

GLENN MCGOURTY
DISTRICT 1
JOHN HASCHAK
DISTRICT 3



DARCIE ANTLE
CHIEF EXECUTIVE OFFICER
CLERK OF THE BOARD

JAMES R. ROSS
INTERIM COUNTY COUNSEL

**MENDOCINO COUNTY
GENERAL GOVERNMENT COMMITTEE
AGENDA
REGULAR MEETING
April 24, 2024 - 9:00 AM**

Meeting Location(s): 501 Low Gap Road, Room 1070, Ukiah, CA. 95482 (Board Chambers)

Zoom Link: <https://mendocinocounty.zoom.us/j/81876865123>

Zoom Phone Number (if joining via telephone): 1 669 900 9128 ; Zoom Webinar ID: 818 7686 5123

Listed below are some of the Board of Supervisors Public Engagement options. For streaming options and a complete list of ways to interact with agenda items (or more information on any of these listed) please visit: <https://www.mendocinocounty.org/government/board-of-supervisors/public-engagement>

Written Comment

- Submit online via the eComment platform at <https://mendocino.legistar.com/Calendar.aspx>

Verbal Comment

- Speak in person at any physical meeting location when the Chair calls for Public Comment
- Join the Zoom Webinar and use the "raise hand" feature when the Chair calls for Public Comment (if joining via telephone: press *9 to raise your hand, and *6 to unmute yourself when called)
- Leave a voicemail message, up to 3 minutes in length, by calling 707-234-6333

*Note: Voicemail comments will no longer be played back during Open Session, but are immediately available to the full Board of Supervisors upon submittal.

COMMITTEE MEMBERS: Supervisor Haschak and Supervisor McGourty**1. CALL TO ORDER****2. COMMITTEE ACTION ITEMS**

- 2a) **Discussion and Possible Action Including Providing Recommendations to Staff and a Referral to the Board of Supervisors Recommending Approval of the Mendocino Cannabis Department Monthly Update for February 2024**
(Sponsor: Cannabis)

Recommended Action:

Provide recommendations to staff and a referral to the Board of Supervisors recommending approval of the Mendocino Cannabis Department Monthly Update for February 2024.

Attachments: [Signed CEG-2024-583 Agreement](#)
[2024.2 MCD Gantt Chart](#)
[2024.02 MCD Monthly Report - February](#)

- 2b) **Discussion and Possible Action Including Providing Recommendations to Staff and a Referral to the Board of Supervisors Recommending Approval of the Mendocino Cannabis Department Monthly Update for March 2024**
(Sponsor: Cannabis)

Recommended Action:

Provide recommendations to staff; and a referral to the Board of Supervisors recommending approval of the Mendocino Cannabis Department Monthly Update for March 2024.

Attachments: [MCD Monthly Report - March](#)
[MCD Gantt Chart](#)

- 2c) **Discussion and Possible Action Including Acceptance Informational Presentation on a Mendocino Cannabis Department (MCD) Procedure Interpreting and Implementing the Cannabis Cultivation Business License Density Limitations Found Within Mendocino County Code §10A.17.070(D)**
(Sponsors: Cannabis and County Counsel)

Recommended Action:

Receive the informational presentation on a MCD procedure interpreting and implementing the Cannabis Cultivation Business License density limitations found within Mendocino County Code §10A.17.070(D).

Attachments: [MCD Procedure Implementing MCC Density Limits](#)

- 2d) **Discussion and Possible Action Including Consideration of Potential Revisions to Mendocino County Code (MCC) Chapter 8.77, Titled “Hazardous Vegetation, Combustible Material, Rubbish, and Weeds” (Abatement of Hazardous Vegetation and Combustible Material Nuisance Ordinance) and Evaluating Potential Funding Sources for Implementation (Sponsor: Supervisor Haschak)**

Recommended Action:

Discuss potential revisions to MCC Chapter 8.77, titled "Hazardous Vegetation, Combustible Material, Rubbish, and Weeds" (Abatement of Hazardous Vegetation and Combustible Material Nuisance Ordinance) and evaluate potential funding sources for implementation and determination of recommended next steps.

3. OTHER BUSINESS

- 3a) **Approval of Minutes of February 28, 2024 Regular Meeting**

Recommended Action:

Approve minutes of February 28, 2024 regular meeting.

Attachments: [02-28-24 GGC Minutes - DRAFT](#)

3b) PUBLIC EXPRESSION

Members of the public are welcome to address the Committee on items not listed on the agenda, but within the jurisdiction of the Committee. The Committee is prohibited by law from taking action on matters not on the agenda.

Individuals wishing to address the Committee under Public Expression are welcome to do so via any method listed on the front page of this agenda or on our Public Engagement page, at: <https://rb.gy/d3p0>

For more information on any of these methods, please call the Mendocino County Clerk of the Board at (707) 463-4441

3c) ANNOUNCEMENTS

ADJOURNMENT

Additional Meeting Information for Interested Parties

For a full list of the latest available options by which to engage with agenda items, please visit <https://www.mendocinocounty.org/government/board-of-supervisors/public-engagement>

All electronically submitted comment is immediately available to Supervisors, staff, and the general public by clicking this meeting's eComment link at <https://mendocino.legistar.com/Calendar.asp>

LIVE WEB STREAMING OF BOARD MEETINGS is available at <https://mendocino.legistar.com> or visit the Mendocino County YouTube channel. Meetings are also livestreamed from the Mendocino County Facebook page. For technical assistance, please contact the Clerk of the Board at (707) 463-4441. Please reference the departmental website to obtain additional resource information for the Board of Supervisors: www.mendocinocounty.org/bos

The Mendocino County Board of Board of Supervisors complies with the Americans with Disabilities Act (ADA) requirements and upon request, will attempt to reasonably accommodate individuals with disabilities by making meeting material available in appropriate alternative formats (pursuant to Government Code 54953.2). Anyone requiring a reasonable accommodation to participate in a meeting of the Board of Supervisors or Affiliate Meeting Body should contact the Mendocino County Clerk of the Boards Office at (707) 463-4441, not less than 48 hours prior to the meeting.

Thank you for your interest in the proceedings of the General Government Committee.



Mendocino County Board of Supervisors Agenda Summary

Item #: 2a)

To: GENERAL GOVERNMENT STANDING COMMITTEE

From: Cannabis

Meeting Date: April 24, 2024

Department Contact: Sara McBurney **Phone:** 707-234-6680

Department Contact: Steve Dunicliff **Phone:** 707-463-4441

Time Allocated for Item: 30 Minutes

Agenda Title:

Discussion and Possible Action Including Providing Recommendations to Staff and a Referral to the Board of Supervisors Recommending Approval of the Mendocino Cannabis Department Monthly Update for February 2024

(Sponsor: Cannabis)

Recommended Action/Motion:

Provide recommendations to staff and a referral to the Board of Supervisors recommending approval of the Mendocino Cannabis Department Monthly Update for February 2024.

Previous Board/Board Committee Actions:

On April 19, 2022, the Board directed Department staff to provide a written update during the second Board Meeting of every month. On August 16, 2022, the Board referred the topic of Cannabis to the General Government Committee.

Summary of Request/Referral:

Department staff requests that the General Government Committee provide recommendations to staff regarding the above referenced monthly update and consider a referral to the Board of Supervisors recommending approval of the Department's Monthly Update.

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

budget clarification: N/A

annual recurring cost: N/A

budgeted in current f/y (if no, please describe): N/A

revenue agreement: N/A

CEO Liaison: Executive Office

Item #: 2a)

CEO Review: Yes
CEO Comments:

FOR COB USE ONLY

Executed By: Deputy Clerk
Date: Date Executed

Final Status: Item Status
Executed Item Type: item
Number:



GOVERNOR'S OFFICE OF BUSINESS AND ECONOMIC DEVELOPMENT
STATE OF CALIFORNIA • OFFICE OF GOVERNOR GAVIN NEWSOM

CANNABIS EQUITY GRANTS PROGRAM FOR LOCAL JURISDICTIONS

GRANT AGREEMENT

This Cannabis Equity Grants Program for Local Jurisdictions Grant Agreement ("Agreement") is by and between the County of Mendocino ("Grantee") and the California Governor's Office of Business and Economic Development ("GO-Biz"), hereinafter jointly referred to as the "Parties" or individually as the "Party." Unless otherwise specified in this Agreement, all definitions, rules, guidelines, and requirements specified in the Cannabis Equity Grants Program for Local Jurisdictions Grant Solicitation ("Grant Solicitation") issued on October 2, 2023, shall apply to this Agreement. The identification number for this Agreement is **CEG-2024-583**.

In consideration of the mutual covenants and promises in this Agreement, the Parties agree as follows:

1. **Authority.** This Agreement is authorized and entered into pursuant to the California Cannabis Equity Act, commencing with Business and Professions Code section 26240, in which GO-Biz is authorized to provide grants to Eligible Local Jurisdictions to do either of the following:
 - a. Assist the Local Jurisdiction in the development of its Local Equity Program.
 - b. Assist Local Equity Applicants and/or Local Equity Licensees in the Local Jurisdiction to gain entry to, and to successfully operate in, the state's regulated cannabis marketplace.
2. **Grant Term.** The performance period of this Agreement shall be from April 1, 2024, or when this Agreement is fully executed by all Parties, whichever is later, through October 31, 2025. Except as provided for in section 7 of this Agreement, grant funds shall be expended only during the Grant Term. For purposes of this Agreement, "expend" means checks/payments issued and disbursed by the Grantee. Merely encumbering, reserving, or setting aside the grant funds for future use does not qualify as expending the grant funds. For amounts withheld by Grantee for "local and state application, licensing, and regulatory fees," such fees must be due, payable, and paid during the Grant Term.
3. **Grant Award.** Based on its grant application and the points allocated to Grantee pursuant to the scoring criteria in the Grant Solicitation, and conditioned upon the requirements set forth in this Agreement, GO-Biz shall provide Grantee a Grant Award of up to one million eight hundred three thousand nine hundred twenty-nine dollars and eighty-six cents (\$1,803,929.86) for the term of this Agreement. In no event shall GO-Biz be obligated to pay any amount in excess of the Grant Award. Grantee waives any and all claims against GO-Biz and the State of California for any costs that exceed the Grant Award. If Grantee makes any changes to its Local Equity Program relating to the program's eligibility criteria that was submitted to GO-Biz with its grant application, it may not expend any portion of the Grant Award until it receives written confirmation from GO-Biz that the changes are acceptable.
4. **Grant Scope/Description.** Grantee agrees to use the Grant Award, in accordance with Exhibit A ("Budget"), for the purposes of assisting its Local Equity Applicants and/or Local Equity Licensees to gain entry to, and successfully operate in, the state's regulated cannabis marketplace.
5. **Grant Award Disbursement.** Twenty-five (25) percent of the Grant Award will be issued directly to Grantee after execution of this Agreement by all parties, and Grantee providing to GO-Biz a copy of the resolution or motion its governing body passed to provide Grantee the authorization to execute this Agreement. The second

twenty-five (25) percent of the Grant Award will be issued after the jurisdiction provides documentation that the initial disbursement was expended in accordance with this Agreement and the Budget. The third twenty-five (25) percent of the Grant Award will be issued after the jurisdiction provides documentation that the second disbursement was expended in accordance with this Agreement and the Budget. The final twenty-five (25) percent of the Grant Award will be issued on a reimbursement basis after the jurisdiction provides documentation that the third disbursement and the remaining amount of the Grant Award amount was expended in accordance with this Agreement and Budget.

- 6. Unused Grant Funds.** Except as provided for in section 7, any amount of the Grant Award provided under this Agreement that is not expended within the Grant Term, or at the time of early termination of this Agreement, whichever is sooner, shall be returned to GO-Biz. Grantee shall notify GO-Biz of such unused grant funds and GO-Biz shall provide Grantee with instructions as to how to return the funds.
- 7. Continued Use of Grant Funds.** Any portion of the Grant Award originally expended by Grantee during the Grant Term that is returned or repaid to Grantee (e.g., loan repayments from Local Equity Licensees to Grantee, in which the loaned amounts were grant funds from this Agreement) may be used subsequent to the end of the Grant Term, however, any such funds shall retain their character and may only be used for the same purposes as identified in the Budget and subject to the same conditions as set forth in this Agreement, which will survive the Grant Term.
- 8. Eligible Uses.** Grant funds may only be used for the following purposes in accordance with the Budget:
 - a. To provide low-interest or no-interest loans or grants to Grantee's Local Equity Applicants and/or Local Equity Licensees to assist the applicants and/or licensees with startup and ongoing costs.
 - b. To provide or fund Direct Technical Assistance to Grantee's Local Equity Applicants and/or Local Equity Licensees. No more than ten (10) percent of the total grant award may be used for Direct Technical Assistance.
 - c. To assist in the administration of the Grantee's Local Equity Program. No more than ten (10) percent of the total grant award may be used for administration, which includes the following:
 - Employing staff or hiring consultants to administer Grantee's Local Equity Program, including administering loans and grants.
 - Grantee's costs associated with its efforts to provide sources of capital to its Local Equity Applicants and/or Local Equity Licensees.
- 9. Subcontractors.** No amount of the Grant Award may be used to subcontract any of the commitments contemplated in this Agreement to another entity or person, unless such amount is specifically identified as a subcontracted expense in the Budget. Furthermore, Grantee may not use any amount of the Grant Award on the same subcontractor (including commonly controlled entities and parties treated as related under sections 267, 318, or 707 of the Internal Revenue Code) to provide both Direct Technical Assistance and administrative services.
- 10. Funding Contingency Clause.** Grantee agrees that GO-Biz's obligation to pay any sum under this Agreement is contingent upon availability of funds disbursed to GO-Biz for such purposes. If there is insufficient funding, GO-Biz shall have the option to either: 1) terminate this Agreement, whereby no party shall have any further obligations or liabilities under this Agreement, or 2) negotiate an Agreement amendment with Grantee to reduce the Grant Award to be provided under this Agreement.
- 11. Documentation and Reporting Requirements.**
 - (a)** Grantee must be able to demonstrate to the satisfaction of GO-Biz that the Grant Award was expended for eligible uses in accordance with the Budget.

- i. For expenditures in the “Grants and Loans” budget category, Grantee’s records must include the names of its Local Equity Applicants and Local Equity Licensees, eligibility criteria verification documents (self-attestations are not acceptable unless approved in writing, in advance, by GO-Biz), and evidence of disbursements, including dates and descriptions.
 - ii. For expenditures in the “Direct Technical Assistance” budget category, Grantee’s records must include the name of each Local Equity Applicant and Local Equity Licensee served, a detailed description of the services provided to each Local Equity Applicant and Local Equity Licensee, the number of hours of service provided to each Local Equity Applicant and Local Equity Licensee, and evidence expenditures.
 - iii. For expenditures in the “Administrative Costs” budget category, Grantee’s records must include the name of each administrative service provider, the specific services provided, the amount of time providing services, and evidence of expenditures.
- (b) Grantee shall submit periodic reports to GO-Biz to document its progress assisting its Local Equity Applicants and/or Local Equity Licensees to gain entry to, and to successfully operate in, the state’s regulated cannabis marketplace in accordance with the Budget. Grantee shall use the periodic performance report template available at <http://www.business.ca.gov/CEG>. Each periodic report shall be due in accordance with the chart below. For the first periodic report, the beginning date is either April 1, 2023, or when this Agreement is fully executed by all Parties, whichever is later. If this Agreement is terminated before the end of the Grant Term, Grantee must submit its periodic reports, within thirty (30) calendar days of the termination date, to document its progress through the termination date of the Agreement.

Period	Report Due Date
April – September 2024	October 31, 2024
October 2023 – December 2024	January 31, 2025
January – March 2025	April 30, 2025
April – June 2025	July 31, 2025
July – October 2025	November 30, 2025

- (c) In addition to the periodic reports referenced above, pursuant to California Business and Professions Code section 26244(c), Grantee shall submit an annual report to GO-Biz on or before January 1, 2025, and annually thereafter for each year grant funds are expended. No report shall be submitted prior to December 15, 2024. Grantee shall provide a report to GO-Biz whether or not the Grant Term has expired, or Grantee has expended the grant funds before the end of the Grant Term. At a minimum, the annual report to GO-Biz shall include all of the following information:
- How Grantee disbursed the grant funds.
 - How Grantee identified Local Equity Applicants and/or Local Equity Licensees, including how the Grantee determines who qualifies as a Local Equity Applicant or Local Equity Licensee.
 - The number of Local Equity Applicants and/or Local Equity Licensees that were served by the grant funds.
 - Aggregate demographic data on Local Equity Applicants, Local Equity Licensees, as applicable, and all other applicants and licensees in the jurisdiction, including, but not limited to, race, ethnicity, gender, sexual orientation, income level, education level, prior convictions, and veteran status. This information will be consolidated and reported without the individual’s identifying information. Nothing in this subparagraph requires applicants or licensees to report this information should they wish to decline reporting one or more of the listed characteristics.
 - If the Grantee requires Local Equity Applicants and/or Local Equity Licensees to become eligible through specific ownership percentages, a breakdown of Local Equity Applicants’ and Local Equity Licensees’ business ownership types and percentages of ownership.

- At least one success story, including the contact information for the individual that the story relates to, that describes a Local Equity Applicant and/or Local Equity Licensee that was assisted as a result of the grant funds.
- (d) Grantee must maintain records detailing the expenditure of all grant funds for a period of seven (7) years after the end of the Grant Term, and shall provide this information to GO-Biz upon request.
- 12. Audit.** The books, accounts, files, and other records of Grantee which are applicable to this Agreement shall be made available for inspection, review, and audit upon request by GO-Biz and its designated representatives to verify proper use of the Grant Award.
- 13. Termination of Agreement.** This Agreement may be terminated by GO-Biz upon action, or inaction, by Grantee that constitutes a material breach of this Agreement. A material breach includes, but is not limited to, refusal or inability to complete the commitments contemplated in this Agreement, improper expenditure of grant funds, failure to properly maintain records or allow GO-Biz access to records as required under this Agreement, and failure to timely complete and submit the reports required under this Agreement. GO-Biz will notify Grantee in writing if it intends to terminate the Agreement pursuant to this section and provide Grantee an opportunity to cure the breach or breaches within thirty (30) calendar days.
- 14. Assignment.** This Agreement is not assignable by Grantee, either in whole or in part, without the consent of GO-Biz in the form of a written amendment.
- 15. Amendment.** This Agreement may be amended or modified only in writing signed by all parties.
- 16. Grantee – Representations and Warranties.** Grantee represents and warrants that:
- (a) It is an Eligible Local Jurisdiction as set forth in the Grant Solicitation.
 - (b) It is not a party to any agreement, written or oral, creating obligations that would prevent it from entering into this Agreement or satisfying the terms herein.
 - (c) All of the information in its grant application and all materials submitted to GO-Biz are true and accurate.
 - (d) Its governing body has authorized it to enter into this Agreement and has designated by title the individual authorized to sign the Agreement on behalf of it, through a resolution or motion in the same or substantially similar form as the Sample Resolution posted on GO-Biz’s website at www.business.ca.gov/CEG.
 - (e) It understands and agrees it is not eligible to apply for a subsequent Cannabis Equity Grants Program for Local Jurisdictions grant until it has expended its Grant Award under this Agreement as follows:
 - Grantee must demonstrate it has expended at least fifty (50) percent of the grant funds awarded pursuant to this Agreement if greater than twelve (12) and fewer than eighteen (18) months have elapsed since execution of this Agreement (calculated from the date this Agreement was fully executed to the application due date for any subsequent round of the Cannabis Equity Grants Program for Local Jurisdictions).
 - Grantee must demonstrate it has expended at least eighty (80) percent of any grant funds awarded pursuant to this Agreement if eighteen (18) or more months have elapsed since execution of this Agreement (calculated from the date this Agreement was fully executed to the application due date for any subsequent round of the Cannabis Equity Grants Program for Local Jurisdictions).
 - Grantee’s expenditures, as required above, must be evidenced by expenditures reported in the most recent periodic report submitted to GO-Biz by the application due date for the subsequent round of the Cannabis Equity Grants Program for Local Jurisdictions for which Grantee is applying.
 - (f) It understands and agrees that its Local Equity Program may not include eligibility criteria that violate the Equal Protection Clauses of the U.S. and California Constitutions, and Article 1, Section 31 of the California Constitution (Prop. 209) such as race, ethnicity, gender, sexual orientation, etc.

- 17. Nondiscrimination.** Grantee shall comply with all applicable federal and state laws and statutes related to nondiscrimination, including, but not limited to, race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, veteran and military status, drug addiction, and alcoholism.
- 18. Union Activities.** Grantee acknowledges that Government Code section 16645.2 applies to this Agreement. Pursuant to Government Code section 16645.2, Grantee certifies that none of the Grant Award will be used to assist, promote, or deter union organizing. If Grantee makes expenditures to assist, promote, or deter union organizing, it shall maintain records sufficient to show that no portion of the Grant Award was used for those expenditures. Grantee shall provide those records to the Attorney General upon request.
- 19. Media Release.** Grantee may elect to issue a press release related to this Agreement, but any release shall be approved by GO-Biz in writing prior to such release. Such approval shall not be unreasonably withheld.
- 20. Indemnification/Warranty and Disclaimer/Limitation of Liability.** Grantee shall defend, indemnify, and hold GO-Biz and its agents or assigns, harmless from and against all claims, damages, and liabilities (including reasonable attorneys' fees) arising from this Agreement due to Grantee's breach of this Agreement, or the result of Grantee's negligence or willful misconduct. UNDER NO CIRCUMSTANCES WILL THE STATE OF CALIFORNIA, GO-BIZ, ITS AGENTS OR EMPLOYEES, BE LIABLE TO GRANTEE FOR ANY DIRECT, INDIRECT, INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES THAT ARISE FROM THIS AGREEMENT.
- 21. Force Majeure.** If by reason of force majeure Grantee's performance hereunder is delayed or prevented, then the performance by Grantee may be extended for the amount of time of such delay or prevention. The term "force majeure" shall mean any fire, flood, earthquake, or public disaster, strike, labor dispute or unrest, embargo, riot, war, insurrection or civil unrest, any act of God, any act of legally constituted authority, or any other cause beyond Grantee's control which would excuse Grantee's performance as a matter of law.
- 22. Notice of Force Majeure.** Grantee agrees to provide GO-Biz written notice of an event of force majeure under this Agreement within ten (10) calendar days of the commencement of such event and within ten (10) calendar days after the termination of such event, unless the force majeure prohibits Grantee from reasonably giving notice within this period. Grantee will give such notice at the earliest possible time following the event of force majeure.
- 23. Integration.** This Agreement (including the exhibits hereto and any written amendments hereof executed by the Parties) constitutes the entire Agreement between the Parties related to this Grant Award and supersedes all prior agreements and understandings, oral and written, between the Parties with respect to the Grant Award described herein.
- 24. Notice.** Within thirty (30) calendar days of the effective date of this Agreement, Grantee shall notify GO-Biz, in writing, of the name, address, phone number, and email of its primary and secondary contact persons for future communication relating to this Agreement. In addition, Grantee agrees to immediately inform GO-Biz of any changes to the name, address, phone number, and email of its primary and secondary contact persons. Unless otherwise specified in this Agreement, any notice required or permitted to be given under this Agreement to GO-Biz shall be emailed to CEG@gobiz.ca.gov.
- 25. Ambiguities.** Each Party has had the opportunity to seek the advice of counsel or has refused to seek the advice of counsel. Each Party and its counsel, if appropriate, have participated fully in the negotiation, drafting, review, and revision of this Agreement. Any rule of construction to the effect that ambiguities are to be resolved against the drafting Party shall not apply in interpreting this Agreement. The language in this Agreement shall be interpreted as to its fair meaning and not strictly for or against any Party.

- 26. Necessary Acts, Further Assurances.** The Parties shall at their own cost and expense execute and deliver any further documents and shall take such other actions as may be reasonably required or appropriate to carry out the intent and purposes of this Agreement.
- 27. Sections and Other Headings.** The section and other headings contained in this Agreement are for reference purposes only and shall not affect the meaning or interpretation of this Agreement.
- 28. Attorneys' Fees.** In the event of any litigation between the parties concerning the terms and provisions of this Agreement, the party prevailing in such dispute shall be entitled to collect from the other party all costs incurred in such dispute, including reasonable attorneys' fees.
- 29. Representation on Authority of Parties/Signatories.** Each person signing this Agreement represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this Agreement. Each Party represents and warrants to the other that the execution and delivery of this Agreement and the performance of such Party's obligations hereunder have been duly authorized and that this Agreement is a valid and legal agreement binding on such Party and enforceable in accordance with its terms.
- 30. Severability.** If any portion of this Agreement is to any extent invalid, illegal, or incapable of being enforced, such portion shall be excluded to the extent of such invalidity, illegality, or unenforceability; all other terms hereof shall remain in full force and effect.
- 31. Governing Law and Consent to Jurisdiction.** This Agreement will be governed, construed, and enforced according to the laws of the State of California without regard to its conflict of laws rules. Each party hereby irrevocably consents to the exclusive jurisdiction and venue of any state court located within Sacramento County, State of California in connection with any matter arising out of this Agreement or the transactions contemplated under this Agreement.

Remainder of the page is intentionally left blank. Signature page immediately follows.

Governor's Office of Business and Economic Development

By:

Name: Will Koch

Title: Deputy Director

Date:

Grantee

County of Mendocino

By: 

Name: Darcie Antle

Title: Chief Executive Officer

Date: 

Exhibit A Budget

Cannabis Equity Grants Program for Local Jurisdictions Assistance for Cannabis Equity Program Applicants & Licensees Application Budget Detail - Funding Request Type 2					
JURISDICTION NAME:			County of Mendocino		
Total Grant Amount Requested (may not exceed \$3,000,000):					\$ 1,803,929.86
A. Grants and Loans					
Assistance for Local Equity Applicants' and Licensees' Startup and Ongoing Costs		Grants	No-Interest Loans	Low-Interest Loans	Total
A1	Rent	\$ 20,000.00	\$ -	\$ -	\$ 20,000.00
A2	Lease	\$ 70,000.00	\$ -	\$ -	\$ 70,000.00
A3	Local and state application, licensing, and regulatory fees	\$ 500,000.00	\$ -	\$ -	\$ 500,000.00
A4	Legal assistance	\$ 100,000.00	\$ -	\$ -	\$ 100,000.00
A5	Regulatory compliance	\$ 210,000.00	\$ -	\$ -	\$ 210,000.00
A6	Testing of cannabis	\$ 15,000.00	\$ -	\$ -	\$ 15,000.00
A7	Furniture	\$ 10,000.00	\$ -	\$ -	\$ 10,000.00
A8	Fixtures and equipment	\$ 160,000.00	\$ -	\$ -	\$ 160,000.00
A9	Capital improvements	\$ 235,732.80	\$ -	\$ -	\$ 235,732.80
A10	Training and retention of a qualified and diverse workforce	\$ 10,000.00	\$ -	\$ -	\$ 10,000.00
A11	Marketing	\$ 55,000.00	\$ -	\$ -	\$ 55,000.00
A12	Cultivation Supplies and Materials (such as Cones and Clones)	\$ 60,000.00	\$ -	\$ -	\$ 60,000.00
A13	Other (Please Specify)	\$ -	\$ -	\$ -	\$ -
Grants and Loans Subtotal					\$ 1,446,732.80
B. Direct Technical Assistance Costs (May not exceed 10% of total amount requested)					
To Provide or Fund Direct Technical Assistance (TA) to Local Equity Applicants and Equity Licensees					
Personnel Classifications		Role In Project	Annual Salary and Benefits	Percentage of Time	Total
B1			\$ -		\$ -
Other Direct Technical Assistance Costs					Amount
B11	Bus. Dev. Ed: non-Go-Biz funded commerical loan applications, bus. plans, acct, bookkeeping, financial projections, & capital imp. procurement (Subcontracted Canna Business Services)				\$ 90,000.00
B12	Contractor (Canna Business Services) provided direct TA for cooperative ed. including reg. requirements, formation, board responsibilities, and bylaws.				\$ 90,000.00
B13					\$ -
Direct Technical Assistance Costs Subtotal					\$ 180,000.00
C. Administrative Costs (May not exceed 10% of total amount requested)					
Personnel Classifications		Role In Project	Annual Salary and Benefits	Percentage of Time	Total
C1	Senior Program Manager	Sara McBurney - Overall grant program management and execution, direct grant evaluation and distribution	\$ 123,763.00	41.0%	\$ 50,742.83
C2	Program Admin	Tarah Rhine - Grant program support, direct grant evaluation and distribution	\$ 100,438.80	40.0%	\$ 40,175.52
C3	Grant Analyst	Kelly Hansen - Grant and fiscal support	\$ 100,438.80	20.0%	\$ 20,087.76
C4	Administrative Asst.	Heidi Cremelle - Grant Admin program support	\$ 80,329.00	15.0%	\$ 12,049.35
C5	Program Director	Steve Dunicliff - Program oversight and management, CEO and BOS liaison	\$ 181,416.00	10.0%	\$ 18,141.60
C6			\$ -		\$ -
Other Administrative Costs					Amount
C11	Equity Assesment Update - Contracted				\$ 37,000.00
C12					\$ -
Administrative Costs Subtotal					\$ 178,197.06
Direct Technical Assistance Costs as Percentage of Total Amount Requested					9.98%
Administrative Costs as Percentage of Total Amount Requested					9.88%
GRAND TOTAL					\$ 1,803,929.86

CCBL Application Status

Mendocino County Cannabis Department February 2024 Update

Department Deadline: December 31, 2024

2024

January February March April May June July August September October November December

Milestone description	Total	Total Months Needed	Hours
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MCD Assigned Applications

Phase 1/2	78	4.875	25	
Phase 3	17	1.0625	25	
Renewals	45	1.6875	15	

4Leaf Assigned Applications

Phase 1/2	143	2.12797619	25	
Renewals	88	0.785714286	15	

Total Applications

CCBL Issued	461
Under Review	238

Status	
Initial Issuance	
Ongoing Workload	
Workload Phase Out	



Mendocino County Cannabis Department Deliverables

DATE: March 27, 2024
TO: Mendocino County General Government Committee
FROM: Mendocino County Cannabis Department
RE: Monthly Activity Report – February 2024

Mendocino County Cannabis Department Mission Statement

“The Mendocino County Cannabis Department’s mission is to issue cannabis cultivation licenses in accordance with regulations as approved by the Board of Supervisors and ensure that all program cultivation sites comply with all applicable environmental, community safety, and regulatory performance standards. The Department shall implement these services fairly and equitably in a timely, professional, and compassionate manner.”

Department Priorities

The Mendocino County Cannabis Department (“MCD”) has identified the following priorities via Board of Supervisor (“BOS”) directives. These priorities are beyond the normal duties required for normal business operations and does not represent the entirety of all assigned objectives.

Planning

Staff Support
Process Management
Streamlining
Priority Reviews (PH. I & II DCC timelines)
Contract Planners
Phase III Applications
Monthly Reporting
Public Meetings

Administration

Staff Support
Process Management
Fiscal and Budget
Grant Management
PRAs

All the priorities listed above shall support the primary function of MCD, as outlined in the mission statement, which is to issue cannabis cultivation licenses within the regulatory framework.

MCD Activity

The total workload of MCD is best reflected by the following two primary data sets:

Active Commercial Cannabis Cultivation Applications submitted to MCD: 238

Active Commercial Cannabis Cultivation Business Licenses (“CCBL”) issued by MCD¹: 461

Total: 699

February Breakdown

CCBL Renewals issued: 6

CCBL Initial issuance: 13

CCBL Withdrawn: 7

CCBL Denial: 70

Total number of CCBLs processed for the month: 96

Issued MCD CCBL Status

When a CCBL application meets all required criteria and is approved by MCD it becomes an issued CCBL. Issued CCBLs are renewed annually and require a state license issued by the Department of Cannabis Control (“DCC”) to actively cultivate cannabis. The main objective is for all applicants and licensees to have an issued county CCBL as well as an annual state license. All provisional CCBLs have a December 31, 2024, deadline for transition to annual.

Active Commercial CCBLs issued by MCD

MCD Issued License with DCC (Annual): 21

MCD Issued License with DCC (Provisional): 415

MCD Issued without DCC: 25

TOTAL: 461

Annual 2024 MCD CCBL Renewals (Applies to the issued licenses above)

Renewals Issued YTD: 16

Renewals pending (waiting for review by staff): 126

Mendocino County Approximate Square Footage²

Approximate total of issued square footage for cultivation: 4,263,000

CCBL Subtype	Number Issued	Approx. Sq. Ft.
1	53	265,000
2	316	3,160,000

¹ Renewals are accounted for within the Issued Licenses data set.

² "Type 1" (5,000) square feet of total plant canopy - for medium outdoor, indoor, or mixed light cultivation

"Type 2" (10,000) square feet of total plant canopy - for large outdoor, indoor, or mixed light cultivation

"Type 4" (22,000) square feet of total plant canopy for the cultivation of cannabis nursery stock and/or seed production

"Type C" (2,500) square feet of total canopy - for small outdoor, indoor, or mixed light cultivation

4	64	768,000
C	28	70,000

Approximate total of under-review square footage for cultivation: 2,534,000

CCBL Subtype	Number Under Review	Approx. Sq. Ft.
1	22	110,000
2	168	1,680,000
4	32	704,000
C	16	40,000

MCD CCBL Applications

Information regarding current “under review” applications is as follows:

Review Data

Number of Applications and Renewals assigned to contract planners: 231

Number of Applications and Renewals assigned to MCD planners: 139

Department Log Jams

California Department of Fish and Wildlife (“CDFW”)

Response Required and Past 45-Day Deadline: 26 referrals
 Total Number of Days Since Referral Sent to CDFW: 2 - 275 days
 Total Number MCD Policy Has Allowed to Move Forward with Issuance: 70 Applications

CDFW Referral Responses Received: 57 Responses

Longest Response Time: 226 days
 Quickest Response Time: 28 days
 Average Response Time: 79 days

Non-responsive Applicants and CCBL Holders

The Department sent out a total of 210 notices to applicants during the month of December as we initiated review of applications without an active DCC license on file.

During the month of January, the Department sent out 135 certified USPS mail notifications in addition to regular USPS mail notifications and follow-up emails to applicants deemed “non-responsive applicants” due to no response received from the original December outreach.

In total, the Department has received 142 responses. During the month of February, the Department denied 70 CCBL applications. Appellants have a 35-day appeal period in accordance with Mendocino County Code (“MCC”) and the Department’s denial policy in which they may apply file to appeal the denial decision.

New Applications

All new Phase III CCBL applications should be applied for online. To start the application process, please visit the Department's [Accela webpage](#). Please note, the application process may take more than one hour. Applicants may also pause at any time throughout the application process and save their progress.

As a reminder, the submission of a CCBL application through Accela and the assigned license number does not allow you to cultivate until all County and State licenses have been acquired.

Renewal Applications

In preparation for the launch of 5-year renewals, the Department has posted all in program CCBLs and their expected renewal year on our website. Qualifications and tiering were created based on the below criteria. Applicants may have qualified for more than one tier, if so, the department may have adjusted individual CCBLs in an effort to evenly distribute the workload associated with future renewals.

Applicant CCBLs will be updated and available in their Accela account in coming weeks.

Tier 1 (renew 2025) - CCBLs without an active DCC license (including Phase 3) and all relocations with an unmet compliance plan.

Tier 2 (renew 2026) - CCBLs under review or issued only once (never renewed) that have an unmet compliance plan and did not submit an appendix G.

Tier 3 (renew 2027) – Any remaining CCBLs not meeting conditions of tiers 1,2,4 or 5.

Tier 4 (renew 2028) – Any Remaining CCBLs w/o compliance plan.

Tier 5 (renew 2029) – CCBL's with active DCC, no compliance Plan, have renewed at least once or first renewal currently under review.

Site Inspections

Virtual site inspections are a part of the new streamline ordinance. The Department will be using the below CCBL Renewal Quality Control for Inspections:

- New Phase III Applications must complete an initial physical onsite inspection
- A physical site inspection must be conducted at least every 5 years
- At least 5% of all in program applications and CCBLs will be randomly selected for a priority inspection annually.
- Factors utilized to determine whether renewal or random inspections will be physical or remote may include:
 - Does the CCBL have a confirmed deviation between submitted site plan and aerial imagery and/or history of non-compliance with the Department or other regulatory agencies?
 - If viewed remotely does the CCBL location appear to be consistent with the most current site plan on file?

Number of Inspections Completed Month of February: 18
Miles Traveled Month of January: 945

Is MCD on track?

Please find the Department Gantt Chart attached which reflects goals and expected timelines. The Department is working towards the DCC provisional license cultivation deadline of December 31, 2024.

- Internal staff will focus on Phase III applications, site inspections, renewals, and applications with no DCC provisional licenses, and applications with an annual license.
- Contract planners are focused on under-review applications with expiring DCC provisional licenses by order of expiration and renewals with a DCC provisional license as a condition of the contract planner funding source, the Local Jurisdiction Assistance Grant Program (“LJAGP”). As a part of their review, contract planners will assist with applicable Administrative Permits (“AP”), and essential Accela input.

Environmental Review

Environmental Impact Report (“EIR”):

The DCC is leading CEQA review in connection with annual state licensure of cannabis cultivation in Mendocino County. DCC and a consultant, Ascent Environmental, are working to prepare a programmatic EIR addressing state licensure of cannabis cultivation in Mendocino County. As CEQA requires, this process will include opportunities for public review and input. Once complete, this programmatic EIR will allow for streamlined CEQA review of license applicants’ specific cultivation sites in Mendocino County, using site-specific addenda. This process may also result in the identification of specific sites that can satisfy CEQA using other documentation, such as negative declarations or mitigated negative declarations; if so, it may be possible to complete environmental review as to those specific sites without awaiting completion of the programmatic EIR. Meanwhile, and of significant note, while this CEQA review process is underway, DCC can continue to renew provisional cultivation licenses in Mendocino County that otherwise satisfy applicable renewal requirements through December 31, 2024.

Applicants with questions regarding their individual EIR process should direct questions to licensing@cannabis.ca.gov.

Ordinance Streamlining Update

MCD, in coordination with the General Government Committee, held a special meeting for discussion and possible action including providing recommendations to staff and a referral to the BOS regarding Chapter 10A.17 on October 10, 2023.

The new proposed streamline ordinance went in front of the BOS for first reading, discussion, and approval on January 23, 2024. The second reading occurred as a consent item during the February 6, 2024, BOS meeting. If approved, the Department anticipates the new ordinance would go into effect on March 8, 2024.

Local Equity Entrepreneur Program (“LEEP”) Grant

The State’s Cannabis Equity Grants Program for Local Jurisdictions aims to advance economic justice for populations and communities impacted by cannabis prohibition and the War on Drugs (WoD) by providing support to local jurisdictions as they promote equity in California and eliminate barriers to entering the newly regulated cannabis industry for equity program applicants and licensees. The County has submitted applications for LEEP funding in the five rounds which have opened so far; four of those applications were funded. With \$6 million awarded from the State and administered by the Governor’s Office of Business & Economic Development (“GO-Biz”) and \$100,000 in matching grant funds from the BOS, the program offers applicants waivers of cannabis business expenses, direct grants funds for start-up and ongoing expenses, and direct technical assistance based on individual needs and circumstances.

The Department has distributed \$5,125,531.55 in LEEP funding to verified local equity applicants via direct grant and fee relief to date.

LEEP Funding (CEG-2024-583) Round 5

The Department received award notification of the 2023-24 Grant Solicitation (CEG-2024-533, Round 5) on February 7, 2024. The Department received a Type 2 grant with an award amount of \$1,803,929.86. The Department projects direct grant funding will be fully allocated to applicants who are already in the direct grant queue, after the start of the grant agreement term in April 2024. As additional information on this award becomes available, the Department will share new details via Canna Note and the Department website.

MCD will utilize a portion of the awarded funds to enter into a contract agreement with our procured vendor Canna Business Services who will offer Direct Technical Assistance to our equity applicants.

The Department is looking to issue a Request for Proposal (“RFP”) to contract with one qualified contractor to provide an update to the County equity assessment.

Equity Eligibility Criteria (Revised)

As a part of the Round 5 award notification, the Department also received approval for the newly proposed equity criteria. Applicants who previously qualified solely under the “5-mile radius from a CAMP raid” received individual email outreach from the Department inviting them to submit new eligibility proof and potentially re-establish equity eligibility.

Local Jurisdiction Assistance Grant Program (LJAGP)

Mendocino County was one of 21 local jurisdictions awarded funds from Department of Cannabis Control (DCC) for the LJAGP. This one-time funding is to assist local jurisdictions with the greatest need to transition provisional licensees to annual licenses. In January 2022, the County was awarded over \$17.5 million in assistance, a portion of which was set aside by County staff to offer direct grants and fee waivers to qualified provisional license holders located within the unincorporated areas of Mendocino County. On February 17, 2023, the County received notification that the LJAGP Grant was under routine audit; to date, this audit has not yet been cleared.

The LJAGP Grant Program Manual has been approved by the DCC. The direct grant program is a reimbursement model with award amounts available of up to \$25,000.00 per applicant. The direct grant application window is currently expected to open on March 1, 2024. Grant Application document requests and information is available on the Department’s website.

The Department hosted a well-attended LJAGP Grant Application Workshop on February 23, 2024. A recorded copy of the workshop and presentation materials are available on the Department’s website.

MCD Budget

MCD’s Fiscal Mid-Year Reporting for 2023-2024 shows the Department is currently projecting to end the year with an unbudgeted expense to the general fund.

Department Staffing levels

<u>As of January 2024:</u>	MCD Planners: 4
	Contract Planners: 20 (10 Full Time Equivalent (“FTE”))
<u>As of February 2024:</u>	MCD Planners: 4
	Contract Planners: 16 (9 FTE)
<u>Filled positions:</u>	Department Head (Interim)
	Senior Program Manager
	Program Administrator
	Planner I/II (x3)
	Planner I/Tech
	Administrative Assistant
<u>Current Recruitments:</u>	None

For additional and up-to-date information regarding the Cannabis Department Activities please sign up for “Canna-Notes” through the county’s eNotification system at the following link:

<https://www.mendocinocounty.org/government/cannabis-cultivation/enotifications>



Mendocino County Board of Supervisors Agenda Summary

Item #: 2b)

To: GENERAL GOVERNMENT STANDING COMMITTEE

From: Cannabis

Meeting Date: April 24, 2024

Department Contact: Sara McBurney

Phone: 707-234-6680

Department Contact: Steve Dunicliff

Phone: 707-463-4441

Time Allocated for Item: 30 Minutes

Agenda Title:

Discussion and Possible Action Including Providing Recommendations to Staff and a Referral to the Board of Supervisors Recommending Approval of the Mendocino Cannabis Department Monthly Update for March 2024

(Sponsor: Cannabis)

Recommended Action/Motion:

Provide recommendations to staff; and a referral to the Board of Supervisors recommending approval of the Mendocino Cannabis Department Monthly Update for March 2024.

Previous Board/Board Committee Actions:

On April 19, 2022, the Board directed Department staff to provide a written update during the second Board Meeting of every month. On August 16, 2022, the Board referred the topic of Cannabis to the General Government Committee.

Summary of Request/Referral:

It is requested that the General Government Committee provide recommendations to staff regarding the above referenced monthly update and a referral to the Board of Supervisors recommending approval of the Mendocino Cannabis Department's Monthly Update.

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

budget clarification: N/A

annual recurring cost: N/A

budgeted in current f/y (if no, please describe): N/A

revenue agreement: N/A

CEO Liaison: Executive Office

Item #: 2b)

CEO Review: Yes
CEO Comments:

FOR COB USE ONLY

Executed By: Deputy Clerk

Date: Date Executed

Final Status: Item Status

Executed Item Type: item

Number:



Mendocino County Cannabis Department Deliverables

DATE: April 24, 2024
TO: Mendocino County General Government Committee
FROM: Mendocino County Cannabis Department
RE: Monthly Activity Report – March 2024

Mendocino County Cannabis Department Mission Statement

“The Mendocino County Cannabis Department’s mission is to issue cannabis cultivation licenses in accordance with regulations as approved by the Board of Supervisors and ensure that all program cultivation sites comply with all applicable environmental, community safety, and regulatory performance standards. The Department shall implement these services fairly and equitably in a timely, professional, and compassionate manner.”

Department Priorities

The Mendocino County Cannabis Department (“MCD”) has identified the following priorities via Board of Supervisor (“BOS”) directives. These priorities are beyond the normal duties required for normal business operations and does not represent the entirety of all assigned objectives.

Planning

Staff Support
Process Management
Streamlining
Priority Reviews (PH. I & II DCC timelines)
Contract Planners
Phase III Applications
Monthly Reporting
Public Meetings

Administration

Staff Support
Process Management
Fiscal and Budget
Grant Management
PRAs

All the priorities listed above shall support the primary function of MCD, as outlined in the mission statement, which is to issue cannabis cultivation licenses within the regulatory framework.

MCD Activity

The total workload of MCD is best reflected by the following two primary data sets:

Active Commercial Cannabis Cultivation Applications submitted to MCD: 202

Active Commercial Cannabis Cultivation Business Licenses (“CCBL”) issued by MCD ¹ :	493
Total:	695

March Breakdown

CCBL Renewals issued:	20
CCBL Initial issuance:	34
CCBL Withdrawn:	5
CCBL Denial:	0
Total number of CCBLs processed for the month:	59

Issued MCD CCBL Status

When a CCBL application meets all required criteria and is approved by MCD it becomes an issued CCBL. Issued CCBLs are renewed annually and require a state license issued by the Department of Cannabis Control (“DCC”) to actively cultivate cannabis. The main objective is for all applicants and licensees to have an issued county CCBL as well as an annual state license. All provisional CCBLs have a December 31, 2024, deadline for transition to annual.

Active Commercial CCBLs issued by MCD

MCD Issued License with DCC (Annual):	21
MCD Issued License with DCC (Provisional):	445
MCD Issued without DCC:	27
TOTAL:	493

Annual 2024 MCD CCBL Renewals (Applies to the issued licenses above)

Renewals Issued YTD:	35
Renewals pending (waiting for review by staff):	92

Mendocino County Approximate Square Footage²

In an effort to showcase issued and under review CCBLs in a different way, please see the approximate amount of square footage that **could** be grown in Mendocino County, **if** everyone cultivated the maximum square footage they were issued or under review for below. Please note actual cultivation in Mendocino County will not equal the approximations by license type below due to site plan limitations, fallowing and applicants without a valid DCC license.

¹ Renewals are accounted for within the Issued Licenses data set.

² "Type 1" (5,000) square feet of total plant canopy - for medium outdoor, indoor, or mixed light cultivation
 "Type 2" (10,000) square feet of total plant canopy - for large outdoor, indoor, or mixed light cultivation
 "Type 4" (22,000) square feet of total plant canopy for the cultivation of cannabis nursery stock and/or seed production
 "Type C" (2,500) square feet of total canopy - for small outdoor, indoor, or mixed light cultivation

Approximate total of issued square footage for cultivation: 4,958,785

CCBL Subtype	Number Issued	Approx. Sq. Ft.
1	57	285,000
2	339	3,390,000
4	68	1,496,000
C	29	72,500

Approximate total of under-review square footage for cultivation: 2,104,500

CCBL Subtype	Number Under Review	Approx. Sq. Ft.
1	19	95,000
2	140	1,400,000
4	26	572,000
C	15	37,500

2023 Fallowing

Applicants who filed to fallow for 2023 were required to complete their fallowing applications by submitting an Affidavit of Fallowing along with a fallowing site plan to the Department by January 31st, 2024. The Site Plan submitted with the Affidavit of Fallowing was required to clearly show the fallowed area and include the total square footage of both the fallowed canopy and canopy that will remain in use.

The Department processed forty-two (42) completed 2023 Fallowing applications in February 2024. MCD staff has notified applicants as well as the Treasurer Tax Collector of all CCBLs with completed Fallowing applications.

The total square footage of 2023 fallowing submissions was approximately 136,500 and is not reflected in the Mendocino County Approximate Square Footage section above.

CCBL Subtype	Number Under Review	Approx. Sq. Ft.
1	13	65,000
2	25	25,000
4	2	44,000
C	1	2,500

MCD CCBL Applications

Information regarding current “under review” applications is as follows:

Review Data

Number of Under Review Applications assigned to contract planners:	109
Number of Under Review Renewals assigned to contract planners:	53
Number of Under Review Applications assigned to MCD planners:	91

Number of Under Review Renewals assigned to MCD planners:

39

New Applications

All new Phase III CCBL applications should be applied for online. To start the application process, please visit the Department's [Accela webpage](#). Please note, the application process may take more than one hour. Applicants may also pause at any time throughout the application process and save their progress.

As a reminder, the submission of a CCBL application through Accela and the assigned license number does not allow you to cultivate until all County and State licenses have been acquired.

Renewal Applications

On March 8, 2024, the Department went live with the new streamlined ordinance, including the start of 5-year renewals. Applicants may find a list of all in program CCBLs and their expected renewal year on our website. Qualifications and tiering were created based on the below criteria. Applicants may have qualified for more than one tier, if so, the department may have adjusted individual CCBLs in an effort to evenly distribute the workload associated with future renewals.

Applicant CCBLs will be updated and available in their Accela account in coming weeks.

Tier 1 (renew 2025) - CCBLs without an active DCC license (including Phase 3) and all relocations with an unmet compliance plan.

Tier 2 (renew 2026) - CCBLs under review or issued only once (never renewed) that have an unmet compliance plan and did not submit an appendix G.

Tier 3 (renew 2027) – Any remaining CCBLs not meeting conditions of tiers 1,2,4 or 5.

Tier 4 (renew 2028) – Any Remaining CCBLs w/o compliance plan.

Tier 5 (renew 2029) – CCBL's with active DCC, no compliance Plan, have renewed at least once or first renewal currently under review.

Site Inspections

Virtual site inspections are a part of the new streamline ordinance. The Department will be using the below CCBL Renewal Quality Control for Inspections:

- New Phase III Applications must complete an initial physical onsite inspection
- A physical site inspection must be conducted at least every 5 years
- At least 5% of all in program applications and CCBLs will be randomly selected for a priority inspection annually.
- Factors utilized to determine whether renewal or random inspections will be physical or remote may include:
 - Does the CCBL have a confirmed deviation between submitted site plan and aerial imagery and/or history of non-compliance with the Department or other regulatory agencies?

- If viewed remotely does the CCBL location appear to be consistent with the most current site plan on file?

Number of Inspections Completed Month of February: 13
 Miles Traveled Month of January: 913

Department Log Jams

California Department of Fish and Wildlife (“CDFW”)

Number of Overall Application Referrals with a CDFW Response Pending: 45
 Number of Application Referrals Identified as not Less Than Significant
 and past the 30-Day Deadline for CDFW response: 8

Total Number of Days Since Referral Sent to CDFW: 10-262 days
 Total Number of Applications that the MCD Policy allowed
 to move Forward with Issuance: 73 Applications
 Total Number of Applications that the Ordinance has allowed
 to move Forward with Issuance: 12 Applications
 CDFW Referral Responses Received to-date: 57 Responses

Longest Response Time: 226 days
 Quickest Response Time: 28 days
 Average Response Time: 76 days

Is MCD on track?

Please find the Department Gantt Chart attached which reflects goals and expected timelines. The Department is working towards the DCC provisional license cultivation deadline of December 31, 2024.

- Internal staff will focus on Phase III applications, site inspections, renewals, and applications with no DCC provisional licenses, and applications with an annual license.
- Contract planners are focused on under-review applications with expiring DCC provisional licenses by order of expiration and renewals with a DCC provisional license as a condition of the contract planner funding source, the Local Jurisdiction Assistance Grant Program (“LJAGP”). As a part of their review, contract planners will assist with applicable Administrative Permits (“AP”), and essential Accela input.

Environmental Review

Environmental Impact Report (“EIR”):

The DCC is leading CEQA review in connection with annual state licensure of cannabis cultivation in Mendocino County. DCC and a consultant, Ascent Environmental, are working to prepare a

programmatic EIR addressing state licensure of cannabis cultivation in Mendocino County. As CEQA requires, this process will include opportunities for public review and input. Once complete, this programmatic EIR will allow for streamlined CEQA review of license applicants' specific cultivation sites in Mendocino County, using site-specific addenda. This process may also result in the identification of specific sites that can satisfy CEQA using other documentation, such as negative declarations or mitigated negative declarations; if so, it may be possible to complete environmental review as to those specific sites without awaiting completion of the programmatic EIR. Meanwhile, and of significant note, while this CEQA review process is underway, DCC can continue to renew provisional cultivation licenses in Mendocino County that otherwise satisfy applicable renewal requirements through December 31, 2024.

Applicants with questions regarding their individual EIR process should direct questions to licensing@cannabis.ca.gov.

Local Equity Entrepreneur Program (“LEEP”) Grant

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The Department has distributed \$5,125,531.55 in LEEP funding to verified local equity applicants via direct grant and fee relief to date.

LEEP Funding (CEG-2024-583) Round 5

The Department received award notification of the 2023-24 Grant Solicitation (CEG-2024-533, Round 5) on February 7, 2024. The Department received a Type 2 grant with an award amount of \$1,803,929.86. The Department projects direct grant funding will be fully allocated to applicants who are already in the direct grant queue, after the start of the grant agreement term in April 2024. As additional information on this award becomes available, the Department will share new details via Canna Note and the Department website.

MCD will utilize a portion of the awarded funds to enter into a contract agreement with our procured vendor Canna Business Services who will offer Direct Technical Assistance to our equity applicants.

The Department issued Request for Proposal (“RFP”) RFP-015-24 on March 25, 2024, seeking one qualified contractor to provide an update to the County equity assessment.

Local Jurisdiction Assistance Grant Program (LJAGP)

Mendocino County was one of 21 local jurisdictions awarded funds from Department of Cannabis Control (DCC) for the LJAGP. This one-time funding is to assist local jurisdictions with the greatest

need to transition provisional licensees to annual licenses. In January 2022, the County was awarded over \$17.5 million in assistance, a portion of which was set aside by County staff to offer direct grants and fee waivers to qualified provisional license holders located within the unincorporated areas of Mendocino County. On February 17, 2023, the County received notification that the LJAGP Grant was under routine audit; to date, this audit has not yet been cleared.

The LJAGP Direct Grant Application and supporting materials are published on the Department's website. Eligible Provisional License holders are encouraged to apply: [Cannabis LJAGP Direct Grant Application | Mendocino County, CA](#)

MCD Budget

MCD's Fiscal Mid-Year Reporting for 2023-2024 shows the Department is currently projecting to end the year with an unbudgeted expense to the general fund.

Department Staffing levels

<u>As of February 2024:</u>	MCD Planners: 4
	Contract Planners: 20 (10 Full Time Equivalent ("FTE"))
<u>As of March 2024:</u>	MCD Planners: 4
	Contract Planners: 16 (9 FTE)
<u>Filled positions:</u>	Department Head (Interim)
	Senior Program Manager
	Program Administrator
	Planner I/II (x3)
	Planner I/Tech
	Administrative Assistant
<u>Current Recruitments:</u>	None

For additional and up-to-date information regarding the Cannabis Department Activities please sign up for "Canna-Notes" through the county's eNotification system at the following link: <https://www.mendocinocounty.org/government/cannabis-cultivation/enotifications>

CCBL Application Status

Mendocino County Cannabis Department March 2024 Update

Department Deadline: December 31, 2024

2024

January February March April May June July August September October November December

Milestone description	Total	Total Months Needed	Hours
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MCD Assigned Applications

Phase 1/2	75	4.6875	25	[Gantt chart bars for Phase 1/2]											
Phase 3	16	1	25	[Gantt chart bars for Phase 3]											
Renewals	39	1.4625	15	[Gantt chart bars for Renewals]											

4Leaf Assigned Applications

Phase 1/2	109	2.523148148	25	[Gantt chart bars for Phase 1/2]											
Renewals	53	0.981481481	15	[Gantt chart bars for Renewals]											

Status	
Initial Issuance	[Green bar]
Ongoing Workload	[Light green bar]
Workload Phase Out	[Dark green bar]

Total Applications

CCBL Issued	493
Under Review	202



Mendocino County Board of Supervisors Agenda Summary

Item #: 2c)

To: GENERAL GOVERNMENT STANDING COMMITTEE

From: Cannabis and County Counsel

Meeting Date: April 23, 2024

Department Contact: Jared Schwass

Phone: 707-234-6885

Department Contact: Sara McBurney

Phone: 707-234-6680

Time Allocated for Item: 30 Minutes

Agenda Title:

Discussion and Possible Action Including Acceptance Informational Presentation on a Mendocino Cannabis Department (MCD) Procedure Interpreting and Implementing the Cannabis Cultivation Business License Density Limitations Found Within Mendocino County Code §10A.17.070(D)
(Sponsors: Cannabis and County Counsel)

Recommended Action/Motion:

Receive the informational presentation on a MCD procedure interpreting and implementing the Cannabis Cultivation Business License density limitations found within Mendocino County Code §10A.17.070(D).

Previous Board/Board Committee Actions:

None.

Summary of Request/Referral:

In response to an inquiry as to the application of the 10,000 sq. ft. cultivation limit on non-Type 4 CCBLs, MCD and County Counsel researched the genesis of the limitation and determined that an updated procedure was warranted to interpret and implement the Cannabis Cultivation Business License ("CCBL") density limitations found in MCC §10A.17.070(D).

In summary, the existing CCBL density limitations found within MCC allow a Person, as that term is defined in MCC §10A.17.020, to obtain a maximum of two separate CCBL types on a single parcel without obtaining a Type 4 CCBL, so long as the CCBL types are allowed in the applicable zoning district and all requirements found in the MCC are satisfied. A Person who obtains two separate CCBLs, which are not Type 4s, is not limited to 10,000 sq. ft. of total cannabis cultivation space. A Person in this instance could be allowed a maximum of 20,000 sq. ft. of total cannabis cultivation space.

This interpretation of existing language in the MCC, as has been adopted by the Board of Supervisors, will be distributed to planning staff for implementation effective April 24, 2024.

Supplemental Information Available Online At: N/A

Item #: 2c)

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

budget clarification: N/A

annual recurring cost: N/A

budgeted in current f/y (if no, please describe): N/A

revenue agreement: N/A

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Deputy Clerk

Date: Date Executed

Final Status: Item Status

Executed Item Type: item

Number:



**COUNTY OF MENDOCINO
CANNABIS DEPARTMENT**

860 NORTH BUSH STREET
UKIAH, CALIFORNIA 95482
[department](https://www.mendocinocounty.org/departments/cannabis-department)

CONTACT INFORMATION

PHONE: 707-234-6680

mcdpod@mendocinocounty.gov

<https://www.mendocinocounty.org/departments/cannabis-department>

Date: April 24, 2024
To: Cannabis Department Staff/ Contract Planning Staff
From: Steve Dunncliff, Interim Director Mendocino Cannabis Department
RE: Internal Procedure #[XX] – CCBL Density

PURPOSE

The Mendocino County Cannabis Department (“MCD”) provides the following memorandum to provide clarity and to implement a policy regarding Mendocino County Code (“MCC”) Section 10A.17.070(D), which addresses Cannabis Cultivation Business License Density.

DEFINITIONS

“Cannabis Cultivation Business License” or “CCBL” shall have the definition set forth in MCC §10A.17.020 as it may be amended from time to time.

“CCBL Holder” shall have the definition set forth in MCC §10A.17.020 as it may be amended from time to time.

“Department” shall have the definition set forth in MCC §10A.17.020 as it may be amended from time to time.

“MCCO” means Chapter 10A.17 of the Mendocino County Code as it may be amended from time to time, which is also referred to as the Mendocino Cannabis Cultivation Ordinance

“Person” shall have the definition set forth in MCC §10A.17.020 as it may be amended from time to time.

“Type 4 CCBL” shall have the definition set forth in MCC §10A.17.020 as it may be amended from time to time.

ORDINANCE SECTIONS

Sec. 10A.17.070 – Requirements for All CCBL’s.

(D) CCBL Density. A Person may apply for and obtain a maximum of two (2) CCBL's listed in section 10A.17.060 at any given time, with a maximum density of one (1) CCBL per legal parcel; provided, however, that:

- (1) A Person may obtain two (2) separate CCBL's of different CCBL types on a single legal parcel if the total square footage of the two (2) CCBL's does not exceed the largest maximum square footage authorized on a parcel for the relevant zoning district. A Person who applies for and obtains a Type 4 CCBL in combination with any other CCBL, shall not exceed a total square footage of twenty-two thousand (22,000) square feet per legal parcel, of which not more than ten thousand (10,000) square feet may be grown to maturity. Plants may be grown to maturity by a Type 4 CCBL Holder for seed production



or genetic expression, where the mature flowers are destroyed, and not used for commercial purposes, shall not require a separate CCBL.

- (2) A Person may apply for one (1) CCBL of a single size (e.g. Type C, Type 1 or Type 2) that may include any combination of all three (3) cultivation types (e.g. indoor, outdoor, mixed-light), but if any cultivation would require the issuance of a permit pursuant to Chapter 20.242, the entire CCBL shall be subject to review under Chapter 20.242.
- (3) A Person may obtain one (1) CCBL for multiple legal parcels, so long as the parcels are contiguous and under the same ownership. Should the Person sell any of the parcels subject to the CCBL, subsequent CCBL's shall be required to modify the cultivation site to adhere to required setbacks.

Sec. 20.242.040 – Existing Cannabis Cultivation Sites.

(B) Cultivation sites, in conformance with the MCCO, may be allowed on a legal parcel with an approved Zoning Clearance, Administrative Permit or Minor Use Permit as required for the zoning district in which the cultivation site is located and as listed in Table 1.

TABLE 1
Zoning Permit Requirement for Existing Cannabis Cultivation by Zoning District and Cannabis Cultivation Ordinance CCBL Type

MCCO CCBL Type	C Sm Outdoor	C-A Sm Indoor, Artificial Light		C-B Sm, Mixed Light	1 Med Outdoor	1-A Med Indoor, Artificial Light	1-B Med Mixed Light	2 Lg Outdoor	2-A Lg Indoor, Artificial Light	2-B Lg Mixed Light	4 Nursery
Min Parcel Area (ac)* 1, * 2, * 3	NA	NA		NA	5	5	5	10	10	10	5
Cultivation Area Limit (sf)	2,500	500	501—2,500	2,500	2,501—5,000	2,501—5,000	2,501—5,000	5,001—10,000	5,001—10,000	5,001—10,000	22,000
Zoning District	RR 5* 1	ZC	AP	UP	ZC	ZC	—	ZC	—	—	—
	RR 10	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC
	AG	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC
	UR	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC
	RL	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC
	FL* 4	ZC	AP	UP	ZC	AP	—	AP	AP	—	AP
	TPZ* 4	ZC	AP	UP	ZC	AP	—	AP	AP	—	AP
	I1* 5	ZC	ZC	ZC	ZC	ZC	ZC	ZC	—	ZC	ZC
	I2* 5	ZC	ZC	ZC	ZC	ZC	ZC	ZC	—	ZC	ZC
	P1* 5	ZC	ZC	ZC	ZC	—	ZC	ZC	—	ZC	ZC



Sec. 20.242.040 – Existing Cannabis Cultivation Sites.

(C) Cultivation sites, operated in conformance with the MCCO, may be allowed on a legal parcel with an approved Zoning Clearance, Administrative Permit or Minor Use Permit, as required for the zoning district in which the cultivation site is located and listed in Table 2.

TABLE 2
Zoning Permit Requirement for New Cannabis Cultivation by Zoning District
and Cannabis Cultivation Ordinance CCBL Type

MCCO CCBL Type	C Sm Outdoor	C-A Sm Indoor, Artificial Light			C-B Sm, Mixed Light	1 Med Outdoor	1-A Med Indoor, Artificial Light	1-B Med Mixed Light	2 Lg Outdoor	2-A Lg Indoor, Artificial Light	2-B Lg Mixed Light	4 Nursery
Min Parcel Area (ac)	2	2			2	5	5	5	10	10	10	10
Cultivation Area Limit (sf)	2,500	500	501— 2,500		2,500	2,501— 5,000	2,501— 5,000	2,501— 5,000	5,001— 10,000	5,001— 10,000	5,001— 10,000	22,000
Zoning District	RR 5* 1	ZC	AP	UP	ZC	ZC	—	ZC	—	—	—	—
	RR 10	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC	ZC
	AG	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC	ZC
	UR	ZC	AP	UP	ZC	ZC	—	ZC	ZC	—	ZC	ZC
	I1* 2	ZC	ZC	ZC	ZC	—	ZC	ZC	—	ZC	ZC	ZC
	I2* 2	ZC	ZC	ZC	ZC	—	ZC	ZC	—	ZC	ZC	ZC
	P1* 2	ZC	ZC	ZC	ZC	—	ZC	ZC	—	ZC	ZC	ZC

STAFF INTERPRETATION

This policy is intended to clarify the interpretation of MCC § 10A.17.070(D) and to revise any past interpretations that were inconsistent with this policy. Previously, MCC § 10A.17.070(D) was utilized to limit a Person’s mature cannabis cultivation area to 10,000 square feet per parcel. However, after further review, the plain meaning of the text does not prescribe such a limit. Rather, the only 10,000 square foot limit on mature cannabis cultivation in MCC § 10A.17.070(D) applies to Type 4 CCBL Holders who have an additional non-Type 4 CCBL on a parcel. In that case, the total cultivation area is limited to 22,000 square feet and the non-nursery cultivation space is limited to 10,000 square feet. There is no such limit prescribed to a Person who obtains two non-nursery CCBLs on one parcel.



COUNTY OF MENDOCINO
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As MCC § 10A.17.070(D)(1) plainly states, “[a] Person may obtain two (2) separate CCBL's of different CCBL types on a single legal parcel if the total square footage of the two (2) CCBL's does not exceed the largest maximum square footage authorized on a parcel for the relevant zoning district.” MCC § 10A.17.070. Further, the same subsection contemplates that a Person may have a Type 4 CCBL in combination with any other CCBL with certain limitations.

Based on that language, it is clear that a Person can obtain two separate CCBLs of different types on the same parcel and that combining CCBL types is not limited to nursery and non-nursery CCBLs. A Person can obtain two different CCBL types on one parcel so long as the cultivation area square foot limit is not exceeded.

Other than placing the aforementioned limit on Type 4 CCBLs, the MCCO does not contain cultivation area square foot limits on parcels. As such, we look to the zoning code to find square-foot cultivation area limits for parcels because the zoning code regulates commercial cannabis uses in the particular zoning district.

When reviewing the zoning code, however, rather than finding cannabis cultivation area square foot limits on parcels, it contains square foot limits for each CCBL type. Therefore, the cultivation area square foot limits per parcel are determined by the CCBL types allowed in the applicable zoning district and the CCBL limit found in MCC § 10A.17.070(D). For example, a parcel of 50 acres could have a Type 4 CCBL and a Type 2 CCBL provided that the total square feet licensed does not exceed 22,000 square feet and no more than 10,000 square feet may be grown to maturity.

Based on the above, MCD's updated interpretation of MCC § 10A.17.070(D) is that a Person can obtain a maximum of two separate CCBL types on a single parcel without obtaining a Type 4 CCBL, so long the CCBL types are allowed in the applicable zoning district and all requirements found in the MCCO are satisfied.

AUTHORITY

Procedure Approved: _____ Date: _____

Steve Dunicliff
Interim Cannabis Department Director



Mendocino County Board of Supervisors Agenda Summary

Item #: 2d)

To: GENERAL GOVERNMENT STANDING COMMITTEE

From: Supervisor Haschak

Meeting Date: April 24, 2024

Department Contact: Supervisor Haschak **Phone:** 707-463-4221

Time Allocated for Item: 30 Minutes

Agenda Title:

Discussion and Possible Action Including Consideration of Potential Revisions to Mendocino County Code (MCC) Chapter 8.77, Titled “Hazardous Vegetation, Combustible Material, Rubbish, and Weeds” (Abatement of Hazardous Vegetation and Combustible Material Nuisance Ordinance) and Evaluating Potential Funding Sources for Implementation
(Sponsor: Supervisor Haschak)

Recommended Action/Motion:

Discuss potential revisions to MCC Chapter 8.77, titled “Hazardous Vegetation, Combustible Material, Rubbish, and Weeds” (Abatement of Hazardous Vegetation and Combustible Material Nuisance Ordinance) and evaluate potential funding sources for implementation and determination of recommended next steps.

Previous Board/Board Committee Actions:

On February 23, 2021 the Board adopted an ordinance creating Mendocino County Code Chapters 8.77 providing for the abatement of hazardous vegetation and combustible material to reduce fire hazards. On January 23, 2024, Board of Supervisors referred the consideration of potential revisions and potential funding sources to the General Government Standing Committee (GGC). This item was first discussed by the GGC on February 28, 2024.

Summary of Request/Referral:

MCC Chapter 8.77 titled “Hazardous Vegetation, Combustible Material, Rubbish, and Weeds”, was originally adopted as an “intentional broad framework” with an expectation set by the Board that there would be additional modifications to the ordinance, identification of dedicated resources, and/or Board direction committed to a multistep process developing this as a functional enforcement tool to reduce fire hazards in the County.

The grants division has identified two grants (Fire-Hazard Abatement Ordinance Implementation Planning and Capacity Building grant for \$107,000 and the Fire Hazard Abatement Ordinance Implementation Public Services grant for \$187,000) that may be re-purposed for costs of County personnel, including but not limited to County Counsel, Code Enforcement, Building Division staff, or any other department/division determined by the County as necessary to carry out enforcement.

Additionally, staff have stated it is reasonable that collaboration and coordination with local fire entities remains a critical matter to successfully address hazardous vegetation, with the County perhaps in a supporting role.

Item #: 2d)

Finally, there are hazardous situations in the County that need to be addressed, especially in regards to absentee owners. In some instances, community organizations have received grants for fuel reduction and hazardous vegetation abatement work, but they are unable to proceed for lack of authorization from absentee owners. All options should be explored, including acquisition or transfer of deadbeat properties to an entity that will be responsible stewards of the properties.

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: Possible funding from re-purposed grants

current f/y cost: N/A

budget clarification: N/A

annual recurring cost: N/A

budgeted in current f/y (if no, please describe): No

revenue agreement: No

CEO Liaison: Steve Dunncliff, Deputy CEO

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Deputy Clerk

Date: Date Executed

Final Status: Item Status

Executed Item Type: item

Number:



Mendocino County Board of Supervisors Agenda Summary

Item #: 3a)

To: GENERAL GOVERNMENT STANDING COMMITTEE

From: Executive Office

Meeting Date: March 27, 2024

Department Contact: Atlas Pearson

Phone: 707-463-4441

Department Contact: Darcie Antle

Phone: 707-463-4441

Item Type: Regular Agenda

Time Allocated for Item: 5 Minutes

Agenda Title:

Approval of Minutes of February 28, 2024 Regular Meeting

Recommended Action/Motion:

Approve minutes of February 28, 2024 regular meeting.

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Deputy Clerk

Date: Date Executed

Final Status: Item Status

Executed Item Type: item

Number:

GLENN MCGOURTY
1st District
Supervisor
Chair

MAUREEN MULHEREN
2nd District
Supervisor
Vice-Chair

JOHN HASCHAK
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor



DARCIE ANTLE
Chief Executive Officer/
Clerk of the Board

James 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 GENERAL GOVERNMENT COMMITTEE ACTION MINUTES – February 28, 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: Committee Member/Supervisor Glenn McGourty and Committee Member/Chair John Haschak. Chair Haschak presiding.

Staff Present: Steve Dunicliff, Deputy Chief Executive Officer; James Ross, Interim County Counsel; and Lillian Bearden, Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Sara McBurney.

AGENDA ITEM NO. 2 – REGULAR CALENDAR

2A) DISCUSSION AND POSSIBLE ACTION INCLUDING CONSIDERATION OF POTENTIAL REVISIONS TO MENDOCINO COUNTY CODE (MCC) CHAPTER 8.77, TITLED “HAZARDOUS VEGETATION, COMBUSTIBLE MATERIAL, RUBBISH, AND WEEDS” (ABATEMENT OF HAZARDOUS VEGETATION AND COMBUSTIBLE MATERIAL NUISANCE ORDINANCE) AND EVALUATING POTENTIAL FUNDING SOURCES FOR IMPLEMENTATION - SPONSOR: SUPERVISOR HASCHAK

Presenter/s: Supervisor Haschak; James Ross, Interim County Counsel; John Burkes, Assistant Planning and Building Director, Planning and Building Services; Tamara Alaniz, Brooktrails Township, Community Services District; Scott Cratty, Executive Director, Mendocino County Fire Counsel; Xuyen Mallela, Principle Administrative Analyst, Executive Office.

Public Comment: John Burkes; and Paul Hansbury.

Committee Action: No Action Taken.

COMMITTEE RECESS: 10:29 A.M. – 10:40 A.M.

2B) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF INFORMATIONAL PRESENTATION FROM THE MENDOCINO CANNABIS DEPARTMENT (MCD) REGARDING MCD’S ADOPTED FEE SCHEDULE - SPONSOR: CANNABIS

Presenter/s: Sara McBurney, Senior Program Manager, Cannabis; and Steve Dunicliff, Deputy Chief Executive Officer.

Public Comment: Corinne Powell; Hannah Nelson; Paul Hansbury; and Chantal Simonpietri.

Committee Action: No Action Taken.

2C) DISCUSSION AND POSSIBLE ACTION INCLUDING PROVIDING RECOMMENDATIONS TO STAFF REGARDING THE SENSITIVE SPECIES HABITAT REVIEW (“SSHR”) SCREENING TOOL - SPONSOR: CANNABIS

Presenter/s: Jared Schwass, Deputy County Counsel; and Sara McBurney, Senior Program Manager, Cannabis.

Public Comment: Hannah Nelson; and Chantal Simonpietri.

Committee Action: No Action Taken

2D) DISCUSSION AND POSSIBLE ACTION INCLUDING PROVIDING RECOMMENDATIONS TO STAFF AND A REFERRAL TO THE BOARD OF SUPERVISORS RECOMMENDING APPROVAL OF THE COUNTY OF MENDOCINO CANNABIS DEPARTMENT MONTHLY UPDATE FOR JANUARY 2024 - SPONSOR: CANNABIS

Presenter/s: Jared Schwass, Deputy County Counsel; and Sara McBurney, Senior Program Manager, Cannabis.

Public Comment: Hannah Nelson; and Chantal Simonpietri.

Committee Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors provides recommendations to staff; and recommends a referral to the Board of Supervisors recommending approval of the County of Mendocino Cannabis Department Monthly Update for January 2024. The motion carried by the following vote:

Aye: 2 – Supervisor McGourty and Supervisor Haschak

No: 0 – None

Absent: 0 – None

AGENDA ITEM NO. 3 – OTHER BUSINESS

3A) APPROVAL OF MINUTES OF JANUARY 24, 2024, REGULAR MEETING - SPONSOR: EXECUTIVE OFFICE/CLERK OF THE BOARD

Presenter/s: Lillian Bearden, Deputy Clerk of the Board.

Public Comment: None.

Committee Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the General Government Committee approves minutes of the January 24, 2024, regular meeting. The motion carried by the following vote:

Aye: 2 – Supervisor McGourty and Supervisor Haschak

No: 0 – None

Absent: 0 – None

3B) PUBLIC EXPRESSION

Presenter/s: None.

3C) ANNOUNCEMENTS

Supervisor Haschak.

THERE BEING NOTHING FURTHER TO COME BEFORE THE COMMITTEE, THE MENDOCINO COUNTY GENERAL GOVERNMENT COMMITTEE ADJOURNED AT 11:51 A.M.

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

JOHN HASCHAK, 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