

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD AUGUST 06, 2013

The Honorable Board of Supervisors of Lake County, California, met in regular session this 6th day of August, 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, Assistant Clerk of the Board Mireya Turner and Administrative Assistant Alicia Flores.

The meeting was called to order at 9:00 a.m. by Chair Smith. Following a moment of silence honoring Randy Ridgel and Doris Harville, Former Supervisor Ed Robey 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-16, with the exception of Consent Agenda Item C-7, which was taken up immediately following the consent agenda.

Approved Minutes of the Board of Supervisors meeting held on July 23, 2013.

Approved Adoption of (a) Proclamation of Commendation to California Highway Patrol Officer Adam Garcia for lifesaving efforts; (b) Proclamation of Commendation to Lakeport Police Officer Stephanie Cruz-Green for lifesaving efforts; and (c) Proclamation designating the month of August 2013, as Breastfeeding Awareness Month.

(a) Approved Budget Transfer B-006 for BU 1890 - Visitor Information Center to transfer \$5,200 from Account 22.70 - Office Supplies to Account 62.74 - Equipment, for installation of video surveillance system; and (b) Amended the list of capital assets approved for early purchase prior to adoption of final recommended budget to include this video surveillance system.

Approved Agreement between County of Lake and Redwood Children's Services for FY 2013-14 Mental Health Services Act (MHSA) Transitional Age (TAY) Drop-In Center, maximum amount of \$50,000, and authorized the Chair to sign.

Approved Agreement between County of Lake and Crestwood Behavioral Health, Inc., for FY 2013-14 adult mental health services, maximum amount of \$525,000, and authorized the Chair to sign.

Approved Agreement between the County of Lake and Sacramento Children's Home for FY 2013-14 specialty mental health services, maximum amount of \$20,000, and authorized the Chair to sign.

Consent Agenda Item C-7 - Approve renewal of Agreement between the County of Lake and Westlaw (Thomson Reuters) for legal research services (a 36-month minimum term) at a monthly rate of \$780.00, and authorize the Chair to sign - This item was removed from the Consent Agenda and taken up immediately following.

Adopted Resolution No. 2013-83, approving application submitted for the California Department of Public Health Immunization Assistance Grant Program (IAP) for FY 2013-14 through 2016-17, and authorizing the Director of Health Services to sign.

Approved request for extended leave of absence for Child Support Officer Henriette Radunz, from July 13, 2013 to September 7, 2013.

Approved Easement Deed to Pacific Gas & Electric (PG&E) for a portion of APN 041-224-40, 16015 David Street, Clearlake, to support Landfill Gas Project, and authorized the Chair to sign.

Approved Budget Transfer B-005 for BU 4121 - Integrated Waste Management to transfer \$1,350,000 from Account 61.69 - Buildings and Improvements- Current to Account 63.13 - CIP Building & Improvements, to transfer funding to correct account.

(a) Approved the Plans and Specifications for Countywide Rehabilitation on Gaddy Lane, Buttes Canyon Road and Soda Bay Road; and (b) Authorized Public Works Director/ Assistant Purchasing Agent to advertise for bids.

Approved Agreement between the County of Lake and Glenn County Human Resources Agency for FY 2013-14 Child Welfare Services (CWS)/Case Management System (CMS) training, total amount \$15,824, and authorized Social Services Director to execute.

Adopted Resolution No. 2013-84, amending Resolution No. 2013-66, establishing position allocations for FY 2013-14, BU 5011, Social Services (adding one (1) Information Systems Analyst I/II).

Approved Annual Renewal of Veterans Subvention Program Contract and Medi-Cal Cost Avoidance Program Certificate, FY 2013-14, and authorized the Chair to sign.

Sitting as the Lake County Air Quality Management District Board of Directors (a) Approved purchase of 2014 Ford F250 3/4 ton 4X4 with LPG conversion (utilizing State vehicle purchase contract); and (b) Authorized Air Pollution Control Officer/ Assistant Purchasing Agent to issue purchase order, for total amount of \$45,081.35, Downtown Ford.

Consent Agenda Item C-7 - Approve renewal of Agreement between the County of Lake and Westlaw (Thomson Reuters) for legal research services (a 36-month minimum term) at a monthly rate of \$780.00, and authorize the Chair to sign - County Counsel Anita Grant noted a typographical error on the agenda. The proposed three-year contract begins with a base monthly amount of \$859.95, increasing by 5% for each of the three years.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the renewal of Agreement between the County of Lake and Westlaw (Thomson Reuters) for legal research services (a 36-month minimum term), as described in the staff memorandum dated July 29, 2013, and authorized the Chair to sign.

2. **ITEM A-15 - Consideration of request to (a) Waive the normal bidding process; (b) Approve Agreements between the County of Lake and Netsmart Technologies, Inc and Geneva Software Company for Systems Software Upgrade; and (c) authorize Health Services Director to sign** - Chair Smith announced this item would be carried over one week, to August 13, 2013.
3. **ITEM A-5 - Presentation of Proclamation designating the month of August 2013, as Breastfeeding Awareness Month** - Supervisor Comstock read the proclamation into the record and presented it to the many breastfeeding and child advocates present.
4. **ITEM A-14 - Consideration of proposed (a) Memorandum of Understanding between County of Lake and Marymount California University for educational programs; and (b) Policy providing for County employee scholarships to Marymount California University for professional and educational development** - County Administrative Officer Matt Perry presented the staff report.

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

(a) On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the Memorandum of Understanding between County of Lake and Marymount California University for educational programs, and authorized the Chair to sign.

(b) On motion of Supervisor Rushing and by vote of the Board (5 ayes), approved the Policy providing for County employee scholarships to Marymount California University for professional and educational development.

5. **ITEM A-6 - Continued from November 8, December 13, 2011, August 21, 28, September 11, 2012, April 9 and 23, May 14 and June 18, 2013 - 9:15 A.M. - PUBLIC HEARING - Consideration of proposed ordinance which provides for a one-percent fee on the cable operator's gross revenue collected with the unincorporated areas of the County to provide funding for operations of the PEG channel** - PEG Board members Ed Robey and Denise Loustalot were present.

Mr. Robey presented an update to the Board.

Chair Smith opened the public hearing and the following people spoke: Brock Falkenberg, Chris Macedo and John Brosnan. No one else was present wishing to speak and the public hearing was closed.

Various amendments were made to the proposed ordinance.

On motion of Supervisor Rushing and by vote of the Board (3 ayes, Supervisors Comstock and Brown NO), waived the reading of the ordinance, to be read in title only (Clerk so did).

On motion of Supervisor Rushing and by vote of the Board (3 ayes, Supervisors Comstock and Brown NO), advanced the ordinance one week, to August 13, 2013.

After a brief recess, the Board reconvened into Regular Session at 10:36 a.m.

6. **ITEM A-7 - Continued from July 9, 2013 - 9:30 A.M. - Consideration of current septic system inspection scheduling challenges, the effect on local construction and development, and options for improvement of response time** - Environmental Health Director Ray Ruminski, Fiscal Officer Denise Pomeroy, Community Development Director Rick Coel and Scott Gabaldon were present.

Supervisor Rushing introduced the item.

Mr. Gabaldon presented his position to the Board.

There was Board consensus to direct staff to strive for no more than a 2-3 week waiting period for the scheduling of septic system inspection.

7. **ITEM A-12 - 10:45 A.M. - Presentation of update on the Middle Creek Restoration Project** - Water Resources Director Scott De Leon and Middle Creek Restoration Project Coordinator George Speake were present.

Mr. De Leon and Mr. Speake presented the update to the Board.

Chair Smith asked if anyone was present wishing to speak and Becky Vigil spoke. 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 on this item.

8. **ITEM A-11 - 10:30 A.M. - Consideration of Group Insurance Committee recommendation for 2014 benefit plan year** - Human Resources Director Kathy Ferguson and Analyst Jesse Puett were present.

Ms. Ferguson presented the staff report.

On motion of Supervisor Comstock and by vote of the Board (5 ayes), approved the Group Insurance Committee recommendation for 2014 benefit plan year.

9. **ITEM A-9 - 10:00 A.M. - (a) Presentation of update regarding West Nile Virus in Lake County; and (b) Presentation of annual report of Vector Control District activity** - Vector Control District Manager Jamesina Scott presented the update to the Board.

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

10. **ITEM A-8 - Continued from June 11 and 25, 2013 - 9:45 A.M. - Update on SB 439 relating to medical marijuana cooperatives, collectives and business entities** - After an introduction from Supervisor Rushing, Dan Rush presented the update to the Board.

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

Citing a conflict, Supervisor Brown was absent at 12:02 p.m.

11. **ITEM A-10 - 10:15 A.M. - Consideration of proposed Resolution approving agreement between County of Lake and California Department of Public Health for interim emergency measures for water systems during Lakeside Heights Landslide, and authorize Special Districts Administrator to execute agreement** - Special Districts Fiscal Officer Jan Coppinger presented the staff report.

Supervisor Farrington offered Resolution No. 2013-85, and it was passed by roll call vote (4 ayes, Supervisor Brown ABSENT).

12. **ITEM A-16 - Consideration of request to (a) Waive the Consultant Selection Procedure; and (b) Approve Agreement with Industrial Employers and Distributors Association (IEDA) for Public Authority Labor Negotiation Consultant Services** - Special Districts Administrator Carol Huchingson presented the staff report.

(a) On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), waived the Consultant Selection Procedure.

(b) On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved the Agreement with Industrial Employers and Distributors Association (IEDA) for Public Authority Labor Negotiation Consultant Services.

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Supervisor Brown was present at 12:10 p.m.

13. **ITEM A-17 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, S. Harry, M. Perry, A. Flora and C. Shaver; and (b) Employee Organization: DDAA, DSA, LCCOA, LCEA and LCSEA 2. Conference with real property negotiator (a) Property located at: 3980 Gard Street, Kelseyville (APN 024-081-01) (b) Negotiating Parties: For County: Supervisor Rob Brown, Child Support Services Director Gail Woodworth, County Administrative Officer Matt Perry and Deputy County Administrative Officer Alan Flora For seller: Kelseyville Unified School District representatives (c) Under Negotiation: Lease terms 3. Conference with legal counsel : Existing litigation pursuant to Government Code Section 54956.9 (d)(i): CalWater, CPUC Rate Structure - 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 12:50 p.m.

There being no further business, the Board of Supervisors adjourned at 12:50 p.m.

MATT PERRY
Clerk of the Board

Chair - Lake County Board of Supervisors

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