

**GLENN MCGOURTY**  
1st District  
Supervisor  
Vice-Chair

**MAUREEN  
MULHEREN**  
2nd District  
Supervisor

**JOHN HASCHAK**  
3rd District  
Supervisor

**DAN GJERDE**  
4th District  
Supervisor

**TED WILLIAMS**  
5th District  
Supervisor  
Chair



**DARCIE ANTLE**  
Chief Executive Officer/  
Clerk of the Board

**CHRISTIAN M. CURTIS**  
County Counsel

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## **MENDOCINO COUNTY BOARD OF SUPERVISORS**

### **ACTION MINUTES – October 18, 2022**

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF MENDOCINO - STATE OF CALIFORNIA  
FAIR STATEMENT OF PROCEEDINGS  
(PURSUANT TO CALIFORNIA GOVERNMENT CODE §25150)**

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#### **AGENDA ITEM NO. 1 – OPEN SESSION (PLEDGE OF ALLEGIANCE AND ROLL CALL 9:00 A.M.)**

**Present:** Supervisor Glenn McGourty, Supervisor Maureen Mulheren, Supervisor John Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams. Chair Williams presiding.

**Staff Present:** Darcie Antle, Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Senior Deputy Clerk of the Board; and Kim Saylor, Deputy Clerk of the Board.

**The Pledge of Allegiance was led by:** Supervisor McGourty.

**AGENDA ITEM NO. 2 – PUBLIC EXPRESSION**

**Presenter/s:** Julie Beardsley; Patrick Hickey; Mark Donahue; Veronica Wilson; Heather Criss; David Strock; Jason Hanover; Leif Farr; Jenine Miller; Lindsey Daugherty; Trilby Kerrigan; Jill Ales; Gabriel Ray; Sadie; and Michael Katz.

**AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR**

**Presenter/s:** Chair Williams.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that Consent Calendar items 3a) – 3ag) are hereby approved as follows. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

**3A) APPROVAL OF MINUTES OF OCTOBER 4, 2022 REGULAR MEETING - SPONSOR: EXECUTIVE OFFICE**

Approved;

**3B) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS - SPONSOR: EXECUTIVE OFFICE**

Approved;

1. Kimberly Vallee, Member, Hopland Municipal Advisory Council;
2. Michele Robb, Fourth District Representative, Behavioral Health Advisory Board;
3. Joe Scriven, Mendocino Representative, North Coast Resource Partnership;
4. Laura Betts, Third District Representative, Behavioral Health Advisory Board; and
5. Perri Kaller, Third District Representative, Behavioral Health Advisory Board.

**3C) APPROVAL OF RECOMMENDED SPECIAL DISTRICT APPOINTMENTS - SPONSOR: EXECUTIVE OFFICE**

Approved;

1. Kathleen McKenna, Anderson Valley Community Services District;
2. Grant Shelby, Mendocino County Waterworks District II; and
3. Alex Staidle, Mendocino County Waterworks District II.

**3D) ADOPTION OF AN ORDINANCE AMENDING CHAPTERS 2.04, 2.28, 3.16, 8.69, 9.05, 9.40, AND 20.243 OF THE MENDOCINO COUNTY CODE PERTAINING TO THE DUTIES AND RESPONSIBILITIES OF THE CHIEF EXECUTIVE OFFICER AND REPLACING COUNTY CODE REFERENCES TO “HEALTH AND HUMAN SERVICES AGENCY” WITH THE DEPARTMENTS OF BEHAVIORAL HEALTH & RECOVERY SERVICES, PUBLIC HEALTH AND/OR SOCIAL SERVICES - SPONSOR: CHAIR WILLIAMS AND COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4513

ORDINANCE 4513

AN ORDINANCE AMENDING CHAPTERS 2.04, 2.28, 3.16, 8.69, 9.05, 9.40, AND 20.243 OF THE MENDOCINO COUNTY CODE PERTAINING TO THE DUTIES AND RESPONSIBILITIES OF THE CHIEF EXECUTIVE OFFICER AND REPLACING COUNTY CODE REFERENCES TO “HEALTH AND HUMAN SERVICES AGENCY” WITH THE DEPARTMENTS OF BEHAVIORAL HEALTH & RECOVERY SERVICES, PUBLIC HEALTH, AND/OR SOCIAL SERVICES

**3E) ADOPTION OF PROCLAMATION RECOGNIZING OCTOBER 8, 2022 AS THE FIFTH ANNIVERSARY OF THE REDWOOD COMPLEX FIRE IN MENDOCINO COUNTY - SPONSOR: EXECUTIVE OFFICER**

Adopted and Chair is authorized to sign same;

**3F) ADOPTION OF RESOLUTION AUTHORIZING FILING OF AN APPLICATION FOR MULTI-ELEMENT UPDATE OF THE LOCAL COASTAL PROGRAM TO THE CALIFORNIA COASTAL COMMISSION LCP COMPETITIVE LOCAL ASSISTANCE GRANT PROGRAM, IN THE AMOUNT OF \$2,177,399, AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE THE AGREEMENT AND SUBMIT ALL DOCUMENTS IF AWARDED - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-206

RESOLUTION 22-206

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING FILING OF AN APPLICATION FOR A MULTI-ELEMENT UPDATE OF THE LOCAL COASTAL PROGRAM TO THE CALIFORNIA COASTAL COMMISSION LCP COMPETITIVE LOCAL ASSISTANCE GRANT PROGRAM, IN THE AMOUNT OF \$2,177,399, AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE THE GRANT AGREEMENT AND SUBMIT ALL DOCUMENTS IF AWARDED

**3G) APPROVAL OF AGREEMENT WITH REDWOOD VALLEY-CALPELLA FIRE DISTRICT (RVCFD) IN THE AMOUNT OF \$50,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS, TO UPDATE THE FRONT ENTRANCE AT THE RVCFD FIRE HOUSE, TO BE IN COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT REGULATIONS, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-250

**3H) APPROVAL OF AGREEMENT WITH REDWOOD VALLEY-CALPELLA FIRE DISTRICT (RVCFD) IN THE AMOUNT OF \$40,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS, FOR PURCHASE AND INSTALLATION OF AN EXHAUST EXTRACTION SYSTEM IN THE VEHICLE BAYS AT THE RVCFD FIRE HOUSE, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-251

**3I) APPROVAL OF AGREEMENT WITH REDWOOD VALLEY CALPELLA FIRE DISTRICT IN THE AMOUNT OF \$25,000 OF ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR THE PURCHASE OF THE LEXIPOL POLICY, PROCEDURES AND TRAINING PROGRAM FOR VOLUNTEERS, STAFF AND THE BOARD OF DIRECTORS, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2027 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-252

**3J) APPROVAL OF AGREEMENT WITH CLIENTFIRST CONSULTING GROUP DBA CLIENTFIRST TECHNOLOGY CONSULTING IN THE AMOUNT OF \$100,000, TO ASSIST WITH PAYROLL PROCESSING PROJECT MANAGEMENT, PROVIDE PROJECT OVERSIGHT FOR RECURRING MUNIS IMPROVEMENTS, AND INITIATE AND PLAN FOR MUNIS IMPROVEMENTS IN 2022 THROUGH 2023, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-253

**3K) APPROVAL OF FIRST AMENDMENT TO BOS AGREEMENT NO. 21-222 (SECOND AMENDMENT OVERALL) WITH REDWOOD VALLEY CALPELLA FIRE DISTRICT IN THE AMOUNT OF \$0 FOR A TOTAL AMOUNT OF \$500,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO PURCHASE AND RETROFIT A TYPE 3 WILDLAND TRUCK, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-222-A1

**3L) RATIFICATION OF SUBMISSION OF GRANT APPLICATION FOR THE LOCAL AGENCY TECHNICAL ASSISTANCE (LATA) GRANT PROGRAM FUNDING OPPORTUNITY FROM THE CALIFORNIA PUBLIC UTILITIES CORPORATION (CPUC) IN THE AMOUNT OF \$500,000 AND AUTHORIZING THE CHIEF EXECUTIVE OFFICE TO EXECUTE GRANT AGREEMENT AND SUBMIT ALL DOCUMENTS IF AWARDED - SPONSOR: EXECUTIVE OFFICE**

Approved;

**3M) APPROVAL OF MEMORANDUM OF UNDERSTANDING (MOU) WITH SONOMA COUNTY FOR LICENSED AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS & MEASURES SERVICES, BEGINNING UPON EXECUTION THROUGH APRIL 18, 2023, IN AN AMOUNT NOT TO EXCEED \$50,000 - SPONSOR: AGRICULTURE**

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement \*22-254

**3N) APPROVAL OF RETROACTIVE AGREEMENT WITH CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE (CDFA) IN THE AMOUNT OF \$21,368.95 FOR THE REIMBURSEMENT OF HIGH RISK PROGRAM ACTIVITIES FOR TERM DATES OF JULY 1, 2022 THROUGH JUNE 30, 2023; AND AUTHORIZATION FOR THE ASSISTANT AGRICULTURAL COMMISSIONER TO SIGN ANY AMENDMENTS THERETO THAT DO NOT INCREASE THE MAXIMUM TOTAL AMOUNT OF THE AGREEMENT AND PROVIDE ANY ASSURANCES OR CERTIFICATIONS REQUIRED TO ENTER INTO THE AGREEMENT - SPONSOR: AGRICULTURE**

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement \*22-255

**3O) APPROVAL OF RETROACTIVE AGREEMENT WITH CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE (CDFA) IN THE AMOUNT OF \$500 FOR THE REIMBURSEMENT OF NURSERY PROGRAM ACTIVITIES FOR TERM DATES OF JULY 1, 2022 THROUGH JUNE 30, 2023; AND AUTHORIZATION FOR THE ASSISTANT AGRICULTURAL COMMISSIONER TO SIGN ANY AMENDMENTS THERETO THAT DO NOT INCREASE THE MAXIMUM TOTAL AMOUNT OF THE AGREEMENT AND PROVIDE ANY ASSURANCES OR CERTIFICATIONS REQUIRED TO ENTER INTO THE AGREEMENT - SPONSOR: AGRICULTURE**

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement \*22-256

**3P) APPROVAL OF RETROACTIVE GRANT AGREEMENT WITH TULARE COUNTY SUPERINTENDENT OF SCHOOLS IN THE AMOUNT OF \$19,000, TO IMPLEMENT A CLUB LIVE/FRIDAY NIGHT LIVE CHAPTER, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-257

**3Q) APPROVAL OF RETROACTIVE AGREEMENT WITH NATIONAL OUTDOOR MEDIA IN THE AMOUNT OF \$16,106, FOR USE OF STATIC BILLBOARDS ON HIGHWAY 101 FOR AN 8-WEEK PERIOD, EFFECTIVE MAY 23, 2022, THROUGH JULY 17, 2022 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-258

**3R) APPROVAL OF RETROACTIVE PERFORMANCE AGREEMENT NO. 22-20114 WITH THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES IN THE AMOUNT OF \$0, FOR THE COUNTY TO PROVIDE SPECIALTY MENTAL HEALTH SERVICES, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2027; AND ADOPTION OF RESOLUTION AUTHORIZING THE BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN PERFORMANCE AGREEMENT NO. 22-20114, AND ANY AMENDMENTS OR RENEWALS THAT DO NOT EXCEED THE MAXIMUM AMOUNT ASSOCIATED WITH THE AGREEMENT - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Adopted and Chair is authorized to sign same;

Enactment No: Interim Agreement \*22-259; Resolution 22-207

RESOLUTION 22-207

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO AUTHORIZE THE MENDOCINO COUNTY BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH CARE SERVICES AGREEMENT NUMBER 22-20114 (MENTAL HEALTH PLAN SERVICES PERFORMANCE AGREEMENT) AND ANY FUTURE AMENDMENTS OR RENEWALS THAT DO NOT EXCEED THE MAXIMUM AMOUNT ASSOCIATED WITH THE AGREEMENT

**3S) RATIFICATION OF SUBMISSION OF GRANT APPLICATION TO PARTNERSHIP HEALTH PLAN OF CALIFORNIA (PHC), FOR THE PHC CALIFORNIA ADVANCING AND INNOVATING MEDI-CAL GRANT PROGRAM; AND APPROVAL OF RESULTING GRANT AGREEMENT WITH PHC IN THE AMOUNT OF \$339,106, FOR SERVICES TO IMPROVE THE HEALTH AND CARE FOR MEDI-CAL MEMBERS ENROLLED WITH PHC, EFFECTIVE UPON SIGNING THROUGH DECEMBER 31, 2023 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-260

**3T) APPROVAL OF RETROACTIVE AGREEMENT WITH CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE (CDFW) IN THE AMOUNT OF \$231,654.00 FOR THE REIMBURSEMENT OF SENSITIVE SPECIES HABITAT REVIEW REFERRALS CONDUCTED PURSUANT TO CHAPTER 10A.17, FOR TERM DATES FEBRUARY 2, 2021, THROUGH NOVEMBER 2, 2022 - SPONSOR: CANNABIS**

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement \*22-261

**3U) ADOPTION OF PROCLAMATION RECOGNIZING OCTOBER 16-22 AS FRIENDS OF THE LIBRARY APPRECIATION WEEK IN MENDOCINO COUNTY - SPONSOR: CULTURAL SERVICES AGENCY**

Adopted and Chair is authorized to sign same;

**3V) ADOPTION OF PROCLAMATION RECOGNIZING THE RECIPIENTS OF THE 2022 ARTS CHAMPION AWARDS AS NOMINATED BY THE COMMUNITY AND SELECTED BY THE ARTS COUNCIL OF MENDOCINO COUNTY: GALLERY BOOKSHOP & BOOKWINKLE'S CHILDREN'S BOOKS, BUSINESS CHAMPION; YOLI ROSE, ARTIST CHAMPION; NICK SCHWARTZ OF CIDER CREEK COLLECTIVE, INDIVIDUAL CHAMPION; MOLLY DWYER, EDUCATOR CHAMPION; AND DEEP VALLEY ARTS COLLECTIVE, ARTS ORGANIZATION - SPONSOR: CULTURAL SERVICES AGENCY**

Adopted and Chair is authorized to sign same;

**3W) AUTHORIZATION OF BLANKET DECLARATION OF SURPLUS PROPERTY AND AUTHORIZATION FOR PURCHASING AGENT TO DISPOSE OF SAID SURPLUS PROPERTY THROUGHOUT FISCAL YEAR (FY) 2022-2023 - SPONSOR: GENERAL SERVICES AGENCY**

Approved;

**3X) ADOPTION OF RESOLUTION AMENDING POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 1160 - DELETE 1.0 FTE STAFF ASSISTANT III, POSITION NO 3643, AND 1.0 FTE PROGRAM ADMINISTRATOR, POSITION NO 4258; ADD 1.0 FTE ADMINISTRATIVE ASSISTANT AND 2.0 FTE DEPARTMENT ANALYST II; AND AUTHORIZE THE RECLASSIFICATION OF INCUMBENT, BUDGET UNIT 1610 - REVISION OF THE SALARY RANGE OF THE FACILITY & FLEET DIVISION MANAGER FROM \$40.04 - \$48.67 TO \$45.18 - \$54.91 - SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-208

RESOLUTION 22-208

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AMENDING THE POSITION ALLOCATION TABLE PROVIDING THE NUMBER AND COMPENSATION OF OFFICERS, DEPUTIES AND EMPLOYEES IN THE VARIOUS OFFICES OF THE COUNTY OF MENDOCINO

**3Y) APPROVAL OF AMENDMENT TO COUNTY POLICY #39, CATASTROPHIC LEAVE - SPONSOR: SOCIAL SERVICES**

Approved;

**3Z) APPROVAL OF TRANSMISSION OF AUTHORIZATION LETTER REQUESTING RESPONSIBILITY FOR THE DOMAIN NAME OF MENDOCINOCOUNTY.GOV - SPONSOR: INFORMATION TECHNOLOGY**

Approved and Chair is authorized to sign same;

**3AA) APPROVAL OF RETROACTIVE SERVICE LEVEL AGREEMENT WITH LAKE COUNTY SHERIFF'S OFFICE IN THE AMOUNT OF \$3,000 ANTICIPATED REVENUE FOR MICROWAVE AND RADIO SYSTEMS SUPPORT AND MAINTENANCE, EFFECTIVE JULY 1, 2022, TO JUNE 30, 2023 - SPONSOR: INFORMATION TECHNOLOGY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-262

**3AB) APPROVAL OF RETROACTIVE SERVICE LEVEL AGREEMENT WITH CITY OF UKIAH POLICE DEPARTMENT IN THE AMOUNT OF \$6,300 ANTICIPATED REVENUE FOR MICROWAVE AND RADIO SYSTEMS SUPPORT AND MAINTENANCE, EFFECTIVE JULY 1, 2022, TO JUNE 30, 2023 - SPONSOR: INFORMATION TECHNOLOGY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-263

**3AC) APPROVAL OF RETROACTIVE SERVICE LEVEL AGREEMENT WITH MENDOCINO COUNTY DEPARTMENT OF CHILD SUPPORT IN THE AMOUNT OF \$10,500 ANTICIPATED REVENUE FOR PROFESSIONAL ASSISTANCE AND TECHNICAL SUPPORT, EFFECTIVE JULY 1, 2022, TO JUNE 30, 2023 - SPONSOR: INFORMATION TECHNOLOGY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-264

**3AD) APPROVAL OF RETROACTIVE SERVICE LEVEL AGREEMENT WITH MENDOCINO COUNTY EMPLOYEES' RETIREMENT ASSOCIATION IN THE AMOUNT OF \$6,000 ANTICIPATED REVENUE FOR PROFESSIONAL ASSISTANCE AND TECHNICAL SUPPORT, EFFECTIVE JULY 1, 2022, TO JUNE 30, 2023 - SPONSOR: INFORMATION TECHNOLOGY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-265

**3AE) APPROVAL OF SECOND AMENDMENT TO PURCHASING AGREEMENT 21-124 AND FIRST AMENDMENT TO BOS AGREEMENT 22-210 WITH NORTH COAST COMMUNITY PLANNING (NCCP) IN THE AMOUNT OF \$10,000 FOR A NEW TOTAL OF \$70,000 TO PROVIDE CONTINUED PROJECT MANAGEMENT AND CONSULTING SERVICES FOR BELLA VISTA MAJOR SUBDIVISION LAND DEVELOPMENT PROJECT AND TO EXTEND THE TERMINATION DATE TO JUNE 30, 2023 - SPONSOR: PLANNING AND BUILDING SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-210-A1

**3AF) RATIFICATION OF SUBMISSION OF GRANT APPLICATION FOR THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, CENTERS FOR DISEASE CONTROL AND PREVENTION CRISIS RESPONSE: COVID-19 PUBLIC WORKFORCE AND IMMUNIZATION CHAMPIONS PROGRAM FUNDING IN THE AMOUNT OF APPROXIMATELY \$106, 634.50, TO ESTABLISH, EXPAND, TRAIN, AND SUSTAIN A RESPONSE-READY PUBLIC HEALTH WORKFORCE, AND TO DESIGNATE STAFF TO SUPPORT IMMUNIZATIONS IN SCHOOLS, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023; ADOPTION OF RESOLUTION AUTHORIZING SUBMISSION OF GRANT APPLICATION AND ACCEPTANCE OF FUNDS, AND AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO SIGN RESULTING RETROACTIVE ALLOCATION AGREEMENT AND ANY AMENDMENTS THAT DO NOT EXCEED THE MAXIMUM POSSIBLE AMOUNT OF \$117, 300 - SPONSOR: PUBLIC HEALTH**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-209

RESOLUTION 22-209

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING SUBMISSION OF GRANT APPLICATION FOR AND ACCEPTANCE OF THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, CENTERS FOR DISEASE CONTROL AND PREVENTION CRISIS RESPONSE: COVID-19 PUBLIC WORKFORCE AND IMMUNIZATION CHAMPIONS PROGRAM FUNDS; AND AUTHORIZING THE MENDOCINO COUNTY PUBLIC HEALTH DIRECTOR TO SIGN THE RESULTING ALLOCATION AGREEMENT UP TO \$117,300

**3AG) APPROVAL OF AGREEMENT (FIRST AMENDMENT TO AGREEMENT NO. SS-21-103) WITH NORTH COAST OPPORTUNITIES, INC., IN THE AMOUNT OF \$200,000 FOR A NEW TOTAL OF \$224,525, FOR ADMINISTRATIVE AND FISCAL SERVICES RELATED TO THE HOUSING NEEDS FLEX FUND, EFFECTIVE APRIL 1, 2022 THROUGH DECEMBER 31, 2023 - SPONSOR: SOCIAL SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-266

**AGENDA ITEM NO. 4 – REGULAR CALENDAR**

**4C) PRESENTATION OF THE 2021-22 CALIFORNIA STATE ASSOCIATION OF COUNTIES EXECUTIVE CREDENTIAL PROGRAM GRADUATES - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Jenine Miller, Director, Behavioral Health and Recovery Services.

**Public Comment:** Darcie Antle, Chief Executive Officer; Chastity Benson, Director of Operations of Education Programs, California State Association of Counties; and Chair Williams.

**Board Action:** No Action Taken.

**4A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS FOR TEMPORARY ROAD CLOSURE OF DOGWOOD TERRACE, COUNTY ROAD 641A, AND DOGWOOD LANE, COUNTY ROAD 641B, FOR 18 MONTHS TO PREVENT SERIOUS AND CONTINUAL ILLEGAL DUMPING (BROOKTRAILS AREA) - SPONSORS: SUPERVISOR HASCHAK AND TRANSPORTATION**

**Presenter/s:** Supervisor Haschak; Howard Dashiell, Director, Transportation; and Sheriff Kendall.

**Public Comment:** Robert Henry; and Gretta Kanne.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct staff to bring back any action necessary to allow the Department of Transportation to operate temporary recycling and hazmat disposal stations.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts Resolution of the Mendocino County Board of Supervisors for Temporary Road Closure of Dogwood Terrace, County Road 641A, and Dogwood Lane, County Road 641B, for 18 months to prevent serious and continual illegal dumping (Brooktrails Area); and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 22-210

**RESOLUTION 22-210**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS FOR TEMPORARY ROAD CLOSURE OF DOGWOOD TERRACE, COUNTY ROAD, 641A, AND DOGWOOD LANE, COUNTY ROAD, 641B, FOR 18 MONTHS TO PREVENT SERIOUS AND CONTINUAL ILLEGAL DUMPING (BROOKTRAILS AREA)

**4B) DISCUSSION AND POSSIBLE ACTION TO PROVIDE CLARIFICATION THAT DEAD/HAZARDOUS VEGETATION REMOVAL IS NOT “DEVELOPMENT”; AND DIRECTION TO PLANNING AND BUILDING SERVICES TO DEPRIORITIZE ALL RELATED CODE ENFORCEMENT - SPONSOR: SUPERVISOR WILLIAMS**

**Presenter/s:** Chair Williams; and Julia Krog, Director, Planning and Building Services.

**Public Comment:** Carrie Shattuck; Chantal Simone Pietre; Hannah Nelson; and Greg Milkovich.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors provides clarification that dead/hazardous vegetation removal is not "Development"; directs Planning and Building Services to deprioritize all related code enforcement; and directs that an item from Planning and Building Services come back at a future meeting regarding further clean up of the process. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

*ADJOURNED TO CLOSED SESSION: 11:38 A.M.*

**6A) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: DARCIÉ ANTLE, CHERIE JOHNSON, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): ALL**



- 6B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE**
- 6C) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT - AIR POLLUTION CONTROL OFFICER**
- 6D) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT - DEPUTY AIR POLLUTION CONTROL OFFICER**
- 6E) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - CANNABIS DIRECTOR**
- 6F) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ONE CASE - MENDOCINO COUNTY SHERIFF MATTHEW KENDALL V. MENDOCINO COUNTY BOARD OF SUPERVISORS - FIRST DISTRICT COURT OF APPEAL CASE NO. A164676**

*RECONVENED IN OPEN SESSION: 2:18 P.M.*

#### **AGENDA ITEM NO. 6 – REPORT OUT OF CLOSED SESSION**

**Presenter:** Chair Williams.

**Public Comment:** None.

**Board Action:** With respect to agenda items 6a), 6c), and 6e), no reportable action was taken. With respect to agenda items 6b), Board voted unanimously to initiate an action and that the action, defendants, and the other particulars shall, once formally commenced, be disclosed to any person upon inquiry. With respect to agenda item 6d), the Board voted unanimously to direct staff to make an offer, the name of the candidate will be made available upon inquiry if the offer is accepted. With respect to agenda item 6f), the item was withdrawn.

**4D) DISCUSSION AND POSSIBLE ACTION INCLUDING (1) ADOPTION OF A RESOLUTION APPROVING AND ADOPTING AN ADDENDUM TO THE PREVIOUSLY ADOPTED MITIGATED NEGATIVE DECLARATION, IN COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT REQUIREMENTS, FOR AMENDMENTS TO CHAPTER 10A.17 OF THE MENDOCINO COUNTY CODE TO ESTABLISH AN APPEALS PROCESS AND DEFINE DEPARTMENT AS THE CANNABIS DEPARTMENT; AND (2) INTRODUCTION AND WAIVE FIRST READING OF AN ORDINANCE AMENDING CHAPTER 10A.17 - MENDOCINO CANNABIS CULTIVATION ORDINANCE TO ESTABLISH AN APPEALS PROCESS AND DEFINE DEPARTMENT AS THE CANNABIS DEPARTMENT - SPONSORS: COUNTY COUNSEL**

**Presenter/s:** Christian M. Curtis, County Counsel; Matthew Kiedrowski, Deputy County Counsel; and Kristin Nevedal, Director, Cannabis.

**Public Comment:** Michael Katz; Hannah Nelson; and Chantal Simone Pietre.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors adopts a Resolution approving and adopting an addendum to the previously adopted Mitigated Negative Declaration, in compliance with California Environmental Quality Act requirements, for amendments to Chapter 10A.17 of the Mendocino County Code to establish an appeals process and define department as the Cannabis Department; introduces and waives First Reading of an Ordinance amending Chapter 10A.17 of the Mendocino County Code to establish an appeals process and define department as the Cannabis Department, as revised during the meeting; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 22-211

RESOLUTION 22-211

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AND ADOPTING AN ADDENDUM TO THE PREVIOUSLY ADOPTED MITIGATED NEGATIVE DECLARATION, IN COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT REQUIREMENTS, FOR AMENDMENTS TO CHAPTER 10A.17 OF THE MENDOCINO COUNTY CODE TO ESTABLISH AN APPEALS PROCESS AND DEFINE DEPARTMENT AS THE CANNABIS DEPARTMENT

**4E) CHIEF EXECUTIVE OFFICER'S REPORT - SPONSOR: EXECUTIVE OFFICE**

**Presenter:** Darcie Antle, Chief Executive Officer.

**Public Comment:** None.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to invite Auditor-Controller Treasurer-Tax Collector Chamise Cubbison to present at the November 1, 2022, Board of Supervisors meeting with an update regarding when the books will close.

**4F) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE**

**Presenter:** Dylan Knowles, Administrative Analyst I.

**Public Comment:** None.

**4G) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**

**Presenters:** Supervisor McGourty; Supervisor Gjerde; and Supervisor Haschak.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:20 P.M.

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

\_\_\_\_\_  
TED WILLIAMS, Chair

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**NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS**

- Effective March 1, 2009, Board of Supervisors minutes will be produced in “action only” format. As an alternative service, public access to recorded Board proceedings will be available on the Board of Supervisors’ website in indexed audio format
- LIVE WEB STREAMING OF BOARD MEETINGS is now available via the County’s YouTube Channel. If technical assistance is needed, please contact The Mendocino County Executive Office at (707) 463-4441.
- Minutes are considered draft until adopted/approved by the Board of Supervisors
- The Board of Supervisors’ action minutes are also posted on the County of Mendocino website at: [www.mendocinocounty.org/government/board-of-supervisors](http://www.mendocinocounty.org/government/board-of-supervisors)
- To request an official record of a meeting of the Mendocino County Board of Supervisors, please contact the Executive Office at (707) 463-4441
- Please reference the departmental website to obtain additional resource information for the Board of Supervisors and Clerk of the Board: [www.mendocinocounty.org/government/board-of-supervisors](http://www.mendocinocounty.org/government/board-of-supervisors)

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