

**GLENN MCGOURTY**  
1st District  
Supervisor  
Vice-Chair

**MAUREEN  
MULHEREN**  
2nd District  
Supervisor

**JOHN HASCHAK**  
3rd District  
Supervisor

**DAN GJERDE**  
4th District  
Supervisor

**TED WILLIAMS**  
5th District  
Supervisor  
Chair



**CARMEL J. ANGELO**  
Chief Executive Officer/  
Clerk of the Board

**CHRISTIAN M. CURTIS**  
County Counsel

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## **MENDOCINO COUNTY BOARD OF SUPERVISORS**

### **ACTION MINUTES – February 1, 2022**

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

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**AGENDA ITEM NO. 1 – OPEN SESSION (PLEDGE OF ALLEGIANCE AND ROLL CALL 9:01 A.M.)**

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

**Staff Present:** Carmel J. Angelo, Chief Executive Officer; Darcie Antle, Assistant Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Deputy Clerk of the Board; Deena Gera, Deputy Clerk of the Board; and Anthony Baroza, Staff Assistant.

**The Pledge of Allegiance was led by:** Supervisor Haschak.

**AGENDA ITEM NO. 2 – PUBLIC EXPRESSION**

**Presenter/s:** Carrie Shattuck; Travis Killmer; Tony Rakes; Ron Edwards; Blaire AuClair; and Susan Tibbon.

**AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR**

**Presenter/s:** Chair Williams.

**Public Comment:** Ron Edwards.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that Consent Calendar items 4a) – 4m) are hereby approved as follows. 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

**3A) ADOPTION OF PROCLAMATION RECOGNIZING AND HONORING MS. EDITH RECAGNO KEENAN CECCARELLI UPON HER 114TH BIRTHDAY ON FEBRUARY 5, 2022 - SPONSOR: SUPERVISOR HASCHAK**

Adopted;

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

Approved;

**3C) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE OCTOBER WIND EVENTS AND CORRESPONDING PACIFIC GAS AND ELECTRIC PUBLIC SAFETY POWER SHUTOFF EVENTS ON OCTOBER 23, 2019, OCTOBER 26, 2019 AND OCTOBER 29, 2019, IN MENDOCINO COUNTY AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-025

RESOLUTION 22-025

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS RATIFYING THE DIRECTOR OF EMERGENCY SERVICES’ PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY RELATED TO THE OCTOBER 2019 WIND EVENTS

**3D) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE HOPKINS FIRE AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND RATIFYING THE EXISTENCE OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER - SPONSORS: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-026

RESOLUTION 22-026

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE HOPKINS FIRE AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND REAFFIRMING THE EXISTENCE OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER

**3E) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE MULTIPLE SEPTEMBER 2020 FIRES INCLUDING; AUGUST COMPLEX, OAK FIRE AND HOPKINS FIRE, AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND DECLARING THE CONTINUATION OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-027

**RESOLUTION 22-027**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO SEPTEMBER 2020 FIRES AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND REAFFIRMING THE EXISTENCE OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER

**3F) ADOPTION OF RESOLUTION RENEWING ITS DECLARATION OF A LOCAL EMERGENCY AND EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO DROUGHT CONDITIONS AND IMMINENT THREAT OF DISASTER IN MENDOCINO COUNTY - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-028

**RESOLUTION 22-028**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS RENEWING ITS DECLARATION OF A LOCAL EMERGENCY AND EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO DROUGHT CONDITIONS AND IMMINENT THREAT OF DISASTER IN MENDOCINO COUNTY

**3G) ADOPTION OF AN ORDINANCE REPEALING ORDINANCE NO. 4491, WHICH AMENDED CHAPTER 6.36 - CANNABIS FACILITIES BUSINESSES AND CHAPTER 20.243 - CANNABIS FACILITIES - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4501

**ORDINANCE 4501**

ORDINANCE REPEALING ORDINANCE NO. 4491, WHICH AMENDED CHAPTER 6.36 – CANNABIS FACILITIES BUSINESSES AND CHAPTER 20.243 – CANNABIS FACILITIES

**3H) ADOPTION OF RESOLUTION FINDING THAT STATE AND LOCAL OFFICIALS CONTINUE TO RECOMMEND MEASURES TO PROMOTE SOCIAL DISTANCING IN CONNECTION WITH PUBLIC MEETINGS - SPONSOR: PUBLIC HEALTH**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-029

**RESOLUTION 22-029**

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO FINDING THAT STATE OR LOCAL OFFICIALS CONTINUE TO RECOMMEND MEASURES TO PROMOTE SOCIAL DISTANCING IN CONNECTION WITH PUBLIC

**3I) APPROVAL OF RETROACTIVE SIXTH AMENDMENT TO BOS AGREEMENT 17-131 WITH NAPHCARE INC. IN THE AMOUNT OF \$158,000 FOR A NEW AGREEMENT TOTAL OF \$19,263,009.38 TO ADD ONE LICENSED MENTAL HEALTH PROVIDER (LMHP) FULL-TIME EMPLOYEE (FTE) FOR THE PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2022 - SPONSOR: SHERIFF-CORONER**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 17-131-A6

**3J) ADOPTION OF RESOLUTION AUTHORIZING THE DIRECTOR OF EMERGENCY SERVICES, ASSISTANT DIRECTOR OF EMERGENCY SERVICES, AND/OR UNDERSHERIFF TO EXECUTE FOR, AND ON BEHALF OF, MENDOCINO COUNTY ANY ACTIONS NECESSARY FOR ADMINISTRATION OF THE FISCAL YEAR (FY) 2021 EMERGENCY MANAGEMENT PERFORMANCE GRANT - AMERICAN RESCUE PLAN ACT (EMPG - ARPA) - SPONSOR: SHERIFF-CORONER**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-030

RESOLUTION 22-030

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO AUTHORIZE THE CEO / DIRECTOR OF EMERGENCY SERVICES, SHERIFF-CORONER / ASSISTANT DIRECTOR OF EMERGENCY SERVICES, AND/OR THE UNDERSHERIFF TO EXECUTE FOR, AND ON BEHALF OF, MENDOCINO COUNTY ANY ACTIONS NECESSARY FOR THE ADMINISTRATION OF THE EMERGENCY MANAGEMENT PERFORMANCE GRANT – AMERICAN RESCUE PLAN ACT (EMPG-ARPA) (FY 21, FY 22, FY 23)

**3K) APPROVAL OF RETROACTIVE AWARD AGREEMENT WITH THE U.S. DEPARTMENT OF JUSTICE (DOJ) UNDER THE FUNDING OPPORTUNITY ENTITLED 2021 BJA FY 21 RURAL VIOLENT CRIME REDUCTION INITIATIVE FOR LAW ENFORCEMENT AGENCIES IN THE AMOUNT OF \$150,000 FOR THE PROJECT PERIOD OF NOVEMBER 1, 2021, THROUGH OCTOBER 31, 2024 - SPONSOR: SHERIFF-CORONER**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-029

**3L) APPROVAL OF RETROACTIVE REVENUE AGREEMENT NO. 2022-27 WITH THE U.S. DEPARTMENT OF JUSTICE DRUG ENFORCEMENT ADMINISTRATION (DOJ DEA) IN THE AMOUNT OF \$185,000 FOR THE ERADICATION AND SUPPRESSION OF ILLICIT CANNABIS ON FEDERAL LANDS FOR THE TERM OF OCTOBER 1, 2021 TO SEPTEMBER 30, 2022 - SPONSOR: SHERIFF-CORONER**

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement \*22-030

**3M) APPROVAL OF MEMORANDUM OF UNDERSTANDING (MOU) WITH LAKE COUNTY AIR QUALITY MANAGEMENT DISTRICT, FOR INTERIM AIR POLLUTION CONTROL OFFICER SERVICES, WITH A TERM FROM FEBRUARY 1, 2022 THROUGH APRIL 30, 2022, AND AUTHORIZATION FOR THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO APPROVE UP TO THREE ADDITIONAL ONE MONTH EXTENSIONS, WITH A MONTHLY COST OF UP TO \$4,400, FOR A TOTAL COST OF UP TO \$26,400 - SPONSOR: AIR QUALITY MANAGEMENT DISTRICT**

Adopted and Chair is authorized to sign same;

Enactment No: Agreement 22-031

**5A) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF UPDATE REGARDING THE STRATEGIC PLANNING PROCESS - SPONSOR: STRATEGIC PLAN AD HOC OF SUPERVISORS MCGOURTY AND HASCHAK**

**Presenter/s:** Supervisor Haschak; Supervisor McGourty; Anne Molgaard, Public Health Director/Project Manager for Strategic Planning Process; Gary Hockman, Consultant; BJ Bischoff, Consultant; Carmel J. Angelo, Chief Executive Officer; Izen Locatelli, Chief Probation Officer; and Darcie Antle, Assistant Chief Executive Officer.

**Public Comment:** Bekkie Emery; Ron Edwards; and Michael Katz.

**Board Action:** No Action Taken.

*BOARD RECESS: 10:35 A.M. – 10:51 A.M.*

**4A) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF UPDATE FROM INFORMATION TECHNOLOGY STAFF REGARDING THE CRIMINAL JUSTICE SOFTWARE SYSTEM REPLACEMENT PROJECT; AND DIRECTION TO EXECUTIVE OFFICE FISCAL UNIT TO SOURCE THE \$450,000 OF ADDITIONAL FUNDING NEEDED TO COMPLETE THIS PROJECT - SPONSOR: INFORMATION TECHNOLOGY**

**Presenter/s:** Steve Dunncliff, Deputy Chief Executive Officer; and Izen Locatelli, Chief Probation Officer.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors accepts update from Information Technology Staff regarding the Criminal Justice Software System Replacement project; and directs Executive Office Fiscal Unit to work with Chief Locatelli to source the \$450,000 of additional funding needed to complete this project.

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

No: 0 – None

Absent: 0 – None

**4B) DISCUSSION AND POSSIBLE ACTION TO WAIVE MENDOCINO COUNTY BOARDS AND COMMISSIONS RESIDENCY AND VOTER REGISTRATION REQUIREMENT AND APPOINT JAISON CHAND AS EMS AIRCRAFT PROVIDER REPRESENTATIVE TO THE EMERGENCY MEDICAL CARE COMMITTEE - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Atlas M.A. Pearson, Deputy Clerk of the Board.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors waives Mendocino County Boards and Commissions residency and voter requirement and appoints Jaison Chand as EMS Aircraft Provider Representative to the Emergency Medical Care Committee. 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

**4C) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF AN INFORMATIONAL PRESENTATION BY THE DEPARTMENT OF PLANNING AND BUILDING SERVICES (PBS) ON CURRENT METRICS AND PROPOSED 2022 WORK PLAN - SPONSOR: PLANNING AND BUILDING SERVICES**

**Presenter/s:** Nash Gonzalez, Recovery Director, Planning and Building Services; Adrienne Thompson, Administrative Services Manager, Planning and Building Services; Julia Krog, Assistant Director, Planning and Building Services; and John Burkes, Code Enforcement Officer.

**Public Comment:** None.

**Board Action:** No Action Taken.

**4D) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF THE 2020 MENDOCINO COUNTY CROP REPORT PRESENTATION FROM THE ASSISTANT AGRICULTURE COMMISSIONER - SPONSOR: AGRICULTURE**

**Presenter/s:** Jim Donnelly, Agriculture Commissioner; and Aaron Hult, Assistant Agriculture Commissioner.

**Public Comment:** Michael Katz; Ron Edwards; and Hannah Nelson.

**Board Action:** No Action Taken.

*BOARD RECESS: 12:16 P.M. – 12:25 P.M.*

*ADJOURNED TO CLOSED SESSION: 12:25 P.M.*

**7A) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT - CHILD SUPPORT DIRECTOR****7B) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - CANNABIS PROGRAM DIRECTOR****7C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE**

*RECONVENED IN OPEN SESSION: 2:15 P.M.*

**AGENDA ITEM NO. 7 – REPORT OUT OF CLOSED SESSION**

**Presenter:** Chair Williams.

**Board Action:** With respect to agenda item 7a), the Board appointed Robin Heller as the Child Support Director. With respect to agenda item 7b), no action was taken. With respect to agenda item 7c), direction was given to staff.

**5B) DISCUSSION AND POSSIBLE ACTION INCLUDING AUTHORIZATION OF ALLOCATION OF FIFTY THOUSAND DOLLARS (\$50,000) TO THE MENDOCINO COUNTY INLAND WATER AND POWER COMMISSION (MCIWPC) TO CONTINUE THE WORK FOR THE POTENTIAL LICENSING OF THE POTTER VALLEY PROJECT AND OTHER RELATED COSTS - SPONSORS: SUPERVISORS MCGOURTY AND MULHEREN**

**Presenter/s:** Supervisor McGourty; and Supervisor Mulheren.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors authorizes the allocation of fifty thousand dollars (\$50,000) to the Mendocino County Inland Water and Power Commission (MCIWPC) to continue the work of the Potential Licensing Proposal for the Potter Valley Project and other related costs. 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

**4E) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF AN ORDINANCE TERMINATING THE URGENCY MORATORIUM ON COMMENCEMENT OF PHASE THREE CANNABIS CULTIVATION PERMITTING UNDER MENDOCINO COUNTY CODE CHAPTERS 10A.17 AND 20.242 - SPONSORS: COUNTY COUNSEL, PLANNING AND BUILDING SERVICES AND CANNABIS**

**Presenter/s:** Matthew Kiedrowski, Deputy County Counsel; Julia Krog, Assistant Director, Planning and Building Services; and Kristin Nevedal, Director, Cannabis Program.

**Public Comment:** Monique Ramirez; Michael Katz; and Hannah Nelson.

**Board Directive:** FORMATION OF AN AD HOC COMMITTEE comprised of Supervisor Gjerde and Mulheren regarding Phase Three Cannabis Cultivation.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors introduces and waives first reading of an ordinance terminating the urgency moratorium on commencement of Phase Three cannabis cultivation permitting under Mendocino County Code Chapters 10A.17 and 20.242; 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

**4F) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF AN UPDATE FROM THE COUNTY OF MENDOCINO CANNABIS PROGRAM - SPONSOR: CANNABIS**

**Presenter/s:** Kristin Nevedal, Director, Cannabis Program.

**Public Comment:** Monique Ramirez; Hannah Nelson; Ron Edwards; Sam De La Paz; Michael Katz; Corinne Powell; David Silverstone; Susan Tibbon; and Blaire AuClair.

**Board Action:** No Action Taken.

~~**4G) CHIEF EXECUTIVE OFFICER'S REPORT – SPONSOR: EXECUTIVE OFFICE**~~

Withdrawn.

~~**4H) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM – SPONSOR: EXECUTIVE OFFICE**~~

Withdrawn.

**5D) SUPERVISORS’ REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**

**Presenter/s:** Supervisor Hashcak; and Supervisor Gjerde.

**Public Comment:** Ron Edwards; and Hannah Nelson.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:25 P.M.

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

\_\_\_\_\_  
TED WILLIAMS, Chair

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

- Effective March 1, 2009, Board of Supervisors minutes will be produced in “action only” format. As an alternative service, public access to recorded Board proceedings will be available on the Board of Supervisors’ website in indexed audio format
- LIVE WEB STREAMING OF BOARD MEETINGS is now available via the County’s YouTube Channel. If technical assistance is needed, please contact The Mendocino County Executive Office at (707) 463-4441.
- 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: [www.mendocinocounty.org/government/board-of-supervisors](http://www.mendocinocounty.org/government/board-of-supervisors)
- To request an official record of a meeting of the Mendocino County Board of Supervisors, please contact the Executive Office at (707) 463-4441
- Please reference the departmental website to obtain additional resource information for the Board of Supervisors and Clerk of the Board: [www.mendocinocounty.org/government/board-of-supervisors](http://www.mendocinocounty.org/government/board-of-supervisors)

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