GLENN MCGOURTY 1st District Supervisor MAUREEN MULHEREN 2nd District Supervisor Chair JOHN HASCHAK 3rd District Supervisor Vice-Chair DAN GJERDE 4th District Supervisor TED WILLIAMS 5th District Supervisor



DARCIE ANTLE
Chief Executive Officer/
Clerk of the Board

CHARLOTTE E. SCOTT County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES – September 10, 2024

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 9:00 A.M.)

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

Staff Present: Darcie Antle, Chief Executive Officer; Charlotte E. Scott, County Counsel; Lillian Bearden, Deputy Clerk of the Board; and Atlas M.A. Pearson, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Supervisor Mulheren.

AGENDA ITEM NO. 2 - PUBLIC EXPRESSION

Presenter/s: Adam Gaska; Gizmo; Kerri Vau; Julie Goldman; Chris; Russel Green; Mark Donegan; Neeka; Peter McNamee; and Andy Coren.

AGENDA ITEM NO. 3 - APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Mulheren; and Darcie Antle, Chief Executive Officer.

Public Comment: Peter McNamee; A'kesh Eidi; Karen Lavato; Katheryn Reihl; Patrick Hickey; Berry Vogel; Cody Akin; and Adam Gaska.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that Consent Calendar items 3a) – 3ak) and 3am) – 3bh) are hereby approved as follows; and item 3al) is pulled for separate consideration. The motion carried by the following vote:

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

No: 0 - None

Absent: 0 - None

3a) Approval of Minutes of July 23, 2024, Regular Meeting - Sponsor: Executive Office

Approved and Chair is authorized to sign same;

3B) APPROVAL OF MINUTES OF AUGUST 20, 2024, SPECIAL CLOSED SESSION MEETING - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3C) APPROVAL OF APPOINTMENTS/REAPPOINTMENTS - SPONSOR: EXECUTIVE OFFICE

Approved;

- 1. Lindsey Dick, Museum Director, Archaeological Commission of Mendocino County:
- 2. William Cull, Archaeologist, Archaeological Commission of Mendocino County; and
- 3. Darcie Antle, Director, County Commission on Medical Care/Partnership Health Plan of California.
- 3D) ADOPTION OF PROCLAMATION RECOGNIZING AND HONORING CIVIL SERVICE COMMISSIONER TERRY POPLAWSKI FOR 25 YEARS OF SERVICE ON THE MENDOCINO COUNTY CIVIL SERVICE COMMISSION SPONSOR: SUPERVISOR MULHEREN

Adopted and Chair is authorized to sign same;

3E) ADOPTION OF A PROCLAMATION RECOGNIZING SEPTEMBER 16-23, 2024, AS POLLUTION PREVENTION WEEK AND SEPTEMBER 22-29, 2024, AS CREEK WEEK IN THE RUSSIAN RIVER WATERSHED - SPONSOR: SUPERVISOR MULHEREN

Adopted and authorize Chair to sign same;

3F) ACCEPTANCE OF THE ANNUAL EMERGENCY MEDICAL SERVICES (EMS) REPORT FROM THE LOCAL EMERGENCY MEDICAL SERVICES AGENCY (LEMSA) AND APPROVAL OF RETROACTIVE AGREEMENT WITH SONOMA COUNTY IN THE AMOUNT \$1,346,724 TO PROVIDE LOCAL EMERGENCY MEDICAL SERVICES AGENCY ADMINISTRATION SERVICES, EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2027 – SPONSOR: EXECUTIVE OFFICE

Approved;

Enactment No: Interim Agreement: *24-138

3G) ADOPTION OF RESOLUTION RENEWING A DECLARATION OF A LOCAL EMERGENCY RELATED TO CLIMATE CHANGE - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-121

3H) ADOPTION OF RESOLUTION RENEWING A DECLARATION OF A LOCAL EMERGENCY RELATED TO TREE MORTALITY - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-122

31) APPROVAL OF RETROACTIVE THIRD AMENDMENT TO AGREEMENT NO. BOS-21-180 (FOURTH AMENDMENT TO AGREEMENT NO. PA-21-33) WITH GRANICUS LLC., IN THE AMOUNT OF \$34,114.50, FOR A NEW TOTAL OF \$153,162, FOR LIVE CLOSED CAPTIONING SERVICES DURING BOARD OF SUPERVISORS MEETINGS, EFFECTIVE AUGUST 5, 2020, THROUGH A NEW END DATE OF AUGUST 5, 2025 (ORIGINAL END DATE: AUGUST 5, 2024) - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-180-A3

3J) APPROVAL OF THIRD AMENDMENT TO AGREEMENT NO. BOS-17-100 WITH COBBLESTONE SYSTEMS CORP, IN THE AMOUNT OF \$40,207.37, FOR A NEW TOTAL OF \$161,679.64, FOR CONTRACT MANAGEMENT SOFTWARE SERVICES AND MAINTENANCE, EFFECTIVE SEPTEMBER 12, 2017, THROUGH A NEW END DATE OF SEPTEMBER 30, 2027 (ORIGINAL END DATE: SEPTEMBER 30, 2024) – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 17-100-A3

3K) RATIFICATION OF A LETTERS OF OPPOSITION AND OPPOSE UNLESS AMENDED FOR ASSEMBLY BILL 2223 (AGUIAR-CURRY) CANNABIS: INDUSTRIAL HEMP - PROPOSED TECHNICAL ASSISTANCE AND LETTER OF SUPPORT OF HEMP ENFORCEMENT – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3L) RATIFICATION OF A LETTER OF SUPPORT FOR SENATE BILL 620 (MCGUIRE) LOW-IMPACT CAMPING AREAS -SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3M) RATIFICATION OF A LETTER OF SUPPORT FOR SENATE BILL 1032 (PADILLA) HOUSING FINANCE: PORTFOLIO RESTRUCTURING: LOAN – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3N) RATIFICATION OF A LETTER OF OPPOSITION FOR ASSEMBLY BILL AB 2561 (McKINNOR) LOCAL PUBLIC EMPLOYEES: VACANT POSITIONS - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

30) APPROVAL OF AGREEMENT WITH MAGNUM MOBILE SPECIALTY VEHICLES IN AN AMOUNT UP TO \$251,350, FOR A CUSTOM SPAY AND NEUTER MOBILE CLINIC FOR ANIMAL CARE SERVICES IN MENDOCINO COUNTY; APPROVAL OF UTILIZATION OF FUNDS FROM THE MENDOCINO COUNTY SPAY AND NEUTER TRUST IN AN AMOUNT UP TO \$151,350 TO COMPLETE THE PURCHASE; AND APPROVAL OF A CASH ADVANCE OF \$159,950 TO COVER THE INITIAL PAYMENT OF APPROXIMATELY 70% OF THE VEHICLE'S TOTAL PRICE, PURSUANT TO MENDOCINO COUNTY POLICY NO.1 SECTION 6.11 – SPONSOR: ANIMAL CARE SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-139

3P) APPROVAL OF AGREEMENT WITH RUNBECK ELECTION SERVICES, L.L.C. FOR THE ELECTION MANAGEMENT SYSTEM EQUIPMENT (DIMS.NET) AND LICENSE IN THE TOTAL AMOUNT OF \$328,579.75 FOR FIVE YEARS EXPIRING ON JULY 31, 2029 – SPONSOR: ASSESSOR/CLERK-RECORDER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-140

3Q) AUTHORIZATION FOR THE ASSESSOR/CLERK-RECORDER TO CONSOLIDATE MEASURE S - ALBION-LITTLE RIVER FIRE PROTECTION DISTRICT SPECIAL FIRE AND RESCUE TAX; MEASURE T - CITY OF FORT BRAGG TRANSACTIONS AND USE TAX; MEASURE U - CITY OF FORT BRAGG TRANSIENT OCCUPANCY TAX; MEASURE V - UKIAH VALLEY FIRE PROTECTION DISTRICT PARCEL TAX; MEASURE W - CITY OF UKIAH TRANSIENT OCCUPANCY TAX, AND MEASURE X - CITY OF POINT ARENA SALES TAX WITH THE NOVEMBER 5, 2024 PRESIDENTIAL GENERAL ELECTION - SPONSOR: ASSESSOR/CLERK-RECORDER

Approved;

3R) ACCEPTANCE OF THE CALIFORNIA STATE CONTROLLER'S AUDIT REPORT FOR MENDOCINO COUNTY COURT REVENUES FOR PERIOD JULY 1, 2017, THROUGH JUNE 30, 2021, AND AUTHORIZATION FOR ACTING AUDITOR CONTROLLER/TREASURER TAX COLLECTOR TO REMIT \$166,290 TO THE STATE TREASURER VIA THE REPORT TO STATE CONTROLLER OF REMITTANCE TO STATE TREASURER (TC-31) FOR UNDER REMITTANCE FINDINGS - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Approved;

3s) Acceptance of June 30, 2024, Mendocino County Pooled Investments Report- Sponsor: Auditor-Controller/Treasurer -Tax Collector

Approved;

3T) ADOPTION OF RESOLUTION APPROVING MENDOCINO COUNTY'S 2024-25 TAX RATES - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-123

3u) Approval of Agreement with CliftonLarsonAllen, LLP., in the Amount of \$345,675, to Provide Independent Audit Services, Effective Upon Signing Through June 30, 2027 – Sponsor: Auditor-Controller/Treasurer-Tax Collector

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-141

3V) APPROVAL OF AGREEMENT FOR THE COLLECTION BY THE COUNTY FOR THE GROUND WATER SUSTAINABILITY FEE ON BEHALF OF THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY (GSA) LEVIED BY THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY, AND FOR THE COLLECTION OF THE GROUNDWATER SUSTAINABILITY FEE (YEARLY REVENUE AMOUNT DEPENDENT ON THE NUMBER OF PARCELS AND TOTAL CHARGE), EFFECTIVE UPON FULL EXECUTION WITH AUTOMATIC YEARLY RENEWALS UNTIL EITHER PARTY TERMINATES THE AGREEMENT - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-142

3W) APPROVAL OF CREATION OF A NEW FUND (FUND 4250) FOR THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES FOR THE CALIFORNIA PROVIDING ACCESS AND TRANSFORMING HEALTH JUSTICE-INVOLVED PLANNING AND CAPACITY BUILDING PROGRAM GRANT; AND APPROVAL OF BUDGET APPROPRIATIONS OF FUNDS FOR FUND 425, BUDGET UNIT 0425 FOR FISCAL YEAR 2023-24, INCREASING LINE ITEM 610001 (UNEARNED REVENUE) BY \$449.037.50 - SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Approved and Chair is authorized to sign same;

3x) ADOPTION OF PROCLAMATION RECOGNIZING SEPTEMBER 8TH THROUGH SEPTEMBER 14TH, 2024, AS NATIONAL SUICIDE PREVENTION WEEK – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Adopted and Chair is authorized to sign same;

3Y) ADOPTION OF RESOLUTION AUTHORIZING THE AUDITOR CONTROLLER TREASURER TAX COLLECTOR OR DESIGNEE TO PROCESS AND PAY FOR OUTSTANDING INVOICES, ONE HUNDRED EIGHTY-TWO THOUSAND THREE HUNDRED EIGHTY-EIGHT DOLLARS AND NINETY-FIVE CENTS (\$182,388.95), FROM VARIOUS PSYCHIATRIC HOSPITALS, AND PHYSICIAN OFFICES FOR MANDATED SERVICES PROVIDED TO QUALIFIED MENDOCINO COUNTY MENTAL HEALTH CLIENTS – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-124

32) APPROVAL OF AGREEMENT WITH BUCKELEW PROGRAMS, IN THE AMOUNT OF \$65,000, TO PROVIDE MENTAL HEALTH SERVICES ACT PREVENTION AND EARLY INTERVENTION SUICIDE PREVENTION SERVICES, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2025 – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-143

3AA) APPROVAL OF APPROPRIATION OF MENTAL HEALTH SERVICES OVERSIGHT AND ACCOUNTABILITY COMMISSION (MHSOAC) GRANT FUNDS FOR LOCAL GRANT PARTNER MENTAL HEALTH SERVICES AND STUDENT OUTREACH IN COUNTY SCHOOLS IN THE AMOUNT OF \$738,828 – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

3AB) APPROVAL OF RETROACTIVE SECOND AMENDMENT TO AGREEMENT NO. BOS-23-137 WITH REDWOOD QUALITY MANAGEMENT COMPANY DBA ANCHOR HEALTH MANAGEMENT, INC., IN THE AMOUNT OF \$20,000, FOR A NEW TOTAL OF \$2,220,142, TO PROVIDE CARE COORDINATION, DATA MANAGEMENT, AND TRANSITION FOR THE DELIVERY OF SPECIALTY MENTAL HEALTH SERVICES IN MENDOCINO COUNTY, EFFECTIVE JULY 1, 2023, THROUGH JUNE 30, 2024 – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-137-A2

3AC) ADOPTION OF RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS WITHIN THE PUBLIC DEFENDER'S OFFICE, PURSUANT TO GOVERNMENT CODE SECTIONS 26202, 26205.1, AND 26205.8 – SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-125

3AD) APPROVAL OF FOURTH AMENDMENT TO BOS AGREEMENT No. 23-042 WITH KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD INCREASING THE AMOUNT BY \$600,000 FOR A NEW TOTAL OF \$2,000,000 TO PROVIDE LEGAL SERVICES EFFECTIVE UPON EXECUTION THROUGH DECEMBER 31, 2024 – SPONSOR: COUNTY COUNSEL

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-042-A4

3AE) INTRODUCTION AND WAIVE FIRST READING OF AN UNCODIFIED ORDINANCE ADOPTING THE MENDOCINO COUNTY SHERIFF'S OFFICE MILITARY EQUIPMENT USE POLICY PURSUANT TO AB 481; AND REVIEW OF MILITARY EQUIPMENT ANNUAL REPORT – SPONSOR: COUNTY COUNSEL

Approved;

3AF) INTRODUCTION AND WAIVE FIRST READING OF AN ORDINANCE AMENDING SECTION 6.32.050 OF THE MENDOCINO COUNTY CODE TO PROVIDE, FOR CANNABIS CULTIVATION AND NURSERY OPERATIONS, A REDUCTION IN THE CANNABIS BUSINESS TAX FOR TAX YEARS 2025 AND 2026 – SPONSOR: COUNTY COUNSEL

Approved;

3AG) ADOPTION OF RESOLUTION AUTHORIZING SUBMITTAL OF GRANT APPLICATION TO CALIFORNIA OFFICE OF EMERGENCY SERVICES (CAL OES) FOR THE VICTIM WITNESS ASSISTANCE PROGRAM FOR THE GRANT PERIOD OCTOBER 1, 2024, THROUGH SEPTEMBER 30, 2025 – SPONSOR: DISTRICT ATTORNEY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-126

3AH) APPROVAL OF FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH GEOCON CONSULTANTS, INCORPORATED IN THE AMOUNT OF \$59,070 FOR GEOTECHNICAL TESTING AND OBSERVATION SERVICES FOR THE MENDOCINO COUNTY JAIL PROJECT AT 931 LOW GAP ROAD IN UKIAH FOR A TOTAL CONTRACT AMOUNT OF \$100,230 - SPONSOR: GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-144

3AI) APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH SHN CONSULTING ENGINEERS AND GEOLOGISTS, INCORPORATED (SHN) IN THE AMOUNT OF \$38,398 FOR MATERIALS TESTING AND SPECIAL INSPECTION SERVICES FOR THE MENDOCINO COUNTY NEW PSYCHIATRIC HEALTH FACILITY PROJECT AT 2840 SOUTH STATE STREET IN UKIAH, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2025 - SPONSOR: GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-145

3AJ) AUTHORIZATION TO AWARD THE REQUEST FOR PROPOSALS FOR ENERGY SAVINGS PERFORMANCE CONTRACTING SERVICES, INCLUDING CONTRACTS FOR BOTH PLANNING AND CONSULTING SERVICES AND FUTURE ENERGY SAVINGS PERFORMANCE CONTRACTS, TO AMERESCO, A DELAWARE CORPORATION; AND APPROVAL OF A PROJECT DEVELOPMENT AGREEMENT WITH AMERESCO TO COMPLETE INVESTMENT GRADE AUDITS FOR THE DEVELOPMENT OF ENERGY SAVINGS PROJECTS AT SELECTED COUNTY FACILITIES FOR THE TERM OF SEPTEMBER 10, 2024, THROUGH DECEMBER 31, 2026 – SPONSOR; GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-146

3AK) AUTHORIZATION FOR THE EXECUTIVE DIVISION MANAGER TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE THE INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS FOR EMPLOYEE USE AT THE AVILA CENTER, 752 SOUTH FRANKLIN STREET, FORT BRAGG IN THE AMOUNT OF \$75,000 AND AUTHORIZATION FOR THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO NEGOTIATE AND EXECUTE A WORKPLACE ELECTRIC VEHICLE CHARGING RESEARCH PROJECT PARTICIPATION AGREEMENT WITH THE SONOMA CLEAN POWER AUTHORITY FOR THE CHARGING STATIONS; AND APPROVAL OF APPROPRIATION TRANSFER OF FUNDS IN THE AMOUNT OF \$55,000 FROM FUND 1225-865802-DR613 OPERATING TRANSFER OUT CARBON REDUCTION FUNDS, REVENUES OF \$20,000 TO FUND 1201-CI-827801 FROM SONOMA CLEAN POWER, \$55,000 TO FUND 1201-CI-827802 OPERATING TRANSFER IN, AND \$75,000 TO FUND 1201-CI-864360 STRUCTURE & IMPROVEMENTS — SPONSOR: GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

3AM) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: TRANSFER POSITION NO. 2852 (STAFF SERVICES ADMINISTRATOR) 1.0 FTE AND POSITION NO. 4156 (DEPARTMENT ANALYST II) 1.0 FTE FROM BUDGET UNIT 4072 TO BUDGET UNIT 5010 – SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-127

3an) Adoption of Resolution Amending the Position Allocation Table as Follows: Budget Unit 1020, Add 1.0 FTE Department Analyst II, \$67,891.20 - \$82,513.60/Annually and Budget Unit 1160, Delete 1.0 FTE Administrative Services Manager II \$96,803.20 - \$117,665.60/Annually, Position Number 4341 - Sponsor: Human Resources

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-128

3AO) APPROVAL OF RETROACTIVE AGREEMENT WITH MAGELLAN HEALTH SERVICES OF CALIFORNIA, INC. EMPLOYER SERVICES IN THE AMOUNT OF \$90,000 FOR AN AGREEMENT TERM OF JULY 1, 2024, THROUGH JUNE 30, 2025, TO PROVIDE AN EMPLOYEE ASSISTANCE PROGRAM – SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-147

3AP) APPROVAL OF POLICY FOR THE USE OF MEETING ROOMS AT THE MENDOCINO COUNTY LIBRARY BRANCHES - SPONSOR: LIBRARY

Approved;

3AQ) APPROVAL OF AGREEMENT WITH ENVIRONMENTAL SCIENCE ASSOCIATES (ESA) IN THE AMOUNT OF \$277,749 WITH A TERM THROUGH DECEMBER 31, 2025, FOR THE PREPARATION OF A SEA LEVEL RISE RESILIENCE STRATEGY & PLAN - SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-148

3AR) APPROVAL OF MUTUAL AID AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND THE COUNTY OF HUMBOLDT FOR THE MUTUAL PROVISION OF TEMPORARY SECURE DETENTION NON-EXCLUSIVE SPACE FOR DETAINED YOUTH DURING AN EMERGENCY EVACUATION FOR THE PERIOD OF FISCAL YEAR 2024-2025 THROUGH FISCAL YEAR 2026-2027, FOR AN AMOUNT NOT TO EXCEED \$50,000 PER FISCAL YEAR, FOR A MAXIMUM AMOUNT OF \$150,000 FOR THE TERM OF THE AGREEMENT — SPONSOR: PROBATION

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement *24-149

3AS) ADOPTION OF PROCLAMATION RECOGNIZING SEPTEMBER 15TH THROUGH SEPTEMBER 21ST, 2024, AS CHILD PASSENGER SAFETY WEEK IN MENDOCINO COUNTY – SPONSORS: SUPERVISOR MULHEREN AND PUBLIC HEALTH

Adopted and Chair is authorized to sign same;

3AT) APPROVAL OF ALLOCATION AGREEMENT WITH CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, IN THE AMOUNT OF \$816,742, TO SUPPORT HEPATITIS C VIRUS PREVENTION AND COLLABORATION, AND FULFILL ANY OTHER CONDITIONS STIPULATED BY THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, SEXUALLY TRANSMITTED DISEASES CONTROL BRANCH, EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2028 – SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement *24-150

3AU) APPROVAL OF REQUEST FOR APPROPRIATION FORM TO APPROPRIATE FUNDS IN THE AMOUNT OF \$21,383.71 FOR THE PURCHASE OF UNAFFIXED TECHNOLOGY EQUIPMENT RELATED TO THE SHERIFF'S OFFICE EVIDENCE FACILITY RELOCATION; AND THE ADDITION OF THE EQUIPMENT TO THE COUNTY'S APPROVED FIXED ASSET LIST FOR FY2024-25 – SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

3AV) APPROVAL OF FIFTH AMENDMENT TO BOS AGREEMENT No. 19-265 WITH BENNET OMALU PATHOLOGY INCREASING THE TOTAL AGREEMENT AMOUNT BY \$100,000 FOR THE ONGOING AND INCREASED NEED FOR AUTOPSY AND FORENSIC PATHOLOGY SERVICES THROUGH THE AGREEMENT'S EXPIRATION DATE OF DECEMBER 1, 2024 – SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-265-A4

3AW) ADOPTION OF RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS WITHIN THE DEPARTMENT OF SOCIAL SERVICES, PURSUANT TO GOVERNMENT CODE SECTIONS 26202 AND 26205.1 - SPONSOR: SOCIAL SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-129

3AX) ADOPTION OF RESOLUTION AUTHORIZING THE MENDOCINO COUNTY DEPARTMENT OF SOCIAL SERVICES (MCSS) TO ENTER INTO RETROACTIVE AGREEMENT No. 24-5036 WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS), IN THE AMOUNT OF \$0, FOR CDSS TO PROVIDE MCSS WITH LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM, EFFECTIVE JULY 1, 2024 THROUGH JUNE 30, 2027 – SPONSOR: SOCIAL SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-130; Interim Agreement *24-151

3AY) APPROVAL OF AGREEMENT WITH COVERED CALIFORNIA IN THE AMOUNT OF \$0, FOR DEPARTMENT OF SOCIAL SERVICES TO SERVE AS A CERTIFIED APPLICATION ENTITY, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2029 – SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-152

3AZ) APPROVAL OF AGREEMENT WITH MENDOCINO COAST HOSPITALITY CENTER IN THE AMOUNT OF \$227,755, TO PROVIDE PROMPT ACCESS TO THE MENDOCINO COUNTY HOMELESS SERVICES CONTINUUM OF CARE'S COORDINATED ENTRY SYSTEM, AND DELIVER RAPID REHOUSING SERVICES TO ELIGIBLE HOUSEHOLDS EXPERIENCING HOMELESSNESS IN MENDOCINO COUNTY, EFFECTIVE UPON SIGNING THROUGH JUNE 30, 2025 - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-153

3BA) APPROVAL OF AGREEMENT WITH MENDOCINO COAST HOSPITALITY CENTER IN THE AMOUNT OF \$82,144, TO PROVIDE STREET OUTREACH SERVICES TO INDIVIDUALS AND FAMILIES EXPERIENCING UNSHELTERED HOMELESSNESS IN MENDOCINO COUNTY, EFFECTIVE UPON SIGNING THROUGH DECEMBER 31, 2025 – SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-154

3BB) APPROVAL OF AGREEMENT WITH NORTH COAST OPPORTUNITIES, INC. IN THE AMOUNT OF \$583,576, TO PROVIDE RAPID RE-HOUSING ASSISTANCE TO FAMILIES EXPERIENCING HOMELESSNESS IN MENDOCINO COUNTY, USING CALIFORNIA HOMELESS COORDINATING AND FINANCING COUNCIL GRANT FUNDS FOR THE HOMELESS HOUSING, ASSISTANCE, AND PREVENTION PROGRAM, EFFECTIVE UPON SIGNING THROUGH DECEMBER 31, 2025 - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-155

3BC) APPROVAL OF RETROACTIVE AGREEMENT WITH APPLIED SURVEY RESEARCH IN THE AMOUNT OF \$49,900, TO CONDUCT THE 2024 HOMELESS POINT-IN-TIME CENSUS AND SURVEY PROJECT IN MENDOCINO COUNTY, USING HOUSING AND HOMELESSNESS INCENTIVE PROGRAM ALLOCATION FUNDS, EFFECTIVE JANUARY 1, 2024, THROUGH DECEMBER 31, 2024 – SPONSOR: SOCIAL SERVICES

Approval and Chair is authorized to sign same;

Enactment No: Agreement 24-156

3BD) RATIFICATION OF SUBMISSION OF APPLICATION AND APPROVAL OF REVENUE AGREEMENT WITH PARTNERSHIP HEALTHPLAN OF CALIFORNIA, FOR INCENTIVE PAYMENT PROGRAM FUNDING IN THE AMOUNT OF \$207,000, FOR THE IMPLEMENTATION OF CALIFORNIA ADVANCING AND INNOVATING MEDICAL PROJECTS, EFFECTIVE UPON SIGNING THROUGH DECEMBER 31, 2025 – SPONSOR: SOCIAL SERVICES

Agreement and Chair is authorized to sign same;

Enactment No: Interim Agreement *24-157

3BE) ADOPTION OF RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 230033 WITH JOHN LYON FOR A HANGAR LEASE AGREEMENT AT ROUND VALLEY AIRPORT AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO EXECUTE THE LEASE (COVELO AREA) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-131

3BF) ADOPTION OF RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 230043 WITH JEFF CASWELL FOR A PRIVATE PORTABLE HANGAR GROUND LEASE AGREEMENT AT LITTLE RIVER AIRPORT AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO EXECUTE THE LEASE (LITTLE RIVER AREA) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-132

3BG) ADOPTION OF RESOLUTION APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 240009 WITH WYLATTI RESOURCE MANAGEMENT, INC., IN THE AMOUNT OF \$600,000, FOR THE TERM STARTING UPON EXECUTION OF THE AGREEMENT THROUGH JUNE 30, 2027, FOR LEACHATE MONITORING AND HAULING SERVICES FOR LAYTONVILLE AND CASPAR LANDFILLS, AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO SIGN ANY AND ALL AMENDMENTS TO THE AGREEMENT NOT EXCEEDING \$60,000 (LAYTONVILLE AND CASPAR AREAS) — SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-133; Agreement 24-158

3BH) ADOPTION OF RESOLUTION APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 240032 WITH O'NEIL'S SEPTIC SERVICE, IN THE AMOUNT OF \$250,000, FOR THE TERM STARTING UPON EXECUTION OF THE AGREEMENT THROUGH JUNE 30, 2027, FOR LEACHATE MONITORING AND HAULING SERVICES FOR SOUTH COAST LANDFILL, AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO SIGN ANY AND ALL AMENDMENTS TO THE AGREEMENT NOT EXCEEDING \$25,000 (GUALALA AREA) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-134; Agreement 24-159

AGENDA ITEM NO. 3 - CONSENT CALENDAR - REMOVED FOR SEPARATE CONSIDERATION:

3AL) ADOPTION OF AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO AMENDING CHAPTER 3.04.071 OF THE MENDOCINO COUNTY CODE INCREASING THE BASE SALARY FOR MEMBERS OF THE BOARD OF SUPERVISORS – SPONSOR: HUMAN RESOURCES

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors adopts Ordinance of the Board of Supervisors of the County of Mendocino amending section 3.04.071 of the Mendocino County Code increasing the base salary for members of the Board of Supervisors; and authorizes the Chair to sign same. The motion carried by the following vote:

Aye: 3 – Supervisor McGourty, Supervisor Mulheren, and Supervisor Gjerde

No: 2 - Supervisor Haschak, and Supervisor Williams

Absent: 0 - None

AGENDA ITEM NO. 4 - REGULAR CALENDAR

4a) Discussion and Possible Action Including Acceptance of Informational Report(s) from the Assessor/Clerk-Recorder/Registrar of Voters, Acting Auditor-Controller/Treasurer-Tax Collector, District Attorney, Sheriff and Various County Department Heads or Designee(s) – Sponsor: Executive Office

Presenter/s: Sara Pierce, Acting Auditor-Controller/Treasurer-Tax Collector; Jenine Miller, Director, Behavioral Health and Recovery Services; Matthew Kendall, Sheriff; and Darcie Antle, Chief Executive Officer.

Public Comment: Paul Troy; and Anna Marie Stenberg.

Board Action: No Action Taken.

4B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF EXECUTION OF INLAND WATER AND POWER COMMISSION (IWPC) JOINT PROSECUTION AND COMMON INTEREST AGREEMENT REGARDING PG&E'S SURRENDER AND TRANSFER OF POTTER VALLEY PROJECT - SPONSORS: SUPERVISOR MCGOURTY AND COUNTY COUNSEL

Presenter/s: Supervisor McGourty; and Charlotte E. Scott, County Counsel.

Public Comment: Bruce Hilbar; and Robin Wheeler.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves execution of IWPC Joint Prosecution and Common Interest Agreement regarding PG&E surrender and transfer of Potter Valley Project; 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 Number: Interim Agreement *24-160

BOARD RECESS: 11:00 A.M. - 11:15 A.M.

4c) Notice of Public Hearing - Discussion and Possible Action Including Authorizing the County of Mendocino to Submit Application to the USDA Rural Development Community Facilities Program Disaster Repair Grant, Not to Exceed \$198,236 - Sponsor: Executive Office

Presenter/s: Kelly Hansen, Administrative Analyst, Executive Office.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors authorizes the submittal of application to the USDA Rural Development Community Facilities Program Disaster Repair Grant not to exceed of \$198,236; and authorizes the Chief Executive Officer or designee to sign and execute the application, contract and other documents related to the grant. The motion carried by the following vote:

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

No: 0 - None

Absent: 0 - None

4D) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL ADOPTION OF RESOLUTION REGARDING UTILIZATION OF MEASURE B FUNDS TO FACILITATE CONSTRUCTION OF THE BEHAVIORAL HEALTH WING OF THE MENDOCINO COUNTY JAIL WITH COMMITMENT TO REPLENISH MEASURE B FUNDS WITH INTEREST OF TWO AND ONE-HALF PERCENT - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Darcie Antle, Chief Executive Officer; and Charlotte E. Scott, County Counsel.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors adopts Resolution regarding utilization of Measure B funds to facilitate construction of the Behavioral Health Wing of the Mendocino County Jail with commitment to replenish Measure B funds with interest of two and one-half percent; authorizes Chair to sign same. The motion carried by the following vote:

Aye: 4 - Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, and Supervisor Gjerde

No: 1 - Supervisor Williams

Absent: 0 - None

Enactment Number: Resolution 24-135

4e) Discussion and Possible Action Including Approval of Appropriation Transfer of Funds from Fund 1100 Line Item 770017 General Reserve by \$4,000,000 for Fiscal Year 2024/25 to Fund 1100 Line Item 770079 Designated Reserve for COP Related Projects, Transfer of Funds from Fund 1100 Line Item 770079 Designated Reserve for COP Related Projects by \$4,000,000 to Fund 1100, Org Code ND, Increasing Line Item ND-827802 (Operating Transfer In) by \$4,000,000, Transfer of Funds from Fund 1100, Org Code ND, to Fund 1300, Org Code CP, Increasing Line Item ND-865802 (Operating Transfer Out) by \$4,000,000 for Fiscal Year 2024/25 - Sponsor: General Service Agency

Presenter/s: Darcie Antle, Chief Executive Officer; Matthew Kendall, Sheriff; and Sara Pierce, Acting Auditor-Controller/Treasurer-Tax Collector.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors approves Appropriation Transfer of Funds for the Jail Expansion Project from Measure B Fund 1224 line item 865802 Operating Transfer Out by \$7,000,000 for Fiscal Year 2024/25 to Capital Projects Fund 1300 line item 827802 Operating Transfer In, increasing line item ME-865802 (Operating Transfer Out) by \$7,000,000, and increasing line item CP-827802 (Operating Transfer In) by \$7,000,000 for Fiscal Year 2024/25; and authorizes the Chair to sign same. The motion carried by the following vote:

Aye: 4 - Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, and Supervisor Gjerde

No: 1 - Supervisor Williams

Absent: 0 - None

AGENDA ITEM NO. 6 - CLOSED SESSION

ADJOURNED TO CLOSED SESSION: 11:55 A.M.

6a) Pursuant to Government Code Section 54956.9(d)(2) - Conference with Legal Counsel - Anticipated Litigation: Significant Exposure to Litigation Arising from Complaints Against Two County Officials: One Case

RECONVENED IN OPEN SESSION: 1:08 P.M.

AGENDA ITEM NO. 6 - REPORT OUT OF CLOSED SESSION

Presenter: Chair Mulheren.

Board Action: With respect to agenda item 6a), no reportable action was taken.

AGENDA ITEM NO. 4 - REGULAR CALENDAR

4F) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING CANNABIS DENSITY ALLOWED IN MENDOCINO COUNTY CODE SECTION 10A.17.070(D) – SPONSOR: SUPERVISOR HASCHAK

Presenter/s: Supervisor Haschak.

Public Comment: Ellen Drell; Tracey Peller; David Drell; Kate Maryin; Frances Kaolin; Kevin Parker; Hannah Nelson; Paul; Jim Shields; Mat Humphrey; and Corinn Powell.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors directs staff to draft language maintain the original intent of Mendocino County Code section 10A.17.070(D) and limit it to one 10,000 square foot cultivation site per parcel for mature plants; do not process any more applications; and direct staff to come back with options for dealing with the applicants that have been approved. The motion carried by the following vote:

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

No: 0 - None

Absent: 0 - None

4G) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING (1) REVIEW AND CONSIDER THE REPORT AND RECOMMENDATION OF THE PLANNING COMMISSION ON THE PROPOSED ADOPTION OF AMENDMENTS TO DIVISION I OF TITLE 20 OF MENDOCINO COUNTY CODE (THE "INLAND ZONING CODE UPDATE"); (2) ADOPT A RESOLUTION ADOPTING AN ADDENDUM TO THE ENVIRONMENTAL IMPACT REPORTS FOR THE MENDOCINO COUNTY GENERAL PLAN AND THE UKIAH VALLEY AREA PLAN FOR THE INLAND ZONING CODE UPDATE; AND (3) ADOPT AN ORDINANCE ADOPTING THE INLAND ZONING CODE UPDATE, MAKING AMENDMENTS TO DIVISION I OF TITLE 20 OF THE MENDOCINO COUNTY CODE - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Julia Krog, Director, Planning and Building Services; and Matthew Kiedrowski, Deputy County Counsel.

Public Comment: Greg Nelson; Katie Pence; Taylor Patterson; Lindsey Wood; Nick Johnson; Kerri Vau; Dee Palestin; Jazzmynn Randall; Madeline Hurst; Cosmo; Scott; Ben Glenn; Susan Lemon-Shine; Elise Ackerman; Melissa Osman; and S. Lee.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors (1) adopts Resolution adopting an addendum to the Environmental Impact Reports for the Mendocino County General Plan and the Ukiah Valley Area Plan for the Inland Zoning Code Update; (2) adopts an Ordinance as amended adopting the Inland Zoning Code Update, making amendments to Division I of Title 20 of the Mendocino County Code, including the two changes as discussed in today's meeting; and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 - None

Absent: 0 - None

Enactment Number: Ordinance 4538; Resolution 24-136

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

Withdrawn.

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

Withdrawn.

4J) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST - SPONSOR: BOARD OF SUPERVISORS

Presenter/s: Supervisor Haschak, and Supervisor Mulheren.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 3:29 P.M.

> Attest: ATLAS M.A. PEARSON

> > Senior Deputy Clerk of the Board

MAUREEN MULHEREN, Chair

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

- Effective March 1, 2009, Board of Supervisors minutes are produced in "action only" format
- LIVE WEB STREAMING OF BOARD MEETINGS is available via the County's YouTube Channel, which can be found here: https://www.youtube.com/@MendocinoCountyVideo
- 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: https://mendocino.legistar.com/Calendar.aspx
- For technical assistance or any requests for official meeting records of the Mendocino County Board of Supervisors, please contact the Clerk of the Boards Office at (707) 463-4441
- Additional resource information: https://www.mendocinocounty.org/government/board-of-supervisors

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