255 North Forbes Street
Lakeport, CA 95453

COUNTY OF LAKE

Meeting Minutes - Draft
BOARD OF SUPERVISORS

Tuesday, July 22, 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 of the Board Alicia Flores were present, along with the following Supervisors:

Present: Supervisor Smith, Supervisor Farrington, Supervisor Brown, and Supervisor Rushing

Absent: Supervisor Comstock

2. Moment of Silence

3. Pledge of Allegiance

Led by Matt Perry.

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

Animal Care and Control Officer Nolan presented one feline currently 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

7.1 Adopt Resolution Pertaining to Tax Revenue Exchange between the County of Lake and Calloyomi County Water District (Minnie Cannon Annexation) Providing for No Change in the Allocation of Property Taxes.

Enactment No: Resolution No. 2014-95

7.2 Authorize the Registrar of Voters to render all services necessary to conduct the City of Clearlake's General Municipal Election on November 4, 2014, for the purpose of electing two (2) members of the City Council, City Clerk and City Treasurer.

7.3 (a) Adopt Resolution Approving a Cooperative Agreement with the U.S. Department of Agriculture to provide an animal damage control program for the County of Lake; and (b) Authorize the Chair to sign the Annual Work and Financial Plan and Letter of Intent.

RECOMMENDED ACTION:
A) Approve Wildlife Services Cooperative Agreement and Authorize Chair to Sign (3)
B) Authorize Chair to Sign Letter of Intent
C) Adopt the Resolution

Enactment No: Resolution No. 2014-96

7.4 Approve Agreement between the County of Lake and Remi Vista, Inc. for FY1 14-15 Specialty Mental Health Services, in the amount of $75,000, and authorize the Chair to sign.

RECOMMENDED ACTION: Lake County Behavioral Health requests approval of the Agreement between the County of Lake and Remi Vista, Inc. for the amount of $75,000, and to authorize the Board Chair to sign the Agreement.

7.5 Approve Agreement between Manzanita House and County of Lake for FY 14-15 Adult Residential Support Services, in the amount of $100,000, and authorize the Chair to sign.

7.6 Approve Agreement between Clover Valley Guest Home and County of Lake for FY 14-15 Adult Residential Support Services, in the amount of $25,000, and authorize the Chair to sign.

7.7 Approve Agreement between the County of Lake and Women's Recovery Services for FY 14-15, in the amount of $34,760, and authorize the Chair to sign.

7.8 Approve Agreement between the County of Lake and Hilltop Recovery Services for FY 14-15 for Lake County residents recovery services in the amount of $30,000, and authorize the Chair to sign.

7.9 Approve Agreement between the County of Lake and Archaeological Services, Inc for Archaeological Services for Hendricks Road Bridge (No. 14C-0047) Replacement at Hendricks Creek, amount not to exceed $12,621.84, and authorize the Chair to sign.

7.10 (a) Waive the County Consultant Selection Process; and (b) Approve the contracts between County of Lake and Lake Family Resource Center and the County of Lake and Lake County Office of Education, in the amount of $70,000 each ($140,000 total), and authorize the Chair to sign.

7.11 Approve Agreement between the County of Lake and O'Connor Environmental, Inc. for Hydrological Report Services for South Main Street/Soda Bay Road Water System, in the amount of $20,500, and authorize the Chair to sign.

7.12 ADDENDUM - (a) Approve budget transfer in Budget Unit 2301- Jail for $10,000 from maintenance account to capital asset account; and (b) Amend the list of capital assets authorized to be acquired prior to the adoption of the Final Recommended Budget to include the HVAC unit for the Lake County Jail.

7.13 ADDENDUM - Adopt Resolution of Support of the Cobb Mountain Concert Series at Hobergs Resort and Spa, located at 14205 State Hwy-175, Cobb, CA on August 16 & 17, 2014.

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda items 7.1 through 7.13. The motion carried by the following vote:
Ayes: Supervisors Smith, Farrington, Brown, and Rushing
Absent: Supervisor Comstock

Enactment No: Resolution No. 2014-97

8. Timed Items

8.1 9:05 A.M. - Public Input

Public Input: Lawrence Anderson, Jim Steele, and Jennifer Strong.

8.2 9:15 A.M. - PUBLIC HEARING - Consideration of Urgency Ordinance for water conservation at Finley Water, CSA #6

Special Districts Utility Systems Compliance Coordinator Jan Coppinger presented the item to the Board. Special Districts Administrator Mark Dellinger spoke as well.

Chair Rushing opened the public hearing and the following people spoke: Gary Williams, Mark Borgesani, Michelle Scully, Monica Rosenthal, Paul Ramirez, Sarah Ryan, and Phil Murphy. No one else present wished to speak and the public hearing was closed.

On motion of Supervisor Farrington, and by vote of the Board (4 ayes, Supervisor Comstock ABSENT), waived the reading of the ordinance, to be read in title only (Clerk did so).

Supervisor Farrington offered the Ordinance and it was passed by roll call vote (4 ayes, Supervisor Comstock ABSENT).

Enactment No: Ordinance No. 3010

8.3 9:20 A.M. - PUBLIC HEARING - Consideration of Urgency Ordinance for Spring Valley CSA#2 for Water Conservation

Special Districts Utility Systems Compliance Coordinator Jan Coppinger presented the item to the Board. Special Districts Administrator Mark Dellinger spoke as well.

Chair Rushing opened the public hearing and the following people spoke: Dolly Johnson, Rob Christianson, and Wayne McKinney. No one else present wished to speak and the public hearing was closed.

On motion of Supervisor Farrington, and by vote of the Board (4 ayes, Supervisor Comstock absent), waived the reading of the ordinance, to be read in title only (Clerk did so).

Supervisor Farrington offered the Ordinance and it was passed by roll call vote (4 ayes, Supervisor Comstock absent).

Enactment No: Ordinance No. 3011

8.4 9:25 A.M. - PUBLIC HEARING - (Sitting as the Board of Directors of Kelseyville County Waterworks District #3) - Consideration of Urgency Ordinance for water conservation for Kelseyville County Waterworks #3

Special Districts Utility Systems Compliance Coordinator Jan Coppinger presented the item to the Board. Special Districts Administrator Mark Dellinger spoke as well.

Chair Rushing opened the public hearing and the following people spoke: Sara Ryan, Charles Carpenter, and Lisa Prather. No one else present wished to speak and the public hearing was closed.

On motion of Director Brown, and by vote of the Board (4 ayes, Director Comstock absent), waived the reading of the ordinance, to be read in title only (Clerk did so).

Director Brown offered the Ordinance and it was passed by roll call vote (4 ayes, Director Comstock absent).

Enactment No: Ordinance No. 3012

8.5 9:30 A.M. - PUBLIC HEARING - (Continued from July 1, 2014) - Consideration of proposed Ordinance amending Chapter 11 of the Ordinance Code of the County of Lake adding Article III: Regulations for the dispensing of medical marijuana

Chair Rushing announced that this item is being continued to August 5, 2014 at 9:45 a.m. She opened the public hearing to those in the audience that would not be able to attend the August 5th meeting and the following people spoke: Bob Gardner and Thomas Wall. No one else present wished to speak and the public hearing was closed.

Item was advanced to August 5, 2015 at 9:45 a.m.

8.6 9:45 A.M. - Consideration of requests from "Save the Lake Committee" regarding options for funding lake programs through taxation and possible placement of measure on November 2014 ballot

Supervisor Farrington presented the item. Water Resources Director Scott DeLeon was present to respond to questions by the Board and members of the public.

Scott Knickmeyer, Chairman of the Save the Lake Committee, addressed the Board and requested that the Measure be put on the November ballot.

Chair Rushing asked if anyone present wished to speak and the following people spoke: Betsy Cawn, Mike Dunlap, Sarah Ryan, Jim Steele, Phil Murphy, Melissa Fulton, Thomas Wall, and Anita McKee. No one else present wished to speak and the public input portion of the item was closed.

There was Board consensus to direct staff to move forward with preparing the measure. This item was advanced to the meeting on August 5, 2015.

9. Non-Timed Items

9.1 Supervisors’ weekly calendar, travel and reports

9.2 Consideration of Options for the Lucerne Castle Swimming Pool

County Administrative Officer Matt Perry and Deputy County Administrative Officer Alan Flora presented this item to the Board.

Chair Rushing asked if anyone present wished to speak and the following people spoke: Thomas Wall, Michelle Scully, and Melissa Fulton. No one else present wished to speak and the public input portion of this item was closed.

On motion of Supervisor Brown, and by vote of the Board, directed staff to proceed with the planter option for covering the pool. The motion carried by the following vote:
Ayes: Supervisors Smith, Farrington, Brown, and Rushing
Absent: Supervisor Comstock

9.3 Consideration of letter to Senator Evans expressing opposition to AB 2126 which would require mandatory mediation and expand application of the factfinding process for employer-employee relations

Human Resources Director Kathy Ferguson and Human Resources Analyst Jesse Puett presented the item to the Board.

On motion of Supervisor Smith, and by vote of the Board, approved the letter to Senator Evans opposing AB 2126, and authorized the Chair to sign. The motion carried by the following vote:
Ayes: Supervisors Smith, Farrington, Brown, and Rushing
Absent: Supervisor Comstock

9.4 Consideration of Resolution Approving Submission of Application for Homeland Security Grant Program (HSGP) for FY 2014 to include projects in the following categories: Interoperable Communications, Information Technology, Emergency Management, Fire & Rescue, and Vulnerable Populations

Emergency Services Manager Marisa Chilafoe presented the item to the Board.

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

Supervisor Brown offered the Resolution and it was passed by roll call vote (4 ayes, Supervisor Comstock absent).

Enactment No: Resolution No. 2014-98

9.5 Drought Task Force Update

Emergency Services Manager Marisa Chilafoe presented the item to the Board.

Chair Rushing asked if anyone present wished to speak and the following people spoke: Thomas Wall, Phil Murphy, and Monica Rosenthal. No one else present wished to speak and the public input portion of this item was closed.

9.6 (Sitting as the Lake County Watershed Protection District) - Consideration of (a) Staff's recommendation to purchase caretaker residence at Highland Springs; and (b) Resolution amending the approved recommended budget for FY14-15 to transfer money from BU1918 - Geothermal Royalties to BU 8109 - Watershed Protection District

Water Resources Director Scott DeLeon presented the item to the Board. Mr. DeLeon clarified that his request is modified to only purchase the assistant caretaker home in the amount of $30,000.

Chair Rushing asked if anyone present wished to speak and the following people spoke: Mike Dunlap and Jason Koscheck. No one else 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 (4 ayes, Supervisor Comstock ABSENT), authorized the purchase of the Assistant Caretaker residence at Highland Springs Park as described in the memo and appointed a negotiating team to consist of Water Resources Director Scott DeLeon and Deputy County Administrative Officer Alan Flora to meet with the property owners and negotiate the agreement.

Supervisor Farrington offered the Resolution amending the approved recommended budget for FY14-15 to transfer money from BU1918 - Geothermal Royalties to BU 8109 - Watershed Protection District, and it was passed by roll call vote (4 ayes, Supervisor Comstock ABSENT).

Enactment No: Resolution No. 2014-99

10. Closed Session

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

2. Conference with legal counsel: Decision whether to initiate litigation pursuant to Gov. Code Sec. 54956.9(d)(4): two potential cases.

3. ADDENDUM - Conference with legal counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Rickel v. Lake County Board of Supervisors, et al.

The Board reconvened into Regular Session at 3:30 p.m. having taken no action.

11. Adjournment

There being no further business, the Board adjourned at 3:30 p.m.

MATT PERRY
Clerk of the Board

By: ________________________________
Alicia M. Flores
Assistant Clerk of the Board

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Chair - Lake County Board of Supervisors