

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
County Counsel

COUNTY ADMINISTRATION CENTER
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Ukiah, CA 95482
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MENDOCINO COUNTY BOARD OF SUPERVISORS
ACTION MINUTES –February 6, 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. Jason Claunch.

**2A) ADOPTION OF PROCLAMATION RECOGNIZING AND HONORING MS. EDITH RECAGNO KEENAN
CECCARELLI UPON HER 110TH BIRTHDAY ON FEBRUARY 5, 2018 - SPONSOR: SUPERVISOR CROSKEY**

Presenter/s: Supervisor Croskey.

Public Comment: Mr. Louis Bigfoot.

Board Action: Adopted without objection.

2B) ADOPTION OF PROCLAMATION RECOGNIZING TRIBAL MEMBERS OF THE LITTLE RIVER BAND OF POMO INDIANS FOR THEIR HEROIC EFFORTS IN FIGHTING THE REDWOOD COMPLEX FIRE - SPONSOR: SUPERVISOR BROWN

Presenter/s: Supervisor Brown.

Public Comment: Ms. Deborah Ramirez.

Board Action: Adopted without objection.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Jerold Karabensh.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Hamburg.

Public Comment: Mr. Patrick Hickey.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Croskey, IT IS ORDERED that consent calendar items 4(a) – 4(y) are approved/rejected as follows. The motion carried by the following vote:

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

No: 0 – None

4A) CLAIM OF JEAN CUNNINGTON (STATE FARM)

Rejected;

4B) CLAIM OF PACIFIC BELL TELEPHONE COMPANY, DBA: AT&T OF CALIFORNIA

Rejected;

4C) CLAIM OF REX GRESSETT

Rejected;

4D) JANUARY 9, 2018, REGULAR MEETING MINUTES

Approved;

4E) JANUARY 23, 2018, REGULAR MEETING MINUTES

Approved;

4F) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

1. Kevin Doble, City Selection Committee, City of Ukiah Member;
2. Madge Strong, City Selection Committee, City of Willits Member;
3. Lindy Peters, City Selection Committee, City of Fort Bragg Member;
4. Scott Ignacio, City Selection Committee, City of Point Arena Member;
5. Laura Welter, Policy Council on Children and Youth, Member #22;
6. Teri Sedrick, Policy Council on Children and Youth, Member #17;
7. Camille Schraeder, Policy Council on Children and Youth, Member #15;
8. David Riemenschneider, Policy Council on Children and Youth, Member #8;
9. Josephine Loomis, Policy Council on Children and Youth, Member #21;
10. Sheryn Hildebrand, Policy Council on Children and Youth, Member #23;
11. Joanna Olson, Policy Council on Children and Youth, Member #27;
12. Jena Conner, Policy Council on Children and Youth, Member #2;
13. Kathryn Cavness, Policy Council on Children and Youth, Member #11;
14. Natasha Carter, Policy Council on Children and Youth, Member #9;
15. Charlotte Scott, Law Library Board of Trustees, Trustee;
16. Robert Boyd, Law Library Board of Trustees, Trustee; and
17. Robert Keiffer, Hopland Cemetery District, Trustee.

4G) ACCEPTANCE OF REPORT FOR 2017-18 FROM THE MENDOCINO COUNTY SUPERINTENDENT OF SCHOOLS ON THE STATUS OF DECILE 1 3 SCHOOLS IN MENDOCINO COUNTY, PURSUANT TO THE WILLIAMS LEGISLATION - SPONSOR: EXECUTIVE OFFICE

Approved;

4H) 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 18-016

RESOLUTION 18-016

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

4I) APPROVAL OF AMENDMENT TO BOARD OF SUPERVISORS AGREEMENT 17-100 (AMENDMENT RESTRICTED TO EXHIBIT A, REVISING LICENSING TYPES) WITH COBBLESTONE SYSTEMS FOR CONTRACT MANAGEMENT SOFTWARE SERVICES AND MAINTENANCE FOR FISCAL YEAR 2017-18 THROUGH FISCAL YEAR 2021-22; AND AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO SIGN ANY FURTHER AMENDMENTS THAT DO NOT AFFECT THE MAXIMUM CONTRACT AMOUNT - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 17-100-A1

4J) APPROVAL OF JOINT OPERATING AGREEMENT (No. P170A050) WITH THE STATE OF CALIFORNIA NATURAL RESOURCES AGENCY DEPARTMENT OF PARKS AND RECREATION FOR THE REHABILITATION AND USE OF THE FORD HOUSE CARRIAGE HOUSE IN THE MENDOCINO HEADLANDS STATE PARK AS A NEW SHERIFF'S SUBSTATION IN THE TOWN OF MENDOCINO - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-011

- 4K) APPROVAL OF AGREEMENT WITH SWITTHENBANK CONSTRUCTION, INC., IN THE AMOUNT OF \$245,678, FOR THE RECONSTRUCTION OF THE FORD HOUSE CARRIAGE HOUSE AS A NEW SHERIFF'S OFFICE SUBSTATION IN THE TOWN OF MENDOCINO 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 18-012

- 4L) ADOPTION OF RESOLUTION AUTHORIZING THE CONSOLIDATION OF ELECTION OF THE GOVERNING BOARD OF THE MILLVIEW COUNTY WATER DISTRICT WITH THE GENERAL ELECTION TO BE HELD IN NOVEMBER DURING EVEN NUMBERED YEARS - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-017

RESOLUTION 18-017

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

- 4M) ADOPTION OF RESOLUTION AUTHORIZING THE CONSOLIDATION OF ELECTION OF THE GOVERNING BOARD OF THE RUSSIAN RIVER FLOOD CONTROL & WATER CONSERVATION IMPROVEMENT DISTRICT WITH THE GENERAL ELECTION TO BE HELD IN NOVEMBER DURING EVEN NUMBERED YEARS) - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-018

RESOLUTION 18-018

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE CONSOLIDATION OF ELECTION OF THE GOVERNING BOARD OF RUSSIAN RIVER FLOOD CONTROL & WATER CONSERVATION IMPROVEMENT DISTRICT WITH THE GENERAL ELECTION TO BE HELD IN NOVEMBER DURING EVEN-NUMBERED YEARS

- 4N) ADOPTION OF RESOLUTION AUTHORIZING THE EXAMINATION OF THE MENTAL HEALTH TREATMENT ACT TRANSACTIONS (SALES) AND USE TAX RECORDS - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-019

RESOLUTION 18-019

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO AUTHORIZING THE EXAMINATION OF THE MENTAL HEALTH TREATMENT ACT TRANSACTIONS (SALES) AND USE TAX RECORDS

40) ADOPTION OF RESOLUTION REAFFIRMING THE EXISTENCE OF LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE LOCAL HEALTH OFFICER - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-020

RESOLUTION 18-020

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

4P) ADOPTION OF RESOLUTION APPROVING RETROACTIVE GRANT AGREEMENT 17 94140 WITH THE DEPARTMENT OF HEALTH CARE SERVICES IN THE AMOUNT OF \$2,687,238 TO PROVIDE SUBSTANCE USE DISORDER SERVICES FOR THE PERIOD OF JULY 1, 2017, THROUGH JUNE 30, 2020; AUTHORIZATION FOR THE HEALTH AND HUMAN SERVICES AGENCY BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR OR DESIGNEE TO SIGN AGREEMENT AND ANY RENEWALS OR AMENDMENTS THAT DO NOT EXCEED THE MAXIMUM AMOUNT; AND DIRECTION FOR THE AUDITOR CONTROLLER TO INCREASE APPROPRIATION OF EXPENDITURES IN AN EXISTING BUDGET UNIT, OR ESTABLISH A NEW BUDGET UNIT, SPECIFICALLY FOR GRANT AGREEMENT 17-94140 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment Nos: Resolution 18-021; Agreement 18-013*

RESOLUTION 18-021

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 OR DESIGNEE TO SIGN THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH CARE SERVICES AGREEMENT NUMBER 17-94140 (SUBSTANCE USE DISORDER SERVICES GRANT) AND ALLOW THE BHRS DIRECTOR OR DESIGNEE TO SIGN ANY FUTURE AMENDMENTS OR RENEWALS THAT DO NOT EXCEED THE MAXIMUM AMOUNT ASSOCIATED WITH THE GRANT

4Q) APPROVAL OF AGREEMENT WITH SOLUTIONS WEST IN THE AMOUNT OF \$406,840 TO PROVIDE MEDICAL CASE PROCESSING FOR THE PERIOD OF FEBRUARY 12, 2018, THROUGH JUNE 30, 2018; AND AUTHORIZATION FOR THE HEALTH AND HUMAN SERVICES AGENCY DIRECTOR OR DESIGNEE TO SIGN AGREEMENT AND AMENDMENTS THAT DO NOT INCREASE THE ANNUAL MAXIMUM AMOUNT - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-014

- 4R) ADOPTION OF RESOLUTION AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO EXECUTE AGREEMENTS AND TAKE ALL OTHER NECESSARY ACTIONS TO CARRY OUT PURPOSE OF AGREEMENT 17 006, AN AGREEMENT BETWEEN THE COUNTY AND RURAL COMMUNITIES HOUSING DEVELOPMENT CORPORATION TO PROVIDE \$1,336,000 OF SEED MONEY OBTAINED FROM CALIFORNIA'S MENTAL HEALTH SERVICES ACT HOUSING PROGRAM TO DEVELOP A RENTAL HOUSING PROJECT TO SERVE COUNTY RESIDENTS AND CLIENTS OF HEALTH AND HUMAN SERVICES AGENCY BEHAVIORAL HEALTH AND RECOVERY SERVICES - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-022

RESOLUTION 18-022

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO EXECUTE AGREEMENTS AND TAKE ALL NECESSARY ACTIONS TO CARRY OUT THE PURPOSE OF BOARD OF SUPERVISORS AGREEMENT NUMBER 17-006 ON BEHALF OF THE COUNTY OF MENDOCINO

- 4S) ADOPTION OF RESOLUTION APPROVING RETROACTIVE AGREEMENT 17 94083 WITH THE DEPARTMENT OF HEALTH CARE SERVICES IN THE AMOUNT OF \$692,943 TO PROVIDE COVERED DRUG MEDI CAL SERVICES FOR THE SUBSTANCE USE DISORDER TREATMENT PROGRAM FOR THE PERIOD OF JULY 1, 2017, THROUGH JUNE 30, 2020; AUTHORIZATION FOR THE HEALTH AND HUMAN SERVICES AGENCY BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR OR DESIGNEE TO SIGN AGREEMENT AND ANY RENEWALS OR AMENDMENTS THAT DO NOT EXCEED THE MAXIMUM AMOUNT; AND DIRECTION FOR THE AUDITOR CONTROLLER TO INCREASE APPROPRIATION OF EXPENDITURES IN AN EXISTING BUDGET UNIT, OR ESTABLISH A NEW BUDGET UNIT, SPECIFICALLY FOR AGREEMENT 17-94083 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Adopted and Chair is authorized to sign same;

Enactment Nos: Resolution 18-023; Agreement 18-015*

RESOLUTION 18-023

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 OR DESIGNEE TO SIGN THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH CARE SERVICES AGREEMENT NUMBER 17-94083 (DRUG MEDI-CAL AGREEMENT) AND ALLOW THE BHRS DIRECTOR OR DESIGNEE TO SIGN ANY FUTURE AMENDMENTS OR RENEWALS THAT DO NOT EXCEED THE MAXIMUM AMOUNT ASSOCIATED WITH THE AGREEMENT

- 4T) APPROVAL OF AMENDMENT TO PURCHASING AGENT AGREEMENT NO. 18-24 WITH UNITED OF OMAHA LIFE INSURANCE COMPANY, A SUBSIDIARY OF MUTUAL OF OMAHA INSURANCE COMPANY, TO PROVIDE GROUP LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE TO ELIGIBLE COUNTY EMPLOYEES AND TO PROVIDE VOLUNTARY LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE TO EMPLOYEES, INCREASING TOTAL COMPENSATION BY \$98,250 FOR THE PERIOD OF JULY 1, 2017, THROUGH JUNE 30, 2018, FOR A CONTRACT TOTAL OF \$135,000; AND AUTHORIZATION FOR THE HUMAN RESOURCES DIRECTOR TO APPROVE FUTURE AMENDMENTS THAT DO NOT EXCEED A 10% INCREASE OVER 2018 RATES, FOR A PERIOD NOT TO EXCEED THREE YEARS - SPONSOR: HUMAN RESOURCES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 18-016;

- 4U) ADOPTION OF RESOLUTION AUTHORIZING CHANGES TO THE POSITION ALLOCATION TABLE AS FOLLOWS: SHERIFF'S OFFICE, BUDGET UNIT 2510 - DELETE ONE (1) FULL TIME EQUIVALENT (FTE) SHERIFF'S SERVICES TECHNICIAN AND ADD ONE (1) FTE COOK - SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-024

RESOLUTION 18-024

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) APPROVAL OF PURCHASE OF ONE ARCGIS DESKTOP SOFTWARE UPGRADE AND ONE ARCGIS DESKTOP STANDARD PRIMARY MAINTENANCE PACKAGE IN THE AMOUNT OF \$7,523.44 - SPONSOR: SHERIFF-CORONER**

Approved;

- 4W) APPROVAL OF PURCHASE MICROSOFT SERVER SOFTWARE LICENSES IN THE AMOUNT OF \$22,655.60 FOR THE MENDOCINO COUNTY SHERIFF'S OFFICE AEGIS (PUBLIC SAFETY) SYSTEM - SPONSOR: SHERIFF CORONER**

Approved;

- 4X) ADOPTION OF RESOLUTION APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 160103, NORTH STATE STREET TRAFFIC SIGNAL MAINTENANCE, NORTH STATE STREET, COUNTY ROAD 104 AT MILEPOST 0.18, 0.29, 1.85 & 1.98 (UKIAH AREA) - SPONSOR: TRANSPORTATION**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 18-025

RESOLUTION 18-025

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 160103, NORTH STATE STREET TRAFFIC SIGNAL MAINTENANCE, NORTH STATE STREET, COUNTY ROAD 104 AT MILEPOST 0.18, 0.29, 1.85 & 1.98 (UKIAH AREA)

- 4Y) ACCEPTANCE OF THE DECEMBER 31, 2017 REPORT OF MENDOCINO COUNTY POOLED INVESTMENTS - SPONSOR: TREASURER-TAX COLLECTOR**

Approved.

- 5A) ~~DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF RETROACTIVE AMENDMENT TO PURCHASING AGENT AGREEMENT 17-149 WITH ALLVEST INFORMATION SERVICES INC., DBA ASSESSMENTS.COM, DBA VANT4GE.COM, EXTENDING THE TERMINATION DATE FROM SEPTEMBER 30, 2017 TO SEPTEMBER 30, 2018 - SPONSOR: PROBATION - WITHDRAWN~~**

5B) DISCUSSION AND POSSIBLE ACTION REGARDING INFORMATIONAL UPDATE ON THE IMPLEMENTATION OF THE MENDOCINO COUNTY CANNABIS CULTIVATION PROGRAM AND CANNABIS COMPLIANCE AND CODE ENFORCEMENT UNIT - SPONSOR: AGRICULTURE

Presenter/s: Ms. Diane Curry, Interim Commissioner, Agriculture; Ms. Carmel J. Angelo, Chief Executive Officer.

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

Board Action: No action taken.

5C) DISCUSSION AND POSSIBLE ACTION TO FORM AN AD HOC COMMITTEE TO PERFORM INSPECTION OF COMPLETED STREET IMPROVEMENTS FOR PHASE 2 OF VICHY SPRINGS COMMUNITY HOMES SUBDIVISION UNIT 2, TRACT 245, LOCATED ON THE SOUTH SIDE OF VICHY SPRINGS ROAD, COUNTY ROAD 215, APPROXIMATELY 1.25 MILES EAST OF ITS INTERSECTION WITH REDEMAYER ROAD, COUNTY ROAD 215A (UKIAH AREA) - SPONSOR: TRANSPORTATION

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

Public Comment: None.

Board Directive: GENERAL CONSENSUS OF THE BOARD to appoint an ad hoc committee consisting of Supervisors Gjerde and McCowen to perform inspection of completed street improvements for Phase 2 of Vichy Springs Community Homes, Subdivision 2, Tract 245.

5D) TRANSPORTATION DIRECTOR'S REPORT - SPONSOR: TRANSPORTATION

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

Public Comment: None.

Board Action: No action taken.

BOARD RECESS: 10:01 A.M. – 10:16 A.M.

6A) SUPERVISORS REPORTS

Presenter/s: Board of Supervisors.

Public Comment: None.

ADJOURNED TO CLOSED SESSION 10:56 A.M.

9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: FRIENDS OF OUTLET CREEK V. COUNTY OF MENDOCINO - COURT OF APPEALS CASE NO. A147499

9B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: GRIST CREEK AGGREGATES, LLC V. MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT. MENDOCINO COUNTY SUPERIOR COURT CASE NO. SCUК CVPT 15 66620

9C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: PEOPLE OF THE STATE OF CALIFORNIA, ET AL. V. GRIST CREEK AGGREGATES, LLC - MENDOCINO COUNTY SUPERIOR COURT CASE NO. SCUК CVG 16 67314

9D) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: FRIENDS OF OUTLET CREEK V. MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT - MENDOCINO COUNTY SUPERIOR COURT CASE NO. SCUК CVG 16 67449

9E) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: FRIENDS OF OUTLET CREEK V. MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT - COURT OF APPEALS CASE NO. A148508

THE MENDOCINO COUNTY BOARD OF SUPERVISORS MET AS THE AIR QUALITY MANAGEMENT DISTRICT BOARD OF DIRECTORS IN CONSIDERATION OF ITEMS 9(b) -9(e).

RECONVENED IN OPEN SESSION: 11:19 A.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Hamburg.

Board Action: In respect to agenda items 9(a) – 9(e); direction was given to staff.

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

Presenter/s: Ms. Tammy Moss Chandler, Recovery Director; Ms. Jodi Traversaro; CAL OES Branch 1 Director; and Mr. Robert Robert M. Pesapane, FEMA Branch 1 Director.

Public Comment: Mr. Scott Ward; Mr. Mike Kuhra; and Mr. Lee Howard.

Board Action: No action taken.

LUNCH RECESS: 12:17 P.M. – 1:31 P.M.

5F) DISCUSSION AND POSSIBLE ADOPTION OF RESOLUTION TO PRESENT TO THE VOTERS OF THE COUNTY A MEASURE AMENDING MENDOCINO COUNTY CODE CHAPTER 5.20 FOR COLLECTION OF TRANSIENT OCCUPANCY TAX ON SHORT TERM VISITOR ACCOMMODATIONS IN PRIVATE CAMPGROUNDS AND RECREATIONAL VEHICLE PARKS AT THE JUNE 5, 2018 GENERAL ELECTION; AND INTRODUCTION AND WAIVE READING OF ORDINANCE AMENDING CHAPTER 5.20 OF THE MENDOCINO COUNTY CODE - SPONSOR: TREASURER-TAX COLLECTOR AND COUNTY COUNSEL

Presenter/s: Ms. Shari Schapmire, Treasurer-Tax Collector.

Public Comment: Mr. Richard Cooper.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors adopts Resolution to present to the voters of the County a measure adopting the Ordinance amending Mendocino County Code Chapter 5.20 for collection of transient occupancy tax on short term visitor accommodations in private campgrounds and recreational vehicle parks at the June 5, 2018 general election; introduces and waives reading of the Ordinance amending Chapter 5.20 of the Mendocino County Code; 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 No: Resolution 18-026

RESOLUTION 18-026

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO PLACING A MEASURE ON THE BALLOT FOR COLLECTION OF TRANSIENT OCCUPANCY TAX ON SHORT-TERM VISITOR ACCOMMODATIONS IN PRIVATE CAMPGROUNDS AND RECREATIONAL VEHICLE PARKS TO BE CONSOLIDATED WITH THE GENERAL ELECTION TO BE HELD JUNE 5, 2018

5G) CHIEF EXECUTIVE OFFICER'S REPORT – SPONSOR: EXECUTIVE OFFICE - WITHDRAWN

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

Presenter/s: Ms. Sarah Dukett, Senior Administrative Analyst, Executive Office.

Public Comment: Mr. Casey O'Neill; and Ms. Jennifer Burke.

Board Directive: BY ORDER OF THE CHAIR Executive Office staff shall send cover letter with working group suggestions encouraging the State to give it careful consideration without endorsement of working group comments. Staff shall also send the Board of Supervisor's previous comment letter of December 5, 2017, to the Bureau of Cannabis Control Cannabis Advisory Committee.

ADJOURNED TO CLOSED SESSION: 2:18 P.M.

9F) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: AMANDA CARLEY V. MENDOCINO COUNTY, ET AL. SCUK CVG 2017 69021

9H) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: VICHY SPRINGS RESORT V. CITY OF UKIAH, ET AL. CASE No. SCUK CVPT 18 70200

9I) PURSUANT TO GOVERNMENT CODE SECTION 54956.9D(2) - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION – ONE CASE

RECONVENED IN OPEN SESSION: 3:04 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Hamburg.

Board Action: In respect to agenda items 9(f), 9(h) and 9(i); direction was given to staff.

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

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Colonel Michael McFadden, US Army Corps of Engineers; and Mr. Robert M. Pesapane, FEMA Branch 1 Director.

Public Comment: Ms. Susan Knopf.

Board Action: No action taken.

ADJOURNED TO CLOSED SESSION: 3:31 P.M.

9G) PURSUANT TO GOVERNMENT CODE SECTION 54957 – PUBLIC EMPLOYEE APPOINTMENT – AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES.

RECONVENED IN OPEN SESSION: 5:20 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Hamburg.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Croskey, IT IS ORDERED that Mr. Joseph Moreo is hereby appointed as Agricultural Commissioner/Sealer of Weights and Measures. The motion carried by the following vote:

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

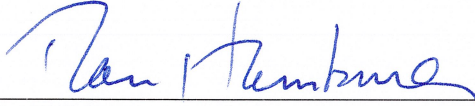
No: 0 – None

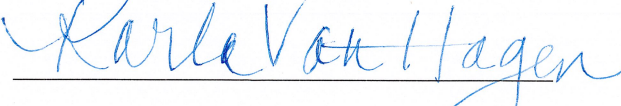
AGENDA ITEM NO. 10 – COMMUNICATIONS

- 10a) United States Department of Agriculture, Mendocino National Forest - Draft Environmental Assessment (EA) for the Black Butte and Cold Creek Wild and Scenic River (WSR) Comprehensive River Management Plan Comment Period. For more information, please contact Ms. Hilda Kwan at (707) 275 0676.
- 10b) United States Forest Service - Potter Valley Hydroelectric Project FERC No. 77 Revised Study Plan USDA - Forest Service Comments on Revised Study Plan. For more information, please contact Ms. April Hargis at (707) 275 2361 x1410.
- 10c) State Water Resources Control Board - 15 Day Notice of Proposed Regulatory Action. For more information, please contact Ms. Charlotte Ely at (916) 319 8564.
- 10d) United States Department of Commerce - NOAA's National Marine Fisheries Service's Comments on the Pacific Gas and Electric Company's Revised Study Plan, Potter Valley Project, P 77. For more information, please contact Mr. Joshua Fuller via email at Joshua.Fuller@noaa.gov or by phone at (707) 575 6096.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:31 P.M.

Attest: KARLA VAN HAGEN
Senior Deputy Clerk of the Board



DAN HAMBURG, Chair

KARLA VAN HAGEN**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