

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor
Vice-Chair

TOM WOODHOUSE
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor
Chair

DAN HAMBURG
5th District
Supervisor

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



KATHARINE L. ELLIOTT
County Counsel

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

MENDOCINO COUNTY BOARD OF SUPERVISORS

AGENDA

REGULAR MEETING

November 01, 2016 - 9:00 AM
**BOARD CHAMBERS, ROOM 1070, COUNTY
ADMINISTRATION CENTER**

TIMED ITEMS

Please note that all times provided are considered approximate

10:00 A.M. Discussion and Possible Acceptance of Presentation by AT&T on the Connect America Funding Phase II Plans for Mendocino, and Update on AT&T's North Coast Network Resiliency Plan Upgrade (refer to item 6b))

12:00 P.M. Adjournment to Manzanita Services 8th Anniversary Celebration, 410 Jones Street, Ukiah, CA 95482 (refer to item 6c)).

Following the posting of the Agenda, all agenda item supporting documentation, including any material submitted to the Clerk after distribution of the Agenda packet, is available for public review through the Executive Office, 501 Low Gap Road, Room 1010, Ukiah, CA 95482 during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday.

Persons wishing to file documentation on any agenda item for the official record must submit ten (10) copies of each document to the Executive Office.

Members of the public are advised that all cell phones or electronic devices are to be silenced upon entering the Board Chambers.

1. OPEN SESSION (9:00 A.M.)

a) Roll Call

b) Pledge of Allegiance

2. PROCLAMATIONS

Items in this section are automatically adopted unless specifically pulled by a Supervisor. Proclamations may be presented or commented on as needed.

3. PUBLIC EXPRESSION

Members of the public are welcome to address the Board on items not listed on the agenda, but within the jurisdiction of the Board of Supervisors. The Board is prohibited by law from taking action on matters not on the agenda, but may ask questions to clarify the speaker's comment. The Board limits testimony on matters not on the agenda to 3 minutes per person and not more than 10 minutes for a particular subject at the discretion of the Chair of the Board.

Individuals wishing to address the Board under Public Expression are welcome to do so throughout the meeting. To best facilitate these items, please review and complete the public comment/speaker form available at the back of the Boardroom and present to the Clerk. If you wish to submit written comments, please provide 10 copies to the Executive Office staff, located in the County Administration Center, Room 1010. All meetings are tape-recorded, so speakers are reminded to announce their names as they approach the podium.

4. CONSENT CALENDAR

The Consent Calendar is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Calendar for individual consideration.

See section at the end of this document for the full listing of Consent items.

5. COUNTY EXECUTIVE OFFICE AND DEPARTMENTAL MATTERS**EXECUTIVE OFFICE**

- 5a) Chief Executive Officer's Report**
(<http://www.co.mendocino.ca.us/administration/CEOReports.htm>)
- 5b) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform**

Recommended Action:

Provide direction to staff on matters of legislation.

LIBRARY

- 5c) Discussion and Possible Approval of the Mendocino County Library Advisory Board Bylaws**

Recommended Action:

Approve the Mendocino County Library Advisory Board Bylaws.

PLANNING AND BUILDING SERVICES

- 5d) Discussion and Possible Action Regarding Mendocino County's Inclusion in the Regional Workforce Alliance of the North Bay (WANB) Joint Powers Agency (JPA), Including Transmission of Letter Requesting Inclusion and Authorizing the Chief Executive Officer to Sign the JPA, if Approved**

Recommended Action:

Approve transmission of letter to Workforce Alliance of the North Bay officially requesting Mendocino County's inclusion in the Regional WANB JPA; authorize Chief Executive Officer to sign resulting Joint Powers Agreement; and authorize Chair to sign same.

- 5e) Informational Update on the Status of the Mendocino Town Local Coastal Plan Amendment (LCPA) and Possible Direction or Consideration of Coastal Commission Comments Regarding the Submitted Mendocino Town LCPA**

Recommended Action:

Accept the Mendocino Town LCPA status report and, as necessary, direct Planning and Building Services to respond to Coastal Commission comments regarding the LCPA.

5f) Discussion and Possible Action Regarding an Informational Presentation on New State Law that is Intended to Provide Incentives for Property Owners to Construct Accessory Dwellings as a Form of Housing

Recommended Action:

Receive informational presentation regarding a new State law that is intended to provide incentives for property owners to construct accessory dwellings as a form of housing; and provide direction to staff, which may include pursuing pre-approved building plans for Mendocino County.

6. BOARD OF SUPERVISORS AND MISCELLANEOUS

6a) Supervisors' Reports Regarding Board Special Assignments, Standing and Ad Hoc Committee Meetings, and Other Items of General Interest

6b) Discussion and Possible Acceptance of Presentation by AT&T on the Connect America Funding Phase II Plans for Mendocino, and Update on AT&T's North Coast Network Resiliency Plan Upgrade (Sponsor: Supervisor Hamburg)

Recommended Action:

Accept the presentation by AT&T on the Connect America Funding Phase II plans for Mendocino, and the update on AT&T's North Coast Network Resiliency Plan upgrade.

6c) Adjournment to Celebration of Manzanita Services 8th Anniversary, Located at 410 Jones Street, Ukiah, CA

7. BOARD OF DIRECTORS MATTERS

The Mendocino County Board of Supervisors meets concurrently as the Board of Directors of the: In-Home Supportive Services Public Authority Governing Board; Mendocino County Air Quality Management District; Mendocino County Public Facilities Corporation; and the Mendocino County Water Agency.

8. MODIFICATIONS TO AGENDA

Items added to the agenda subsequent to agenda publication, up to 72 hours in advance of the meeting, pursuant to Government Code section 54954.

9. CLOSED SESSION

Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1.

9a) Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator - Agency Negotiators: Carmel J. Angelo, Heather Coffman, Heidi Dunham, Alan Flora, Cherie Johnson and Donna Williamson; Employee Organization(s) - All

9b) Pursuant to Government Code Section 54956.9d(2) – Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation – One Case

10. COMMUNICATIONS RECEIVED AND FILED

Communications received and filed are retained by the Clerk throughout the Board proceedings. To review items described in this section, please contact the Executive Office staff in Room 1010.

10a) California Fish and Game Commission - Notice of Proposed 90-Day Extension of Emergency Action Related to Emergency Closure of Recreational Razor Clam Fishery Due to Elevated Levels of Domoic Acid. For more information, please contact Ms. Valerie Termini at (916) 653-4899.

10b) Sonoma County Water Agency - Russian River Hydrologic Status Report for October 7- October 13, 2016. For more information, please contact Mr. John Mendoza at (707) 547-1929.

10c) Ukiah Valley Fire District - Notice of Fire Protection Mitigation Fee Annual Report 2015/2016. For more information, please contact Mr. John Bartlett, Fire Chief, at (707) 462-7921.

10d) Sonoma County Water Agency - Russian River Supplemental Water Quality Report (July 5 - September 22, 2016). For more information, please contact Mr. John Mendoza at (707) 547-1929, or via email at john.mendoza@scwa.ca.gov.

4. CONSENT CALENDAR - CONTINUED

The Consent Calendar is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Calendar for individual consideration.

ITEMS RECOMMENDED FOR DENIAL/REJECTION:

4a) Claim of Pacific Bell

4b) Claim of Bruce E. Bates

ITEMS RECOMMENDED FOR APPROVAL:

- 4c) October 4, 2016 Regular Board Meeting**
- 4d) October 18, 2016 Regular Board Meeting**

APPOINTMENTS

- 4e) Approval of Recommended Appointments/Reappointments**

Recommended Action:

Approve the following appointments/reappointments: Mr. Joe Caito, Noyo Harbor District, Commissioner (jointly appointed by Mendocino County Board of Supervisors and Fort Bragg City Council).

EXECUTIVE OFFICE

- 4f) Approval of Memorandum of Understanding Between the County of Mendocino, the City of Ukiah, and the Ukiah Valley Trail Group (UVTG) Regarding the Maintenance and Improvement of Low Gap Regional Park and Adoption of UVTG's 2015 Low Gap Park Trail Plan**

Recommended Action:

Approve the Memorandum of Understanding between the County of Mendocino, the City of Ukiah, and the UVTG regarding the maintenance and improvement of Low Gap Regional Park; authorize Chair to sign same; and adopt UVTG's 2015 Low Gap Park Trail Plan.

- 4g) Reaffirmation of a Declaration of Emergency Pursuant to MCC Sec. 2.32.040 and Public Contract Code Section 22050 Due to Damage to a County Owned Facility Located at 737 S. State St., Ukiah Caused by Flooding**

Recommended Action:

Reaffirm the declaration of emergency pursuant to MCC Sec. 2.32.040 and Public Contract Code Section 22050 due to damage to a County owned facility located at 737 S. State St., Ukiah caused by flooding.

BOARD OF SUPERVISORS

- 4h) Adoption of Proclamation Recognizing Susan Norgard's Accomplishments for Mendocino County**

Recommended Action:

Adopt Proclamation recognizing Susan Norgard's accomplishments for Mendocino County; and authorize Chair to sign same.

HEALTH AND HUMAN SERVICES AGENCY

- 4i) Approval of Agreement with Mendocino Coast Hospitality Center in the Amount of \$105,039 to Provide Emergency Shelter and Resource Services in Fort Bragg and the Coastal Region in Fiscal Year (FY) 2016-17**

Recommended Action:

Approve Agreement with Mendocino Coast Hospitality Center in the amount of \$105,039 to provide emergency shelter and resource services in Fort Bragg and the coastal region in FY 2016-17; authorize the Health and Human Services Agency Director to sign any future amendments to the Agreement that do not affect the annual maximum amount; and authorize Chair to sign same.

LIBRARY

- 4j) Adoption of Proclamation Recognizing November 8, 2016, as the Fifth Anniversary of the Passage of Measure A in Mendocino County**

Recommended Action:

Adopt Proclamation recognizing November 8, 2016, as the fifth anniversary of the passage of Measure A in Mendocino County; and authorize Chair to sign same.

PLANNING AND BUILDING SERVICES

- 4k) Approval of Agreement with Softfile, Inc., in the Amount of \$100,000 to Provide Digital Archiving and File Indexing Services for Planning and Building Services for the Term of July 1, 2016 to June 30, 2017**

Recommended Action:

Approve an Agreement with Softfile, Inc., in the amount of \$100,000 to provide digital archiving and file indexing services for Planning and Building Services for the term of July 1, 2016 to June 30, 2017; and authorize Chair to sign same.

- 4l) Adoption of Resolution Approving Airport Capital Improvement Plans for the Little River and Round Valley Airports for Fiscal Years 2018 - 2022 and Authorizing the Director of Transportation to Sign All Pertinent Documents Required for Filing Said Plans with the Federal Aviation Administration (Little River and Covelo Areas)**

Recommended Action:

Adopt Resolution approving Airport Capital Improvement Plans (ACIP) for Little River and Round Valley Airports for Fiscal Years 2018 - 2022 and authorizing the Director of Transportation to sign all pertinent documents required for filing said plans with the Federal Aviation Administration (FAA) (Little River and Covelo Areas); and authorize Chair to sign same.

- 4m) Acceptance of Informational Report Regarding the Issuance of Emergency Coastal Development Permit No. EM 2016-0005 (Seitz) to Remove Contaminated Soil from an Aboveground Storage Tank (AST) Leak in the Town of Caspar, Located at 16224 N. Highway 1; APN 017-400-09**

Recommended Action:

Accept the informational report regarding the issuance of Emergency Coastal Development Permit No. EM 2016-0005 (Seitz) to remove contaminated soil from an aboveground storage tank (AST) leak in the town of Caspar, located at 16224 N. Highway 1; APN 017-400-09.

MENDOCINO COUNTY EMPLOYEES' RETIREMENT ASSOCIATION

- 4n) Approval of Certification of the October 17, 2016, Board of Retirement Election, Electing Patrick Sullivan, General Member, 2nd Seat, to a Term Beginning December 1, 2016; and Further Ordering that No Election be Held for the 7th Seat of the Board of Retirement, Pursuant to Government Code Section 31523, Directing the Retirement Administrator to Cast a Unanimous Ballot for Craig Walker, Safety Member, for Said Seat, Effective November 1, 2016**

Recommended Action:

Certify the October 17, 2016, Board of Retirement Election results electing Patrick Sullivan, General Member, 2nd seat, to a term beginning December 1, 2016, and further order that no election be held for the 7th Seat, pursuant to Government Code Section 31523, directing the Retirement Administrator to cast a unanimous ballot in favor of Craig Walker, Safety Member, for said seat, effective November 1, 2016.

ADJOURNMENT

Additional Meeting Information for Interested Parties

The Board of Supervisors complies with 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 Section 54953.2). Anyone requiring reasonable accommodation to participate in the meeting should contact the Executive Office by calling (707) 463-4441 at least five days prior to the meeting.

If you wish to address the Board on any matter on the agenda, please review and complete the public comment/speaker form available at the back of the Board Chambers. If you wish to submit documentation, please provide 10 copies to Executive Office staff, located in the Administration Center, Room 1010.

A copy of the Agenda Packet is available for public review in the Executive Office, Room 1010. Proposed actions and supporting documents are considered draft until acted upon by the Board.

Additional information on specific agenda items may be obtained by contacting the sponsoring departments. Contact information for County departments may be obtained at www.co.mendocino.ca.us/departments.htm.

Board proceedings are broadcast on the local Public Access Channel to accommodate greater public access; tune in at the corresponding Open Session time as posted on the front page of the Agenda.

LIVE WEB STREAMING OF BOARD MEETINGS: www.co.mendocino.ca.us/bos/meetings/publishedmeetings.htm under the "Live Video" tab, or visit the County YouTube channel. For technical assistance, please contact the Executive Office at (707) 463-4441.

Please reference the departmental website to obtain additional resource information for the Board of Supervisors: www.co.mendocino.ca.us/bos.

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