

**GLENN MCGOURTY**  
1st District  
Supervisor

**MAUREEN  
MULHEREN**  
2nd District  
Supervisor

**JOHN HASCHAK**  
3rd District  
Supervisor

**DAN GJERDE**  
4th District  
Supervisor

**TED WILLIAMS**  
5th District  
Supervisor



**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 – January 5, 2021**

**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 Gjerde presiding.

**Staff Present:** Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Christian M. Curtis, County Counsel; and Ms. Lindsey Daugherty, Deputy Clerk of the Board.

**The Pledge of Allegiance was led by:** Ms. Carmel J. Angelo.

**5A) ELECTION OF CHAIR AND VICE CHAIR OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS FOR CALENDAR YEAR 2021 - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Ms. Lindsey Daugherty, Deputy Clerk of the Board.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors nominates and elects Supervisor Gjerde as Chair of the Mendocino County Board of Supervisors for the 2021 calendar year. 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

*CHAIR GJERDE PRESIDING*

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors nominates and elects Supervisor Williams as Vice-Chair of the Mendocino County Board of Supervisors for the 2021 calendar year. 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

**AGENDA ITEM NO. 3 – PUBLIC EXPRESSION**

**Presenter/s:** Mr. Alan Stein.

**5B) DISCUSSION AND POSSIBLE ACTION INCLUDING AN UPDATE ASSOCIATED WITH THE NOVEL CORONAVIRUS (COVID-19); AND PROVIDE POSSIBLE DIRECTION REGARDING ESSENTIAL SERVICES IN MENDOCINO COUNTY, OPERATIONAL PREPARATION AND RESPONSE, AND ASSOCIATED COUNTYWIDE ECONOMIC IMPACTS - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Andrew Coren, County Health Officer; Mr. Matthew Kendall, Sheriff-Coroner; Ms. Bekkie Emery, Assistant Director, Health and Human Services Agency; Mr. Judson Howe, Chief Executive Officer, Adventist Health; and Mr. Bessant Parker, Chief Medical Officer, Adventist Health.

**Public Comment:** Mr. Anthony Adams.

**Board Action:** No action taken.

**AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR**

**Presenter/s:** Chair Gjerde.

**Public Comment:** Ms Monique Ramirez; Mr. Michael Katz; Mr. Ron Edwards; and Ms. Corrine Powell.

**Board Directive:** Consent Calendar items 4k), 4l), and 4o) were removed for separate consideration.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Williams IT IS ORDERED that the Board of Supervisors approves Consent Calendar items 4a) – 4j), 4m), 4n), 4p) and 4q). 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

**4A) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS**

Approved;

1. Ms. Marie Jones, Fourth District Representative, Mendocino County Planning Commission;
2. Mr. Mills Matheson, Third District Representative, Behavioral Health Advisory Board;
3. Ms. Jenine Miller, County Representative, First Five Mendocino;
4. Ms. Patricia Rock, Alternate Member, Hopland Municipal Advisory Council; and
5. Ms. Charlotte Scott, Trustee, Law Library Board of Trustees.

**4B) ADOPTION OF PROCLAMATION RECOGNIZING JANUARY 2021 AS POSITIVE PARENTING AWARENESS MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR HASCHAK**

Adopted and Chair is authorized to sign same;

**4C) ADOPTION OF RESOLUTION DESIGNATING THE CHIEF EXECUTIVE OFFICER (CEO) AS OFFICIAL RESPONSIBLE FOR PROPOSING AND FACILITATING THE DEVELOPMENT AND SUBMISSION OF THE FISCAL YEAR (FY) 2021-2022 BUDGET - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-001

## RESOLUTION 21-001

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO DESIGNATE THE OFFICIAL(S) RESPONSIBLE FOR SUBMISSION OF THE PROPOSED BUDGET, AND OFFICIAL(S) RESPONSIBLE TO FACILITATE OR MONITOR THE MENDOCINO COUNTY ADOPTED BUDGET, AS REQUIRED UNDER THE AMENDED UNIFORM ACCOUNTING STANDARDS AND PROCEDURES FOR COUNTIES AS PRESCRIBED BY THE STATE CONTROLLER PURSUANT TO GOVERNMENT CODE SECTIONS 29000-29144 AND 30200 OF THE COUNTY BUDGET ACT EFFECTIVE AS OF JANUARY 1, 2021

**4D) APPROVAL OF AGREEMENT WITH NOKIA OF AMERICA CORPORATION IN THE AMOUNT OF \$1,170,271.85 FOR THE ACQUISITION OF NETWORK UPGRADE IMPROVEMENTS AND RELATED SERVICES FOR THE COUNTY PUBLIC SAFETY MICROWAVE RADIO COMMUNICATIONS SYSTEM; AUTHORIZE THE CHIEF EXECUTIVE OFFICER OR HER/HIS DESIGNEE TO EXECUTE ANY AND ALL DOCUMENTS IN RELATION TO THE TRANSACTION; AND AUTHORIZE THE CHIEF EXECUTIVE OFFICER OR HER/HIS DESIGNEE TO SIGN ANY FUTURE AMENDMENTS TO THE AGREEMENT THAT DO NOT ALTER THE FISCAL ASPECT OF THE NOKIA OF AMERICA CORPORATION AGREEMENT FOR EQUIPMENT, SOFTWARE AND SERVICES - SPONSOR:**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-001

**4E) AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE ROOF REPAIRS TO THE WILLITS JUSTICE CENTER AT 125 EAST COMMERCIAL STREET IN WILLITS IN THE AMOUNT OF \$15,000 AND AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO ENTER CONTRACTS AND APPROVE CHANGE ORDERS FOR THE PROJECT, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142 - SPONSOR: EXECUTIVE OFFICE**

Approved;

**4F) 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 21-002

RESOLUTION 21-002

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

**4G) 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 21-003

RESOLUTION 21-003

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

**4H) APPROVE THE GRANTING OF TWO EASEMENTS ACROSS COUNTY PROPERTY LOCATED AT INTERSECTION OF LOW GAP ROAD AND BUSH ST (501 LOW GAP ROAD) TO THE CITY OF UKIAH FOR PUBLIC UTILITY PURPOSES, FINDING THAT THE CONVEYANCE IS IN THE PUBLIC INTEREST AND THAT THE INTEREST IN THE LAND CONVEYED WILL NOT SUBSTANTIALLY CONFLICT OR INTERFERE WITH THE USE OF THE PROPERTY BY THE COUNTY - SPONSOR: EXECUTIVE OFFICE**

Approved;

**4I) APPROVAL OF APPROPRIATION TRANSFER OF FUNDS INCREASING BUDGET UNIT 1410 825670 (FEDERAL OTHER) \$33,031.32 AND INCREASING BUDGET UNIT 1410 827801 (GRANT REVENUE) \$55,611, TRANSFERRING \$88,642.32 TO 1410 862231 (ELECTION SUP & SERVCS) TO REFLECT ACTUAL COSTS AND REIMBURSEMENTS RELATED TO THE NOVEMBER 3, 2020 STATEWIDE GENERAL ELECTION - SPONSOR: ASSESSOR/CLERK-RECORDER**

Approved;

**4J) APPROVAL OF RETROACTIVE AGREEMENT WITH ROUND VALLEY INDIAN TRIBES NATIVE AMERICAN DOMESTIC VIOLENCE AND SEXUAL ASSAULT PROGRAM IN THE AMOUNT OF \$70,832 TO PROVIDE VICTIM ADVOCACY SERVICES FOR NORTH INLAND MENDOCINO FOR THE TERM OF JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 - SPONSOR: DISTRICT ATTORNEY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-002

**4L) APPROVAL OF AMENDMENT TO AGREEMENT NO. MH 20-016, WITH CASA SERENITY, LLC., IN THE AMOUNT OF \$50,000, FOR A NEW AGREEMENT TOTAL OF \$75,000, TO PROVIDE RESIDENTIAL CARE TO MENDOCINO COUNTY LANTERMAN PETRIS SHORT CLIENTS, EFFECTIVE WHEN AMENDMENT BECOMES FULLY EXECUTED THROUGH JUNE 30, 2021ND - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-004

**4M) APPROVAL OF RETROACTIVE AMENDMENT TO AGREEMENT NO. BOS 16 003 WITH DELTA DENTAL OF CALIFORNIA IN THE AMOUNT OF \$837,100, FOR A REVISED AGREEMENT AMOUNT OF \$5,218,540, AND REVISED AGREEMENT TERM OF JANUARY 1, 2016 THROUGH DECEMBER 31, 2021, TO CONTINUE TO PROVIDE DENTAL BENEFITS FOR COUNTY EMPLOYEES AND THEIR DEPENDENTS, EFFECTIVE JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 - SPONSOR: HUMAN RESOURCES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 16-003-A3

**4N) ADOPTION OF ORDINANCE ADDING CHAPTER 18.50 TO THE MENDOCINO COUNTY CODE FOR EXPEDITED ELECTRIC VEHICLE CHARGING STATION PERMITTING - SPONSOR: PLANNING AND BUILDING SERVICES**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4479

ORDINANCE 4479

ORDINANCE ADDING CHAPTER 18.50 TO THE MENDOCINO COUNTY CODE CREATING AN EXPEDITED ELECTRIC VEHICLE CHARGING STATION PERMITTING PROCESS

**4P) ADOPTION OF PROCLAMATION RECOGNIZING JANUARY 9, 2021 AS NATIONAL LAW ENFORCEMENT APPRECIATION DAY IN MENDOCINO COUNTY - SPONSOR: SHERIFF-CORONER**

Adopted and Chair is authorized to sign same;

*THE BOARD OF SUPERVISORS JOINTLY CONVENED AS THE MENDOCINO COUNTY WATER AGENCY IN CONSIDERATION OF AGENDA ITEM 4q)*

**4Q) ADOPTION OF RESOLUTION APPOINTING SUPERVISOR GLENN MCGOURTY AS DIRECTOR AND SUPERVISOR MAUREEN MULHEREN AS ALTERNATE DIRECTOR TO SERVE ON THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY (GSA) BOARD OF DIRECTORS - SPONSOR: WATER AGENCY**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-004

RESOLUTION 21-004

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPOINTING COUNTY REPRESENTATIVES TO THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY

**AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:**

**4K) APPROVAL OF RETROACTIVE AGREEMENT WITH NOEMI DOOHAN, M.D., PH.D., IN THE AMOUNT OF \$100,000 FOR COUNTY DEPUTY PUBLIC HEALTH OFFICER SERVICES, EFFECTIVE JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

**Presenter/s:** Ms. Carmel J. Angelo, Chief Executive Officer.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves retroactive Agreement with Noemi Doohan, M.D., Ph.D., in the amount of \$100,000 for County Deputy Public Health Officer Services, effective January 1, 2021 through December 31, 2021; authorizes a Health and Human Services Agency Assistant Director to sign any amendments that do not increase the maximum amount; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 4 – Supervisor McGourty, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 1 – Supervisor Mulheren

Absent: 0 – None

Enactment No: Agreement 21-003

**4O) ADOPTION OF ORDINANCE AMENDING MENDOCINO COUNTY CODE CHAPTERS 1.04, 1.08 AND 16.30 RELATING TO CODE ENFORCEMENT PROCEDURES AND REGULATIONS, INCLUDING ADMINISTRATIVE PENALTY INCREASES RELATING TO STORMWATER, CANNABIS AND BUILDING VIOLATIONS - SPONSOR: PLANNING AND BUILDING SERVICES**

**Presenter/s:** Mr. John Burkes, Supervisor, Code Enforcement; Mr. Michael Makdisi, Deputy County Counsel.

**Public Comment:** None.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct staff to send 5-day notices via certified mail.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Williams IT IS ORDERED that the Board of Supervisors adopts Ordinance amending Mendocino County Code Chapters 1.04, 1.08 and 16.30 relating to Code Enforcement procedures and regulations, including administrative penalty increases relating to stormwater, cannabis and building violations. 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: Ordinance 4480

ORDINANCE 4480

ORDINANCE AMENDING MENDOCINO COUNTY CODE CHAPTERS 1.04, 1.08 AND 16.30 RELATING TO CODE ENFORCEMENT PROCEDURES AND REGULATIONS, INCLUDING ADMINISTRATIVE PENALTY INCREASES RELATING TO STORMWATER, CANNABIS AND BUILDING VIOLATIONS

*BOARD RECESS: 10:22 A.M. – 10:41 A.M.*

**5C) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION ADOPTING THE BOARD OF SUPERVISORS RULES OF PROCEDURE - SPONSOR: EXECUTIVE OFFICE/CLERK OF THE BOARD**

**Presenter/s:** Ms. Lindsey Daugherty, Deputy Clerk of the Board.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts Resolution adopting the Board's Rules of Procedure as amended, to include to add verbiage "by numerical district order" to Rule 3 of the Rules of Procedure; and adding "The Chair, in collaboration with the Clerk of the Board, shall determine the appropriate scheduling of agenda items. Any Supervisor may seek to change a scheduling decision by appealing to the full Board of Supervisors" as a final paragraph to Rule 14; 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: Resolution 21-005

RESOLUTION 21-005

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING THE RULES OF ORDER AND PROCEDURE

**5D) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF THE 2021 BOARD OF SUPERVISORS MASTER MEETING CALENDAR - SPONSOR: EXECUTIVE OFFICE/CLERK OF THE BOARD**

**Presenter/s:** Ms. Lindsey Daugherty, Deputy Clerk of the Board.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts the 2021 Board Master Meeting Calendar, and directs the Clerk of the Board to notify County departments of 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

**5E) DISCUSSION AND POSSIBLE APPROVAL OF BOARD SPECIAL ASSIGNMENTS/APPOINTMENTS AS RECOMMENDED BY THE CHAIR OF THE BOARD - SPONSOR: EXECUTIVE OFFICE/CLERK OF THE BOARD**

**Presenter/s:** Ms. Carmel J. Angelo, Chief Executive Officer/Clerk of the Board.

**Public Comment:** Ms. Jan McGourty.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to refer to the General Government Standing Committee the process for Board member input in determining Board Special Assignments.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts the proposed 2021 Special Assignment Roster as presented, omitting EDFC/West and Public Safety Citizens Oversight Committee, to be considered at a later date; and directs Clerk of the Board to notify departments of 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

**5F) DISCUSSION AND POSSIBLE ADOPTION OF RESOLUTION REGARDING BOARD STANDING COMMITTEES FOR 2021 AND ADOPTION OF THE STANDING COMMITTEES MASTER MEETING CALENDAR FOR 2021 - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Ms. Carmel J. Angelo, Chief Executive Officer/Clerk of the Board.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors appoints Standing Committee members pursuant to historical practice and adopts Resolution, and authorizes Chair to sign same; and adopts proposed Standing Committees Master Meeting Calendar as presented. 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: Resolution 21-006

RESOLUTION 21-006

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS SETTING THE TIME AND PLACE FOR CONDUCTING BUSINESS OF STANDING BOARD COMMITTEES



**5G) DISCUSSION AND POSSIBLE ACTION REGARDING MENDOCINO COUNTY APPOINTMENTS TO THE PUBLIC POLICY FACILITATING COMMITTEE (PPFC) PURSUANT TO THE MEMORANDUM OF UNDERSTANDING AMONG THE UNITED STATES ARMY CORPS OF ENGINEERS (USACE), NATIONAL MARINE FISHERIES SERVICE (NMFS), AND THE SONOMA COUNTY WATER AGENCY (SCWA) - SPONSOR: EXECUTIVE OFFICE/CLERK OF THE BOARD**

**Presenter/s:** Ms. Carmel J. Angelo, Chief Executive Officer/Clerk of the Board.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors appoints Supervisor McGourty as First District Representative; and affirms the appointment of Janet Pauli, Chair of the Mendocino County Inland Water and Power Commission (MCIWPC), as Mendocino County's second representative, and Chris Watt, Chair of the Russian River Flood Control and Water Conservation Improvement District (RRFCWCID), as the third representative to the Public Policy Facilitating Committee (PPFC); pursuant to the Memorandum of Understanding among the United States Army Corps of Engineers (USACE), National Marine Fisheries Service (NMFS), and the Sonoma County Water Agency (SCWA).. 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

*ADJOURNED TO CLOSED SESSION: 12:11 A.M.*

**9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) – CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION: ANN MARIE BORGES & CHRIS GURR V. COUNTY OF MENDOCINO ET AL. – UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA CASE No. 3:20-CV-04537 SI**

**9B) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 – CONFERENCE WITH LABOR NEGOTIATOR AGENCY NEGOTIATORS: CARMEL J. ANGELO, CHERIE JOHNSON AND DONNA WILLIAMSON; EMPLOYEE ORGANIZATION(S): ALL**

**9C) PURSUANT TO GOVERNMENT CODE SECTION 54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR PROPERTY: APN 002 340 38, AND PHYSICAL ADDRESS: 551 SOUTH ORCHARD AVENUE, UKIAH, CA 95482. AGENCY NEGOTIATORS: CARMEL J. ANGELO, JANELLE RAU, AND DARCIÉ ANTLE. UNDER NEGOTIATION: PROPERTY ACQUISITION, PRICE AND TERMS.**

*RECONVENED IN OPEN SESSION: 1:50 P.M.*

**AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION**

**Presenter:** Chair Gjerde

**Board Action:** With respect to Closed Session Agenda Items 9b) and 9c), direction was given to staff. With respect to Closed Session Agenda Item 9a), the Board of Supervisors authorized Counsel to request appellate court review. The motion carried by the following vote:

Aye: 4 – Supervisor McGourty, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 1 – Supervisor Mulheren

Absent: 0 – None

**5H) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF MENDOCINO COUNTY'S 2021 LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Ms. Heather Correll, Senior Risk Analyst; and Mr. Paul Yoder, Analyst, Shaw, Yoder, Antwih, Schmelzer & Lange.

**Public Comment:** None.

**Board Directive:** BY ORDER OF THE CHAIR authorize Supervisors McGourty and Williams to work with staff on the Legislative Platform, to incorporate Mendocino Cannabis Alliance recommendations and Covelo Cannabis Advocacy Group recommendations; also to incorporate advocacy of streamlining efforts for better vegetation management in our federal forests, with the Platform to return at a later date to the Board.

**Board Action:** No action taken.

**5I) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF REPORT TO THE BOARD OF EMERGENCY DECLARATION FOR REHABILITATION OF THE COUNTY'S PROJECT HOMEKEY FACILITY AT 555 SOUTH ORCHARD AVENUE, UKIAH, FOR HOUSING AND THE EMERGENCY PURCHASE OF 30 KITCHENETTE UNITS AND 30 RECIRCULATING HOODS PROCURED IN AN AMOUNT OF APPROXIMATELY \$56,500 FOR THIS PROJECT - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Mr. Steve Dunncliff, Deputy Chief Executive Officer; and Ms. Megan Van Sant, Senior Program Manager, Employment and Family Assistance Services.

**Public Comment:** None.

**Board Action:** No action taken.

**6A) DISCUSSION AND POSSIBLE ACTION REGARDING BOARD PRIORITIES, ROLES AND RESPONSIBILITIES AND DEVELOPMENT OF A LONG TERM STRATEGIC PLAN FOR MENDOCINO COUNTY - SPONSOR: SUPERVISOR HASCHAK**

**Presenter/s:** Supervisor Haschak.

**Public Comment:** Mr. Michael Katz; and Ms. Corinne Powell.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors appoints an Ad Hoc Committee of Supervisor McGourty and Supervisor Haschak to work with staff to plan the strategic plan workshop, including some proposals on facilitators. 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

**5J) DISCUSSION AND POSSIBLE ACTION REGARDING THE OPERATION, STAFFING, AND FISCAL PLAN FOR ADDITIONAL TEN (10) DEPUTIES TO THE SHERIFF’S OPERATIONS TO ADDRESS ORGANIZED CRIME AND ILLEGAL MARIJUANA GROWS IN MENDOCINO COUNTY - SPONSOR: SHERIFF-CORONER**

**Presenter/s:** Mr. Matthew Kendall, Sheriff-Coroner.

**Public Comment:** Ms. Ellen Drell; Mr. Ron Edwards; Ms. Corinne Powell; Mr. Michael Katz; Ms. Monique Ramirez; Ms. Sherry Glaser; and Mr. David Ayster.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors appoints and Ad Hoc Committee of Supervisors Haschak and Williams to work with Sheriff’s Office to document crime related to illegal marijuana and return with a more comprehensive presentation for board approval before sharing with the state. 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

*BOARD RECESS: 4:20 P.M. – 4:33 P.M.*

**6B) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF TO DEVELOP A FRAMEWORK FOR APPROVING THIRD PARTY PLANNING CONSULTANTS TO AVAIL PHASE 1 CANNABIS CULTIVATION APPLICANTS WITH THE OPTION TO DIRECTLY HIRE FOR SUMMARIZATION OF COUNTY PERFORMED REVIEW AS NECESSARY TO MEET SITE SPECIFIC ENVIRONMENTAL REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FOR PURPOSES OF SEEKING A STATE ANNUAL LICENSE - SPONSOR: CANNABIS AD HOC COMMITTEE OF SUPERVISORS WILLIAMS AND HASCHAK**

**Presenter/s:** Supervisor Williams; and Supervisor Haschak.

**Public Comment:** Ms. Sarah Bodnar; Mr. Ron Edwards; Ms. Ellen Drell; Mr. Michael Katz; and Ms. Monique Ramirez.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors 1) directs staff to implement and execute a framework for approving cannabis cultivation planning consultants based on merit, ability to adhere to county standards, agreement of appropriate indemnity and assurance that in the course of summarization, California Environmental Quality Act will be followed and only existing county records memorialized by a writing will be translated; 2) directs staff to maintain publication of the list of approved cannabis cultivation planning consultants on the website; 3) directs staff to develop a third party consultant engagement package for Phase 1 applicants, including agreement to release records to a consultant contracted by applicant, and a statement clarifying risks inherent in attempting to reuse County’s phase 1 site specific review documentation for the purpose of state license. 4) directs staff to continue expeditious processing of Air Quality Management District permits and Sensitive Species and Habitat Review in collaboration with California Department of Fish & Wildlife; and directs Planning and Building staff to bring forward a progress report at the next meeting. 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

**6C) SUPERVISOR’S REPORTS**

**5K) ~~CHIEF EXECUTIVE OFFICER’S REPORT~~**

Withdrawn.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:25 P.M.

Attest: LINDSEY DAUGHERTY  
Deputy Clerk of the Board

\_\_\_\_\_  
DAN GJERDE, 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*