

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD MAY 7, 2013

The Honorable Board of Supervisors of Lake County, California, met in regular session this 7th day of May, 2013, there being present Supervisors Jim Comstock, Denise Rushing, Anthony Farrington and Jeff Smith, County Administrative Officer Matt Perry, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisor Rob Brown was absent all day.

The meeting was called to order at 9:00 a.m. by Chair Smith. Following a moment of silence, Supervisor Farrington 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 (4 ayes, Supervisor Brown ABSENT), approved Consent Agenda items C-1 through C-7.

Approved Minutes of the Board of Supervisors meetings held on April 23 and 26, 2013.

(a) Adopted Proclamation designating the month of May 2013, as Military Appreciation Month; and (b) Adopted Proclamation designating the month of May 2013 as Watershed Awareness Month; (c) Adopted Proclamation designating the month of May 2013, as Perinatal Depression Awareness Month; and (d) Adopted Proclamation designating May 5-11, 2013 as Correctional Officers Week.

Approved First Amendment to Agreement between the County of Lake and Edgewood Center for Children & Families for FY 2012-13 specialty mental health services, a decrease of \$20,000, and authorized the Chair to sign.

Approved Agreement between the County of Lake and California Forensic Medical Group for FY 2013-14 for inmate medical services at the Adult Facility Jail and Juvenile Hall, and authorized the Chair to sign.

Carried over from April 23, 2013 - Approved advanced step hiring of Accounting Technician Pat McLean, due to applicant's extraordinary qualifications (5th step salary range).

Waived 900 hour limit for extra help Mussel Decontamination Worker Mark Miller.

Authorized Public Works Director/Asst. Purchasing Agent to issue purchase orders to SnoQuip for two steelhopper spreaders (not to exceed \$51,402) and to Dietz Equipment to remove the dump beds, refurbish and attach them to the cab/chassis purchased from Opperman & Sons (not to exceed \$36,626) for a reduction of \$9342 from the amount approved on April 23, 2013.

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 Kyle O'Brien presented one canine currently available for adoption.

3. **ITEM A-4 - Current Construction Projects - Contract Change Orders:**

Change Order No. 16 - Middletown Senior Center and Library - This change order addresses the following: Credit 8 additional calendar days, install additional conduit and bollards, install truncated domes and sidewalks, secure brass end caps, install laminate countertops, install additional handrail at entrance, credit for asphalt sealant and restripe and credit for flagpole color change.

Deputy County Administrative Officer Special Projects Eric Seely presented the staff report.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved Change Order No. 16 - Middletown Senior Center and Library, for an increase of \$26,231.22, RE West Builders, Inc., and authorized the Chair to sign.

4. **ITEM A-5 - 9:10 A.M. - (a) Presentation of Proclamation designating the month of May 2013, as Military Appreciation Month; and (b) Presentation of Proclamation designating the month of May 2013, as Watershed Awareness Month; and (c) Presentation of Proclamation designating the month of May 2013, as Perinatal Depression Awareness Month and (d) Adopt Proclamation designating May 5-11, 2013 as Correctional Officers Week** - (a) Supervisor Comstock read the Proclamation into the record and presented it to PFC Jesse Weaver, SSGT William Wirt and Specialist Daniel Rogers, who spoke. Many Veterans and military supporters were present.

(b) Chair Smith read the Proclamation into the record and presented it to Water Resources Director Scott DeLeon, who spoke.

(c) Supervisor Rushing read the Proclamation into the record and presented it to Jaclyn Ley, Tom and Melissa Simons, who spoke. Many advocates for women's health were present.

(d) Supervisor Farrington read the Proclamation into the record and presented it to Undersheriff Pat Turturici, who spoke.

5. **ITEM A-6 - 9:15 A.M. - (a) Presentation of status report on landslide at Lakeside Heights Subdivision; and (b) Consideration of post-incident monitoring and future actions** - Public Works Director Scott DeLeon, Special Districts Administrator Mark Dellinger, Fiscal Officer Jan Coppinger, Captain Chris Macedo and Senior Administrative Analyst Kevin Ingram were present.

(a) After an introduction from County Administrative Officer Matt Perry, Mr. Dellinger, Ms. Coppinger, Mr. DeLeon and Capt. Macedo presented the status report.

(b) 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.

There was Board consensus to direct staff to research options for limiting access of the roads within the Lakeside Heights Subdivision to residents and authorized personnel only and options for County response to present and potential conditions at the subdivision.

6. **ITEM A-7 - 9:30 A.M. - Presentation of Clear Lake Advisory Committee Quarterly Report** - Clear Lake Advisory Committee Vice Chair Melissa Fulton presented the Quarterly Report.

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

7. **ITEM A-12 - Consideration of proposed Standard Agreement between the County of Lake and the California Department of Health Care Services for the period of May 1, 2013 through April 30, 2018** - Behavioral Health Director Kristy Kelly presented the staff report.

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Supervisor Rushing offered Resolution No. 2013-39, and it was passed by roll call vote (4 ayes, Supervisor Brown ABSENT).

8. **ITEM A-8 - 9:45 A.M. - PUBLIC HEARING - (a) Consideration of proposed Ordinance amending Article I of Chapter 6 of the Lake County Code relating to emergency organization and functions; (b) Consideration of proposed Resolution amending Resolution No. 2012-106 to amend FY 2012-13 Adopted Budget for BU 2704 - Emergency Services ; and (c) Consideration of proposed Resolution amending Resolution No. 2012-107 establishing position allocations for Fiscal Year 2012-13, Budget Units 2704, Emergency Services and 2201, Sheriff-Coroner - County Administrative Officer Matt Perry presented the staff report.**

Chair Smith opened the public hearing and Greg Scott spoke. No one else was present wishing to speak and the public hearing was closed.

(a) On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), waived the reading of the ordinance, to be read in title only (Clerk so did).

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), advanced the ordinance one week, to May 14, 2013.

(b) Supervisor Comstock offered Resolution No. 2013-40, and it was passed by roll call vote (4 ayes, Supervisor Brown ABSENT).

(c) Supervisor Comstock offered Resolution No. 2013-41, and it was passed by roll call vote (4 ayes, Supervisor Brown ABSENT).

9. **ITEM A-14 - Consideration of proposed Agreement between the County of Lake and BI Inc., for evidence based program for in-custody inmates services - Undersheriff P at Turturici presented the staff report.**

Typographical errors were noted and corrected on the agreement.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved, as corrected, the Agreement between the County of Lake and BI Inc., for evidence based program for in-custody inmates services, for a total amount of \$150,000, and authorized the Chair to sign.

There was Board consensus to request a letter from the Sheriff's Department regarding the fiscal impact due to implementation of AB 109 for their consideration to send to our state representatives.

After a brief recess, the Board reconvened into Regular Session at 10:54 a.m.

10. **ITEM A-13 - (a) Consideration of request to waive formal bidding process; and (b) Consideration of request to authorize the purchase of five vehicles (two for Probation, two for general fleet and one for Environmental Health) through the Statewide Bid Contract - Public Works Director Scott DeLeon presented the staff report.**

(a) On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), waived the formal bidding process, finding it would provide no economic benefit.

(b) On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), authorized the purchase of five vehicles (two for Probation, two for general fleet and one for Environmental Health) through the Statewide Bid Contract, for a total amount of \$99,853, and authorized the Public Works Director/Asst. Purchasing Agent to issue a purchase order.

11. **ITEM A-10 - Carried over from April 23, 2013 - Consideration of proposed Resolution authorizing the Chair to sign a Notice of Completion for the Middletown Library/Senior Center - Chair Smith announced this item would be carried over one week, to May 14, 2013.**

12. **ITEM A-11 - Consideration of proposed recommendation of the Reclassification and Compensation Committee to re-establish the position of Deputy Building Official at Grade A29 - Community Development Director Rick Coel and Deputy County Administrative Officer Alan Flora presented the staff report.**

Supervisor Rushing offered Resolution No. 2013-42, and it was passed by roll call vote (4 ayes, Supervisor Brown ABSENT).

13. **ITEM A-18 - 10:00 A.M. - Consideration of request for letter of opposition to Assembly Bill AB 711 (Rendon) requiring the use of nonlead ammunition for the taking of wild life in California - After an introduction by Supervisor Comstock, Scott Gabaldon presented the item.**

Amendments were made to the letter.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSENT), approved the letter of opposition to Assembly Bill AB 711 (Rendon) requiring the use of nonlead ammunition for the taking of wildlife in California, as amended, and authorized each Supervisor to sign.

14. **ITEM A-16 - Consideration of proposed Resolution authorizing cancellation of Spring Valley Campground O & M Reserve Designation in the amount of \$3,000 to repair the back wall of Community Center - Special Districts Fiscal Officer Jan Coppinger presented the staff report.**

Supervisor Rushing offered Resolution No. 2013-43, and it was passed by roll call vote (4 ayes, Supervisor Brown ABSENT).

15. **ITEM A-15 - Consideration of request to authorize all Supervisors to represent the County of Lake on the Area Agency of Aging (AAA) Governing Board, as needed - Supervisor Rushing introduced the item.**

On motion of Supervisor Rushing and by vote of the Board (4 ayes, Supervisor Brown ABSENT), authorized each of the Supervisors to represent the County of Lake on the Area Agency of Aging (AAA) Governing Board, as alternates while Supervisor Rushing will continue to serve as the primary representative.

16. **ITEM A-17 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, S. Harry, M. Perry, and A. Flora; and (b) Employee Organization: DDAA, DSA, LCCOA, LCEA and LCSEA 2. Public Employee Performance Evaluations: Titles: Community Development Director 3. Conference with legal counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Cerda v. County of Lake, et al. - Chair Smith announced the Employee Performance Evaluation would be carried over one week, to May 14, 2013.**

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

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

There being no further business, the Board of Supervisors adjourned at 11:30 a.m.

MATT PERRY
Clerk of the Board

Chair - Lake County Board of Supervisors

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