

CARRE BROWN
1st District
Supervisor
Chair

JOHN MCCOWEN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor



COUNTY ADMINISTRATION CENTER

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**MENDOCINO COUNTY
BOARD OF SUPERVISORS**

BOARD OF SUPERVISORS AGENDA

REGULAR MEETING

June 11, 2019 - 9:00 AM

**BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER**

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.

TIMED ITEMS

Please note that all times provided are considered approximate

1. OPEN SESSION (9:00 A.M.)**1a) Roll Call****1b) 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.

Public Expression

Attachments: [06-11-18 Wagner Correspondence](#)

[06-11-19 Crowder Correspondence](#)

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

**5a) Discussion and Possible Action Regarding an Update to the Board of Supervisors from the Mental Health Treatment Act Citizen's Oversight Committee on Progress Since the April 9, 2019 Update
(Sponsor: Executive Office)**

Recommended Action:

Accept update from the Mental Health Treatment Act Citizen's Oversight Committee; and provide direction as appropriate.

5b) Transportation Director's ReportRecommended Action:

Accept Transportation Director's report.

Attachments: Director's Report**5c) Discussion and Possible Action Regarding Presentation of Mendocino-Rebuilding Our Community (M-ROC) One Year Anniversary of the Redwood Complex Fire Report to the Community
(Sponsor: Executive Office)**Recommended Action:

Accept the Mendocino-Rebuilding Our Community One Year Anniversary of the Redwood Complex Fire Report to the Community.

Attachments: M-ROC One Year Anniversary Report

MROC One Year Report Presentation BOS updated

**5d) Discussion and Possible Action Regarding Updates Associated with 2017 Fire Recovery Efforts in Mendocino County
(Sponsor: Executive Office)**Recommended Action:

Receive update regarding 2017 fire recovery efforts in Mendocino County; and provide direction as appropriate.

**5e) Discussion and Possible Action Including Introduction and Waive First Reading of an Ordinance Amending Mendocino County Code Section 6.32.150 - Appeals Procedure; and Direction to Staff Regarding a Proposed Appellate Body Structure for the Cannabis Business Tax (Chapter 6.32) and Policy Considerations Related Thereto
(Sponsors: County Counsel, Planning and Building Services and Treasurer-Tax Collector)**Recommended Action:

Introduce and Waive First Reading of an Ordinance Amending Section 6.32.150 - Appeal Procedure of Mendocino County Code chapter 6.32 - Cannabis Business Tax; and provide direction to staff as necessary.

Attachments: Section 6.32.150 Amendments and Direction - Staff Memorandum

Section 6.32.150 Amendments - Ordinance Summary

Ordinance Redline

Section 6.32.150 Amendments - Ordinance Clean

Proposed Appellate Body Structure

06-10-19 Nelson Correspondence

**5f) Discussion and Possible Action Including Acceptance of Presentation from the Economic Development & Finance Corporation (EDFC) Including an Update on Economic Development and Broadband Strategic Plan Implementation
(Sponsor: Executive Office)**

Recommended Action:

Receive the presentation from EDFC, including an update on economic development and broadband strategic plan implementation.

Attachments: [EDFC Mendocino County Presentation 18-19 FY](#)
[EDFC Broadband Activities Report to Sups May 2019](#)
[FY 18-19 Annual PERFORMANCE Report](#)

**5g) Chief Executive Officer's Report
(Sponsor: Executive Office)**

Recommended Action:

Accept the Chief Executive Officer's report.

**5h) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform
(Sponsor: Executive Office)**

Recommended Action:

Provide direction to staff on matters of legislation.

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

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, Heidi Dunham, Cherie Johnson and Donna Williamson; Employee Organization(s): All
- 9b) Pursuant to Government Code Section 54957 - Public Employee Performance Evaluation - Agricultural Commissioner/Sealer of Weights and Measures
- 9c) Pursuant to Government Code Section 54956.9(d)(1) - Conference with Legal Counsel - Existing Litigation: One Case - Mendocino County v. PG&E Corporation, et al. - Case No. SCUK-CVPG-18-70440

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.

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 APPROVAL:

APPOINTMENTS**4a) Approval of Recommended Appointments/Reappointments***Recommended Action:*

Approve the following appointments/reappointments:

1. *Ms. Karen Horner, Museum Director, Archaeological Commission of Mendocino County; and*
2. *Mr. Michael Carter, Public Appointee, Mendocino Council of Governments.*

BOARD OF SUPERVISORS**4b) Approval of Out of State Travel for Supervisor Haschak to Attend National Association of Counties' (NACo) 84th Annual Conference and Exposition in Las Vegas, Nevada; and Authorization of Expenditure of Airfare and Lodging Expenses in the Approximate Amount of \$2,000**

(Sponsor: Supervisor Haschak)

Recommended Action:

Approve out of state travel for Supervisor Haschak to attend NACo's 84th Annual Conference and Exposition in Las Vegas, Nevada; and authorize expenditure of airfare and lodging expenses in the approximate amount of \$2,000.

4c) Adoption of Proclamation Honoring Jodi Traversaro for Her Service to Mendocino County

(Sponsor: Supervisor Brown)

Recommended Action:

Adopt Proclamation honoring Jodi Traversaro for her service to Mendocino County; and authorize Chair to sign same.

Attachments: Proclamation

COUNTY COUNSEL

4d) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Piercy Fire Protection District with the General Election to be Held in November During Even-Numbered Years

Recommended Action:

Adopt Resolution authorizing the consolidation of election of the Governing Board of the Piercy Fire Protection District with the General Election to be held in November during even-numbered years, and authorize Chair to sign same.

Attachments: [BOS Resolution](#)

[District's Reso 201901 re Election Consolidation](#)

[Piercy FPD Impact Report](#)

[Notice letter signed](#)

PLANNING AND BUILDING SERVICES

4e) Approval of Agreement with Placeworks in the Amount of \$85,000 to Complete the Update to the County's Housing Element for the Period of 2019-27, Effective When Agreement Becomes Fully Executed through December 31, 2020

Recommended Action:

Approve Agreement with Placeworks in the amount of \$85,000 to complete the update to the County's Housing Element for the period of 2019-27, effective when Agreement becomes fully executed through December 31, 2020; and authorize Chair to sign same.

Attachments: [OCR Signed 2018 Master Agreement-BOS over \\$50,000-1](#)

SHERIFF-CORONER

4f) Approval of Retroactive Amendment to Revenue Agreement 19-020 with the U.S. Department of Justice (DOJ) Drug Enforcement Administration (DEA) in the Amount of \$24,000, for a New Agreement Total of \$182,000, to Defray Costs Relating to Training for Environmental and Water Diversion Crimes Associated with Illicit Marijuana Operations for the Term of May 9, 2019 through September 30, 2019

Recommended Action:

Approve retroactive amendment to revenue Agreement 19-020, with the U.S. DOJ DEA in the amount of \$24,000, for a new Agreement total of \$182,000, to defray costs relating to training for environmental and water diversion crimes associated with illicit marijuana operations for the term of May 9, 2019 through September 30, 2019; and authorize Chair to sign same.

Attachments: [b DCESP Amend 1 \\$24.000 FY19 cs.pdf](#)

TRANSPORTATION

4g) Adoption of Resolution Authorizing the Expenditure of up to \$123,000 on Certain Paving Work on a Quarter Mile Section of County Maintained Road on Eureka Hill Road and Approving and Authorizing Execution of Department of Transportation Agreement Number 190029, Memorandum of Agreement with the City of Point Arena Concerning the Same (Point Arena Area)

Recommended Action:

Adopt Resolution authorizing the expenditure of up to \$123,000 on certain paving work on a quarter mile section of county maintained road on Eureka Hill Road and approving and authorizing execution of Department of Transportation Agreement Number 190029, Memorandum of Agreement with the City of Point Arena concerning the same; and authorize Chair to sign same.

Attachments: Resolution
Letter
Unsianed Memorandum of Agreement

TREASURER-TAX COLLECTOR

4h) Approval of Outdoor Festival Application for the Kate Wolf Music Festival to be Held June 28 - June 30, 2019, in Laytonville and Authorization for the Treasurer-Tax Collector to issue the Outdoor Festival License

Recommended Action:

Approve Outdoor Festival application for the Kate Wolf Music Festival to be held June 28 - June 30, 2019, in Laytonville; and authorize the Treasurer-Tax Collector to issue the Outdoor Festival license.

Attachments: BOS KATE WOLF 2019

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 email your documentation to bos@mendocinocounty.org; or submit a hard copy to the Executive Office at least 5 business days in advance of the meeting.

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.mendocinocounty.org/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: <https://mendocino.legistar.com>, or visit the County YouTube channel. 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.

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