

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD FEBRUARY 4, 2014

The Honorable Board of Supervisors of Lake County, California, met in regular session this 4th day of February, 2014, there being present Supervisors Jim Comstock, Jeff Smith, Anthony Farrington, Rob Brown and Denise Rushing, 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 Rushing. A moment of silence was dedicated to Norm Evans. Following the moment of silence, Supervisor 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-4, with the exception of Consent Agenda Item C-1, which was carried over one week, to February 11, 2014.

Consent Agenda Item C-1 - Approve Minutes of the Board of Supervisors meetings held on January 28, 2014 - This item was carried over one week, to February 11, 2014.

(a) Adopted Proclamation commending Dwight William Holford for his years of service to East Lake Resource Conservation District; and (b) Adopted Proclamation designating February 2014 as Black History Month.

Approved the County of Lake Veteran Identification Card Policy.

Approved First Amendment to Agreement between the County of Lake and California Forensic Medical Group (CFMG) for medical services to the Lake County Detention Facilities (increasing jail nursing staff by 1.4 FTE, an increase of \$68,100), and authorized the Chair to sign.

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 Bailey Nolan presented one canine currently available for adoption.

PUBLIC INPUT - CJ LeBrun spoke regarding In Home Support Services (IHSS).

Judy McCues spoke regarding a living wage for IHSS workers.

Chris McCorl spoke regarding the benefits of having an IHSS worker.

Nancy Ruzicka spoke regarding Behavioral Health services in Lake County.

3. **ITEM A-5 - 9:10 A.M. - (a) Presentation of Proclamation commending Dwight William Holford for his years of service to East Lake Resource Conservation District; and (b) Presentation of Proclamation designating February 2014 as Black History Month** - (a) Supervisor Comstock read the Proclamation into the record and presented it to Dwight Holford.

(b) Supervisor Farrington read the Proclamation into the record and presented it to Hiram Walker and Dr. John Zebelean, who spoke.

4. **ITEM A-6 - 9:15 A.M. - (a) Consideration of staff request to offer reduced cost spay/neuter services and waive fee for annual vaccination (DHLPP) to all Lake County pitbull owners; and (b) Consideration of approval of Adoption Amnesty Program for 2014** - Animal Care and Control Director Bill Davidson presented the staff report.

(a & b) On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the county offering of reduced cost spay/neuter services for pit bulls of \$50 for each male and \$70 for each female, and approved a one time fee waiver for annual vaccination (DHLPP) to all Lake County pitbull owners, and the Adoption Amnesty Program for 2014.

5. **ITEM A-7 - 9:30 A.M. - (a) Presentation of Mid-Year Budget Review; and (b) Consideration of proposed Resolutions amending the FY 2013-14 Adopted Budget and position allocations for selected budget units** - (a) County Administrative Officer Matt Perry presented the Mid-Year Budget Review and answered specific questions from Board members.

Public Works Director Scott DeLeon answered questions regarding the postponement of two bridge projects.

(b) Supervisor Brown offered Resolution No. 2014-15 (Resolution amending Resolution No. 2013-95 to amend the FY 2013-14 Adopted Budget by adjusting Reserves, Fund Balance Carry Over, Revenues and Appropriations), and it was passed by roll call vote (5 ayes).

Supervisor Brown offered Resolution No. 2014-16 (Resolution amending Resolution No. 2013-96 to amend the Position Allocation Chart for Fiscal Year 2013-14 to conform with Mid-Year Budget Adjustments), and it was passed by roll call vote (5 ayes).

6. **ITEM A-11 - Consideration of appointments to the following: Area One Developmental Disabilities Board** - On motion of Supervisor Brown and by vote of the Board (5 ayes), appointed Jo Cunningham to the Area One Developmental Disabilities Board, term to expire January 1, 2017.

7. **ITEM A-12 - Consideration of proposed 2014 County Legislative Priorities** - Senior Administrative Analyst Jill Ruzicka presented the staff report.

CSA #2 - Spring Valley Board member Mark Currier answered a question regarding special district reimbursements.

There was Board consensus to send copies of the approved priorities to the Regional Council of Rural Counties (RCRC) and California State Association of Counties (CSAC).

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the 2014 County Legislative Priorities list for the federal representatives, and authorized the Chair to sign the letters.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Brown ABSTAIN), approved the 2014 County Legislative Priorities list for the state representatives, and authorized the Chair to sign the letters.

8. **ITEM A-9 - 9:50 A.M. - Consideration of proposed Interim Inter-Facility Transfer Operating Procedures for Lake County ground ambulance providers** - At Supervisor Brown's request, this item was carried over four weeks, to March 4, 2014, at 10:45 a.m.

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9. **ITEM A-8 - 9:45 A.M. - Consideration of award of bid for Lucerne Castle elevator** - Deputy County Administrative Officer Chris Shaver presented the staff report.

On motion of Supervisor Smith and by vote of the Board (5 ayes), awarded Bid No. 13-24 to Wagner Construction Group, for the construction of the Lucerne Castle elevator, to Wagner Construction Group, Inc., total amount of \$374,654, and authorized the Chair to sign the agreement.

After a brief recess, the Board reconvened into Regular Session at 10:20 a.m.

10. **ITEM A-17 - 10:00 A.M. - Consideration of Elections Official's Certificate of Examination of Referendum Petition protesting the adoption of Ordinance No. 2997 (Medical Marijuana Cultivation)** - Registrar of Voters Diane Fridley presented the staff report.

Chair Rushing asked if anyone was present wishing to speak and the following people spoke: Herb Gura, Phil Murphy, Daniel McLean, David Leppert, Peter DeLawn, Ron Green and Joan Moss. No one else was present wishing to speak and the public input portion of this item was closed.

Sheriff Francisco Rive ro and Community Development Director Rick Coel spoke regarding enforcement of the current interim ordinance.

On motion of Supervisor Farrington and by vote of the Board (3 ayes, Supervisor Smith NO, Supervisor Rushing ABSTAIN), approved the submission of Ordinance No. 2997 to the voters in the June 3, 2014 election.

11. **ITEM A-16 - (a) Consideration of request to provide funding for capital improvements to the Lakeport swimming pool; (b) Re-allocation of money already appropriated for swimming pool operational costs; and (c) any other actions to expedite the repair of the swimming pool** - Supervisor Farrington introduced the item.

Chair Rushing asked if anyone was present wishing to speak and Augustin Merodio 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), re-allocated the \$10,000 initially committed in the FY 13-14 Adopted Budget for swimming pool operational costs toward capital improvements to be combined with the \$5,000 approved in the mid-year budget adjustments for a total of \$15,000 to be used solely for pool capital improvements needed to open the pool; directed staff to compose a letter to the Lakeport School Board of Trustees (with a copy to be sent to the City of Lakeport Council) urging their financial participation in the needed repairs, and authorized the Chair to sign; and directed staff to compose a letter to the Division of State Architects requesting a site visit with representatives of the County, City and School District and Cliff Ruzicka as soon as possible to develop an analysis of needed tasks to reopen the pool, and authorized the Chair to sign.

12. **ITEM A-13 - Consideration of proposed First Amendment to Agreement between the County of Lake and Aramark Correctional Services, LLC, for food services to the Lake County Jail and Juvenile Hall** - County Administrative Officer Matt Perry presented the staff report.

Chief Probation Officer Rob Howe provided information.

There was consensus to direct staff to present an update to the Board regarding fiscal savings due to the current agreement with Aramark for food services.

On motion of Supervisor Brown and by vote of the Board (5 ayes), approved the First Amendment to Agreement between the County of Lake and Aramark Correctional Services, LLC, for food services to the Lake County Jail and Juvenile Hall, and authorized the Chair to sign.

13. **ITEM A-14 - (a) Update on Community Development Department and Code Enforcement activities; and (b) Consideration of request for Board direction regarding 2014 Community Development priorities and filling of vacancies** - Community Development Director Rick Coel presented the staff report.

County Administrative Officer Matt Perry provided information and recommended the Board not make any decision at this time and allow time for him to meet with Mr. Coel to develop a joint recommendation to the Board.

This item was continued four weeks, to March 4, 2014, to allow for further discussion between Administrative Office staff, Community Development staff and Supervisors Comstock and Smith.

14. **ITEM A-15 - 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 Legal Counsel: Existing Litigation pursuant to Government Code Sec. 54956.9(d)(1): Kerry Smith, et al. v. Janel Chapman, et al. 3. Conference with Legal Counsel: Anticipated litigation pursuant to Gov. Code Sec. 54956.9(d)(4), decision whether to initiate litigation. Number of potential cases: One 4. Employee Disciplinary Appeal Hearing - EDA 2014-01** - Chair Rushing announced the Board would go into Closed Session after a lunch recess, for the reasons stated on the agenda.

The Board reconvened into Regular Session at 2:15 p.m. with no action taken.

There being no further business, the Board of Supervisors adjourned at 2:15 p.m.

MATT PERRY
Clerk of the Board

Chair - Lake County Board of Supervisors

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