

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD APRIL 23, 2013

The Honorable Board of Supervisors of Lake County, California, met in regular session this 23rd day of April, 2013, there being present Supervisors Jim Comstock, Denise Rushing, Anthony Farrington, Rob Brown and Jeff Smith, County Administrative Officer Matt Perry, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner.

The meeting was called to order at 9:00 a.m. by Chair Smith. Following a moment of silence, Chair Smith led the salute to the flag of the United States of America.

1. **ITEM A-1 - 9:00 A.M. - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved Consent Agenda items C-1 through C-13, with the exception of Consent Agenda Items C-3 and C-13. Item C-3 was taken up later in the day. Item C-13 was carried over to a future date.

Approved Minutes of the Board of Supervisors meeting held on April 16, 2013.

(a) Adopted Proclamation designating the week of April 21-27, 2013 as National Crime Victims' Rights Week; and (b) Adopt Proclamation designating April 2013 as Autism Awareness Month; (c) Adopted Proclamation designating April 2013 as Older Americans Month; and (d) Adopted Proclamation designating the week of April 21-27 as National Volunteer Recognition Week.

Consent Agenda Item C-3 - (a) Adopt Resolution amending Resolution No. 2012-107 establishing position allocations for Fiscal Year 2012-2013, Budget Unit 6022, Library (delete one (1) Library Technician and add one (1) Librarian I; and (b) Authorize reclassification of Librarian Technician Christopher Veach to Librarian I, effective May 1, 2013 - This item was removed from the Consent Agenda and taken up later in the day.

Approved letter of support for SB 191 (Padilla) to continue "Maddy" Emergency Medical Services and Richie Funding, and authorized all Supervisors to sign.

Waived 900 hour limit for extra help Janitor Diana Hasty.

Adopted Resolution No. 2013-31, appropriating unanticipated revenue to Budget Unit 1231, County Counsel (\$2000 from Air Quality Management District).

Adopted Resolution No. 2013-32, authorizing grant application through the California Department of Public Health for the Supplemental Nutrition Assistance Program (SNAP-ED) for Federal Fiscal Years October 2013 through September 2016 and authorizing the Health Services Director to sign.

Adopted Resolution No. 2013-33, amending Resolution No. 2012-107 establishing position allocations for Fiscal Year 2012-2013, Budget Unit No. 1341, Human Resources (delete one (1) Human Resources Technician, and add one (1) Human Resources Analyst I/II).

Approved plans and specifications for construction of pavement rehabilitation on Lakeshore Boulevard from 2200 feet north of Park Way to Hill Road in Lake County, and authorized the Public Works Director/Asst. Purchasing Agent to advertise for bids.

(a) Waived the formal bidding process on the basis that it would produce no economic benefit to the County; and (b) Authorized the Sheriff/Asst. Purchasing Agent to issue a purchase order to VPI, in the amount of \$32,357 plus applicable tax, for dispatch logging recorder, including installation, training and three years of maintenance and support (all funds provided by Homeland Security Anti-Terrorism grant).

Approved Cooperative Law Enforcement Annual Patrol Operations Plan and Financial Plan between the County of Lake, the U.S. Department of Agriculture (USDA), the U.S. Forest Service for FY 2013/14 suppression of the manufacturing and trafficking of controlled substances and for patrolling the Pillsbury area, for a total amount of \$70,906, and authorized the Chair and Sheriff to sign.

Approved Agreement between the County of Lake and PJ Helicopters (total amount not to exceed \$60,000) through December 31, 2013, and authorized the Chair to sign the agreements.

Consent Agenda C-13 - Approve advanced step hiring of Accounting Technician Pat Mclean, due to applicant's extraordinary qualifications (5th step salary range) - This item was pulled from the Consent Agenda and carried over to a future date.

2. **ITEM A-2 - Presentation of animals that are available for adoption at the Lake County Animal Care and Control Shelter** - Animal Care and Control Officer Morgan Hermann presented one canine currently available for adoption.
3. **ITEM A-13 - Consideration of proposed Ordinance adding Article Seven to Chapter Seven of the Lake County Code to provide support for Public, Educational and Governmental (PEG) Cable Television Access Facilities (SECOND READING)** - County Counsel Anita Grant presented the staff report.

Chair Smith asked if anyone was present wishing to speak and Ed Robey spoke.

Amendments were made to the proposed ordinance.

This item was continued three weeks, to May 14, 2013, at 9:30 a.m.

4. **ITEM A-5 - 9:10 A.M. - (a) Presentation of Proclamation designating the week of April 21-27, 2013 as National Crime Victims' Rights Week; and (b) Presentation of Proclamation designating April 2013 as Autism Awareness Month; (c) Presentation of Proclamation designating April 2013 as Older Americans Month; and (d) Presentation of Proclamation designating the week of April 21-27 as National Volunteer Recognition Week** - (a) Supervisor Comstock read the Proclamation into the record and presented it to Victim Witness Coordinator Debbie Wallace, who spoke.

(b) Supervisor Rushing read the Proclamation into the record and presented it to Ian Smith, Hank Smith and Sheila Keys, who spoke.

(c) Supervisor Brown read the Proclamation into the record and presented it to Social Services Director Carol Huchingson, who spoke.

(d) Chair Smith read the Proclamation into the record and presented it to North Coast Opportunities and Volunteer Coordinator Tammy Alakszay, who spoke.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD APRIL 23, 2013

5. **ITEM A-6 - 9:15 A.M. - Presentation of Lake County Fish and Wildlife Advisory Committee Annual Report** - Fish and Wildlife Advisory Committee Chair Greg Giusti presented the annual report.

This item was informational only. No Board action was taken.

6. **ITEM A-7 - 9:30 A.M. - Presentation regarding the Clear Lake Hitch endangered species candidacy review process** - California Department of Fish and Wildlife Fisheries Branch Chief Stafford Lehr, Environmental Program Manager Katherine Hill, Senior Environmental Scientist Kevin Thomas, Staff Environmental Scientist Sandra Jacks and Lt. Loren Freeman made the presentation to the Board.

Chair Smith asked if anyone was present wishing to speak and the following people spoke: Claudia Street, Joan Moss, Greg Giusti, Water Resources Director Scott DeLeon, Phil Murphy, Water Resources Engineer Tom Smythe, Peter Windrem, Melissa Fulton and Alan Bloomer. No one else was present wishing to speak and the public input portion of this item was closed.

This item was informational only. No Board action was taken.

After a brief recess, the Board reconvened into Regular Session at 11:28 a.m.

- BACK TO #1 - CONSENT AGENDA ITEM C-3 - (a) Adopt Resolution amending Resolution No. 2012-107 establishing position allocations for Fiscal Year 2012-2013, Budget Unit 6022, Library (delete one (1) Library Technician and add one (1) Librarian I; and (b) Authorize reclassification of Librarian Technician Christopher Veach to Librarian I, effective May 1, 2013** - County Administrative Officer Matt Perry presented the staff report.

(a) Supervisor Brown offered Resolution No. 2013-34, and it was passed by roll call vote (5 ayes).

(b) On motion of Supervisor Brown and by vote of the Board (5 ayes), authorized the reclassification of Librarian Technician Christopher Veach to Librarian I, effective May 1, 2013.

7. **ITEM A-8 - 10:15 A.M. - (a) Consideration of proposed Policy identifying every County employee as a Mandated Reporter of child abuse; and (b) Consideration of the creation and implementation of employee training program** - Social Services Director Carol Huchingson was present.

Supervisor Brown introduced the item.

There was consensus to direct staff to draft a policy identifying County employees as Mandated Reporters of child abuse, and to present it to the Board for consideration.

8. **ITEM A-9 - 10:30 A.M. - Consideration of letter of support of SB 566 (Leno) California Industrial Hemp Farming Act** - Supervisor Farrington introduced the item.

Chair Smith asked if anyone was present wishing to speak and Alan Bloomer spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), approved the letter of support of SB 566 (Leno) California Industrial Hemp Farming Act, and authorized all Supervisors to sign.

The Lake County Sanitation District Board of Directors convened to sit concurrently as the Board of Supervisors.

9. **ITEM A-10 - 10:45 A.M. - Presentation of status report and discussion/consideration of options to protect the public water and sewer systems at Lakeside Heights Subdivision** - Supervisor Brown declared a conflict with this item and was absent at 11:50 a.m.

Special Districts Administrator Mark Dellinger and Fiscal Officer Jan Coppinger were present.

RGH Geotechnical Consultant Jared Pratt presented the status report.

Chair Smith asked if anyone was present wishing to speak and Randall Fitzgerald spoke. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Director/Supervisor Farrington and by vote of the Board (4 ayes, Director/Supervisor Brown ABSENT), waived the formal bidding process on the basis that it was not in the County's best interest.

Director/Supervisor Farrington offered Resolution No. 2013-35, and it was passed by roll call vote (4 ayes, Director/Supervisor Brown ABSENT).

The Lake County Sanitation District Board of Directors adjourned and continued as the Board of Supervisors.

Supervisor Brown was present at 12:35 p.m.

10. **ITEM A-19 - (a) Consideration of request to waive formal bidding process; and (b) Consideration of request to authorize the purchase and reconditioning of two (2) used Kenworth T-700 dump trucks for county road maintenance** - Public Works Director Scott DeLeon presented the staff report.

(a) On motion of Supervisor Comstock and by vote of the Board (5 ayes), waived the formal bidding process, determining it not to be in the County's best interest.

(b) On motion of Supervisor Comstock and by vote of the Board (5 ayes), authorized the purchase and reconditioning of two (2) used Kenworth T-700 dump trucks for county road maintenance, and authorized the Public Works Director/Asst. Purchasing Agent to issue the purchase order to Opperman & Son, Inc., in the amount of \$218,000.

11. **ITEM A-12 - Consideration of proposed Resolution of support of SB 135 (Padilla) Earthquake Early Warning System Act** - Supervisor Farrington introduced the item.

This item was continued to a future date.

12. **ITEM A-16 - Consideration of interim guidelines on use of Middletown Library Community Meeting Rooms pending presentation of formal policy** - Public Services Director Caroline Chavez and Deputy Public Services Director Jeff Rein were present.

OFFICIAL MINUTES OF THE LAKE COUNTY BOARD OF SUPERVISORS MEETING HELD APRIL 23, 2013

Mr. Rein presented the staff report.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the interim guidelines on use of Middletown Library Community Meeting Rooms, pending presentation of formal policy.

- 13. **ITEM A-15 - Consideration of proposed Resolution authorizing the Chair to sign a Notice of Completion for the Middletown Library/Senior Center** - Chair Smith announced this item had been carried over two weeks, to May 7, 2013.

The Board of Supervisors adjourned and convened as the Air Quality Management District Board of Directors.

- 14. **ITEM A-18 - (a) Consideration of proposed resolution authorizing the Air Pollution Control Officer to sign and submit the application for Carl Moyer Year 15 funding and other program documents; (b) Consideration of request for Board position regarding various program implementation priorities and processes** - Air Pollution Control Officer Doug Gearhart presented the staff report.

(a) Director Comstock offered Resolution No. 2013-36, and it was passed by roll call vote (5 ayes).

(b) On motion of Director Farrington and by vote of the Board (5 ayes), reaffirmed the Board's support of the various program implementation priorities and processes, as described in the staff memorandum dated April 2, 2013.

The Air Quality Management District Board of Directors adjourned and reconvened as the Board of Supervisors.

- 15. **ITEM A-17 - Continued from April 16, 2013 - Consideration of proposed agreements between the County of Lake and ExecuTime for automated time reporting payroll system** - County Counsel Anita Grant presented the staff report.

(a) On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the Purchase and Sale Agreement, License Agreement Cover and Software Support Agreement Cover between the County of Lake and ExecuTime for the automated time reporting payroll system, and authorized the Chair to sign.

(b) On motion of Supervisor Rushing and by vote of the Board (5 ayes), authorized the Auditor-Controller/County Clerk to sign the SunGard Public Sector Add-on Quote, as presented.

- 16. **ITEM A-14 - Consideration of proposed classification and salary adjustments within the Administrative Office** - County Administrative Officer Matt Perry presented the staff report.

On motion of Supervisor Farrington and by vote of the Board (5 ayes), authorized County Administrative Officer Matt Perry to appoint Alan Flora to Deputy County Administrative Officer III.

Supervisor Farrington offered Resolution No. 2013-37, a Resolution amending Resolution No. 2012-107 establishing position allocations for Fiscal Year 2012-2013, Budget Unit 1012, Administrative Office, and it was passed by roll call vote (5 ayes).

Supervisor Farrington offered Resolution No. 2013-38, a Resolution to place the classification of Secretary I - Confidential in a standard salary grade, effective April 22, 2013, and it was passed by roll call vote (5 ayes).

- 17. **ITEM A-20 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, M. Perry, and A. Flora; and (b) Employee Organization: DDAA, DSA, LCCOA, LCEA and LCSEA** - Chair Smith announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session with no action taken at 1:22 p.m.

There being no further business, the Board of Supervisors adjourned at 1:23 p.m.

MATT PERRY
Clerk of the Board

Chair - Lake County Board of Supervisors

By: _____
Mireya G. Turner
Assistant Clerk of the Board