



COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Final BOARD OF SUPERVISORS

Tuesday, October 19, 2021

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 Chair Sabatier. 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 Scott, Supervisor Pyska and Chair Sabatier

Absent: Supervisor Crandell

2. Moment of Silence

A moment of silence was dedicated to the victims of a traffic collision in Lakeport.

3. Pledge of Allegiance

Led by Supervisor Simon.

4. Consideration of Extra Items Not Appearing on the Posted Agenda

There were no Extra Items to consider.

5. Approval of the Consent Agenda

- 5.1** (a) Rescind action taken on October 5, 2021 under extra agenda item 4.3 (b) to adopt Resolution Amending Resolution No. 2021-116 Establishing Position Allocations for Fiscal Year 2021-2022, Budget Unit No. 4012, Health Services Administration and reestablishing the Deputy Health Services Director as a County classification; and (b) Rescind action taken on October 5, 2021 under extra agenda item 4.3 (c) to appoint Jennifer Baker to Interim Deputy Health Services Director effective October 6, 2021; and (c) Rescind action taken on October 5, 2021 under extra agenda item 4.4 to appoint CAO Carol Huchingson to Interim Health Services Director; and (d) Appoint CAO Carol Huchingson to Interim Health Services Director; and (e) Adopt Resolution Amending Resolution No. 2021-116 Establishing Position Allocations for Fiscal Year 2021-2022, Budget Unit No. 4012, Health Services Administration and reestablishing the Deputy Health Services Director as a County classification; and (f) Appoint Jennifer Baker to Interim Deputy Health Services Director effective October 6, 2021

County Administrative Officer Carol Huchingson presented the item to the Board. County Counsel Anita Grant spoke.

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

- a) On motion of Supervisor Pyska, and by vote of the Board, Rescinded action taken on October 5, 2021 under extra agenda item 4.3 (b) to adopt Resolution Amending Resolution No. 2021-116 Establishing Position Allocations for Fiscal Year 2021-2022, Budget Unit No. 4012, Health Services Administration and reestablishing the Deputy Health Services Director as a County classification. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

- b) On motion of Supervisor Simon, and by vote of the Board, Rescinded action taken on October 5, 2021 under extra agenda item 4.3 (c) to appoint Jennifer Baker to Interim Deputy Health Services Director effective October 6, 2021. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

- (c) On motion of Supervisor Simon, and by vote of the Board, Rescinded action taken on October 5, 2021 under extra agenda item 4.4 to appoint CAO Carol Huchingson to Interim Health Services Director. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

- (d) On motion of Supervisor Simon, and by vote of the Board, Appointed CAO Carol Huchingson to Interim Health Services Director effective October 5, 2021, with no change in salary. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

(e) Supervisor Simon offered the resolution and it was passed by roll call vote:

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

Absent- Supervisor: 1 - Crandell

(f) On motion of Supervisor Simon, and by vote of the Board, Appointed Jennifer Baker to Interim Deputy Health Services Director effective October 6, 2021. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

Enactment No: Resolution No. 2021-129

- 5.2** Approve Electronic Submittal of Phase 1 United States Economic Development Administration Build Back Better Regional Challenge Grant Application
- 5.3** Approve Budget Transfer in Budget Unit 2703, Animal Care and Control to Object Code 62-74 to complete final payment of backup generator installation and create the capital asset.
- 5.4** Rescind Board Action to Approve the Closure of Child Support Services to the Public from Noon, October 21, 2021 through the end of the day of October 22, 2021
- 5.5** Approve Board of Supervisors Minutes September 9, 2021, September 28, 2021, and October 2, 2021
- 5.6** (a) Adopt "Resolution Accepting Official Canvass of the Statewide Special Election held on September 14, 2021"; and (b) Accept the Certification of County Elections Official of the official canvass of the election results with the official Statement of Votes prepared by the Registrar of Voters office.

Enactment No: Resolution No. 2021-130

- 5.7** (a) Waive the formal bidding process pursuant to section 2-30 8.2 of the County Purchasing Ordinance due to the unique goods and services; and (b) Authorize the IT Director to issue a Purchase Order to Tyler Technologies, Inc. for Executime Clocks in the amount of \$44,295
- 5.8** Approve a budget transfer in Budget Unit 1671, Buildings & Grounds, to increase capital asset account 62-74 for the purchase of an enclosed cargo trailer

- 5.9** A) Adopt Resolution authorizing an application for funding through the California Department of Parks and Recreation Rural Recreation & Tourism Program for Courthouse Museum Park and authorize the Public Services Director to sign the Application, Grant Agreement and other necessary documents; B) Adopt Resolution authorizing an application for funding through the California Department of Parks and Recreation Regional Park Program for Mount Konocti Park and authorize the Public Services Director to sign the Application, Grant Agreement and other necessary documents

Enactment No: Resolution No. 2021-131

Enactment No: Resolution No. 2021-132

- 5.10** Approve Agreements between the County of Lake and Enterprise Fleet Management for leased vehicles and authorize the Director of Public Works to sign the Agreements
- 5.11** (Sitting as the Board of Directors for the Lake County Watershed Protection District) Approve the Purchase Agreement with Michael S. Mountanos for acquisition of property within the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project in the amount of \$1,495,600.00 and authorize the Chair of the Board of Directors to sign the Purchase Agreement

- 5.12** (Sitting as the Board of Directors for the Lake County Watershed Protection District) (a) Adopt Resolution Approving Reimbursement Agreements between the Lake County Watershed Protection District and the City of Lakeport and the City of Clearlake to provide reimbursement for State-mandated Pyrethroid Sampling and Storm Water Monitoring Services; and (b) and Authorize the Water Resources Director to sign the Agreements.

Deputy Water Resources Director Marina Deligiannis introduced the item to the Board. Invasive Species Manager Angela DePalma-Dow presented the item to the Board.

Chair Sabatier asked if anyone present wished to speak and the following person present in the Board of Supervisors Chambers spoke: Joan Moss. No one else 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 Consent Agenda Items 5.1 through 5.12 with the exception of items 5.1 and 5.12. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

- a) Supervisor Scott offered the resolution and it was passed by roll call vote:**

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

Absent- Supervisor: 1 - Crandell

- b) On motion of Supervisor Scott, and by vote of the Board, Authorized the Water Resources Director to sign the Agreements. The motion carried by the following vote:**

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

Absent- Supervisor: 1 - Crandell

Enactment No: Resolution No. 2021-133

6. Timed Items

6.1 9:05 A.M. - Public Input

Public Members Carlos Bono, Will Tuttle, Ceva Guimelli, and Joan Moss spoke.

- 6.2 9:06 A.M. - Introduction of John Harper, new County Director for Mendocino and Lake County's UC Extension program**

UC Extension Director John Harper presented the item to the Board.

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

Presentation Only.

6.3 9:30 A.M. - Consideration of Report from Bruce Wilson, Executive Director of the Workforce Alliance of the Northbay (WANB)

Supervisor Simon introduced the item to the Board. Bruce Wilson and Christi Gardner presented the item to the Board.

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

Report Only.

6.4 10:30 A.M. - Hearing on Account and Proposed Assessment for the Property Located at 6814 Hammond Ave., Nice, CA; APN #031-071-46; Property Owner: Steve M. DeFilippis

Code Enforcement Officer Michael Herringshaw presented a PowerPoint Presentation to the Board.

Chair Sabatier 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, approved the total costs of, \$5,791.04, be recorded as a lien against the property located at 6814 Hammond Ave., Nice, CA 95464; APN #031-071-46. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

6.5 11:30A.M. - PUBLIC HEARING - Discussion and Consideration of Appeal (AB 21-04) of the Planning Commission Approval of Major Use Permit (UP 21-10) and Adoption of Initial Study (IS/MND 21-10) for a Commercial Cannabis Cultivation License (Sourz HVR, Clearlake Oaks); APN's 006-004-07 (Project Location) and Contiguous Parcels 006-002-04, 006-004-06, 006-002-09, 006-04-24, 00-004-25 and 006-009-36.

Assistant Planner Katherine Schaefer presented the item to the Board. County Administrative Officer Carol Huchingson, County Counsel Anita Grant, Bradley Johnson and George MacDonald spoke.

Chair Sabatier 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, continued the item to the November 16, 2021 Board of Supervisors Meeting at 10:15 a.m. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

7. Non-Timed Items

7.1 Supervisors' weekly calendar, travel and reports

7.2 Consideration of Appointment of County Supervisor as Alternate to the Lake County Audit Committee

Chair Sabatier introduce the item to the Board.

Chair Sabatier 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, Appointed Chair Sabatier as alternate to the Audit Committee. The motion carried by the following vote:

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

Absent- Supervisor: 1 - Crandell

8. Closed Session

Chair Sabatier announced that the Board would now go into Closed Session at 11:10 a.m. for the reasons stated on the agenda.

The Board reconvened into Regular Session at 11:30 a.m. having taken no action.

Chair Sabatier announced that the Board would resume into Closed session at 11:57 a.m.

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

8.2 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code sec. 54956.9(d)(1) – Flesch v. County of Lake

8.3 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code section 54956.9(d)(1): Center for Biological Diversity et al. v. County of Lake, et al.

8.4 Public Employee Evaluation:
Title: Director: County Administrative Officer

The Board reconvened into Regular Session at 12:57 p.m. having taken no action.

9. Adjournment

There being no further business, the Board of Supervisors adjourned at 12:57 p.m.

CAROL J. HUCHINGSON
Clerk of the Board

By: _____
Johanna DeLong
Assistant Clerk of the Board

Chair-Lake County Board of Supervisors