



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, September 26, 2017

9:00 AM

Board Chambers

1. Call to Order

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

Present: 5 - Chair Smith, Vice Chair Steele, Supervisor Brown, Supervisor Scott and Supervisor Simon

2. Moment of Silence

A moment of silence was observed.

3. Pledge of Allegiance

Led by Scott DeLeon.

4. Presentations by County Departments:

(a) Animal Care & Control - Animals Available for Adoption

(b) Human Resources - Current County Job Openings

(a) Animal Care and Control Officer Jonathan Armas presented one canine available for adoption.

(b) Human Resources Analyst Diana Rico and Social Services Deputy Director Micki Dolby presented current job openings available in Lake County.

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

There were no extra items to consider.

6. Current Construction Projects - Contract Change Orders

There were no contract change orders to consider.

7. Approval of the Consent Agenda

7.1 Approve Advisory Board Appointment of Margaret Sanders for the Western Regional Town Hall, (WRTH)

7.2 Approve Minutes of the Board of Supervisors meetings held June 27, 2017 and July 11, 2017.

- 7.3** (a) Waive the formal bidding process, pursuant to 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) Approve the Agreement between the County of Lake and St. Helena Hospital for the Fiscal Year 2017-18 for a contract maximum of \$100,000 and authorize the Board Chair to sign the Agreement.
- 7.4** Adopt Resolution to Approve Lake County's application for No Place Like Home Technical Assistance Funds, Authorize the Lake County Behavioral Health Administrator to sign and submit the funding application and Authorize the Lake County Behavioral Health Administrator to sign the resulting funding agreement with the State of California.
- Enactment No: Resolution No. 2017-129
- 7.5** Approve Agreement between the County of Lake and Softfile Business Services, for records management services, in an amount not to exceed \$50,000, and authorize the Chair to sign
- 7.6** Approve Waiver of Anti-Nepotism Policy Section 2203.1 for Celia Hoberg
- 7.7** Approve Amendment Two to Agreement between the County of Lake and Quincy Engineering Inc. for Final Design and Right-of-Way Services for the South Main Street and Soda Bay Road Corridor Improvement Project in Lake County, California for an increase of \$162,843.73; and authorize the Chair to sign.
- 7.8** Authorize Blanket Approval for Long Distance Travel by Child Welfare Services Social Workers to Conduct Case Related Activities on Behalf of Juvenile and Non-Minor Dependents in Court Ordered Placement through Juvenile Court Within and/or Outside the State of California.

On motion of Supervisor Steele, and by vote of the Board, approved Consent Agenda items 7.1 through 7.8. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

8. Timed Items

8.1 9:05 A.M. - Public Input

Simone Tatman and Kevin Cox spoke.

8.2 9:15 A.M. - HEARING - Consideration of Appeal of Nuisance Abatement; located at 2765 Larches Way, Clearlake Oaks (APN 062-511-15 - John Laughridge and Brenda Allen Nance)

Clerk swore in all parties to the hearing.

Community Development Code Enforcement Officer Mike Penhall presented the item to the Board.

Chair Smith 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 to uphold the Notice and Order to Abate Unlawful Marijuana Cultivation dated August 28, 2017 for the property located at 2765 Larches Way, Clearlake Oaks (APN 062-511-15) and authorized staff to move forward with the abatement process by removal and disposal of the unlawful marijuana located on the aforementioned property. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

8.3 9:30 A.M. - Presentation of Employee Service Awards

Chair Jeff Smith and County Administrative Officer Carol Huchingson presented the Employee Service Awards to the following people:

Honorable mention for 5 years: Richard Ford, Brandon Holleran, Jeffrey Dolby, Kevin O'Brien, Dean Preader, Gloria Pulido, Janice Devens, Patty Marler, Jonette Moffett and Sandra Zapata.

10 year award: Aden Pierson, Crystal Martin, Roberta Bruck, Barbara Green, Christopher Veach, Josephine Sinclair, Anna Silva, David Dunia, Cynthia Radoumis, Stephanie Albright, Bobby Chambliss and Dena Eddings.

15 year award: Julie Vargo, Rachel Vallergera, Phyllis Woodworth, Susan Bennett, Jason Findley, Linda Keegan, Ming-Chao Chang, John Gregore, Edward Baskett, Bill De Andrade, Ronald Harpster and Joseph Mattos.

20 year award: Deanna Kerr, Rosio Santana, Tracy Davis, Robin Hauff, Vincent Monreal, Jeremy Wichlax, Andy Davidson and Patty Giumelli.

25 year award: Susan Krones

Chairman Smith expressed his appreciation to all County Employees.

Ceremonial item only.

8.4 9:44 A.M. - Consideration of Projects for Community Development Block Grant Applications under the 2016 Butte and Valley Wildfire Recovery Disaster Notice of Funding Availability (NOFA) and Direction to Staff

County Administrative Officer Carol Huchingson introduced the item to the Board. Contractor Jeff Lucas was present and spoke.

Chair Smith opened the public hearing and the following people spoke: Special Districts Administrator Jan Coppinger, Kevin Cox, Magdalena Valderama and Patti Bruder. No one else wished to speak and the public hearing was closed.

On motion of Supervisor Simon, and by vote of the Board, authorized preparation of grant applications for the following CDBG Grant Projects: Cobb Mountain Water District Improvements up to \$5,200,000; Road Repair in the amount of \$200,000; and Case Managers in the amount of \$200,000. Funding applications must be brought back before the Board for approval prior to submission to CDBG. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

8.5 9:45 A.M. - PUBIC HEARING Consideration and Discussion of Community Development Block Grant Notice of Funding Availability

County Administrative Officer Carol Huchingson introduced the item to the Board. Contractor Jeff Lucas presented the item to the Board.

Chair Smith opened the public hearing and the following person spoke: Todd Fiora. No one else wished to speak and the public hearing was closed.

On motion of Supervisor Simon, and by vote of the Board, authorized preparation of the 2017 CDBG NOFA application in the amount of \$1,500,000 for the Lower Lake Water District Inter-Tie Connection. Funding applications must be brought back before the Board for approval prior to submission to CDBG. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

8.6 10:00 A.M. - HEARING - Consideration of Appeal of Nuisance Abatement; located at 6825 Virginia, Lucerne (APN 006-342-16 - Dennis Cowels-Property Owner, Ernest Jones-Tenant)

Clerk swore in all parties to the hearing.

Community Development Code Enforcement Officer Mike Penhall presented the item to the Board and gave a PowerPoint presentation on the subject property.

Chair Smith 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 to uphold the Notice and Order to Abate Unlawful Marijuana Cultivation dated September 6, 2017 and authorized staff to move forward with the abatement process by removal and disposal of the unlawful marijuana located on the aforementioned property. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 Consideration of Subordination Agreement with the City of Clearlake Redevelopment Agency

Chief Deputy County Administrative Officer Jeff Rein presented the item to the Board. City of Clearlake Finance Director Chris Becnel was present and spoke.

Chair Smith 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 Scott, and by vote of the Board, approved the Subordination Agreement with the City of Clearlake Redevelopment Agency. The motion carried by the following vote:

Ayes- Supervisors: 5 - Smith, Steele, Brown, Scott and Simon

9.3 SECOND READING - Consideration of Ordinance Amending Article 72 of the Lake County Code to Allow the Outdoor Cultivation of Medical Cannabis in "RL" Rural Lands and to Create a Certification of Compliance Process for Cannabis Cultivation

Chair Smith presented the item to the Board and opened a discussion regarding the lienholder section on the proposed ordinance. Community Development Associate Planner Mireya Turner was also present.

Chair Smith reopened the public hearing and the following people spoke: Michael Green, Frank Perez, Richard Durham and Amelia Loomis. No one else wished to speak and the public hearing was closed.

On motion of Supervisor Steele, and by vote of the Board, approved as amended, the revision for the Ordinance amending Article 72 of the Lake County Code, Section 72-5(m) 2.e to read: "If the premises is rented or leased, a copy of the written approval of the property owner(s), containing the property owner(s) notarized signature, authorizing the tenant or lessee to cultivate medical marijuana at the site, must be submitted", and remove any reference to lienholder. The motion carried by the following vote:

Ayes: Supervisors Simon, Steele, Scott and Smith

Nay: Supervisor Brown

On motion of Supervisor Steele, and by vote of the Board, waived the reading of the ordinance, to be read in title only (Clerk did so). The motion carried by the following vote:

Ayes: Supervisors Simon, Steele, Scott and Smith

Nay: Supervisor Brown

On motion of Supervisor Steele, and by vote of the Board, advanced the ordinance one week, to October 3, 2017. The motion carried by the following vote:

Ayes: Supervisors Simon, Steele, Scott and Smith

Nay: Supervisor Brown

10. Closed Session

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

**10.1 Conference with Labor Negotiator: (a) Chief Negotiator: M. Long;
County Negotiators: C. Huchingson, K. Ferguson and C.Saderlund; and
(b) Employee Organizations: DDAA, DSA, LCCOA, LCEA and LCSEA**

10.2 Public Employee Evaluations

Title: Child Support Services Director

10.3 Conference with Legal Counsel: Significant Exposure to Litigation pursuant to Gov. Code sec. 54956.9 (d)(2), (e)(3) – Claim of PG&E

10.4 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9 (d)(1) – Loberg v. County of Lake, et al.

The Board reconvened into Regular Session at 12:04 p.m. having taken no action.

11. Adjournment

There being no further business, the Board of Supervisors adjourned at 12:05 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Carolyn Purdy
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors