health Fiscal Manager Manuel Orozco presented the item to the Board.

Chair Brown asked if anyone present wished to speak and Joan Moss spoke. 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:

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

Enactment No: Resolution No. 2016-09

9.13 Consideration of (a) Waiving the Policy for the Selection of Consultants and Other Service Providers; (b) Agreement between the County of Lake and Gretchen Mills in the amount of $55,000 for the period of December 20, 2015 through December 31, 2016; and (c) Agreements between the County of Lake and the following contractors for the Crisis Counseling Assistance and Training Program for the period from January 19, 2016 through December 31, 2016: (1) Janet Taylor in the amount of $40,000; (2) Stacy Williams in the amount of $40,000; (3) Lorna O'Kellie in the amount of $40,000; (4) Christina Orozco in the amount of $20,000; (5) Shane Rosin in the amount of $40,000; (6) Karey Abbott in the amount of $40,000; and (7) JoAnn Saccato in the amount of $40,000.

This item was pulled at the direction of Behavioral Health staff.

9.14 Consideration of (a) Waiving County Consultant Selection Policy; and (b) Approve Agreement Between the County of Lake and California Association of Environmental Health Administrators (CAEHA) for Professional Debris Cleanup Services Due to Wildland Fires.

Environmental Health Director Ray Ruminski presented the item to the Board.

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

(a) On motion of Supervisor Comstock, and by vote of the Board, waived the County Consultant Selection Policy. The motion carried by the following vote:

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

(b) On motion of Supervisor Comstock, and by vote of the Board, approved the Agreement between the County of Lake and California Association of Environmental Health Administrators (CAEHA) for Professional Debris Cleanup Services due to wildland fires. The motion carried by the following vote:

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

9.15 Discussion and Consideration of (a) splitting the role of Director of Public Works and Water Resources into separate director positions; (b) establishing the minimum qualification criteria for recruiting the new position for water resources; (c) request a recruitment process broader than normal because of the unique nature of the position.

Supervisor Steele presented the item to the Board.
Several options were discussed. County Counsel Anita Grant suggested meeting with the department heads involved, as well as Human Resources to gather questions and answers, and to broaden the scope of combinations and separation of said departments. County Administrative Officer
Matt Perry suggesting presenting options to the Board at Mid-Year Budget on February 16, 2016.

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

There was Board consensus directing staff to explore options of separating the Department of Public Works and Department of Water Resources and combining the Department of Public Works and Department of Public Services. The Board would like this item be brought back in conjunction with the Mid-Year Budget Review.

10. Closed Session

Chair Brown 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, K. Ferguson and S. Jansen; and (b) Employee Organizations: DDAA, DSA, LCCOA, LCEA and LCSEA

10.2 Public Employment pursuant to Gov. Code Sec. 54957 – Interviews
Title: Public Services Director

10.3 Conference with Legal Counsel: Decision whether to initiate litigation pursuant to Gov. Code Sec. 54956.9(d)(4): One potential case.

10.4 Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Lakeside Heights HOA v. County of Lake

The Board reconvened into Regular Session at 4:30 p.m. having taken no action.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 4:30 p.m.

MATT PERRY
Clerk of the Board

By: ______________________________
Alicia Flores
Assistant Clerk of the Board

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Chair - Lake County Board of Supervisors