

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor
Chair

DAN GJERDE
4th District
Supervisor
Vice-Chair

TED WILLIAMS
5th District
Supervisor



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

CHRISTIAN M. CURTIS
County Counsel

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

MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES –December 8, 2020

**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 9:34 A.M.)

Present: Supervisor Carre Brown, Supervisor John McCowen, Supervisor John Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams. Chair Haschak 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: Chair Haschak.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Thomas Chandler.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Haschak.

Public Comment: None.

Board Directive: Consent Calendar item 4o) removed for separate consideration.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Brown, IT IS ORDERED that Consent Calendar items 4a) – 4n) and 4p) – 4r) are hereby approved as follows. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

4A) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

1. Mr. Randal MacDonald, Member (District Five), Mendocino County Climate Action Advisory Committee.

4B) AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE EMERGENCY WATER DAMAGE REMEDIATION AND REPAIRS TO THE CARETAKER'S RESIDENCE FOR THE PROPERTY AT 8207 EAST ROAD IN REDWOOD VALLEY IN THE AMOUNT OF \$56,000 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; AND APPROVAL OF INSURANCE REIMBURSABLE APPROPRIATIONS ADJUSTMENTS IN THE AMOUNT OF \$56,000 AS FOLLOWS: APPROPRIATION AND REVENUE INCREASE IN THE CAPITAL IMPROVEMENT BUDGET UNIT 1710, LINE ITEMS 864360 CIO23 AND 827802 IN THE AMOUNT OF \$56,000 - SPONSOR: EXECUTIVE OFFICE

Approved;

4C) ADOPTION OF RESOLUTION AMENDING THE FISCAL YEAR (FY) 2020-21 ADOPTED BUDGET - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-163

RESOLUTION 20-163

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AMENDING THE FINAL BUDGET FOR FISCAL YEAR 2020/21 ADOPTED ON JUNE 23, 2020 ADJUSTING THE FUND BALANCE CARRYOVER, REVENUES AND APPROPRIATIONS

4D) ADOPTION OF PROCLAMATION RECOGNIZING AND HONORING HEALTH AND HUMAN SERVICES AGENCY DIRECTOR, TAMMY MOSS CHANDLER, UPON HER RETIREMENT - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

4E) APPROVAL OF FEE FOR SERVICE AGREEMENT WITH COUNTY OF SOLANO IN AN AMOUNT NOT TO EXCEED \$60,000 FOR THE PROVISION OF MANDATED LABORATORY TESTING SERVICES THROUGH THE NAPA SOLANO YOLO MARIN PUBLIC HEALTH LABORATORY, EFFECTIVE DECEMBER 15, 2020 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-163

4F) APPROVAL OF RETROACTIVE AGREEMENT WITH ESTHER SIEGEL, LMFT IN THE AMOUNT OF \$5,000 TO PROVIDE MENTAL HEALTH THERAPY SERVICES NOT COVERED BY MEDI CAL OR OTHER INSURANCE FOR COURT ORDERED CLIENTS OF HEALTH AND HUMAN SERVICES AGENCY, FAMILY AND CHILDREN'S SERVICES, EFFECTIVE JULY 1, 2020 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-164

4G) APPROVAL OF RETROACTIVE AGREEMENT WITH SANTIAGO SIMENTAL DBA ALTERNATIVES TO VIOLENCE, IN THE AMOUNT OF \$50,000 TO PROVIDE DOMESTIC VIOLENCE TREATMENT SERVICES FOR HEALTH AND HUMAN SERVICES AGENCY, FAMILY AND CHILDREN'S SERVICES CLIENTS, EFFECTIVE JULY 1, 2020 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-165

4H) RATIFICATION OF GRANT WITH CENTER AT SIERRA HEALTH FOUNDATION, WITH FUNDING FROM THE STATE OF CALIFORNIA'S DEPARTMENT OF HEALTH CARE SERVICES, FOR THE BEHAVIORAL HEALTH TELEHEALTH SUD TELEHEALTH ACTIVITIES FUNDING OPPORTUNITY; AND AUTHORIZATION FOR THE BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN THE RESULTING RETROACTIVE REVENUE AGREEMENT IN THE AMOUNT OF \$50,000 WITH SIERRA HEALTH FOUNDATION: CENTER FOR HEALTH PROGRAM MANAGEMENT, EFFECTIVE SEPTEMBER 1, 2020 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-166

4I) APPROVAL OF RETROACTIVE AGREEMENT WITH ANDERSON VALLEY COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF \$66,000 TO SUSTAIN AND SUPPORT EXISTING ADVANCED LIFE SUPPORT AND EMERGENCY MEDICAL SERVICES FOR THE TERM OF JULY 1, 2020 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-167

4J) APPROVAL OF RETROACTIVE AGREEMENT WITH AMERICAN GUARD SERVICES, INC. IN THE AMOUNT OF \$220,480 TO PROVIDE SECURITY GUARD SERVICES AT HEALTH AND HUMAN SERVICES AGENCY LOCATIONS, EFFECTIVE OCTOBER 4, 2020 THROUGH OCTOBER 3, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-168

4K) APPROVAL OF THIRD AMENDMENT TO BOS AGREEMENT NO. 17-158 WITH VISION SERVICE PLAN FOR A FULLY INSURED VISION CARE PLAN, EXTENDING THE TERMINATION DATE FROM DECEMBER 31, 2020 TO DECEMBER 31, 2023 AND INCREASING TOTAL COMPENSATION BY THE AMOUNT OF \$167,964 FOR THE PERIOD OF JANUARY 1, 2021 THROUGH DECEMBER 31, 2023 FOR A REVISED AGREEMENT TOTAL OF \$435,134 - SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 17-158-A1

4L) ADOPTION OF REVISED RESOLUTION AUTHORIZING MENDOCINO COUNTY TO RE SUBMIT AN APPLICATION TO UTILIZE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CARES ACT FUNDS TO PROVIDE MICROENTERPRISE FINANCIAL ASSISTANCE TO BENEFIT, LOW AND MODERATE INCOME HOUSEHOLDS AND PROVIDE ASSISTANCE TO MITIGATE THE IMPACT OF THE COVID-19 PANDEMIC - SPONSOR: PLANNING AND BUILDING SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-164

RESOLUTION 20-164

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT FOR FUNDING A MICROENTERPRISE TECHNICAL ASSISTANCE AND FINANCING PROGRAM

4M) ADOPTION OF A REVISED RESOLUTION AUTHORIZING MENDOCINO COUNTY CHIEF EXECUTIVE OFFICER TO SUBMIT AN APPLICATION TO UTILIZE ON-HAND COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME (CDBG PI) FOR ESTABLISHING AND FUNDING A BUSINESS ASSISTANCE REVOLVING LOAN FUND (RLF) AND EXECUTE ANY AGREEMENTS ASSOCIATED WITH SAID LOAN FUNDS - SPONSOR: PLANNING AND BUILDING SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-165

RESOLUTION 20-165

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING THE USE OF AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO SUBMIT AN APPLICATION TO UTILIZE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FOR ESTABLISHING AND FUNDING A BUSINESS ASSISTANCE REVOLVING LOAN FUND AND EXECUTE ANY AGREEMENTS ASSOCIATED WITH SAID LOAN FUND

4N) ADOPTION OF ORDINANCE AMENDING CHAPTER 5.140 – MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT TO MODIFY THE BOUNDARIES OF THE DISTRICT TO INCLUDE THE INCORPORATED AREA OF THE CITY OF POINT ARENA TO PROVIDE FOR THE LEVYING OF ASSESSMENTS ON SPECIFIED HOTEL BUSINESSES WITHIN THE CITY OF POINT ARENA - SPONSOR: PLANNING AND BUILDING SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4477

ORDINANCE 4477

ORDINANCE AMENDING CHAPTER 5.140 – MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT TO MODIFY THE BOUNDARIES OF THE DISTRICT TO INCLUDE THE INCORPORATED AREA OF THE CITY OF POINT ARENA TO PROVIDE FOR THE LEVYING OF ASSESSMENTS ON SPECIFIED HOTEL BUSINESSES WITHIN THE CITY OF POINT ARENA

4P) APPROVAL OF APPROPRIATION OF FUND BALANCE AVAILABLE IN FUND 1216, SHERIFF'S SPECIAL PROJECTS, IN THE AMOUNT OF \$83,985, TO ACCOUNT SP/862232 LAW ENFORCEMENT SUPPLY AND SERVICES TO PAY FOR EMERGENCY VETERINARY SERVICES (IN THE AMOUNT OF \$26,445.84) FROM VCA PETCARE FOR K-9 RUDDICK FOR THE PERIOD OF OCTOBER 19, 2020 THROUGH NOVEMBER 10, 2020 - SPONSOR: SHERIFF-CORONER

Approved;

4Q) ADOPTION OF RESOLUTION AUTHORIZING DEPARTMENT OF TRANSPORTATION TO PURCHASE ADDITIONAL COMPATIBLE SEGMENTS FOR THE COUNTY'S BAILEY BRIDGE – A PORTABLE, PREFABRICATED, TRUSS BRIDGE, BY SOLE SOURCE METHODS, TO OBTAIN BY AUCTION OR BIDDING, FOR A TOTAL ESTIMATED COST OF \$152,900, AND ADDITION OF ITEM TO COUNTY'S LIST OF FIXED ASSETS (COUNTY WIDE) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-166

RESOLUTION 20-166

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING DEPARTMENT OF TRANSPORTATION TO PURCHASE ADDITIONAL COMPATIBLE SEGMENTS FOR THE COUNTY'S BAILEY BRIDGE – A PORTABLE, PREFABRICATED, TRUSS BRIDGE, BY SOLE SOURCE METHODS, TO OBTAIN BY AUCTION OR BIDDING, FOR A TOTAL ESTIMATED COST OF \$152,900, AND ADDITION OF ITEM TO COUNTY'S LIST OF FIXED ASSETS (COUNTY-WIDE)

4R) ADOPTION OF RESOLUTION APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 200002, 2020 CORRECTIVE/PREVENTATIVE MAINTENANCE ON VARIOUS MENDOCINO COUNTY MAINTAINED ROADS (ALBION/LITTLE RIVER AND COMPTCHE AREAS) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-167

RESOLUTION 20-167

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 200002, 2020 CORRECTIVE/PREVENTATIVE MAINTENANCE ON VARIOUS MENDOCINO COUNTY MAINTAINED ROADS (ALBION/LITTLE RIVER AND COMPTCHE AREAS)

AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:**40) APPROVAL OF AGREEMENT WITH LAND LOGISTICS, LLC, IN THE AMOUNT OF \$650,000 TO PROVIDE DISASTER RECOVERY (DR) ASSISTANCE AND SPECIAL PLANNING PROJECT MANAGEMENT AND REVIEW FOR PLANNING AND BUILDING SERVICES (PBS), BEGINNING ON JANUARY 1, 2021 AND EXPIRING ON DECEMBER 31, 2023 - SPONSOR: PLANNING AND BUILDING SERVICES**

Presenter/s: Mr. Brent Schultz, Director, Planning and Building Services; and Ms. Julia Acker, Assistant Director, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves the Agreement with Land Logistics, LLC, in the amount of \$650,000 to provide Disaster Recovery (DR) Assistance and Special Planning Project Management and Review for Planning and Building Services (PBS), for one year with an option for two year modifications. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Agreement 20-169

8A) – OFF-AGENDA ITEM – COUNTY COUNSEL – PURSUANT TO GOVERNMENT CODE SECTION 54954.2 – DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AFFIRMING SUPPORT FOR STATE AND LOCAL HEALTH ORDERS, ENCOURAGING COMPLIANCE THEREWITH AND PRIORITIZING AVAILABLE COUNTY RESOURCES TO ASSURE EFFECTIVE ENFORCEMENT

AGENDA ITEM 8A) WAS HEARD AS PART OF THE COVID UPDATE, AGENDA ITEM 5B)

Presenter/s: County Counsel, Christian M. Curtis, reported that urgent Board consideration of this matter is necessary due to the COVID-19 Pandemic.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Brown, and carried unanimously; IT IS ORDERED that this matter arose subsequent to the agenda being published pursuant to Government Code Section 54954.2.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Mendocino County Board of Supervisors adopts Resolution of the Mendocino County Board of Supervisors affirming support for State and Local health orders, encouraging compliance therewith and prioritizing available County Resources to assure effective enforcement; and authorize Chair to sign same. The motion carried by the following vote:

Aye: 4 – Supervisor Brown, Supervisor McCowen, Supervisor Gjerde and Supervisor Williams

No: 1 – Supervisor Haschak

Absent: 0 – None

Enactment No: Resolution 20-169

RESOLUTION 20-169

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AFFIRMING SUPPORT FOR STATE AND LOCAL HEALTH ORDERS, ENCOURAGING COMPLIANCE THEREWITH AND PRIORITIZING AVAILABLE COUNTY RESOURCES TO ASSURE EFFECTIVE ENFORCEMENT

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: Mr. Jason Wells, Chief Executive Officer, Adventist Health; Mr. Bessant Parker, Medical Doctor; Adventist; and Ms. Linda Givens, Registered Nurse, Adventist Health; Dr. Andrew Coren, County Health Officer; Dr. Noemi Doohan, County Health Consultant; Ms. Sharon Davis, Mask Up Mendo; and Ms. Carmel J. Angelo, Chief Executive Officer.

Public Comment: Ms. Anna Stockel; and Ms. Theresa McNerlin.

Board Action: No action taken.

BOARD RECESS: 11:15 A.M. – 11:32 A.M.

5C) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION ADOPTING THE 2020 MULTI JURISDICTIONAL HAZARD MITIGATION PLAN FOR MENDOCINO COUNTY AS THE OFFICIAL PLAN - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Mr. Nash Gonzalez, Disaster Recovery; and Mr. Aaron Pfannenstiel, Consultant, Atlas Planning Solutions.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Brown, IT IS ORDERED that the Board of Supervisors adopts Resolution Adopting the 2020 Multi Jurisdictional Hazard Mitigation Plan for Mendocino County as the Official Plan; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 20-168

RESOLUTION 20-168

A RESOLUTION FOR MENDOCINO COUNTY TO ADOPT THE 2020 MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN FOR MENDOCINO COUNTY AS ITS OFFICIAL PLAN

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF APPOINTMENT OF SUPERVISOR JOHN HASCHAK AS BOARD MEMBER REPRESENTATIVE AND APPOINTMENT OF AN ALTERNATE REPRESENTATIVE TO THE NATIONAL ASSOCIATION OF COUNTIES (NACo); AND APPOINTMENT OF SUPERVISOR ELECT GLENN MCGOURTY AS DIRECTOR/BOARD MEMBER REPRESENTATIVE AND APPOINTMENT OF AN ALTERNATE REPRESENTATIVE TO RURAL COUNTY REPRESENTATIVES OF CALIFORNIA (RCRC) AND GOLDEN STATE FINANCE AUTHORITY (GSFA) FOR THE 2020-21 TERM - SPONSOR: EXECUTIVE OFFICE/CLERK OF THE BOARD

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

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves appointment of Supervisor John Haschak as Board Member to the National Association of Counties (NACo); and appointment of Supervisor Elect Glenn McGourty as Board Member Representative to Rural County Representatives of California (RCRC) and Golden State Finance Authority (GSFA) for the 2020-21 term; and authorizes staff to transmit said appointments to each; with alternates to be appointed at a later date. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

ADJOURNED TO CLOSED SESSION: 12:06 A.M.

9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) – CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION – ONE MATTER

9B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: HARINDER GREWAL V. MENDOCINO COUNTY – COURT CASE No. SCU-K-CVPO-2020-73798

9C) 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

RECONVENED IN OPEN SESSION: 1:46 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Haschak.

Board Action: With respect to Agenda Items 9a), 9b), and 9c), direction was given to staff.

5F) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF URGENCY ORDINANCE ESTABLISHING REQUIREMENTS AND PROCEDURES FOR REMOVAL OF FIRE DEBRIS AND HAZARD TREES FROM PRIVATE PROPERTY FOLLOWING THE AUGUST COMPLEX AND OAK FIRES - SPONSORS: EXECUTIVE OFFICE AND COUNTY COUNSEL

Presenter/s: Ms. Darcie Antle, Deputy Chief Executive Officer; Mr. Kirk Ford, Manager, Environmental Health; and Mr. Matthew Kiedrowski, Deputy County Counsel.

Public Comment: Ms. Devon Jones.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors adopts Urgency Ordinance establishing requirements and procedures for the removal of fire debris and hazard trees from private property following the Oak and August Fires, along with improved definition of term "improved public property," with clarifying statements to return on Consent Calendar on 12-15-2020; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Ordinance 4478

ORDINANCE 4478

AN URGENCY ORDINANCE OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING REQUIREMENTS AND PROCEDURES FOR THE REMOVAL OF FIRE DEBRIS AND HAZARD TREES FROM PRIVATE PROPERTY FOLLOWING THE AUGUST COMPLEX AND OAK FIRES

5G) NOTICED PUBLIC HEARING – DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCE AND WAIVE FIRST READING OF AN ORDINANCE ADDING CHAPTER 18.50 TO THE MENDOCINO COUNTY CODE FOR EXPEDITED ELECTRIC VEHICLE CHARGING STATION PERMITTING – SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Mr. Jesse Davis, Senior Planner, Planning and Building Services; and Ms. Janet Orth, Mendocino Council of Governments.

Public Comment: None.

BOARD RECESS: 3:43 P.M. – 3:59 P.M.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors introduces and waives First Reading of an Ordinance adding Chapter 18.50 to the Mendocino County Code to facilitate expedited permitting of Electric Vehicle Charging Station in accordance with Assembly Bill 1236, and directs the Chief Building Official to convey compliance to the California Governor's Office of Business and Economic Development; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

5H) DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCING AND WAIVING AN 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 – SPONSORS: PLANNING AND BUILDING SERVICES AND COUNTY COUNSEL

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

Public Comment: Ms. Hannah Nelson; Ms. Monique Ramirez; Mr. Ron Edwards; and Ms. Corine Powell.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors introduces and waives first reading 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. The motion carried by the following vote:

Aye: 4 – Supervisor Brown, Supervisor Haschak, Supervisor Gjerde and Supervisor Willilams

No: 1 – Supervisor McCowen

Absent: 0 – None

5I) DISCUSSION AND POSSIBLE DIRECTION TO STAFF REGARDING THE CANNABIS CULTIVATION PERMITTING PROGRAM PRIORITIES FROM SEPTEMBER 22, 2020 AND DIRECTION TO STAFF TO REVIEW ADDITIONAL OPTIONS FOR THE PROGRAM INCLUDING POTENTIAL CONSIDERATION OF CANNABIS CULTIVATION AS AN AGRICULTURAL ACTIVITY - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Mr. Brent Schultz, Director, Planning and Building Services; and Mr. John Burkes, Manager, Code Enforcement.

Public Comment: Ms. Hannah Nelson; Ms. Sarah Bodnar; Ms. Monique Ramirez; Mr. Ron Edwards; Ms. Devon Jones; and Ms. Corinne Powell.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors authorizes staff to pursue cannabis as an agricultural activity, and pause items 1, 2, and 4, as identified in summary of request, and only refer permit renewals to CDFW under Interagency Agreement. The motion carried by the following vote:

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

No: 1 – Supervisor Brown

Absent: 0 – None

5J) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION REGARDING VARIOUS SOLID WASTE MATTERS (COUNTYWIDE) - SPONSOR: TRANSPORTATION

Presenter/s: Mr. Howard Dashiell, Director, Transportation.

Public Comment: Mr. Jerry Ward.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct the Director of Transportation to engage in competitive bidding process for Waste Management providers.

Board Action: No action taken.

THE BOARD OF SUPERVISORS JOINTLY CONVENED AS THE MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT, IN CONSIDERATION OF AGENDA ITEM 7A)

7A) DISCUSSION AND POSSIBLE ACTION INCLUDING PRESENTATION REGARDING THE MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT'S 2020 ANNUAL REPORT, AN UPDATE ON IMPLEMENTATION OF MAY 2019 DIRECTIVE TO AIR POLLUTION CONTROL OFFICER, AND OVERVIEW OF AIR DISTRICT AND PELLET MILL HISTORY - SPONSOR: AIR QUALITY MANAGEMENT DISTRICT

Presenter/s: Ms. Barbara Moed, Director, Air Quality Management District.

Public Comment: None.

Board Action: No action taken.

5K) CHIEF EXECUTIVE OFFICER'S REPORT

Board Action: No action taken.

5L) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE

Withdrawn.

6A) SUPERVISOR'S REPORTS

Withdrawn.

5D) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF TAX REFUND CLAIM IN THE AMOUNT OF \$4,220.40 BY KAREN A. CALVERT, PURSUANT TO REVENUE AND TAXATION CODE SECTIONS 5096 AND 5097, REGARDING CERTAIN TAXES PAID TO THE ALBION LITTLE RIVER FIRE PROTECTION DISTRICT - SPONSOR: COUNTY COUNSEL

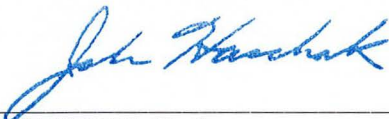
Withdrawn.

5E) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF TAX REFUND CLAIM IN THE AMOUNT OF \$5,118.64 BY JAMES H. CALVERT, PURSUANT TO REVENUE AND TAXATION CODE SECTIONS 5096 AND 5097, REGARDING CERTAIN TAXES PAID TO THE ALBION LITTLE RIVER FIRE PROTECTION DISTRICT - SPONSOR: COUNTY COUNSEL

Withdrawn.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 7:31 P.M.

Attest: LINDSEY DAUGHERTY
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 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
- 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

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