

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

**GEORGEANNE
CROSKEY**
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

DAN HAMBURG
5th District
Supervisor
Chair



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

KATHARINE L. ELLIOTT
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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES –August 7, 2018

**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 9:01 A.M.)

Present: Supervisor Carre Brown, Supervisor John McCowen, Supervisor Georgeanne Croskey, Supervisor Dan Gjerde, and Supervisor Dan Hamburg. Chair Hamburg presiding.

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Katharine L. Elliott, County Counsel; and Ms. Karla Van Hagen, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Mr. Brett Pinson.

2A) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF PROCLAMATION RECOGNIZING AUGUST 2018 AS BREASTFEEDING MONTH IN MENDOCINO COUNTY AND PRESENTATION OF BREASTFEEDING COALITION'S EXEMPLARY EMPLOYER AWARD - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Presenter/s: Chair Hamburg; and Ms. Roseanne Ibarra, Executive Director, First Five Mendocino.

Public Comment: None.

Board Action: Adopted without objection.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Brett Pinson, Chief, CAL FIRE; Ms. Tracy Pellar; Ms. Kirsten Johnson; Mr. Casey O'Neill, Mr. Rick Ehlert, Coordinator, Office of Emergency Services; Ms. Heidi Dunham, Director, Human Resources; Ms. Virginia Reynolds; and Ms. Janelle Rau, Deputy Chief Executive Officer.

Board Directive: GENERAL CONSENSUS OF THE BOARD that the Board of Supervisors, as the Board of Directors of the Air Quality Management District, should take a proactive stance in distributing information to the public in respect to controlled burns, air quality, etc. during emergencies such as wildfires.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Hamburg; and Ms. Heidi Dunham, Director, Human Resources.

Public Comment: Ms. Rachel Ebel-Elliott.

Board Directive: GENERAL CONSENSUS OF THE BOARD that all future agenda items related to salary grade increases for Department Heads and increases based on salary studies shall be placed on the Regular Agenda.

Board Action: Upon motion by Supervisor McCowen, second by Supervisor Brown, IT IS ORDERED that consent calendar items 4a) – 4ac) are hereby approved. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

4A) APPROVAL OF MINUTES OF JULY 24, 2018, REGULAR MEETING

Approved;

4B) APPROVAL OF MINUTES OF JULY 31, 2018, SPECIAL/EMERGENCY MEETING

Approved;

4C) APPROVAL OF PURCHASE OF ONE VEHICLE IN THE AMOUNT OF \$45,000, UTILIZING CALOES GRANT FUNDS FOR THE DISTRICT ATTORNEY'S/VICTIM WITNESS OFFICE, AUTHORIZING THE CORRESPONDING APPROPRIATION OF SAID DA/VICTIM WITNESS FUNDS (DECREASING FROM BUDGET UNIT VG 861011 (\$27,515), VG 861021 (\$7,875), VG 861022 (\$1,572), VG 861023 (\$366), VG 861024 (\$2,792) & VG 861030 (\$4,880) AND INCREASING BUDGET UNIT VG 864370 (\$45,000)) FOR THE PURCHASE OF THE SAID VEHICLE; AND ADDITION OF THE VEHICLE TO THE COUNTY'S LIST OF FIXED ASSETS - SPONSOR: EXECUTIVE OFFICE

Approved;

4D) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE REDWOOD COMPLEX FIRE - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-106

RESOLUTION 18-106

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE REDWOOD COMPLEX FIRE

4E) APPROVAL OF AGREEMENT WITH LACO ASSOCIATES IN THE AMOUNT OF \$100,254 FOR THE WILLITS AND FORT BRAGG DEPARTMENT OF TRANSPORTATION (DOT) YARDS (BUILDINGS 23 AND 9) UNDERGROUND STORAGE TANK MONITORING PROJECT, IN ACCORDANCE WITH THE NORTH COAST REGIONAL WATER QUALITY CONTROL BOARD (NCRWQCB) APPROVED WORK PLANS 1TMC107 AND 1TMC337 FOR THE 2018-19 FISCAL YEAR; AND AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER AND APPROVE CHANGE ORDERS FOR THE PROJECT, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-117

4F) ADOPTION OF RESOLUTION PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE MENDOCINO COUNTY FAIR AND APPLE SHOW'S PARADE, TO BE HELD ON SUNDAY, SEPTEMBER 16, 2018, BETWEEN 12:00 P.M. AND 1:30 P.M. ALONG HIGHWAY 128 IN BOONVILLE - SPONSOR: SUPERVISOR HAMBURG

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-107

RESOLUTION 18-107

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS REQUESTING THAT THE CALIFORNIA DEPARTMENT OF TRANSPORTATION GRANT ITS PERMISSION FOR THE MENDOCINO COUNTY FAIR AND APPLE SHOW PARADE IN BOONVILLE PURSUANT TO THE DEPARTMENT OF TRANSPORTATION AND CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAY RIGHTS-OF-WAYS

4G) ADOPTION OF RESOLUTION PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE ELK VOLUNTEER FIRE DEPARTMENT'S "GREAT DAY IN ELK" PARADE, TO BE HELD IN ELK, CALIFORNIA, ON SATURDAY, AUGUST 25, 2018, FROM 12:00 P.M. UNTIL 1:00 P.M. - SPONSOR: SUPERVISOR HAMBURG

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-108

RESOLUTION 18-108

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE ELK VOLUNTEER FIRE DEPARTMENT'S "GREAT DAY IN ELK" PARADE, TO BE HELD IN ELK, CALIFORNIA, ON SATURDAY, AUGUST 25, 2018

4H) ADOPTION OF RESOLUTION PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE CALIFORNIA INDIAN DAYS PARADE IN COVELO ON SATURDAY, SEPTEMBER 29, 2018 BETWEEN 9:00 A.M. AND 1:00 P.M. - SPONSOR: SUPERVISOR CROSKEY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-109

RESOLUTION 18-109

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE CALIFORNIA INDIAN DAYS PARADE IN COVELO, CALIFORNIA ON SEPTEMBER 29, 2018

4I) APPROVAL OF TRANSMISSION OF LETTER TO THE STATE LEGISLATURE'S CONFERENCE COMMITTEE ON WILDFIRE PREPAREDNESS AND RESPONSE OPPOSING CHANGES TO INVERSE CONDEMNATION LIABILITY - SPONSOR: SUPERVISOR BROWN

Approved and Chair is authorized to sign same;

4J) AUTHORIZATION FOR THE COUNTY CLERK TO CONDUCT AND CONSOLIDATE THE CITY OF FORT BRAGG, CITY OF POINT ARENA, CITY OF UKIAH AND THE CITY OF WILLITS' COUNCILMEMBER ELECTIONS WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018 - SPONSOR: ASSESSOR/CLERK-RECORDER

Approved;

4K) APPROVAL FOR THE ASSESSOR/CLERK RECORDER TO CONSOLIDATE MEASURE H - CITY OF FORT BRAGG SALES TAX; MEASURE I - CITY OF WILLITS CANNABIS INDUSTRY TAX; AND MEASURE J - LITTLE LAKE FIRE PROTECTION DISTRICT SPECIAL TAX FOR CONSTRUCTION OF A NEW FIRE STATION WITH THE NOVEMBER 6, 2018 STATEWIDE GENERAL ELECTION - SPONSOR: ASSESSOR/CLERK RECORDER

Approved;

4L) ADOPTION OF RESOLUTION APPROVING A LOAN OF \$30,000 FROM THE 2018 19 TAX REVENUES FOR MENDOCINO COAST RECREATION AND PARK DISTRICT - SPONSOR: AUDITOR-CONTROLLER

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-110

RESOLUTION 18-110

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING A LOAN TO MENDOCINO COAST RECREATION AND PARK DISTRICT FROM AVAILABLE COUNTY FUNDS

4M) ADOPTION OF RESOLUTION AUTHORIZING THE CONSOLIDATION OF ELECTION OF THE GOVERNING BOARD OF THE POTTER VALLEY COMMUNITY SERVICES DISTRICT WITH THE GENERAL ELECTION TO BE HELD IN NOVEMBER DURING EVEN NUMBERED YEARS - SPONSOR: AUDITOR-CONTROLLER

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-111

RESOLUTION 18-111

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE CONSOLIDATION OF ELECTION OF THE GOVERNING BOARD OF POTTER VALLEY COMMUNITY SERVICES DISTRICT WITH THE GENERAL ELECTION TO BE HELD IN NOVEMBER DURING EVEN-NUMBERED YEARS

4N) APPROVAL OF AMENDMENT TO BOARD OF SUPERVISORS AGREEMENT NO. 17-119 WITH ANNE L. KECK, DBA KECK LAW OFFICES, EXTENDING THE EXPIRATION DATE FROM JUNE 30, 2018, TO JUNE 30, 2019 - SPONSOR: COUNTY COUNSEL

Approved and Chair is authorized to sign same;

Enactment No: Agreement 17-119-A1

4O) APPROVAL OF RETROACTIVE AGREEMENT WITH ADVENTIST HEALTH, UKIAH VALLEY IN THE AMOUNT OF \$157,800 TO PROVIDE SUPPORT AND PARTICIPANT SPECIFIC DATA TO THE COUNTY OF MENDOCINO'S WHOLE PERSON CARE PILOT PROJECT FOR THE PERIOD OF JANUARY 1, 2018, THROUGH DECEMBER 31, 2018 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-118

4P) ADOPTION OF RESOLUTION REAFFIRMING THE EXISTENCE OF LOCAL HEALTH EMERGENCY RELATED TO THE REDWOOD COMPLEX FIRE, AS PROCLAIMED BY THE LOCAL HEALTH OFFICER - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-112

RESOLUTION 18-112

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS REAFFIRMING THE EXISTENCE OF LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER

4Q) ADOPTION OF RESOLUTION REAFFIRMING THE EXISTENCE OF LOCAL HEALTH EMERGENCY RELATED TO THE MENDOCINO COMPLEX FIRE, AS PROCLAIMED BY THE LOCAL HEALTH OFFICER - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-113

RESOLUTION 18-113

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS REAFFIRMING THE EXISTENCE OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER

4R) ADOPTION OF RESOLUTION APPROVING RETROACTIVE PERFORMANCE AGREEMENT NO. 17-94594 WITH THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES IN THE AMOUNT OF \$0 FOR THE PERIOD OF JULY 1, 2017, THROUGH JUNE 30, 2022, FOR THE COUNTY TO PROVIDE SPECIALTY MENTAL HEALTH SERVICES AND AUTHORIZING THE BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN THE AGREEMENT AND ANY AMENDMENTS THAT DO NOT EXCEED THE ANNUAL MAXIMUM AMOUNT - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-114

RESOLUTION 18-114

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO AUTHORIZE MENDOCINO COUNTY HEALTH AND HUMAN SERVICES AGENCY (HHSA), BEHAVIORAL HEALTH AND RECOVERY SERVICES (BHRS) DIRECTOR TO SIGN THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH CARE SERVICES AGREEMENT NUMBER 17-94594 (MENTAL HEALTH PLAN SERVICES PERFORMANCE AGREEMENT) AND ALLOW THE BHRS DIRECTOR TO SIGN ANY FUTURE AMENDMENTS OR RENEWALS THAT DO NOT EXCEED THE MAXIMUM AMOUNT ASSOCIATED WITH THE AGREEMENT

4S) ADOPTION OF RESOLUTION APPROVING RETROACTIVE AMENDMENT TO AGREEMENT NO. 12-89375 WITH THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES IN THE AMOUNT OF \$0, AMENDING THE END DATE FROM JUNE 30, 2018, TO JUNE 30, 2017, FOR THE COUNTY TO PROVIDE SPECIALTY MENTAL HEALTH SERVICES AND AUTHORIZING THE BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN THE AMENDMENT - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-115

RESOLUTION 18-115

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO AUTHORIZE MENDOCINO COUNTY HEALTH AND HUMAN SERVICES AGENCY (HHSA), BEHAVIORAL HEALTH AND RECOVERY SERVICES (BHRS) DIRECTOR TO SIGN THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH CARE SERVICES AMENDMENT TO AGREEMENT NUMBER 12-89375 (MENTAL HEALTH PLAN SERVICES)

4T) APPROVAL OF THE CALIFORNIA MUTUAL AID REGION II INTRA REGION COOPERATIVE AGREEMENT FOR EMERGENCY MEDICAL AND HEALTH DISASTER ASSISTANCE IN THE AMOUNT OF \$0 TO PROVIDE EMERGENCY ASSISTANCE TO ANY PARTICIPATING COUNTY - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-119

4U) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: DISASTER RECOVERY, BUDGET UNIT 2910 ADD ONE (1) FTE ADMINISTRATIVE ANALYST II; HHSA, BUDGET UNIT 5020, DELETE ONE (1) FTE STAFF SERVICES ADMINISTRATOR - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-116

RESOLUTION 18-116

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

4V) ADOPTION OF RESOLUTION ADOPTING THE CLASSIFICATION AND ESTABLISHING THE SALARY OF DIRECTOR OF CULTURAL SERVICES, DEPARTMENT HEAD ASSOCIATION (D47D) AND AMENDING POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 7110, ADD ONE (1) FTE DIRECTOR CULTURAL SERVICES; DELETE ONE (1) FTE MUSEUM DIRECTOR - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-117

RESOLUTION 18-117

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

4W) ADOPTION OF RESOLUTION AUTHORIZING SALARY GRADE ADJUSTMENTS, AND TITLE CHANGES IN THE ELIGIBILITY WORKER SERIES AS FOLLOWS: ELIGIBILITY WORKER I TO ELIGIBILITY SPECIALIST I, FROM SALARY GRADE S26A TO S27B; ELIGIBILITY WORKER II TO ELIGIBILITY SPECIALIST II, FROM SALARY GRADE S27A TO S29B; ELIGIBILITY WORKER III TO ELIGIBILITY SPECIALIST III, FROM SALARY GRADE S29A TO S31B; AND ELIGIBILITY SUPERVISOR TO ELIGIBILITY SPECIALIST SUPERVISOR, SALARY GRADE S32A TO S34B - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-118

RESOLUTION 18-118

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

4X) ADOPTION OF RESOLUTION AUTHORIZING SALARY GRADE ADJUSTMENTS AS FOLLOWS: PLANNING AND BUILDING SERVICES DIRECTOR FROM D48D TO D52Z AND HEALTH AND HUMAN SERVICES AGENCY DIRECTOR FROM D50A TO D54Z - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-119

RESOLUTION 18-119

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

4Y) AUTHORIZATION OF ISSUANCE OF AFTER THE FACT ADMINISTRATIVE COASTAL DEVELOPMENT PERMIT CDP_2018-0008 (BROWN), TO REPLACE OVER 50% OF A SINGLE FAMILY RESIDENCE NEAR THE COMMUNITY OF GUALALA, LOCATED AT 32521 SOUTH HIGHWAY 1, GUALALA (APN: 142 170 11) - SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

4Z) APPROVAL OF AGREEMENT WITH THE MENDOCINO COUNTY TOURISM COMMISSION FOR THE SERVICES, ACTIVITIES, AND PROGRAMS OF THE MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT (BID) IN AN AMOUNT ESTIMATED AT \$1,350,000 EFFECTIVE UPON EXECUTION BY ALL PARTIES, THROUGH JUNE 30, 2019 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-120

4AA) AUTHORIZATION OF ISSUANCE OF AN AFTER THE FACT ADMINISTRATIVE COASTAL DEVELOPMENT PERMIT, CDP_2017-0019 (MOLLENKOPF), FOR AFTER THE FACT PERMITTING OF EXISTING STRUCTURES BUILT IN 1992; INCLUDING A 1,168 SQUARE FOOT SINGLE FAMILY DWELLING, 1,253 SQUARE FOOT GARAGE, AND A 1,892 SQUARE FOOT ACCESSORY BUILDING (PREFABRICATED METAL QUONSET HUT) IN THE COASTAL ZONE, APPROXIMATELY FOUR MILES NORTHEAST OF THE CITY OF POINT ARENA ON HARRIS RANCH ROAD, APPROXIMATELY TWO MILES EAST OF ITS INTERSECTION WITH WINDY HOLLOW ROAD AT 41700 HARRIS RANCH ROAD, POINT ARENA (APN: 027-171-03) - SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

4AB) ADOPTION OF RESOLUTION APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 180018, PROFESSIONAL SERVICES AGREEMENT WITH STANTEC CONSULTING SERVICES, INC., IN THE AMOUNT OF \$172,720.46 FOR VEGETATION MONITORING AND MAINTENANCE SERVICES FOR THE TERM STARTING UPON EXECUTION OF THE AGREEMENT THROUGH JANUARY 31, 2023, AND AUTHORIZING AN ADDITIONAL CONTINGENCY AMOUNT OF \$17,000 FOR THE FORSYTHE CREEK BRIDGE, ON REEVES CANYON ROAD, COUNTY ROAD 219, MILEPOST 0.46 (REDWOOD VALLEY) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment Nos: Resolution 18-120 and Agreement 18-121

RESOLUTION 18-120

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 180018, PROFESSIONAL SERVICES AGREEMENT WITH STANTEC CONSULTING SERVICES, INC., IN THE AMOUNT OF \$172,720.46 FOR VEGETATION MONITORING AND MAINTENANCE SERVICES FOR THE TERM STARTING UPON EXECUTION OF THE AGREEMENT THROUGH JANUARY 31, 2023, AND AUTHORIZING AN ADDITIONAL CONTINGENCY AMOUNT OF \$17,000 FOR THE FORSYTHE CREEK BRIDGE, ON REEVES CANYON ROAD, COUNTY ROAD 219, MILEPOST 0.46 (REDWOOD VALLEY)

4AC) ADOPTION OF RESOLUTION APPROVING AND LEVYING A SPECIAL TAX FOR FISCAL YEAR 2018-19 IN THE AMOUNT OF \$45.32 ON EACH PARCEL WITHIN THE LAKEWOOD LIGHTING DISTRICT OF MENDOCINO COUNTY (UKIAH AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-121

RESOLUTION 18-121

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AND LEVYING A SPECIAL TAX FOR FISCAL YEAR 2018-2019 IN THE AMOUNT OF \$45.32 ON EACH PARCEL WITHIN THE LAKEWOOD LIGHTING DISTRICT OF MENDOCINO COUNTY (UKIAH AREA)

5A) DISCUSSION AND POSSIBLE ACTION REGARDING AN UPDATE TO THE BOARD OF SUPERVISORS (BOS) FROM THE MENTAL HEALTH TREATMENT ACT CITIZEN'S OVERSIGHT COMMITTEE, AN ADVISORY COMMITTEE PER MEASURE B ORDINANCE NUMBER 4387 AS APPROVED BY THE VOTERS OF MENDOCINO COUNTY, ON PROGRESS SINCE THE JULY 10, 2018, BOARD OF SUPERVISORS UPDATE - SPONSOR: SHERIFF-CORONER

Presenter/s: Mr. Thomas Allman, Sheriff-Coroner; and Ms. Katharine L. Elliott; County Counsel.

Public Comment: None.

Board Directive: GENERAL CONSENSUS OF THE BOARD that County Counsel shall prepare a legal opinion regarding the Resolution adopted by the City of Willits regarding the location for the Measure B facility; and present to the Board of Supervisors at the soonest possible opportunity.

Board Action: No action taken.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF THE BOARD OF SUPERVISORS' RESPONSES TO THE 2017-18 GRAND JURY REPORTS - SPONSORS: BOARD OF SUPERVISORS AND COUNTY COUNSEL

Presenter/s: Ms. Katharine L. Elliott, County Counsel; Supervisor Croskey; and Supervisor McCowen.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors approves the Board of Supervisors' responses to the 2017-18 Grand Jury Reports; authorizes Chair to sign same; and directs the Clerk of the Board to return originals to the County Counsel's office for submission. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

BOARD RECESS: 10:31 A.M. – 10:46 A.M.

5C) CHIEF EXECUTIVE OFFICER'S REPORT - WITHDRAWN

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

5E) DISCUSSION AND POSSIBLE ACTION REGARDING UPDATES ASSOCIATED WITH FIRE RECOVERY EFFORTS IN MENDOCINO COUNTY - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Mr. Nash Gonzales, Interim Director, Planning and Building Services; Ms. Tammy Moss Chandler, Recovery Director; and Ms. Darcie Antle, Deputy Chief Executive Officer.

Public Comment: None.

Board Directive: GENERAL CONSENSUS OF THE BOARD that staff shall present an item to the Board of Supervisors regarding how disaster funding and private donations are being distributed to fire survivors.

Board Action: No action taken.

5H) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ADOPTION OF A RESOLUTION AMENDING THE MASTER FEE SCHEDULE EFFECTIVE NOVEMBER 7, 2018, FOR THE DEPARTMENT OF PLANNING AND BUILDING SERVICES - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Janelle Rau, Deputy Chief Executive Officer; Mr. Nash Gonzalez, Interim Director, Planning and Building Services; and Ms. Adrienne Thompson, Administrative Services Manager, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Servisors adopts Resolution amending the Master Fee Schedule effective November 7, 2018, for the Department of Planning and Building Services, as modified, and authorizes Chair to sign same. *[Modification: CDP Minor Permit (line 18 on the Exhibit) shall remain at current rate of \$1,707; and Planning and Building Services staff shall prepare an item for a future Board of Supervisors meeting explaining how training funds are benefitting Building Permit applicants.]* The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

Enactment: Resolution 18-122

RESOLUTION 18-122

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS, SUPERSEDING RESOLUTION NO. 17-162 ADOPTED ON NOVEMBER 7, 2017 MODIFYING THE MASTER FEE SCHEDULE (EXHIBIT X)

5I) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION CONFIRMING ACCEPTANCE OF THE FISCAL YEAR 2017-18 MENDOCINO COUNTY BUSINESS IMPROVEMENT DISTRICT (BID) ANNUAL REPORT THEREBY LEVYING AN ANNUAL ASSESSMENT FOR THE BID FISCAL YEAR 2018- 19 - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Chairman Hamburg; and Ms. Adrienne Thompson, Administrative Services Manager, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Croskey, IT IS ORDERED that the Board of Supervisors adopts Resolution confirming acceptance of the fiscal year 2017-18 Mendocino County Business Improvement District (BID) Annual Report thereby levying an annual assessment for the BID fiscal year 2018-19; and authorizes Chair to sign same. The motion carried by the following vote

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

Enactment: Resolution 18-123

RESOLUTION 18-123

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS CONFIRMING ACCEPTANCE OF THE 2017-2018 ANNUAL REPORT OF THE MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT (BID), THEREBY LEVYING AN ANNUAL ASSESSMENT FOR THE BID IN FISCAL YEAR 2018-2019

ADJOURNED TO CLOSED SESSION FOLLOWED BY LUNCH RECESS: 11:49 A.M.

AGENDA ITEM NO. 9 – CLOSED SESSION**9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9C – CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION: TWO CASES**

RECONVENED IN OPEN SESSION: 1:31 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Hamburg; and Ms. Katharine L. Elliott, County Counsel.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Croskey, IT IS ORDERED that County Counsel is hereby authorized to initiate litigation in two cases. When the action is formally commenced, the title and nature of the action, the defendants, and other particulars shall be disclosed to any person upon inquiry to the Clerk of the Board of Supervisors, unless to do so would jeopardize the County's ability to effectuate service of process on one or more unserved parties, or that to do so would jeopardize the County's ability to conclude existing settlement negotiations to its advantage. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

5F) DISCUSSION AND POSSIBLE ACTION REGARDING INFORMATIONAL UPDATE ON THE IMPLEMENTATION OF THE MENDOCINO COUNTY CANNABIS CULTIVATION PROGRAM AND CANNABIS COMPLIANCE EFFORTS – SPONSOR: DEPARTMENT OF AGRICULTURE

Presenter/s: Mr. Harinder Grewal, Agricultural Commissioner/Sealer of Weights and Measures; and Ms. Chevon Holmes, Program Administrator, Agriculture.

Public Comment: Mr. Scott Ward; and Mr. Ron Edwards.

Board Action: No action taken.

5G) DISCUSSION AND POSSIBLE ACTION REGARDING AN UPDATE AND REPORT FROM THE COUNTY'S CANNABIS WORKING GROUPS - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Sarah Dukett, Senior Administrative Analyst, Executive Office; Mr. Ron Edwards; Mr. Marty Klein; Mr. Scott Ward; Ms. Diane Shipta, SICPA; Mr. Michael Oliphant, Building Official, Planning and Building Services; Mr. Casey O'Neill; Ms. Hannah Nelson; and Mr. Nash Gonzalez, Interim Director, Planning and Building Services.

Public Comment: Mr. Mark Shaffer; Mr. Russell Perrin; Mr. John Haschak; Mr. David Drell; Ms. Monique Ramirez; Ms. Kimberly Tate; Ms. Corinne Powell.

CHANGE IN CHIEF EXECUTIVE OFFICER TO DEPUTY CHIEF EXECUTIVE OFFICER RAU: 2:28 P.M.

CHANGE IN CHIEF EXECUTIVE OFFICER TO MS. CARMEL J. ANGELO: 3:11 P.M.

Board Directive: GENERAL CONSENSUS OF THE BOARD for Executive Office staff to bring back the Track and Trace working group after a two-month break and close out Building Use and Overlay working groups. Planning and Building Services staff shall prepare an item for a future Board of Supervisors meeting regarding the issue of F1 vs. U occupancy. Executive Office staff shall prepare a letter regarding State Regulations for approval at the August 21, 2018, Board of Supervisors meeting. Planning and Building Services staff shall remove "Cannabis" from prior planning records. All staff working on Cannabis regulations shall seek to improve communications for better information sharing. Executive Office staff shall establish a non-cultivation working group. Executive Office staff shall notify the Board of Supervisors of dates and times of upcoming working group meetings (which they may join meeting on an informal basis, if desired). No working group members shall be assigned to the Cannabis Ad Hoc Committee at this time. Planning and Building Services staff shall send and obtain results of anonymous secret ballot (sent to property owners regarding their desire to be in overlay/opt-out areas) prior to the overlay Ordinance being presented at the Planning Commission meeting; and Supervisors will have opportunity to review results of said ballot and provide input for consideration prior to the Planning Commission meeting.

Board Action: No action taken.

BOARD RECESS: 3:13 P.M. – 3:27 P.M.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION (continued)

Presenter/s: Ms. Karen Horner, Cultural Services Agency Director, and Ms. Megan Dukett, Program Administration, Cultural Services Agency; and Ms. Karen Mattson, Museum Curator.

5J) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO DISSOLVE BOARD OF SUPERVISORS POTTER VALLEY PROJECT AD HOC COMMITTEE DUE TO APPOINTMENT OF AD HOC COMMITTEE OF THE MENDOCINO COUNTY WATER AGENCY - SPONSORS: SUPERVISORS BROWN AND MCCOWEN

Presenter/s: Supervisor Brown.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors dissolves the Board of Supervisors Potter Valley Project ad hoc committee. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

THE MENDOCINO COUNTY BOARD OF SUPERVISORS JOINTLY CONVENED CONCURRENTLY AS THE BOARD OF DIRECTORS OF THE MENDOCINO COUNTY WATER AGENCY IN CONSIDERATION OF AGENDA ITEM 7A).

7A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO THE COMMISSIONER FOR THE MENDOCINO COUNTY INLAND WATER AND POWER COMMISSION (“IWPC”) PERTAINING TO THE SALE OF THE POTTER VALLEY PROJECT (“PROJECT”) BY PACIFIC GAS AND ELECTRIC (“PG&E”); AFFIRMATION OF THE WATER AGENCY’S SUPPORT FOR THE PURCHASE OF THE PROJECT; APPROVAL OF COUNTY STAFF TIME DEVOTED TO SUCH; AND APPOINTMENT OF MENDOCINO COUNTY WATER AGENCY DIRECTORS McCOWEN AND BROWN TO AN AD HOC COMMITTEE TO MEET WITH PG&E AND OTHER GOVERNMENT ENTITIES AND STAKEHOLDERS REGARDING THE POTTER VALLEY PROJECT - SPONSORS: SUPERVISORS BROWN AND McCOWEN

Presenter/s: Supervisor Brown.

Public Comment: Ms. Janet Pauli; Ms. Devon Jones; and Ms. Tamara Allen.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Croskey, IT IS ORDERED that the Board of Supervisors affirms the Agency's support for the purchase of the Project; approves County staff time devoted to such; and appoints Mendocino County Water Agency Directors McCowen and Brown to an ad hoc committee to meet with PG&E and other government entities and stakeholders regarding the Project. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Croskey, Supervisor Gjerde and Supervisor Hamburg

No: 0 – None

6A) SUPERVISORS’ REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST

Presenter/s: Board of Supervisors.

Public Comment: None.

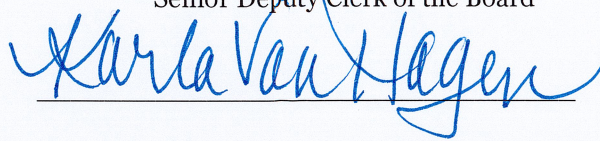
Board Action: No action taken.

AGENDA ITEM NO. 10 – COMMUNICATIONS

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:34 P.M.

Attest: KARLA VAN HAGEN
Senior Deputy Clerk of the Board


DAN HAMBURG, 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