

GLENN MCGOURTY
1st District
Supervisor

MAUREEN MULHEREN
2nd District
Supervisor
Chair

JOHN HASCHAK
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor



DARCIE ANTLE
Chief Executive Officer/
Clerk of the Board

JAMES R. ROSS
Interim County Counsel

COUNTY ADMINISTRATION CENTER
501 Low Gap Road, Room 1070
Ukiah, CA 95482
(707) 463-4441 (t)
(707) 463-5649 (f)
cob@mendocinocounty.org

MENDOCINO COUNTY BOARD OF SUPERVISORS ACTION MINUTES – February 27, 2024

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF MENDOCINO - STATE OF CALIFORNIA
FAIR STATEMENT OF PROCEEDINGS
(PURSUANT TO CALIFORNIA GOVERNMENT CODE §25150)**

AGENDA ITEM NO. 1 – OPEN SESSION (PLEDGE OF ALLEGIANCE AND ROLL CALL 9:00 A.M.)

Present: Supervisor Glenn McGourty, Supervisor Maureen Mulheren, Supervisor John Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams.

Staff Present: Darcie Antle, Chief Executive Officer; James Ross, Interim County Counsel; Lillian Bearden, Deputy Clerk of the Board; and Atlas M.A. Pearson, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Carole Hester.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

Presenter/s: Kennedy Cooper; Priscilla Tarver; Rodger Ham; Kevin Evans; James Connerton; Jacob Brown; James Grove; Arnold Gasin; Patrick Lore; Laura Gronkowski; Juanita Santacruz; Carrie Shattuck; Mark Donegan; Collin Wilson; Karen Bowers; Felipe Camachro; Richard Neils; Carl Stenburg; Robbin Sunbeam; Scott Ward; Jason Martinez; Laura Rosestenburg; Marcus Green; Don Chanley; Dee Palisin; Rick Cooper; Louisa Costa; Steva Guvelly; Comilla; and Heather Gadwin.

AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Mulheren; James Ross, Interim County Counsel; and Julia Krog, Director, Planning and Building Services.

Public Comment: Carole Hester; Kevin Evans; Richard Estabrook; Don Hess; Dave Shpak; and Leonard Winter.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that Consent Calendar items 3a) – 3ah), and 3aj) – 3av) are hereby approved as follows. With respect to item 3ai), it has been pulled for separate consideration and will return later in the day. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Williams, and Supervisor Gjerde

No: 0 – None

Absent: 0 – None

3A) APPROVAL OF MINUTES OF FEBRUARY 6, 2024, REGULAR MEETING – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3B) APPROVAL OF MINUTES OF FEBRUARY 14, 2024, SPECIAL CLOSED SESSION MEETING – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3C) APPROVAL OF MINUTES OF FEBRUARY 14, 2024, SPECIAL CLOSED SESSION MEETING – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3D) APPROVAL OF APPOINTMENTS/REAPPOINTMENTS – SPONSOR: EXECUTIVE OFFICE

Approved;

1. Julie Golden, Winery/Winegrower Member, Mendocino County Tourism Commission;
2. Katharine Cole, Trustee, Hopland Cemetery District;
3. Lesli Langslet, Fourth District Representative, Community Development Commission;
4. Deborah Hughes, Member, Redwood Valley Municipal Council;
5. Jena Conner, Person Responsible for Management of Family and Children's Services, Policy Council on Children and Youth;
6. Jenine Miller, Person Responsible for Management of Mental Health Services for Children, Policy Council on Children and Youth;
7. Izen Locatelli, Person Responsible for Management of Probation, Policy Council on Children and Youth;
8. Townley Saye, Representative of a Private Nonprofit Corporation Serving Children and Youth, Policy Council on Children and Youth;
9. Teri Sedrick, Representative of the Local Childcare Resource and Referral Agency (North Coast Opportunities), Policy Council on Children and Youth; and
10. Victoria Kelly, Member of the Community At Large Who is a Parent, Policy Council on Children and Youth.

3E) DIRECTION TO STAFF TO COMPLETE PROCESS TO INITIATE AN UPDATE OF BOUNDARIES, FEATURES, AND LANDMARKS FOR CENSUS DESIGNATED PLACES IN RELATION TO GUALALA - SPONSOR: SUPERVISOR WILLIAMS

Approved;

3F) ACCEPTANCE OF INFORMATIONAL REPORT FROM THE GOLDEN GATE BRIDGE, HIGHWAY & TRANSPORTATION DISTRICT (GGBHTD) - SPONSOR: SUPERVISOR MULHEREN

Approved;

3G) ADOPTION OF RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$26,069.59 FROM THE WILLIAM J. AND MELVINA K. TONEY REVOCABLE TRUST TO THE HISTORICAL SOCIETY OF MENDOCINO COUNTY TO COVER CAPITAL EXPENSES RELATED TO THE SOCIETY’S PROPERTY – SPONSOR: SUPERVISOR MCGOURTY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-024;

3H) ADOPTION OF PROCLAMATION RECOGNIZING FEBRUARY 2024 AS AFRICAN AMERICAN/BLACK HISTORY MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR MULHEREN

Adopted and Chair is authorized to sign same;

3I) ADOPTION OF PROCLAMATION RECOGNIZING FEBRUARY 2024 AS GRAND JURY AWARENESS MONTH – SPONSOR: SUPERVISOR HASCHAK

Adopted and Chair is authorized to sign same;

3J) ADOPTION OF PROCLAMATION RECOGNIZING MARCH 2024 AS WOMEN’S HISTORY MONTH IN MENDOCINO COUNTY – SPONSOR: SUPERVISOR MULHEREN

Adopted and Chair is authorized to sign same;

3K) ACCEPTANCE OF THE ESSENTIAL SERVICES SALES TAX (MEASURE P) ALLOCATION METHOD FOR FISCAL YEAR 2023-24, AS PROPOSED BY THE MENDOCINO COUNTY FIRE DISTRICTS ASSOCIATION OF ELECTED OFFICIALS (ATTACHMENT A); ACCEPTANCE OF THE MENDOCINO COUNTY CAMPING TRANSIENT OCCUPANCY TAX (MEASURE D) ALLOCATION METHOD FOR FISCAL YEAR 2023-24, AS PROPOSED BY THE MENDOCINO COUNTY FIRE CHIEFS ASSOCIATION (ATTACHMENT B); ACCEPTANCE OF THE MENDOCINO COUNTY PROPOSITION 172 ALLOCATION METHOD FOR FISCAL YEAR 2023-24, AS PROPOSED BY THE MENDOCINO COUNTY FIRE CHIEFS ASSOCIATION (ATTACHMENT C); AND AUTHORIZATION FOR THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO NEGOTIATE AND ENTER INTO AGREEMENTS WITH FIRE AGENCIES AND THE MENDOCINO COUNTY FIRE SAFE COUNCIL, NOT TO EXCEED THE AMOUNTS APPROPRIATED - SPONSOR: EXECUTIVE OFFICE

Approved;

3L) ACCEPTANCE OF REPORT FROM THE EXECUTIVE OFFICE ECONOMIC DEVELOPMENT DIVISION - SPONSOR: EXECUTIVE OFFICE

Approved;

3M) ADOPTION OF RESOLUTION DESIGNATING THE CHIEF EXECUTIVE OFFICER, DIRECTOR OF TRANSPORTATION, AND EXECUTIVE DIVISION MANAGER AS AUTHORIZED AGENTS TO ENGAGE WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND GOVERNOR’S OFFICE OF EMERGENCY SERVICES (CAL OES) REGARDING ALL MATTERS PERTAINING TO FEDERAL FINANCIAL ASSISTANCE UNDER PUBLIC LAW 93-288 AS AMENDED BY THE ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT OF 1988, AND/OR STATE FINANCIAL ASSISTANCE UNDER THE CALIFORNIA DISASTER ACT – SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-025

3N) APPROVAL OF AMENDMENT TO AGREEMENT No. BOS-23-065 WITH LACO ASSOCIATES, IN THE AMOUNT OF \$50,000 FOR A NEW TOTAL OF \$150,000, TO PROVIDE DISASTER PREVENTION, RECOVERY, RESILIENCY, AND MITIGATION GRANT RESEARCH AND GRANT WRITING SERVICES, EFFECTIVE JULY 1, 2023, THROUGH JUNE 30, 2024 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-065-A1

3O) APPROVAL OF LEGAL SERVICES AGREEMENT WITH HOOPER, LUNDY & BOOKMAN, P.C. IN THE AMOUNT OF \$250,000 FOR LEGAL SERVICES REGARDING REGULATORY ISSUES RELATED TO NEGOTIATION OF THE POTENTIAL FORMATION OF A JOINT POWERS AUTHORITY WITH FIRE DISTRICTS TO EXPAND AMBULANCE COVERAGE IN REMOTE AREAS EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2024 – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-025

3P) APPROVAL OF REQUEST BY OFFICE OF EMERGENCY SERVICES TO REALLOCATE \$100,000 OF ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS, PREVIOUSLY APPROVED BY THE BOARD OF SUPERVISORS TO FUND EMT/PARAMEDIC SCHOLARSHIPS, TOWARDS CONSULTANT SERVICES TO ASSESS THE COUNTY’S EMS PROGRAM – SPONSOR: EXECUTIVE OFFICE

Approved;

3Q) RATIFICATION OF A LETTER OF OPPOSITION FOR AT&T APPLICATION, RELIEF OF CARRIER OF LAST RESORT (COLR) OBLIGATION WITH THE CALIFORNIA PUBLIC UTILITIES COMMISSION (CPUC) – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3R) RATIFICATION OF A LETTER OF SUPPORT FOR SENATE BILL 820 - CANNABIS ENFORCEMENT - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3S) APPROVAL OF FIFTH AMENDMENT TO BOS AGREEMENT No. 18-079 WITH CLIFTONLARSONALLEN, LLP., IN THE AMOUNT OF \$3,000 FOR A NEW TOTAL OF \$542,400, TO EXPAND THE SCOPE OF WORK FOR FISCAL AUDIT SERVICES TO INCLUDE AUDITING OF TRANSPORTATION DEVELOPMENT ACT FUND CLAIMS, EFFECTIVE JUNE 20, 2018, THROUGH JUNE 30, 2024 - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-079-A5

3T) APPROVAL OF RETROACTIVE AGREEMENT WITH WILLDAN FINANCIAL SERVICES, IN THE AMOUNT OF \$6,175, FOR SERVICES RELATED TO CONTINUING DISCLOSURE, CALIFORNIA DEBT AND INVESTMENT ADVISORY COMMISSION SENATE BILL 1029, AND ARBITRAGE REBATE, EFFECTIVE JULY 1, 2023, THROUGH JUNE 30, 2024 - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-026

3U) APPROVAL OF RETROACTIVE MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF MENDOCINO AND STATE OF CALIFORNIA FRANCHISE TAX BOARD FOR THE COLLECTION OF COURT-ORDERED DEBT, THROUGH NOVEMBER 30, 2026 - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-027

3v) APPROVAL OF RETROACTIVE AGREEMENT WITH CAL POLY SPONSORED PROGRAMS FOUNDATION IN THE AMOUNT OF \$145,360, FOR THE BEHAVIORAL HEALTH MENTORED INTERNSHIP PROGRAM, EFFECTIVE JANUARY 1, 2024, THROUGH DECEMBER 31, 2024 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-028

3w) APPROVAL OF RETROACTIVE AGREEMENT WITH STAR VIEW BEHAVIORAL HEALTH, INC. DBA STAR VIEW ADOLESCENT CENTER IN THE AMOUNT OF \$160,000, TO PROVIDE INPATIENT MENTAL HEALTH SERVICES TO ELIGIBLE MENDOCINO COUNTY ADOLESCENT CLIENTS, EFFECTIVE NOVEMBER 30, 2023, THROUGH JUNE 30, 2024 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-029

3x) APPROVAL OF RENEWING THE FINDING MADE IN RESOLUTION NO. 23-145 THAT THE DETERIORATED ROOF STRUCTURE OF THE AGRICULTURE AND FARM ADVISOR BUILDING AND THE IMPENDING INCLEMENT WEATHER CONSTITUTES AN EMERGENCY THAT REQUIRES IMMEDIATE ACTION TO MITIGATE ADDITIONAL DAMAGES OF COUNTY PROPERTY AND THAT THIS EMERGENCY WILL NOT PERMIT A DELAY RESULTING FROM COMPETITIVE SOLICITATION FOR BIDS AND IMMEDIATE ACTION IS NECESSARY TO RESPOND TO THE EMERGENCY AND THERE IS A NEED TO CONTINUE WITH THE CONTRACT TO RESOLVE THE EMERGENCY - SPONSOR: GENERAL SERVICES AGENCY

Approved;

3y) AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER OR DESIGNEE TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE THE RENOVATIONS FOR AN EVIDENCE STORAGE FOR LAW ENFORCEMENT, WITH AN INITIAL BUDGET IN THE AMOUNT OF \$250,000 - SPONSOR: GENERAL SERVICES AGENCY

Approved;

3z) AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER OR DESIGNEE TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE THE RELOCATION OF THE NETWORKING EQUIPMENT FOR THE PRETRIAL RELEASE PROGRAM OF PROBATION AT 579 LOW GAP ROAD IN UKIAH IN THE AMOUNT OF \$75,000 - SPONSOR: GENERAL SERVICES AGENCY

Approved;

3AA) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 1110, ADD 1.0 FTE ACCOUNTANT-AUDITOR II, \$70,054.40 - \$85,196.80/ANNUALLY - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-026

3AB) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 1120, ADD 2.0 FTE REAL PROPERTY APPRAISER III, \$72,488.00 - \$88,088.00/ANNUALLY AND DELETE 2.0 FTE REAL PROPERTY APPRAISER II \$65,520.00 - \$79,664.00/ANNUALLY, POSITION NUMBER 4662 AND 4663 - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-027

3AC) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 2310, ADD 1.0 FTE PROGRAM ADMINISTRATOR, \$74,048.00 - \$90,022.40/ANNUALLY AND DELETE 1.0 FTE PROGRAM MANAGER, POSITION No. 4375, \$88,296.00 - \$107,328/ANNUALLY - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-028

3AD) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 2710, ADD 1.0 FTE STAFF ASSISTANT III, \$41,142.40 - \$50,024.00/ANNUALLY AND DELETE 1.0 FTE STAFF ASSISTANT II, POSITION No. 472, \$37,315.20 - \$41,121.60/ANNUALLY - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-029

3AE) APPROVAL OF SIDELETTER OF AGREEMENT BETWEEN COUNTY OF MENDOCINO AND MENDOCINO COUNTY DEPUTY SHERIFFS' ASSOCIATION TO ESTABLISH A ONE-TIME HIRING BONUS FOR DEPUTY SHERIFF-CORONER CLASSIFICATIONS THROUGH DECEMBER 31, 2025 - SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-030

3AF) AUTHORIZATION FOR THE MENDOCINO COUNTY LIBRARY TO ACCEPT AWARD OF \$19,922 FROM THE CALIFORNIA STATE LIBRARY FOR THE LUNCH AT THE LIBRARY PROGRAM 2024 TO PROVIDE LIBRARY SERVICES TO YOUTH AT FIVE SUMMER LUNCH SITES THROUGHOUT THE COUNTY - SPONSOR: LIBRARY

Approved;

3AG) ACCEPTANCE OF INFORMATIONAL REPORT REGARDING THE ISSUANCE OF EMERGENCY COASTAL DEVELOPMENT PERMIT EM_2023-0004 (KOZEL) TO REPLACE 3 EXTERIOR SOUTH-FACING FRENCH DOORS AND THEIR ASSOCIATED SIDELIGHTS, LOCATED AT 45700 CYPRESS DRIVE; MENDOCINO, 95460, APN: 118-230-05 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

3AH) APPROVAL OF AGREEMENT WITH EMC PLANNING GROUP, INC. IN THE AMOUNT OF \$165,000 FOR CONSULTING SERVICES REGARDING VISUAL & ARCHEOLOGICAL RESOURCES WITHIN MENDOCINO COUNTY'S COASTAL REGION, WITH A TERM BEGINNING UPON EXECUTION THROUGH JUNE 30, 2025 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-031

3AJ) APPROVAL OF AGREEMENT WITH TJKM IN THE AMOUNT OF \$280,000 FOR THE PREPARATION OF AN UPDATED STATE ROUTE 1 TRAFFIC-HIGHWAY CAPACITY STUDY FOR THE PERIOD BEGINNING UPON EXECUTION THROUGH JUNE 30, 2025 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-032

3AK) APPROVAL OF FIRST AMENDMENT TO BOS AGREEMENT No. 23-106 WITH TYLER TECHNOLOGIES, INC., FOR THE REPLACEMENT OF THE PROBATION DEPARTMENT’S CRIMINAL JUSTICE CASE MANAGEMENT SYSTEM TO CORRECT STATED EXPENDITURES IN YEARS FOUR AND FIVE OF THE AGREEMENT TO A COMBINED TOTAL OF \$290,588 FROM THE ORIGINAL AGREEMENT AMOUNT OF \$305,117 (A REDUCTION OF \$14,529); AND CORRECT THE TERM OF THE ORIGINAL AGREEMENT STATED IN SECTION F(1) FROM THREE TO FIVE YEARS - SPONSOR: PROBATION

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-106-A1

3AL) APPROVAL TO INCREASE THE PROJECT FUNDING FOR PROJECT CI097 IN THE AMOUNT OF \$4,770 FOR THE RELOCATION OF THE NETWORKING EQUIPMENT IN BUILDING 26 AND WIRING OF THE LOBBY FOR NETWORK/DATA FOR THE PRETRIAL UNIT: IN BUDGET UNIT 2560, LINE ITEM 864370, REDUCE BY \$4,770 AND LINE ITEM 865802, INCREASE BY \$4,770; CI 1710, LINE ITEMS 827802 AND 864360 CI097, INCREASE BY \$4,770 - SPONSOR: PROBATION

Approved and Chair is authorized to sign same;

3AM) APPROVAL OF RETROACTIVE AGREEMENT WITH DG CREATIVE BRANDING, INC. IN THE AMOUNT OF \$21,600, TO PROVIDE PROFESSIONAL BRANDING SOLUTIONS TO MENDOCINO COUNTY PUBLIC HEALTH, EFFECTIVE JULY 1, 2023, THROUGH JUNE 30, 2024 - SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-033

3AN) APPROVAL OF RETROACTIVE FIRST AMENDMENT TO BOS AGREEMENT 22-092 WITH APPLIED SURVEY RESEARCH, IN THE AMOUNT OF \$25,200, FOR A NEW TOTAL OF \$74,900, FOR EVALUATION AND CONSULTATION SERVICES RELATED TO THE CALIFORNIA HOME VISITING PROGRAM GRANT, EFFECTIVE FEBRUARY 1, 2022 THROUGH A NEW END DATE OF AUGUST 31, 2024 (ORIGINAL END DATE: AUGUST 31, 2023) - SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-092-A1

3AO) APPROVAL OF RETROACTIVE AGREEMENT WITH PARTNERSHIP HEALTHPLAN OF CALIFORNIA, A PER MEMBER PER MONTH FEE FOR SERVICE REVENUE AGREEMENT, TO PROVIDE COMMUNITY SUPPORTS SERVICES IN MENDOCINO COUNTY, EFFECTIVE AUGUST 1, 2023, WITH AUTOMATIC YEARLY RENEWALS UNTIL EITHER PARTY TERMINATES THE AGREEMENT - SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement *24-034

3AP) APPROVAL OF RETROACTIVE SECOND AMENDMENT (THIRD AMENDMENT TO AGREEMENT No. BOS-21-068) WITH NORTH COAST OPPORTUNITIES, INC., IN THE AMOUNT OF \$0 FOR A MAXIMUM TOTAL OF \$35,000, TO PROVIDE MEAL AND PERSONAL HYGIENE SUPPLIES AND DELIVERY DURING THE COVID-19 PANDEMIC, INCLUDING PERSONNEL, TRAVEL, MEALS, BASIC HYGIENE SUPPLIES, AND INDIRECT COSTS, EFFECTIVE JANUARY 1, 2021, THROUGH JUNE 30, 2023 – PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-068-A2

3AQ) APPROVAL OF RETROACTIVE SECOND AMENDMENT (THIRD AMENDMENT TO AGREEMENT No. BOS-21-068) WITH NORTH COAST OPPORTUNITIES, INC., IN THE AMOUNT OF \$0 FOR A MAXIMUM TOTAL OF \$35,000, TO PROVIDE MEAL AND PERSONAL HYGIENE SUPPLIES AND DELIVERY DURING THE COVID-19 PANDEMIC, INCLUDING PERSONNEL, TRAVEL, MEALS, BASIC HYGIENE SUPPLIES, AND INDIRECT COSTS, EFFECTIVE JANUARY 1, 2021, THROUGH JUNE 30, 2023 - SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-081-A2

3AR) APPROVAL OF AGREEMENT WITH WELLSKY CORPORATION IN THE TOTAL AMOUNT OF \$33,900 TO PROVIDE TRAINING AND CONFIGURE AND EXECUTE PROGRAMMING TO EXPORT A CUSTOM FILE FROM THE HOMELESS MANAGEMENT INFORMATION SYSTEM, EFFECTIVE UPON SIGNING WITH AN INITIAL ONE-YEAR TERM AND ONE ADDITIONAL YEAR AS A RENEWAL - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-035

3AS) APPROVAL OF RETROACTIVE FIRST AMENDMENT TO BOS AGREEMENT No. 23-046 (SECOND AMENDMENT TO AGREEMENT No. SS-21-093) WITH SIMTECH SOLUTIONS, INC., IN THE AMOUNT OF \$22,350, FOR A NEW TOTAL OF \$67,050, TO SUBSCRIBE TO THE “COUNTING US!” MOBILE APPLICATION TO AUTOMATE THE 2024 POINT-IN-TIME COUNT OF PERSONS EXPERIENCING HOMELESSNESS IN MENDOCINO COUNTY, EFFECTIVE JANUARY 11, 2022, THROUGH A NEW END DATE OF JANUARY 15, 2025 (ORIGINAL END DATE: DECEMBER 14, 2023) - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-046-A1

3AT) ADOPTION OF RESOLUTION APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 220030 IN THE AMOUNT OF \$500.00, WITH AND ACCEPTING THE GRANT DEED CONVEYING REAL PROPERTY FROM MICHAEL LOVELL, A MARRIED MAN, AS HIS SOLE AND SEPARATE PROPERTY, AS TO AN UNDIVIDED ½ INTEREST; AND DENISE DOSS, A MARRIED WOMAN, AS HER SOLE AND SEPARATE PROPERTY, AS TO AN UNDIVIDED ½ INTEREST, FOR THE ACQUISITION OF RIGHTS OF WAY NEEDED FOR CONSTRUCTION OF THE MILL CREEK BRIDGE REPLACEMENT ON HILL ROAD, COUNTY ROAD 327B, MILEPOST 2.05 (COVELO AREA) - SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-030; Agreement 24-036

3AU) ADOPTION OF RESOLUTION APPROVING AMENDMENT NUMBER 10 TO BOS AGREEMENT NUMBER 11-056/DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 110002, FOR ENGINEERING CONSULTANT SERVICES WITH CONSOR NORTH AMERICA, INC. IN THE AMOUNT OF \$296,000, FOR A NEW AGREEMENT TOTAL OF \$1,452,500, AND AUTHORIZING A CONTINGENCY AMOUNT OF \$30,000, FOR THE ACKERMAN CREEK BRIDGE REPLACEMENT ON NORTH STATE STREET, COUNTY ROAD 104, MILEPOST 0.97 (UKIAH AREA) - SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-031; Agreement 11-056-A10

3AV) ADOPTION OF RESOLUTION EXTENDING THE TERM OF BOARD OF SUPERVISORS AGREEMENT NUMBER 10-138, TRANSFER STATION OPERATIONS AGREEMENT AND LEASE BETWEEN THE COUNTY OF MENDOCINO AND SOLID WASTES OF WILLITS, INC., AS AMENDMENT NUMBER 7 TO THE AGREEMENT, FROM DECEMBER 31, 2024, TO DECEMBER 31, 2029 (ALBION, BOONVILLE, GUALALA, LAYTONVILLE, AND POTTER VALLEY AREAS) - SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-032

AGENDA ITEM NO. 4 – REGULAR CALENDAR

4A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING THE ALLOCATION OF CDBG PROGRAM INCOME FUNDS FOR FY 2023-2024 AND DEVELOPMENT OF ELIGIBLE PROJECTS FOR THE 2023 NOTICE OF FUNDING AVAILABILITY (NOFA) BASED ON THE PRESENTATION; (1) ADOPTION OF RESOLUTION APPROVING AN AMENDMENT TO THE STANDARD AGREEMENT FOR THE 20-CDBG-PI-12010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM INCOME (PI) AWARD TO USE ADDITIONAL PI FUNDS IN THE AMOUNT OF \$263,278.05 FOR THE COUNTY’S ECONOMIC DEVELOPMENT BUSINESS ASSISTANCE LOAN PROGRAM; (2) ADOPTION OF RESOLUTIONS AUTHORIZING THE SUBMITTAL OF CDBG PI FUND APPLICATIONS TO THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) FOR FY 2023-2024 FOR THE YOKAYO CENTER LIGHTING UPGRADE PROJECT IN THE AMOUNT OF \$300,000; (3) ADOPTION OF RESOLUTION OF AUTHORIZING THE SUBMITTAL OF CDBG PI FUND APPLICATIONS TO THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) FOR FY 2023-2024 FOR THE COUNTY’S ECONOMIC DEVELOPMENT TECHNICAL ASSISTANCE & MICRO-ENTERPRISE ASSISTANCE PROGRAM (IN THE AMOUNT OF \$163,195.33); AND (4) ADOPTION OF RESOLUTION AUTHORIZING THE COUNTY OF MENDOCINO TO SUBMIT A CDBG APPLICATION TO HCD FOR THE 2023 NOTICE OF FUNDING AVAILABILITY (NOFA) IN THE AMOUNT OF \$317,608 TO REQUEST FUNDING FOR THE MILL CREEK ADA BATHROOM UPGRADE PROJECT; AND DIRECTION TO STAFF AS NEEDED – SPONSOR: EXECUTIVE OFFICE

Presenter/s: Xuyen Mallela, Principle Administrative Analyst, Executive Office; and Kelly Hansen, Administrative Analyst, Executive Office.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors (1) adopts Resolution approving an amendment to Mendocino County's current Community Development Block Grant (CDBG) Program Income Standard Agreement 20-CBDG-PI-12010 with Housing and Community Development (HCD) for its Economic Development Business Assistance Loan Program in the amount of \$263,278.05; (2) adopts Resolution authorizing the submittal of CDBG PI fund applications to the State Department HCD for the Yokayo Center Lighting Upgrade project in the amount of \$300,000; (3) adopts Resolution authorizing the submittal of CDBG PI Fund applications to the State Department of Housing and Community Development (HCD) for FY 2023-2024 for the of County's Economic Development Technical Assistance & Micro-Enterprise Assistance Program in the amount of \$163,195.33; (4) adopts Resolution authorizing the submittal of application to the State Department of Housing and Community Development (HCD) for the 2023 Notice of Funding Availability (NOFA) in the amount of \$317,608 to request funding for the Mill Creek ADA Bathroom Upgrade Project; and authorizes Chair to sign same.

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde, and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 24-033; Resolution 24-034; Resolution 24-035; Resolution 24-036

AGENDA ITEM NO. 6 – CLOSED SESSION

Presenter/s: Chair Mulheren; and James Ross, Interim County Counsel.

Public Comment: Jacob Patterson; and Kennedy Cooper.

ADJOURNED TO CLOSED SESSION: 11:42 A.M.

6A) PURSUANT TO GOVERNMENT CODE SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - PROPERTY: PHYSICAL ADDRESS: 125 E. COMMERCIAL STREET, WILLITS, CA - APN: 005-212-05, 005-212-04, 005-212-18. AGENCY NEGOTIATORS: DARCI ANGLE AND STEVE DUNNICLIFF. OWNER NEGOTIATING PARTIES: JUDICIAL COUNCIL OF CALIFORNIA. UNDER NEGOTIATION: PROPERTY PURCHASE, PRICE AND TERMS

6B) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: DARCI ANGLE, CHERIE JOHNSON, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): SERVICE EMPLOYEES' INTERNATIONAL UNION (SEIU) LOCAL 1021, MENDOCINO COUNTY DEPUTY SHERIFFS' ASSOCIATION (DSA), MENDOCINO COUNTY LAW ENFORCEMENT MANAGEMENT ASSOCIATION (MCLEMA), MENDOCINO COUNTY MANAGEMENT ASSOCIATION, MENDOCINO COUNTY ASSOCIATION OF CONFIDENTIAL EMPLOYEES (MCACE), MENDOCINO COUNTY DEPARTMENT HEAD ASSOCIATION, MENDOCINO COUNTY PROBATION EMPLOYEES' ASSOCIATION (MCPEA) TEAMSTERS LOCAL 856, MENDOCINO COUNTY PUBLIC AUTHORITY AND SEIU LOCAL 2015 (IHSS), AND UNREPRESENTED

6C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION ARISING FROM COMPLAINTS AGAINST A COUNTY OFFICIAL: ONE CASE

6D) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION ARISING FROM COMPLAINTS AGAINST A COUNTY OFFICIAL: ONE CASE

6E) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ONE CASE - COUNTY OF MENDOCINO, ET AL. V. AMERISOURCEBERGEN DRUG CORPORATION, ET AL. - CASE NO. 1:18-CV-02712

6F) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION ARISING FROM MAILING OF INCORRECT BALLOTS FOR MARCH 5, 2024, PRESIDENTIAL PRIMARY ELECTION: ONE CASE

RECONVENED IN OPEN SESSION: 4:27 P.M.

AGENDA ITEM NO. 6 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Mulheren.

Board Action: With respect to item 6a), 6c), 6d), 6e), and 6f) no reportable action was taken. With respect to item 6b), Chair Mulheren reported “We do not usually report on this information. The Board is committed on getting everyone in SEIU Local 2015 to \$20 per hour within the life of the contract. We unanimously agree that we will attempt to obtain additional dedicated funding. If we are able to do so, we will attempt to get there sooner than the 3rd year of the contract. Thank you.”

AGENDA ITEM NO. 3 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:

3A) APPROVAL OF AGREEMENT WITH LARRY WALKER ASSOCIATES, INC. IN THE AMOUNT OF \$300,000 FOR THE PREPARATION OF A COASTAL GROUND WATER STUDY WITH A TERM BEGINNING UPON EXECUTION THROUGH JUNE 30, 2025 - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter: Julia Krog, Director, Planning and Building Services.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors approves Agreement with Larry Walker Associates, Inc. in the amount of \$300,000 for the preparation of an updated Coastal Ground Water study with a term beginning upon execution through June 30, 2025; and authorizes the Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde, and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Agreement 24-037

AGENDA ITEM NO. 4 – REGULAR CALENDAR

4B) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF INFORMATIONAL REPORT(S) FROM THE ASSESSOR/CLERK-RECORDER/REGISTRAR OF VOTERS, ACTING AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR, DISTRICT ATTORNEY, SHERIFF AND VARIOUS COUNTY DEPARTMENT HEADS OR DESIGNEE(S) – SPONSOR: ACTING AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Presenter/s: Sara Pierce, Acting Auditor Controller-Treasurer Tax Collector; and Tim Hallman, Acting Deputy Chief Executive Officer.

Public Comment: Deborah Borgna.

Board Action: No Action Taken.

4D) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF SIDELETTER OF AGREEMENT ESTABLISHING A ONE-TIME HIRING BONUS FOR THE AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES OR FOR AN ASSISTANT AGRICULTURAL COMMISSIONER DUE TO THE CRITICAL NEED TO HIRE FOR THE POSITION, IN THE AMOUNT OF FORTY THOUSAND DOLLARS (\$40,000) DIVIDED OVER THREE YEARS FOR AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES OR TWENTY THOUSAND DOLLARS (\$20,000) DIVIDED OVER THREE YEARS FOR AN ASSISTANT AGRICULTURAL COMMISSIONER - SPONSOR: HUMAN RESOURCES

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer.

Public Comment: Deborah Borgna.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors approves the sideletter of Agreement establishing a one-time hiring bonus for the Agricultural Commissioner/Sealer of Weights and Measures or for an Assistant Agricultural Commissioner due to the critical need to hire for the position, in the amount of forty thousand dollars (\$40,000) divided over three years for Agricultural Commissioner/Sealer of Weights and Measures, or twenty thousand dollars (\$20,000) divided over three years for Assistant Agricultural Commissioner; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde, and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Agreement 24-038

BOARD RECESS 6:09 P.M. – 6:12 P.M.

4C) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF PRESENTATION OF A BUDGET DEFICIT PLAN FOR FISCAL YEAR (FY) 23/24 AND 24/25 FOCUSING ON REVENUE MANAGEMENT, EXPENSE MANAGEMENT, AND LEADERSHIP ACCOUNTABILITY; AND DIRECTION TO STAFF AS NEEDED - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Darcie Antle, Chief Executive Officer; Tony Rakes, Acting Deputy Chief Executive Officer; Sara Pierce, Acting Auditor Controller - Treasurer Tax Collector; and John Burkes, Assistant Director, Planning and Building Services.

Public Comment: Kennedy Cooper; Laura Patroji; Carrie Shattuck; Don Chanley; Marcus Green; and Izen Locatelli.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors accepts the presentation including changes made during the meeting regarding revenues, retirement, reporting progress on assessment and taxes, and striking the cost plan for Measure D and Measure P; and directs staff to create a plan to move Air Quality Management in order to move Veterans' Services back to its previous location. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde, and Supervisor Williams

No: 0 – None

Absent: 0 – None

AT 6:14PM SUPERVISOR HASCHAK CALLED THE "5:30 RULE". PURSUANT TO RULE No. 5 OF THE BOARD OF SUPERVISORS RULES OF PROCEDURE, ITEMS 4E), 4F), 4G) AND 4H) ARE HEREBY CONTINUED TO THE NEXT REGULAR MEETING TAKING PLACE ON MARCH 12, 2024.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 6:14 P.M.

Attest: ATLAS M.A. PEARSON
Senior Deputy Clerk of the Board


MAUREEN MULHEREN, Chair



NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS

- Effective March 1, 2009, Board of Supervisors minutes are produced in “action only” format
- LIVE WEB STREAMING OF BOARD MEETINGS is available via the County’s YouTube Channel, which can be found here: <https://www.youtube.com/@MendocinoCountyVideo>
- Minutes are considered draft until adopted/approved by the Board of Supervisors
- The Board of Supervisors’ action minutes are also posted on the County of Mendocino website at: <https://mendocino.legistar.com/Calendar.aspx>
- For technical assistance or any requests for official meeting records of the Mendocino County Board of Supervisors, please contact the Clerk of the Boards Office at (707) 463-4441
- Additional resource information: <https://www.mendocinocounty.org/government/board-of-supervisors>

Thank you for your interest in the proceedings of the Mendocino County Board of Supervisors