

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor
Chair

VACANT
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor

DAN HAMBURG
5th District
Supervisor
Vice-Chair

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



KATHARINE L. ELLIOTT
County Counsel

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MENDOCINO COUNTY
BOARD OF SUPERVISORS

BOARD OF SUPERVISORS AGENDA

REGULAR MEETING

March 21, 2017 - 9:00 AM

BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER

TIMED ITEMS

Please note that all times provided are considered approximate

9:00 AM - Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator - Agency Negotiators: Carmel J. Angelo, Heather Coffman, Heidi Dunham, Alan Flora, Cherie Johnson and Donna Williamson; Employee Organization(s): All (refer to item 9(a))

Following the posting of the Agenda, all agenda item supporting documentation, including any material submitted to the Clerk after distribution of the Agenda packet, is available for public review through the Executive Office, 501 Low Gap Road, Room 1010, Ukiah, CA 95482 during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday.

Persons wishing to file documentation on any agenda item for the official record must submit ten (10) copies of each document to the Executive Office.

Members of the public are advised that all cell phones or electronic devices are to be silenced upon entering the Board Chambers.

1. OPEN SESSION (9:00 A.M.)

a) Roll Call

b) Pledge of Allegiance

2. PROCLAMATIONS

Items in this section are automatically adopted unless specifically pulled by a Supervisor. Proclamations may be presented or commented on as needed.

3. PUBLIC EXPRESSION

Members of the public are welcome to address the Board on items not listed on the agenda, but within the jurisdiction of the Board of Supervisors. The Board is prohibited by law from taking action on matters not on the agenda, but may ask questions to clarify the speaker's comment. The Board limits testimony on matters not on the agenda to 3 minutes per person and not more than 10 minutes for a particular subject at the discretion of the Chair of the Board.

Individuals wishing to address the Board under Public Expression are welcome to do so throughout the meeting. To best facilitate these items, please review and complete the public comment/speaker form available at the back of the Boardroom and present to the Clerk. If you wish to submit written comments, please provide 10 copies to the Executive Office staff, located in the County Administration Center, Room 1010. All meetings are tape-recorded, so speakers are reminded to announce their names as they approach the podium.

4. CONSENT CALENDAR

The Consent Calendar is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Calendar for individual consideration.

See section at the end of this document for the full listing of Consent items.

5. COUNTY EXECUTIVE OFFICE AND DEPARTMENTAL MATTERS

- 5a) Informational Update on the Status of the Mendocino Town Local Coastal Plan Amendment (LCPA) and Possible Direction or Consideration of Coastal Commission Comments Regarding the Submitted Mendocino Town LCPA
(Sponsor: Planning and Building Services)**

Recommended Action:

Accept the Mendocino Town LCPA status report and, as necessary, direct Planning and Building Services to respond to Coastal Commission comments regarding the LCPA.

- 5b) Discussion and Possible Action Regarding Presentation of the Department of Planning and Building Services Development Activity Report for the Month of February, 2017 (Sponsor: Planning and Building Services)**

Recommended Action:

Accept the Development Activity Report from Planning and Building Services for the month of February, 2017.

Attachments: 1.PBS Monthly Report Feb. 17
 2.Monthly activity SQL report search criteria
 3.February 2017 Agendas

- 5c) Chief Executive Officer's Report
(Sponsor: Executive Office)
(<http://www.co.mendocino.ca.us/administration/CEOReports.htm>)**

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

Recommended Action:

Provide direction to staff on matters of legislation.

- 5e) Discussion and Possible Action Related to an Update from the County's Community Choice Aggregation Energy Provider, Sonoma Clean Power (Sponsor: Supervisor Hamburg)**

Recommended Action:

Accept the presentation from Sonoma Clean Power.

Attachments: 2017-03-21 SCP Presentation

- 5f) **Noticed Public Hearing - Discussion and Possible Action to (1) Adopt Resolution Adopting Amendments to the Mendocino County Policies and Procedures for Agricultural Preserves and Williamson Act Contracts Related to the Cultivation of Cannabis; (2) Adopt Resolution Adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Medical Cannabis Cultivation Regulation; and (3) Introduce and Waive First Reading of an Ordinance Adopting Chapter 10A.17- Medical Cannabis Cultivation Ordinance and Chapter 20.242 - Medical Cannabis Cultivation Site (Sponsors: Agriculture, Planning and Building and County Counsel)**

Recommended Action:

Adopt Resolution adopting amendments to the Mendocino County Policies and Procedures for Agricultural Preserves and Williamson Act contracts related to the cultivation of cannabis; adopt Resolution adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Medical Cannabis Cultivation Regulation and authorize Chair to sign same; and further, introduce and waive first reading of an Ordinance adopting Chapter 10A.17- Medical Cannabis Cultivation Ordinance and Chapter 20.242 - Medical Cannabis Cultivation Site.

- Attachments:**
- 0. Staff Memorandum re MCCR
 - 1. Williamson Act Policies- Redline re Cannabis
 - 2. Resolution Adopting Williamson Act Policies and Procedures
 - 3. MCCR - Initial Study MND - Redline
 - 4. Resolution Adopting IS-MND - 3.16.17
 - 5. Chapter 10A.17 - 3.10.17 Redline
 - 6. Chapter 20.242 - 3.10.17 - Redline
 - 7. Ordinance Adopting MCCR
 - 8. Supplemental Staff Memorandum re MCCR
 - MCCR Ordinance Summary
 - Affidavit of Publication
 - Public Comment Correspondence

6. BOARD OF SUPERVISORS AND MISCELLANEOUS

- 6a) **Supervisors' Reports Regarding Board Special Assignments, Standing and Ad Hoc Committee Meetings, and Other Items of General Interest (Sponsor: Board of Supervisors)**

7. BOARD OF DIRECTORS MATTERS

The Mendocino County Board of Supervisors meets concurrently as the Board of Directors of the: In-Home Supportive Services Public Authority Governing Board; Mendocino County Air Quality Management District; Mendocino County Public Facilities Corporation; and the Mendocino County Water Agency.

8. MODIFICATIONS TO AGENDA

Items added to the agenda subsequent to agenda publication, up to 72 hours in advance of the meeting, pursuant to Government Code section 54954.

9. CLOSED SESSION

Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1.

9a) Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator - Agency Negotiators: Carmel J. Angelo, Heather Coffman, Heidi Dunham, Alan Flora, Cherie Johnson and Donna Williamson; Employee Organization(s): All

9b) Pursuant to Government Code Section 54956.8 - Acquisition and Sale of Real Property Interest(s), Physical Address: 125 E. Commercial Street - APN's 005-212-04, 005-212-05, 005-212-18; Parties: County of Mendocino: Carmel J. Angelo, Chief Executive Officer, Alan D. Flora, Assistant Chief Executive Officer and Janelle Rau, Deputy Chief Executive Officer, Negotiators for the County; Administrative Office of the Courts, Owner

10. COMMUNICATIONS RECEIVED AND FILED

Communications received and filed are retained by the Clerk throughout the Board proceedings. To review items described in this section, please contact the Executive Office staff in Room 1010.

10a) State of California Department of Water Resources - Water Conditions in California Report 1, February 1, 2017. For more information, please contact Department of Water Resources, P.O. Box 942836, Sacramento, CA 94236.

10b) Department of California Highway Patrol - Health and Safety Code Section 251803.7 Report. For more information, please contact Sergeant Timothy Willock at (707) 923-2155.

10c) California Fish and Game Commission - Notice of Use of Dogs for Pursuit/Take of Mammals. For more information, please contact Ms. Valerie Termini at (916) 653-4899.

10d) State Water Resources Control Board - Notice of Application 31887 regarding Russian River Stream System. For more information, please contact Ms. Lisseth Anaya at (916) 322-9632.

10e) Cal OES - U.S. Small Business Administration Private Nonprofit Organizations Physical Disaster Declaration. For more information, please contact Ms. Karma Hackney at (916) 845-8149.

10f) Cal OES - Notice regarding U.S. Department of Agriculture Farm Service Agency Emergency Loan Program. For more information, please contact Ms. Karma Hackney at (916) 845-8149.

10g) California Fish and Game Commission - Notice of Proposed Emergency Action Incidental to Take of Tricolored Blackbird (*Agelaius tricolor*) During Candidacy Period. For more information, please contact Ms. Sheri Tiemann via email at fgc@fgc.ca.gov.

4. CONSENT CALENDAR - CONTINUED

The Consent Calendar is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Calendar for individual consideration.

ITEMS RECOMMENDED FOR DENIAL/REJECTION:

CLAIMS AGAINST THE COUNTY

4a) Claim of Hopland Band of Pomo Indians

Attachments: [Notice of Claim - Hopland Band of Pomo Indians.pdf](#)

4b) Claim of Therafields, Inc.

Attachments: [Notice of Claim - Therafields, Inc.pdf](#)

4c) Claim of Willits Online, LLC.

Attachments: [Claim of Willits Online.pdf](#)

4d) Claim of Corey O'Connor

Attachments: [Claim of Corey O'Connor.pdf](#)

ITEMS RECOMMENDED FOR APPROVAL:

EXECUTIVE OFFICE

- 4e) Approval of Amendment to Agreement 15-056 with Thomson Reuters/Aumentum in the Amount of \$83,240 for the Acquisition of County-Wide Property Tax Software System - Addition of the Cannabis Related Tax and Licensing Collection Program; Authorize the Chief Executive Officer or her/his designee to Execute any and all Documents in Relation to the Transaction; and Authorize the Chief Executive Officer or her/his designee to Sign Any Future Amendments to the Agreement That Do Not Alter the Fiscal Aspect of the Thomson Reuters/Aumentum Master Agreement for Licensed Software, Hardware, and Services**

Recommended Action:

Approve Amendment to Agreement 15-056 with Thomson Reuters/Aumentum in the Amount of \$83,240, for a new total Agreement amount of \$1,787,669, for the acquisition of County-wide property tax software system - addition of the cannabis related tax and licensing collection program; authorize the Chief Executive Officer or her/his designee to execute any and all documents in relation to the transaction; and authorize the Chief Executive Officer or her/his designee to sign any future amendments to the Agreement that do not alter the fiscal aspect of the Thomson Reuters/Aumentum Master Agreement for licensed software, hardware, and services.

Attachments: [Aareement](#)

- 4f) Approval of Amendment to Board of Supervisors Agreement 15-105 with LACO Associates, Extending the Expiration Date from December 31, 2016 to June 30, 2017, for Completion of Reporting Related to Investigative and Remedial Work at Former Underground Storage Tanks (UST) for the 2016 Reporting Year**

Recommended Action:

Approve Amendment to Board of Supervisors Agreement 15-105 with LACO Associates extending the expiration date from December 31, 2016 to June 30, 2017, allowing LACO Associates to finish preparing reports related to investigative and remedial work at former Underground Storage Tanks (UST) for the 2016 reporting year; and authorize Chair to sign same.

Attachments: [LACO amendment 3.3.17.pdf](#)

AIR QUALITY MANAGEMENT DISTRICT

The Mendocino County Board of Supervisors meets concurrently as the Board of Directors of the: In-Home Supportive Services Public Authority Governing Board; Mendocino County Air Quality Management District; Mendocino County Public Facilities Corporation; and the Mendocino County Water Agency.

- 4g) Authorization for the Air Quality Management District to Participate in the State Carl Moyer Program and Acceptance of State Program Funds in the Amount of \$245,569; Authorization to Follow the Requirements of the State Program for Fiscal Year 2016-17 (Funding Year 19); and Authorization for the Air Pollution Control Officer to Sign and Submit the Application to the California Air Resources Board**

Recommended Action:

Authorize the Air Quality Management District to participate in the state Carl Moyer Program and accept state program funds in the amount of \$245,569; authorize the District to follow the requirements of the state program for fiscal year 2016-17 (funding year 19); and authorize the Air Pollution Control Officer to sign and submit the application to the California Air Resources Board.

Attachments: [Agenda 17-01-CMP-Year-19-2016-17-Memo](#)
 [Year 19 CMP District Application](#)

COUNTY COUNSEL

- 4h) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Anderson Valley Unified School District with the General Election to be Held in November During Even-Numbered Years**

Recommended Action:

Adopt Resolution authorizing the consolidation of election of the Governing Board of the Anderson Valley Unified School District with the General Election to be held in November during even-numbered years; and authorize Chair to sign same.

Attachments: [SD Resolution 2017-009](#)
 [Impact Report - Anderson Valley](#)
 [Notice Letter](#)
 [BOS Resolution](#)

4i) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Round Valley Unified School District with the General Election to be Held in November During Even-Numbered Years

Recommended Action:

Adopt Resolution authorizing the consolidation of election of the Governing Board of the Round Valley Unified School District with the General Election to be held in November during even-numbered years; and authorize Chair to sign same.

Attachments: [SD Resolution 17-001](#)
[Impact Report - Round Valley](#)
[Notice Letter](#)
[BOS Resolution](#)

4j) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Point Arena Joint Union High School District with the General Election to be Held in November During Even-Numbered Years

Recommended Action:

Adopt Resolution authorizing the consolidation of election of the Governing Board of the Point Arena Joint Union High School District with the General Election to be held in November during even-numbered years; and authorize Chair to sign same.

Attachments: [SD Resolution PA-17-4303](#)
[Impact Report - Point Arena](#)
[Notice Letter](#)
[BOS Resolution](#)

4k) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Arena Union Elementary School District with the General Election to be Held in November During Even-Numbered Years

Recommended Action:

Adopt Resolution authorizing the consolidation of election of the Governing Board of the Arena Union Elementary School District with the General Election to be held in November during even-numbered years; and authorize Chair to sign same.

Attachments: [SD Resolution AR-17-4100](#)
[Impact Report - Arena Union](#)
[Notice Letter](#)
[BOS Resolution](#)

HEALTH AND HUMAN SERVICES AGENCY

- 4l) Approval of Amendment to Agreement No. 16-095 with Family Resource Center (FRC) Network of Mendocino County in the Amount of \$155,818 to Provide Programs for Child Abuse Prevention and Intervention in Fiscal Year 2016-17**

Recommended Action:

Approve amendment to Agreement No. 16-095 with Family Resource Center Network of Mendocino County in the amount of \$155,818 to provide programs for child abuse prevention and intervention in FY 16-17; authorize the Health and Human Services Agency Director/Chief Operations Officer to sign any future amendments that do not affect the annual maximum amount; and authorize Chair to sign same.

Attachments: [Family Resource Center Network of Mendocino County Amendme](#)

- 4m) Approval of Agreement with Redwood Community Services, Inc. (RCS) in the Amount of \$255,360 to Continue Implementation of CAM'S PLACE, a Residentially Based Services Pilot Demonstration Project, for the term of December 1, 2016 through June 30, 2017**

Recommended Action:

Approve Agreement with Redwood Children's Services, Inc. in the amount of \$255,360 to continue implementation of CAM'S PLACE, a residentially based services pilot demonstration project for the term of December 1, 2016 through June 30, 2017; authorize Health and Human Services Agency Director or designee to sign future amendments to the Agreement that do not affect the annual maximum amount; and authorize Chair to sign same.

Attachments: [Redwood Community Services \(RBS\). \\$255.360. 16-17. FCS.docx](#)

- 4n) Approval of Agreement with Community Development Commission of Mendocino County (CDC) in the Amount of \$86,000 to Provide Oversight for Coordinated Entry Services for Mendocino County for Fiscal Year 2016-17**

Recommended Action:

Approve Agreement with CDC in the amount of \$86,000 to provide oversight for Coordinated Entry Services for Mendocino County for Fiscal Year 2016-17; authorize the Health and Human Services Agency Director to sign any future amendments to the Agreement that do not affect the annual maximum amount; and authorize Chair to sign same.

Attachments: [Community Development Commission of Mendocino County. \\$86.1](#)

MUSEUM

- 40) Approval of Agreement with ACdR Conservation LLC in the Amount of \$170,000 for Conservation Consultation and Treatment Services for the Term of March 10, 2017 through June 30, 2018**

Recommended Action:

Approve Agreement with ACdR Conservation LLC in the amount of \$170,000 for conservation consultation and treatment services for the term of March 10, 2017 through June 30, 2018; and authorize Chair to sign same.

Attachments: [Aareement](#)

SHERIFF-CORONER

- 4p) Approval of Exemption to the Mendocino County Sheriff-Coroner Office from Mendocino County Code 6.0 "Business Licenses and Regulations" and Ordinance No. 4200, Which Requires All Persons Who are Transacting and Carrying on Business in the Unincorporated Territory of Mendocino County to Obtain a Mendocino County Business License**

Recommended Action:

Approve exemption to the Mendocino County Sheriff-Coroner office from Mendocino County Code 6.0 "Business Licenses and Regulations" and Ordinance No. 4200 which requires all persons who are transacting and carrying on business in the unincorporated territory of Mendocino County to obtain a Mendocino County Business License.

ADJOURNMENT

Additional Meeting Information for Interested Parties

The Board of Supervisors complies with ADA requirements and upon request, will attempt to reasonably accommodate individuals with disabilities by making meeting material available in appropriate alternative formats (pursuant to Government Code Section 54953.2). Anyone requiring reasonable accommodation to participate in the meeting should contact the Executive Office by calling (707) 463-4441 at least five days prior to the meeting.

If you wish to address the Board on any matter on the agenda, please review and complete the public comment/speaker form available at the back of the Board Chambers. If you wish to submit documentation, please provide 10 copies to Executive Office staff, located in the Administration Center, Room 1010.

A copy of the Agenda Packet is available for public review in the Executive Office, Room 1010. Proposed actions and supporting documents are considered draft until acted upon by the Board.

Additional information on specific agenda items may be obtained by contacting the sponsoring departments. Contact information for County departments may be obtained at www.co.mendocino.ca.us/departments.htm.

Board proceedings are broadcast on the local Public Access Channel to accommodate greater public access; tune in at the corresponding Open Session time as posted on the front page of the Agenda.

LIVE WEB STREAMING OF BOARD MEETINGS: www.co.mendocino.ca.us/bos/meetings/publishedmeetings.htm under the "Live Video" tab, or visit the County YouTube channel. For technical assistance, please contact the Executive Office at (707) 463-4441.

Please reference the departmental website to obtain additional resource information for the Board of Supervisors: www.co.mendocino.ca.us/bos.

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