

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD JANUARY 14, 2014

The Honorable Board of Supervisors of Lake County, California, met in regular session this 14th day of January, 2014, there being present Supervisors Jim Comstock, Jeff Smith, Rob Brown and Anthony Farrington, County Administrative Officer Matt Perry, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisor Rushing was absent all day.

The meeting was called to order at 9:02 a.m. by Vice Chair Farrington. Following a moment of silence, Supervisor Comstock 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 Rushing ABSENT), approved Consent Agenda items C-1 through C-6.

Approved Minutes of the Board of Supervisors meetings held on January 7, 2014.

Adopted Proclamation launching Move More 20+14 celebrating the health benefits of regular exercise in Lake County.

Adopted Resolution No. 2014-08, designating an entity to assist County Jail inmates in applying to a Health Insurance Affordability Program and to act on behalf of County Jail inmates applying for Medi-Cal.

Authorized Community Development Director Rick Coel to appoint Michael Lockett Chief Building Official.

Adopted Resolution No. 2014-08, ratifying Resolution No. 2013-1 of the County Medical Services Program (CMSP) Governing Board and the provisions set forth in Section 17600.50(a) of the California Welfare and Institutions Code regarding the distribution of 1991 State Health Realignment funding that would otherwise have been allocated to the CMSP Governing Board and the Counties.

Approved Agreement between the County of Lake and Forensic Medical Group, Inc., for FY 2013-14 forensic pathology services (fee schedule per memorandum dated December 31, 2013), 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.

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

Change Order #1 - Countywide Rehabilitation on Three Roads, Federal Aid No. RPSTPL-5914(055) Bid No. 13-14 -

This change order addresses additional necessary work not included in the original bid, including an additional 2.5 miles of crack sealing on Gaddy Lane and Soda Bay road for preventive maintenance purposes and the replacement of defective culvert on Soda Bay Road.

Public Works Director Scott DeLeon presented the staff report.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved Change Order #1 - Countywide Rehabilitation on Three Roads, an increase of \$69,084.11, Granite Construction Company, and authorized the Chair to sign.

Change Order #2 - Countywide Rehabilitation on Three Roads, Federal Aid No. RPSTPL-5914(055) Bid No. 13-14 -

This change order addresses the balancing on actual in-place quantities.

Public Works Director Scott DeLeon presented the staff report.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved Change Order #2 - Countywide Rehabilitation on Three Roads, an increase of \$183,216.17, Granite Construction Company, and authorized the Chair to sign.

4. **ITEM A-5 - 9:10 A.M. - Presentation of Proclamation launching Move More 20+14 celebrating the health benefits of regular exercise in Lake County** - Supervisor Comstock read the proclamation into the record and presented it to Susan Jen, who spoke. She introduced other members of the Move More 20+14, Jessica Windrem and Carol Cole-Lewis.

Ms. Lewis presented a short video clip regarding the Everybody Walk project.

5. **ITEM A-10 - Consideration of proposed Americans with Disabilities Act (ADA) Transition Plan for the Lucerne Castle** - Deputy County Administrative Officer Alan Flora presented the staff report.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved amending the Americans with Disabilities Act (ADA) Transition Plan to incorporate documents addressing the Lucerne Castle as presented.

6. **ITEM A-11 - Carried over from January 7, 2014 - Consideration of proposed Plans and Specifications for the Lucerne Castle elevator** - Deputy County Administrative Officer Alan Flora presented the staff report.

Marymount California University Lake County Campus Executive Director Michelle Scully provided input.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved the Plans and Specifications for the Lucerne Castle elevator.

There was Board consensus to direct staff to bring regular updates on Castle construction to the Board for its consideration.

7. **ITEM A-6 - 9:30 A.M. - PUBLIC HEARING - Consideration of proposed ordinance amending and revising Article VIII of Chapter 9 of the County of Lake Code of Ordinances for regulation wells and preservation of groundwater** - Environmental Health Director Ray Ruminski and Specialist Supervisor James Scott were present.

Mr. Ruminski presented the staff report.

Vice Chair Farrington opened the public hearing. No one was present wishing to speak and the public hearing was closed.

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

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On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), advanced the ordinance two weeks, to January 28, 2014.

8. **ITEM A-7 - 9:45 A.M. - Presentation of Lake County Office of Education Annual Report** - Lake County Officer of Education Wally Holbrook, Michelle Buell, Shelly Mascari and Stephanie Wayment presented the annual report to the Board.

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

9. **ITEM A-9 - Consideration of appointments to the following: Indian Gaming Local Community Benefit Committee, Law Library Board of Trustees, Lower Lake Cemetery District Board of Trustees** - On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Martin Scheel Representative and Tom Engstrom Alternate to the Indian Gaming Local Community Benefit Committee, for a term to expire January 1, 2015.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Dennis Fordham and Shanda Harry to the Law Library Board of Trustees, for terms to expire January 1, 2015.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Judy Thein and Iris Hudson to the Lower Lake Cemetery District Board of Trustees, for terms to expire January 1, 2018.

10. **ITEM A-12 - 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 Sec. 54956.9(d)(1): Estate of Hatfield v. Trujillo, et al. 4. Conference with Legal Counsel - Anticipated Litigation pursuant to Gov. Code Sec. 54956.9(d)(4) Decision whether to Initiate Litigation (One Case) 5. Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Beland v. County of Lake, et al. 6. Conference with Legal Counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9, subd. (d)(1) - LACOSAN v. Choy** - Vice Chair Farrington announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session at 10:55 a.m. and took the following action.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), in the matter of the Estate of Hatfield v. County of Lake, et al., approved the settlement as to the named employee of Lake County Behavioral Health and as to the County as the employer in the amount of \$15,000.

There being no further business, the Board of Supervisors adjourned at 10:56 a.m.

MATT PERRY
Clerk of the Board

Chair - Lake County Board of Supervisors

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