COUNTY OF LAKE

255 North Forbes Street
Lakeport, CA 95453

Meeting Minutes - Draft
BOARD OF SUPERVISORS

Tuesday, March 17, 2015 | **9:00 AM** | **Board Chambers**

1. Call to Order

The meeting was called to order at 9:00 a.m. by Chair Farrington. 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 Comstock, Supervisor Smith, Supervisor Steele, Supervisor Brown, and Supervisor Farrington

2. Moment of Silence

Supervisor Comstock dedicated the moment of silence to Norm Lyman and Paul Bigsby and Supervisor Smith dedicated the moment of silence to Larry Deti.

3. Pledge of Allegiance

Led by Supervisor Smith.

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

Animal Care and Control was not present.

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

Chair Farrington recused himself from this item and passed the gavel to Vice-Chair Brown.

Public Works Director Scott De Leon presented Soda Bay Road at Cole Creek Bridge Replacement Project Contract Change Order No.1.

On motion of Supervisor Comstock, and by vote of the Board, approved Soda Bay Road at Cole Creek Bridge Replacement Project Contract Change Order No. One for an increase of $16,347.65 and a revised contract amount of $1,197,559.45 and authorized the Chair to sign. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, and Brown
Not voting: Supervisor Farrington

7. Approval of the Consent Agenda

Consent Agenda item 7.8 was pulled and taken up later in the day.

7.1 Approve Amendment Number Two to the Memoranda of Understanding with Lake County Employee's Association for the Calendar Period July 1, 2014, through December 31, 2016.

7.2 Approve Request for Extended Leave of Absence for District Attorney Investigator Yvonne McPherson, from December 22, 2014 to April 2, 2015.

7.3 Approve Indemnification Agreement between Regina Legoski and County of Lake, to allow emergency vehicles and certain members of the public to pass over a portion of her property known as Assessor's Parcel Nos. 03-047-05 and 03-047-07 due to an emergency situation caused by the flooding of Scotts Valley and Eickhoff Roads and authorize the Chair to sign.

7.4 Approve Receipt of Donation of Quilt Trail Block to Lake County Library and Participation of County Library in the Lake County Quilt Trail

7.5 Waive 900-hour limit for extra help Victim Advocate I Tatsuhiro Suzuki

7.6 Approve Out of State Travel Request For Deputy Special Districts Administrator Scott Harter to Attend Asset Management Conference in Salt Lake City, Utah from May 19-23, 2015.

7.7 Adopt Resolution authorizing the Lake County Public Services Department to submit an application to California Department of Resources Recycling and Recovering (CALRECYCLE) for all available grants.

Enactment No: Resolution No. 2015-28

7.8 (Sitting as the Lake County Watershed Protection District) - Approve Purchase Agreement for Property located at 8190 & 7600 Reclamation Road, Upper Lake (APN's 004-014-17 & 004-021-29) for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project, and authorize the Chair to sign

This item was pulled at the request of Supervisor Smith, who spoke on this item.

Chair Farrington 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 Smith, and by vote of the Board, approved the purchase agreement for property located at 8190 & 7600 Reclamation Road, Upper Lake (APN's 004-014-17 & 004-021-29) for the Middle Creek Flood Damage Reduction and Ecosystem Restoration Project, and authorized the Chair to sign. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

7.9 Approve Request to Approve Purchase of Network Equipment Through CMAS Contract 3-09-70-0163AE and Authorize Director to Sign Purchase Order and Related Documents

7.10 Adopt Resolution Amending Resolution No. 96-14 Establishing a Petty Cash Fund and Adding a Petty Cash Fund for the Social Services Director.

Enactment No: Resolution No. 2015-29

7.11 Adopt Resolution Authorizing Grant Project - Lake County Comprehensive Coordinated Community Response Team Project.

Enactment No: Resolution No. 2015-30

7.12 Approval of Permit for Reach Air to conduct Aeronautical Activities at Lampson Airport for FY 2014 - 2015 and Authorize Chair to Sign

7.13 Approval of Permit for Jones Aviation to conduct Aeronautical Activities at Lampson Airport for FY 2014 - 2015 and Authorize Chair to Sign

7.14 Approve Lease Addendum to Existing Lease Agreement Between the County of Lake and Schall Investments, L.P., for Office Space in Lakeport

7.15 Approve Lake County Indian Gaming Local Community Benefit Committee's Conflict of Interest Code.

7.16 Adopt Proclamation Designating the week of March 15 - 21, 2015 as National Surveyors' Week in Lake County, CA.

7.17 Adopt Proclamation Designating the month of March 2015 as Social Workers Appreciation Month in Lake County, CA.

7.18 Approve Minutes of the Board of Supervisors meeting held March 3, 2015.

On motion of Supervisor Smith, and by vote of the Board, approved Consent Agenda items 7.1 through 7.18, with the exception of item 7.8. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

8. Timed Items

8.1 9:05 A.M. - Public Input

Public Input: Larry Anderson, Voris Brumfield, and Todd Falconer.

8.2 9:10 A.M. - Presentation of (a) Proclamation Designating the week of March 15-21, 2015 as National Surveyors' Week in Lake County, CA; and (b) Proclamation Designating the month of March 2015 as Social Services Appreciation Month in Lake County, CA.

a) Supervisor Comstock read the proclamation into the record and presented it to Gordon Haggit, who spoke. There were many surveyors present from various corporations.

b) Supervisor Steele read the proclamation into the record and presented it to Carol Huchingson, who spoke. There were several Social Workers present.

8.3 9:15 A.M. - PUBLIC HEARING - Consideration of proposed Paper Subdivision Management Plan

Community Development Director Richard Coel and Assistant Planner Mireya Turner presented the item to the Board.

Chair Farrington 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 Steele, and by vote of the Board, approved the Paper Subdivision Management Plan. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

8.4 9:25 A.M. - Presentation of Employee Service Awards

The following employees received certificates for five years of service: Jim Comstock and Brian Martin.

The following employees received pen/pencil sets for ten years of service: Richard DiWald, Robyn Rosin, Morgan Hermann, Kristine Amante, Martina Bean, Edward Borg, Thomas Jordan, Chris White, Jessie Wiser, Tye Hockett, Celia Jimeneze, Priscilla McLean, Ralph Reynolds, Amy Stephenson, Saundra Arnold, Laurie Grogg, Kevin Thompson, Daniel Driver, Jill Wicks, Kricket Jensen, John Drewrey, Cathy Froio, Dennis Keithly, JoAnne George, Leila Haddad, Rachael Jorgenson, Betty McClure, Dorothy Ramoni, Yolanda Sanchez, Kristen Torres, Marcy Harrison, Charles Rice, and Nicole Gentry.

The following employees received engraved clocks for fifteen years of service: Jeff Smith, Lori Garzoli, Maria Guzman, Merilyn Mahnke, Susan Newton, Susan West, Catherine O'Connell, Alicia Ayala, Scott DeLeon, Arthur Grothe, George Hornung, Julie Pimentel, Jared Bussard, John Russel, Jennifer Irwin, Amy Patton, Donald McPherson, Scott Abbott, Marta Ford, Sheila Roseneau, Daniel Sleeth, Dana Smalley, Kenneth Andrews, Stacy Hill, James Stuckert, Ronald Elkins, Kricket Jensen, Sharon Anderson, Carlton Barker, Mary Davidson, Robert Garay, Tavi Granger, Jane Hixson, Reba McCauley, Anna Parrish, Patricia Powell, Linda Puertolas, Barbara Tracy, and Steven Chapin.

The following employees received Mt. Konocti keepsake boxes for twenty years of service: Deana Clausen, Amy Jensen, Maria Valadez, John Del Signore, Cindy Silva-Brackett, Kathy Lakatos, William Chapin, Rob Howe, Stephen Brooks, Lyle Thomas, and Reba McCauley.

The following employees received etched paperweights for twenty-five years of service: Robert Allen, Tammie Widener, John Flynn, Teresa Murray, Christopher Macedo, Kathy Harrison, and Barbara Ringen.

The following employees received spherical paperweights for thirty years of service: Lawrence Henry and Robert Saderlund.

8.5 9:45 A.M. - Consideration of A Resolution Approving an Application to the State of California, Department of Parks and Recreation, Off-Highway Vehicle Grant for the purpose of developing an OHV education program.

County Administrative Officer Matt Perry presented the item to the Board and commended former Trails Coordinator Gigi Stahl for her work and her continued efforts as a volunteer. Ms. Stahl spoke on this item as well.

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

Supervisor Comstock offered the Resolution and it was passed by role call vote (5 ayes).

Enactment No: Resolution No. 2015-31

8.6 9:50 A.M. - Consideration of Letter to Sherry Treppa, Chair of Habematolel Pomo of Upper Lake, expressing support for the Tribe's Fee-to-Trust Application to the United States Department of the Interior, Bureau of Indian Affairs, for the following property APN 003-062-01; APN 003-062-07; and APN 003-060-09.

Sherry Treppa, Chair of Habematolel Pomo Of Upper Lake, introduced the item to the Board. Sheriff Martin also spoke.

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

The letter is to be amended to include a signature line for each Supervisor.

On motion of Supervisor Steele, and by vote of the Board, approved as amended the letter to Sherry Treppa, Chair of Habematolel Pomo of Upper Lake, expressing support for the Tribe's Fee-to-Trust application to the United States Department of the Interior, Bureau of Indian Affairs, for the following property APN 003-062-01; APN 003-062-07; and APN 003-060-09. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

9. Non-Timed Items

9.1 Supervisors' weekly calendar, travel and reports

9.2 Consideration of letter of support for Assembly Bill 367 – Clear Lake (Dodd).

Senior Administrative Analyst Jill Ruzicka presented the item to the Board. Water Resources Director Scott DeLeon spoke as well.

Chair Farrington asked if anyone present wished to speak and Joan Moss spoke. No one else present wished to speak and the public input portion of the item was closed.

The letter will be amended to specify that the use of monies noted within are just examples.

On motion of Supervisor Steele, and by vote of the Board, approved as amended the letter of support for Assembly Bill 367 – Clear Lake (Dodd). The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

9.3 Presentation of update of Code Enforcement Activities and Consideration of any potential Board direction to address staffing challenges.

Community Development Director Richard Coel and Community Development Technician Mike Penhall presented the item to the Board. Chair Farrington asked if anyone present wished to speak. No one present wished to speak and the public input portion of this item was closed.

There was Board consensus for Community Development staff to work with Administrative Office staff to explore additional ways to bring revenue to the department and possibly bring this item back for discussion at a later date.

9.4 Discussion/Consideration of proposed revision of age limit of used modular and manufactured homes installed on private property.

Chair Farrington presented the item to the Board. Community Development Director Richard Coel spoke on this item as well.

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

On motion of Supervisor Smith, and by vote of the Board, directed staff to prepare an amendment to the Zoning Ordinance that limits and restricts installation of modular and manufactured homes to those of no more than ten years old. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

9.5 Discussion/Consideration of Reinstating Local Inspection and Enforcement Authority over Mobilehome and RV Parks.

Chair Farrington presented the item to the Board. Community Development Director Richard Coel spoke on the item as well.

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

There was Board consensus to direct the Community Development Department to explore the process of reinstating local control over permitting and enforcement within campgrounds, mobile home, and recreational vehicle parks, and return to the Board with a proposed ordinance at a future date.

9.6 Discussion/Consideration of request to direct staff to begin enforcing the County Code regarding Resort Commercial Zoning district pertaining to occupancy limits.

Chair Farrington presented the item to the Board. Community Development Director Richard Coel spoke as well.

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

On motion of Supervisor Steele, and by vote of the Board, directed staff to begin enforcing the County Code regarding Resort Commercial Zoning district pertaining to occupancy limits. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, and Farrington
Absent: Supervisor Brown

9.7 (a) Consideration of Letter of Support for AB 514, Proposing to Increase Fines for Certain violations of Local Codes; and (b) Consideration of letter to State Assembly Member Bill Dodd to request he co-author AB 514

a) Community Development Director Richard Coel presented the item to the Board.

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

b) Community Development Director Richard Coel presented the item to the Board.

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

(a) On motion of Supervisor Comstock, and by vote of the Board, approved the letter of support for AB 514. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, and Farrington
Absent: Supervisor Brown

b) On motion of Supervisor Comstock, and by vote of the Board, approved the letter to State Assembly Member Bill Dodd to request he co-author AB 514. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, and Farrington
Absent: Supervisor Brown

9.8 Consideration of the Following Appointments:
Child Care Planning and Development Council
Maternal, Child and Adolescent Health Advisory Board

Chair Farrington presented the item to the Board.

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

On motion of Supervisor Comstock, and by vote of the Board, approved the appointment of Katrina Hickey to the Child Care Planning Council and Kim Tangermann to the Maternal, Child, and Adolescent Health Advisory Board. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

9.9 Consideration of request for nepotism waiver for an extra help Marine Patrol Deputy Sheriff.

Sheriff Martin presented the item to the Board.

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

On motion of Supervisor Comstock, and by vote of the Board, approved nepotism waiver for an extra help Marine Patrol Deputy Sheriff. The motion carried by the following vote:
Ayes: Supervisors Comstock, Smith, Steele, Brown, and Farrington

9.10 Consideration of (a) Continuing the Proclamation of Emergency Declaration for Drought Conditions; (b) Continuing the Proclamation of Emergency Declaration for 2014 Statewide December Winter Storms; and (c) Adoption of Resolution Designating Applicant's Agent For California Disaster Assistance Act Funding.

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

Chair Farrington asked if anyone present wished to speak and Joan Moss spoke. No one else present wished to speak and the public input portion of this item was closed.

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

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

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

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

a) On motion of Supervisor Brown, and by vote of the Board, approved continuation of the Proclamation of Emergency Declaration for Drought Conditions. The motion carried by the following vote: Supervisors Comstock, Smith, Steele, Brown, and Farrington

b) On motion of Supervisor Comstock, and by vote of the Board, approved continuation of the Proclamation of Emergency Declaration for 2014 Statewide December Winter Storms. The motion carried by the following vote: Supervisors Comstock, Smith, Steele, Brown, and Farrington

c) Supervisor Comstock offered the Resolution and it was passed by role call vote (5 ayes).

Enactment No: Resolution No. 2015-32

9.11 Consideration of a Resolution delegating the County Public Works Director authority to Initiate negotiations for the purchase of a portion of certain parcels (APN 008-020-05, 23, 25, & 50) as part of the Bridge Replacement Project on Ackley Road.

Public Works Director Scott DeLeon presented the item to the Board.

Chair Farrington asked if anyone present wished to speak. No else present wished to speak and the public input portion of the item was closed.

Supervisor Comstock offered the Resolution and it was passed by role call vote (5 ayes).

Enactment No: Resolution No. 2015-33

10. Closed Session

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

10.2 Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Fowler & Ford v. County of Lake.

10.3 Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1)- Gamino, et al. v. County of Lake, et al.

10.4 Conference with Legal Counsel: Existing Litigation pursuant to Gov. Code Section 54956.9(d)(1): Lakeside Heights HOA, et al. v. County of Lake.

10.5 Employee Evaluations
Title: Animal Care and Control Director
Behavioral Health Director

The Board reconvened into Regular Session at 3:28 p.m. having taken no action.

11. Adjournment

There being no further business, the Board adjourned at 3:28 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