

GLENN MCGOURTY  
1st District  
Supervisor  
Chair

MAUREEN MULHEREN  
2nd District  
Supervisor  
Vice-Chair

JOHN HASCHAK  
3rd District  
Supervisor

DAN GJERDE  
4th District  
Supervisor

TED WILLIAMS  
5th District  
Supervisor



DARCIE ANTLE  
Chief Executive Officer/  
Clerk of the Board

CHRISTIAN M. CURTIS  
County Counsel

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## **MENDOCINO COUNTY BOARD OF SUPERVISORS**

### **ACTION MINUTES – April 11, 2023**

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

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

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

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

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

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

**Presenter/s:** Brandi Maxwell; Aleigha Julie; Kathy Boil; Katie Well; Britney Ease; Michal Katz; Carrie Shattuck; Randy Mendosa; Don Hess; Deb Fader; Marcy Snipel; Peter McNamee; Robert Youngling; and Joel Chaban.

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

**Presenter/s:** Chair McGourty.

**Public Comment:** Diana Billy-Elliot; Debra Ramirez; Jena Connor; Buffy Wright-Rasa; Sherriff Matthew Kendall; Quincy Kromer; Patricia Ray-Franklin; Priest Martinez; and Chavis Churchill.

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

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

No: 0 – None

Absent: 0 – None

**3A) APPROVAL OF MINUTES OF MARCH 28, 2023 REGULAR MEETING - SPONSOR: EXECUTIVE OFFICE**

Approved;

1. Pauline Brumley, Trustee, Covelo Public Cemetery District;
2. Roberta Hurt, Trustee, Covelo Public Cemetery District;
3. Sandra Applegate, General Representative, First Five Mendocino;
4. Laura Curtis, Member, Laytonville Municipal Advisory Council;
5. Jena Conner, Person Responsible for Management of Children's Services, Policy Council on Children and Youth;
6. Jenine Miller, Person Responsible for Management of Mental Health Services for Children, Policy Council on Children and Youth;
7. Izen Locatelli, Person Responsible for Management of Probation, Policy Council on Children and Youth;
8. Lisa Fredrickson, Person Responsible for Management of Public Health Services, Policy Council on Children and Youth;
9. Bekkie Emery, Person Responsible for Management of Welfare or Public Social Services, Policy Council on Children and Youth;
10. Teri Sedrick, A Rep of the Local Child Care Resource and Referral Agency (North Coast Opportunities), Policy Council on Children and Youth;
11. Sheryn Hildebrand, An Additional Representative of a Private Nonprofit, Policy Council on Children and Youth;
12. Cynthia Condos, A Representative of Rural Health Clinics in the County, Policy Council on Children and Youth;
13. Victoria Kelly, A Member of the Community at Large Who is a Parent, Policy Council on Children and Youth;
14. Natalie Shepard, A Member of the Community at Large, Policy Council on Children and Youth;
15. Townley Saye, A Rep of a Private Nonprofit Corp. Serving Children and Youth, Policy Council on Children and Youth;
16. Kylie Felicich, A Member of the Community at Large, Policy Council on Children and Youth;
17. Carre Brown, Trustee, Potter Valley Cemetery District;
18. Jerry Buzzard, Trustee, Russian River Cemetery District;
19. Elizabeth Salomone, Second District Representative, Mendocino County Climate Action Advisory Committee; and
20. Jamie Peters-Connolly, Fourth District Representative, Museum Advisory Board

**3C) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 2023 AS ALCOHOL AWARENESS MONTH IN MENDOCINO COUNTY - SPONSORS: SUPERVISOR MULHEREN AND BEHAVIORAL HEALTH**

Adopted and Chair is authorized to sign same;

**3D) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 2023 AS CHILD ABUSE PREVENTION MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR MULHEREN**

Adopted and Chair is authorized to sign same;

**3E) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 22, 2023, AS EARTH DAY IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR MULHEREN**

Adopted and Chair is authorized to sign same;

**3F) ADOPTION OF PROCLAMATION RECOGNIZING MAY 5, 2023, AS MENDOCINO COUNTY DAY OF AWARENESS FOR MISSING AND MURDERED INDIGENOUS WOMEN AND PEOPLE - SPONSORS: SUPERVISOR MULHEREN AND SHERIFF-CORONER**

Adopted and Chair is authorized to sign same;

**3G) PROVIDE DIRECTION TO THE AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR TO PROVIDE A WRITTEN REPORT OF FISCAL YEAR (FY) 2021-22 CLOSE INCLUDING FINAL CARRYFORWARD WITHIN 10 DAYS OF APPROVAL (PRIOR TO FY 2023-24 BUDGET PROPOSAL AND LABOR NEGOTIATIONS) - SPONSORS: SUPERVISOR WILLIAMS AND SUPERVISOR MCGOURTY**

Approved;

**3H) APPROVAL OF PURCHASE OF A GRANICUS LIVE CAST ENCODER IN THE AMOUNT OF \$5,445; AND APPROVAL OF ADDITION OF THE ITEM TO THE COUNTY’S LIST OF FIXED ASSETS – SPONSOR: EXECUTIVE OFFICE**

Approved;

**3I) APPROVAL TO DESIGNATE MEASURE B FUNDS IN THE AMOUNT OF \$1,000 TO MENDOCINO COUNTY BEHAVIORAL HEALTH AND RECOVERY SERVICES TO FUND COUNTY STAFF TIME AND MATERIALS TO CREATE GRAPHICS AND MARKETING THAT ENCOURAGE THE USE OF THE BEHAVIORAL HEALTH REGIONAL TRAINING CENTER BY ORGANIZATIONS AND AGENCIES IN THE COMMUNITY ASIDE FROM COUNTY DEPARTMENTS; AND TO PROVIDE UPDATES ON THE USE OF THE FACILITY TO THE MEASURE B COMMITTEE AT EACH MEETING – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Approved;

**3J) ADOPTION OF AN ORDINANCE AMENDING SECTION 10A.17 OF THE MENDOCINO COUNTY CODE TO PROVIDE CLARITY TO AMBIGUOUS TERMS REGARDING THE TREE REMOVAL PROHIBITION – SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4519

ORDINANCE NO. 4519

ORDINANCE AMENDING SECTION 10A.17.040 OF THE MENDOCINO COUNTY CODE TO PROVIDE CLARITY TO AMBIGUOUS TERMS REGARDING THE TREE REMOVAL PROHIBITION

**3K) ADOPTION OF PROCLAMATION RECOGNIZING THE WEEK OF APRIL 23-29, 2023, AS CRIME VICTIMS/ RIGHTS WEEK IN MENDOCINO COUNTY – SPONSOR: DISTRICT ATTORNEY**

Adopted and Chair is authorized to sign same;

**3L) APPROVAL OF RENEWING THE FINDING MADE IN RESOLUTION NO. 22-247 THAT THE DETERIORATING CONDITION OF THE ADMINISTRATION CENTER SERVER ROOM COOLING SYSTEM CONSTITUTES AN EMERGENCY THAT REQUIRES IMMEDIATE ACTION TO PREVENT OR MITIGATE THE LOSS OR IMPAIRMENT OF COUNTY PROPERTY AND ABILITY TO PROVIDE ESSENTIAL PUBLIC SERVICES AND DETERMINING THERE IS A NEED TO CONTINUE WITH THE CONTRACT TO RESOLVE THE EMERGENCY – SPONSOR: GENERAL SERVICES AGENCY**

Approved;

**3M) APPROVAL OF RETROACTIVE AGREEMENT WITH INTEGRITY SHRED, LLC, IN THE AMOUNT OF \$50,000, TO PROVIDE SECURE AND CONFIDENTIAL ON-SITE DOCUMENT SHREDDING AND DESTRUCTION SERVICES AT VARIOUS DEPARTMENTS WITHIN MENDOCINO COUNTY, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023 – SPONSOR: GENERAL SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-050

**3N) AUTHORIZATION TO AWARD TO AND APPROVAL OF AN AGREEMENT WITH CUPPLES AND SONS CONSTRUCTION INC. IN THE AMOUNT OF \$2,148,000 FOR THE CAPITAL IMPROVEMENT PROJECT TO COMPLETE THE SHERIFF’S 911 DATA CENTER BUILDING, AT 589 LOW GAP ROAD IN UKIAH FOR THE PERIOD OF THREE HUNDRED FORTY CALENDAR DAYS FROM THE DATE OF ISSUANCE OF THE NOTICE TO PROCEED; AND AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO APPROVE CHANGE ORDERS FOR THE PROJECT, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142 – SPONSOR: GENERAL SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-051

**3O) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 16 - 22, 2023, AS VOLUNTEER APPRECIATION WEEK IN MENDOCINO COUNTY – SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

**3P) ADOPTION OF RESOLUTION AMENDING POSITION ALLOCATION TABLE AS FOLLOWS: SHERIFF CORONER BUDGET UNIT 2310; DELETE 1.0 FTE SHERIFF’S EXECUTIVE COORDINATOR; ADD 1.0 FTE ADMINISTRATIVE SERVICES MANAGER I; AND AUTHORIZE RECLASSIFICATION OF INCUMBENT SHERIFF’S EXECUTIVE COORDINATOR TO ADMINISTRATIVE SERVICES MANAGER I – SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 23-065

**RESOLUTION NO. 23-065**

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

**3Q) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 2550, ADD 2.0 FTE PROBATION ASSISTANT \$45,260.80 - \$55,016.00, AND BUDGET UNIT 2560 ADD 2.0 FTE PROBATION ASSISTANT \$45,260.80 - \$55,016.00 – SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 23-066

**RESOLUTION NO. 23-066**

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

**3R) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 4050, ADD 1.0 FTE SENIOR DEPARTMENT ANALYST \$72,113.60 - \$87,651.20, AND BUDGET UNIT, 4012, DELETE 1.0 FTE DEPARTMENT APPLICATIONS SPECIALIST, POSITION No. 3600 – SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 23-052

RESOLUTION NO. 23-067

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

**3S) ADOPTION OF RESOLUTION APPROVING NEW CLASSIFICATION OF SUPERVISING AGRICULTURAL/MEASUREMENT STANDARDS SPECIALIST, \$71,968.00 - \$87,464.00/ANNUALLY; AND AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 2710, ADD 1.0 FTE SUPERVISING AGRICULTURAL/MEASUREMENT STANDARDS SPECIALIST AND DELETE 1.0 FTE AGRICULTURAL MEASUREMENT STANDARDS SPECIALIST III, POSITION No.4068 – SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 23-068

RESOLUTION NO. 23-068

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

**3T) ADOPTION OF RESOLUTION AUTHORIZING SALARY REVISION OF FAIR MANAGER FROM \$44,720.00 TO \$47,840.00 – SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 23-069

RESOLUTION NO. 23-069

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

**3U) APPROVAL OF RETROACTIVE AGREEMENT WITH VIRGIN PULSE, INC. IN THE AMOUNT OF \$305,000 TO PROVIDE WELLBEING SERVICES TO COUNTY EMPLOYEES FOR THE PERIOD OF MARCH 24, 2023 THROUGH DECEMBER 31, 2026 – SPONSER: HUMAN RESOURCES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-052

**3V) APPROVAL OF DISBURSEMENT OF \$51,000 OF MENDOCINO COUNTY FISH AND GAME PROPAGATION FUNDS IN FISCAL YEAR 22/23 GRANT CYCLE FOR THREE PROPOSED PROJECTS THAT FOCUS ON HABITAT RESTORATION AND PRESERVATION OF WILDLIFE – SPONSOR: PLANNING AND BUILDING SERVICES**

Approved;

**3W) APPROVAL OF RETROACTIVE AGREEMENT BETWEEN MENDOCINO COUNTY AND JEFF TYRRELL COMMUNICATIONS, LLC FOR BROADBAND ALLIANCE SERVICES, IN THE AMOUNT OF \$15,000, EFFECTIVE JANUARY 1, 2023 THROUGH JUNE 30, 2023 – SPONSOR: PLANNING AND BUILDING SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-053

**3X) AUTHORIZATION OF MODIFICATION TO CDP\_2021-0037 WHICH AUTHORIZED CONSTRUCTION OF A 3,400 SQUARE FOOT SINGLE-FAMILY RESIDENCE, WITH ATTACHED GARAGE, AND ANCILLARY IMPROVEMENTS. THE MODIFICATION INCLUDES A REQUEST FOR THE TEMPORARY USE OF A 5TH WHEEL TRAILER, CONEX STORAGE CONTAINER, AND TEMPORARY POWER TO BE USED FOR THE DURATION OF CONSTRUCTION, LOCATED AT 11980 LEAFWOOD DRIVE, MENDOCINO; APN 118-290-71 – PLANNING AND BUILDING SERVICES**

Approved;

**3Y) APPROVAL OF AGREEMENT WITH FORD STREET PROJECT IN THE AMOUNT OF \$390,000.00, WITH A MAXIMUM OF \$130,000.00 PER FISCAL YEAR, TO PROVIDE A SOBER LIVING ENVIRONMENT PROGRAM FOR PROBATION CLIENTS, EFFECTIVE JULY 1, 2023, THROUGH JUNE 30, 2026 – SPONSOR: PROBATION**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-054

**3Z) ADOPTION OF RESOLUTION AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO SIGN AND EXECUTE THE PUBLIC BEACH SAFETY PROGRAM GRANT AGREEMENT, CERTIFY INVOICES AND DISBURSEMENT REQUESTS, AND ANY AMENDMENTS OR RENEWALS THERETO THAT DO NOT INCREASE THE ANNUAL MAXIMUM AMOUNT WITH THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD – SPONSOR: PUBLIC HEALTH**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-055; Resolution 23-070

RESOLUTION NO. 23-070

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF FUNDS FROM THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD PUBLIC BEACH SAFETY PROGRAM GRANT AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO SIGN THE GRANT AGREEMENT, CERTIFY INVOICES AND DISBURSEMENT REQUESTS, AND ANY AND ALL AMENDMENTS THAT DO NOT INCREASE THE GRANT AMOUNT

**3AA) RATIFICATION OF FIRST, SECOND, AND THIRD AMENDMENTS TO BOS AGREEMENT No. 20-067 WITH TYLER TECHNOLOGIES DIGITAL HEALTH DEPARTMENT (DHD) IN THE AMOUNTS OF \$0, \$3,500, AND \$3,000; AND APPROVAL OF FOURTH AMENDMENT IN THE AMOUNT OF \$31,500 FOR AN ESTIMATED TOTAL AGREEMENT, INCLUDING ANNUAL LICENSE FEES, OF \$393,467 - SPONSOR: PUBLIC HEALTH**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-067-A1; Agreement 20-067-A2; Agreement 20-067-A3; Agreement 20-067-A4

**3AB) RATIFICATION OF SUBMISSION OF GRANT APPLICATION TO CALIFORNIA DEPARTMENT OF PUBLIC HEALTH (CDPH) FOR CALIFORNIA HOME VISITING PROGRAM STATE GENERAL FUND EXPANSION (CHVP SGF EXP) FUNDING; AND APPROVAL OF RETROACTIVE GRANT AGREEMENT No. CHVP SGF EXP 22B-[23] WITH CDPH, MATERNAL, CHILD AND ADOLESCENT HEALTH DIVISION/CENTER FOR FAMILY HEALTH, IN THE AMOUNT OF \$427,413 FOR YEAR ONE CHVP SGF EXP FUNDING, EFFECTIVE JULY 1, 2022, THROUGH JUNE 30, 2023 - SPONSOR: PUBLIC HEALTH**

Approved and Chair is authorized to sign same;

Enactment No: Interim Agreement \*23-056

**3AC) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 9-15, 2023, AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS (DISPATCHERS) WEEK IN MENDOCINO COUNTY – SPONSOR: SHERIFF-CORONER**

Adopted and Chair is authorized to sign same;

**3AD) APPROVAL OF THIRD AMENDMENT TO BOS AGREEMENT 19-265 WITH BENNET OMALU PATHOLOGY INCREASING THE TOTAL AGREEMENT AMOUNT BY \$195,000 FOR THE INCREASED NEED FOR AUTOPSY AND FORENSIC PATHOLOGY SERVICES FOR THE MENDOCINO COUNTY SHERIFF’S OFFICE THROUGH JUNE 30, 2023 - SPONSOR: SHERIFF-CORONER**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-265-A2

**3AE) APPROVAL OF RETROACTIVE AGREEMENT WITH MCAVHN CARE AND PREVENTION IN THE AMOUNT OF \$169,104, TO PROVIDE NON-CONGREGATE EMERGENCY SHELTER SERVICES TO INDIVIDUALS AND FAMILIES WITH MINOR CHILDREN EXPERIENCING HOMELESSNESS IN MENDOCINO COUNTY, USING CALIFORNIA HOMELESS COORDINATING AND FINANCING COUNCIL GRANT FUNDS FOR THE HOMELESS HOUSING, ASSISTANCE, AND PREVENTION PROGRAM, AS GRANTED TO THE MENDOCINO COUNTY HOMELESS SERVICES CONTINUUM OF CARE, EFFECTIVE JANUARY 1, 2023 THROUGH DECEMBER 31, 2023 – SPONSOR: SOCIAL SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-057

**3AF) APPROVAL OF RETROACTIVE AGREEMENT WITH REDWOOD COMMUNITY SERVICES, INC. IN THE AMOUNT OF \$597,785, TO PROVIDE CONGREGATE EMERGENCY SHELTER SERVICES FOR INDIVIDUALS AND FAMILIES EXPERIENCING HOMELESSNESS IN MENDOCINO COUNTY, USING CALIFORNIA HOMELESS COORDINATING AND FINANCING COUNCIL GRANT FUNDS FOR THE HOMELESS HOUSING, ASSISTANCE, AND PREVENTION PROGRAM, AS GRANTED TO THE MENDOCINO COUNTY HOMELESS SERVICES CONTINUUM OF CARE, EFFECTIVE JANUARY 1, 2023 THROUGH DECEMBER 31, 2023 - SPONSOR: SOCIAL SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-058

**3AG) ADOPTION OF RESOLUTION APPROVING THE LIST OF ROAD MAINTENANCE AND REHABILITATION ACCOUNT PROJECTS FOR FISCAL YEAR 2023-24, FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (NAVARRO/ELK, BOONVILLE/POINT ARENA, AND UKIAH/HOPLAND AREAS) – SPONSOR: TRANSPORTATION/SOLID WASTE MANAGEMENT**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 23-071

RESOLUTION NO. 23-071

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING THE LIST OF ROAD MAINTENANCE AND REHABILITATION ACCOUNT PROJECTS FOR FISCAL YEAR 2023-24, FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (NAVARRO/ELK, BOONVILLE/POINT ARENA, AND UKIAH/HOPLAND AREAS)

**3AH) ADOPTION OF RESOLUTION ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,017.05 MILES AS OF DECEMBER 31, 2022 (COUNTY WIDE) - SPONSOR: TRANSPORTATION/SOLID WASTE MANAGEMENT**

Adopted and Chair is authorized to sign same.

Enactment No: Resolution 23-072

RESOLUTION NO. 23-072

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,017.05 MILES AS OF DECEMBER 31, 2022 (COUNTY WIDE)



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

**4A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO MODIFY THE PREVIOUSLY-APPROVED GARDEN'S GATE SUBDIVISION VESTING TENTATIVE MAP AND DEVELOPMENT AGREEMENT (NOW KNOWN AS THE "BELLA VISTA SUBDIVISION PROJECT") INCLUDING (1) ADOPTION OF A RESOLUTION APPROVING AN ADDENDUM TO THE GARDEN'S GATE FINAL ENVIRONMENTAL IMPACT REPORT AND AN AMENDED MITIGATION MONITORING & REPORTING PROGRAM FOR THE BELLA VISTA SUBDIVISION PROJECT; (2) ADOPTION OF RESOLUTION APPROVING FOR THE BELLA VISTA SUBDIVISION PROJECT AN AMENDED VESTING TENTATIVE MAP (S\_2020-0001) SUBJECT TO CONDITIONS OF APPROVAL AND AN AMENDED MITIGATION MONITORING & REPORTING PROGRAM, A DENSITY BONUS AND REDUCTIONS IN DEVELOPMENT STANDARDS PER STATE DENSITY BONUS LAW, MODIFIED DESIGN GUIDELINES AND PRELIMINARY LANDSCAPE SITE PLAN & PLANTING PLAN, AN ADMINISTRATIVE PERMIT (AP\_2022-0034), AND AN INCLUSIONARY HOUSING PLAN; (3) ADOPTION OF AN ORDINANCE AMENDING SECTION 21.04.020 OF THE MENDOCINO COUNTY CODE AND APPROVING RESTATED DEVELOPMENT AGREEMENT FOR THE BELLA VISTA SUBDIVISION PROJECT LOCATED AT 3000 SOUTH STATE STREET NEAR UKIAH (DEV\_2020-0001) - SPONSOR: PLANNING AND BUILDING SERVICES**

**Presenter/s:** Julia Krog, Director, Planning and Building; William Abbot, Special Counsel; Matthew Kiedrowski, Deputy County Counsel, County Counsel; Linda Ruffing, Contract Project Manager; Christian M. Curtis, County Counsel; and Howard Dashiell, Director, Transportation.

**Public Comment:** Yohan Reeves; Julie Beerse; Martha; Doug Gherkin; Andy Coren; and Jake Morgen.

*BOARD RECESS: 11:01 A.M. – 11:17 A.M.*

*THE CHAIR ANNOUNCED THE BOARD WILL RETURN TO THIS ITEM LATER IN THE DAY AFTER STAFF HAVE HAD AN OPPORTUNITY TO INCORPORATE RECOMMENDED CHANGES*

**4B) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION DESIGNATING CERTAIN PORTIONS OF THE COMMUNITY OF CASPAR AS UNDERGROUND UTILITY DISTRICT NUMBER 11 (CASPAR AREA) - SPONSOR: TRANSPORTATION**

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

**Public Comment:** Judy Tarbell.

**Board Action:** Upon motion by Supervisor Gjerde, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts Resolution designating certain portions of the community of Caspar as Underground Utility District Number 11 (Caspar Area); and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 23-073

**RESOLUTION NO. 23-073**

**RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVE RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DESIGNATING CERTAIN PORTIONS OF THE COMMUNITY OF CASPAR AS UNDERGROUND UTILITY DISTRICT NUMBER 11 (CASPAR AREA)**



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

**Presenter/s:** Supervisor Gjerde; Supervisor Mulheren; Supervisor Haschak; and Supervisor McGourty.

**Public Comment:** None.

**Board Action:** None.

*LUNCH RECESS 11:31 A.M. – 12:30 P.M.*

**4C) DISCUSSION AND POSSIBLE DIRECTION TO STAFF REGARDING A PRESENTATION ON MENDOCINO COUNTY’S PRELIMINARY FISCAL YEAR (FY) 2023-24 BUDGET - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Darcie Antle, Chief Executive Officer; Tim Hallman, Deputy Chief Executive Officer,; Robin Heller, Director, Child Support Services; Sarah Eggleston, Account Clerk, Child Support Services; Xuyen Mallela, Principle Administrative Analyst, Executive Office; Janelle Rau, Director, General Safety Agency; Tony Rakes, Division Manager, Information Technology; Katrina Bartolomie, Assessor-Clerk Recorder; Bekkie Emery, Director, Social Services; Chamise Cubbison, Auditor-Controller-Tax Collector; and Dylan Knowles, Program Specialist, Executive Office.

**Public Comment:** Peter McNamee; Don Hess; Patrick Hikki; Megan Di Franco; and Carrie Shattuck.

*THE BOARD RETURNED TO ITEM 4A*

**4A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO MODIFY THE PREVIOUSLY-APPROVED GARDEN’S GATE SUBDIVISION VESTING TENTATIVE MAP AND DEVELOPMENT AGREEMENT (NOW KNOWN AS THE "BELLA VISTA SUBDIVISION PROJECT") INCLUDING (1) ADOPTION OF A RESOLUTION APPROVING AN ADDENDUM TO THE GARDEN’S GATE FINAL ENVIRONMENTAL IMPACT REPORT AND AN AMENDED MITIGATION MONITORING & REPORTING PROGRAM FOR THE BELLA VISTA SUBDIVISION PROJECT; (2) ADOPTION OF RESOLUTION APPROVING FOR THE BELLA VISTA SUBDIVISION PROJECT AN AMENDED VESTING TENTATIVE MAP (S\_2020-0001) SUBJECT TO CONDITIONS OF APPROVAL AND AN AMENDED MITIGATION MONITORING & REPORTING PROGRAM, A DENSITY BONUS AND REDUCTIONS IN DEVELOPMENT STANDARDS PER STATE DENSITY BONUS LAW, MODIFIED DESIGN GUIDELINES AND PRELIMINARY LANDSCAPE SITE PLAN & PLANTING PLAN, AN ADMINISTRATIVE PERMIT (AP\_2022-0034), AND AN INCLUSIONARY HOUSING PLAN; (3) ADOPTION OF AN ORDINANCE AMENDING SECTION 21.04.020 OF THE MENDOCINO COUNTY CODE AND APPROVING RESTATED DEVELOPMENT AGREEMENT FOR THE BELLA VISTA SUBDIVISION PROJECT LOCATED AT 3000 SOUTH STATE STREET NEAR UKIAH (DEV\_2020-0001) - SPONSOR: PLANNING AND BUILDING SERVICES**

**Presenter/s:** Julia Krog, Director, Planning and Building; William Abbot, Special Counsel; Matthew Kiedrowski, Deputy County Counsel, County Counsel; Linda Ruffing, Contract Project Manager; Christian M. Curtis, County Counsel; and Howard Dashiell, Director, Transportation.

**Public Comment:** Yohan Reeves; Julie Beerse; Martha; Doug Gherkin; Andy Coren; and Jake Morgen.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that The Board of Supervisors adopts Resolution Approving Addendum to the Garden’s Gate Final Environmental Impact Report and an Amended Mitigation Monitoring & Reporting Program for the Bella Vista Subdivision, and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts Resolution approving for the Bella Vista Subdivision Project an Amended Vesting Tentative Map (S\_2020-0001) subject to conditions of approval and an Amended Mitigation Monitoring & Reporting Program, a Density Bonus and Reductions in Development Standards per State Density Bonus Law, Modified Design Guidelines and Preliminary Landscape Site Plan & Planting Plan, an Administrative Permit (AP\_2022-0034), and an Inclusionary Housing Plan, with exhibits as modified at today’s hearing; and authorizes Chair to sign same.

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

No: 0 – None

Absent: 0 – None

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts Ordinance Adding Section 21.04.030 to the Mendocino County Code and approving Restated Development Agreement for the Bella Vista Subdivision Project, with exhibits as modified at today’s hearing, Located At 3000 South State Street Near Ukiah (DEV\_2020-0001); and authorizes Chair to sign same.

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

No: 0 – None

Absent: 0 – None

Enactment Nos: Resolution 23-074; Resolution 23-075; Ordinance 4520

RESOLUTION NO. 23-074

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING AN ADDENDUM TO THE GARDEN’S GATE FINAL ENVIORMENTAL IMPACT REPORT AND APPROVING AN AMENDED MITIGATION MONITORING & REPORTING PROGRAM FOR THE BELLA VISTA SUBDIVISION PROJECT

RESOLUTION NO. 23-075

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING FOR THE BELLA VISTA SUBDIVISION PROJECT AN AMENDED VESTING TENTATIVE MAP (S\_2020-0001) SUBJECT TO CONDITIONS OF APPROVAL AND AN AMENDED MITIGATION MONITORING & REPORTING PROGRAM, A DENSITY BONUS AND REDUCTIONS IN DEVELOPMENT STANDARDS PER STATE DENSITY BONUS LAWS, MODIFIED DESIGN GUIDELINES AND PRELIMINARY LANDSCAPE SITE PLAN & PLANTING PLAN, AN ADMINISTRATIVE PERMIT (AP\_2020-0034) AND AN INCLUSIONARY HOUSING PLAN

ORDINANCE NO. 4520

AN ORDINANCE OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING SECTION 21.04.030 OF THE MENDOCINO COUNTY CODE AND APPROVING A RESTATED DEVELOPMENT AGREEMENT FOR THE BELLA VISTA SUBDIVISION PROJECT LOCATED AT 3000 SOUTH STATE STREET NEAR UKIAH

THE BOARD RETURNED TO ITEM 4C

**4C) DISCUSSION AND POSSIBLE DIRECTION TO STAFF REGARDING A PRESENTATION ON MENDOCINO COUNTY'S PRELIMINARY FISCAL YEAR (FY) 2023-24 BUDGET - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Darcie Antle, Chief Executive Officer; Tim Hallman, Deputy Chief Executive Officer; Robin Heller, Director, Child Support Services; Sarah Eggleston, Account Clerk, Child Support Services; Xuyen Mallela, Principle Administrative Analyst, Executive Office; Janelle Rau, Director, General Safety Agency; Tony Rakes, Division Manager, Information Technology; Katrina Bartolomie, Assessor-Clerk Recorder; Bekkie Emery, Director, Social Services; Chamise Cubbison, Auditor-Controller-Tax Collector; and Dylan Knowles, Program Specialist, Executive Office.

**Public Comment:** Peter McNamee; Don Hess; Patrick Hikki; Megan Di Franco; and Carrie Shattuck.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct departments to submit their budget presentations in the same or a similar format to what was presented by Child Support Services during the meeting.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to return with a plan for utilizing the available state and federal grant opportunities for EV (Electric Vehicle) charging, using up to \$250,000 of the carbon reduction fund.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to work with IT and return with an item during the budget hearings showing what resources are needed to execute the plan for finalizing the Aumentum project within the next year

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to work with partners and experts to create a plan and return to the Board with an item during the budget hearings that includes a multi-agency co-sponsor grant for Microwave repeater Funding; collect all bills regarding the shared cost of Microwave repeaters and MPLS from other agencies; and implement past Board mandated activities regarding Microwave repeaters as feasible. Report back at end of month.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to evaluate with outside resources if the county is making the most out of state dollars that are available.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to bring back an update to policy 1 for Board review focusing on efficiency.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to investigate the problems of management for process and policies regarding projects and bring back a report to the Board.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct Chief Executive Officer to work with staff and come back with a plan to spend all carbon reduction funds in the manner described for EV upgrades; and create a revolving fund for carbon reduction fund that carries forward.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to work with staff to sell or surplus Mariposa Park.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to ensure the county is as energy efficient as possible.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to work with C-sac or RCRC and learn which rural counties have modernized, what tools they use, and what it will cost for Mendocino County to implement similar upgrades.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Chief Executive Officer to get an 87 calculation from the auditor's office.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD to direct the Auditor-Controller-Tax Collector to produce documents, instructions, formulas, and constants, that from the output of a Munis report to a financial report for evaluation.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors provides direction to staff as captured within the directives for this item regarding the priorities and preparation of Mendocino County’s FY 2023-24 budget. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

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

Withdrawn.

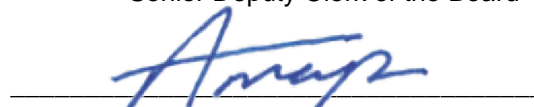
**4E) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION, OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE**

Withdrawn.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:41 P.M.

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

  
GLENN MCGOURTY, 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](http://www.mendocinocounty.org/government/board-of-supervisors)
- To request an official record of a meeting of the Mendocino County Board of Supervisors, please contact the Executive Office at (707) 463-4441
- Please reference the departmental website to obtain additional resource information for the Board of Supervisors and Clerk of the Board: [www.mendocinocounty.org/government/board-of-supervisors](http://www.mendocinocounty.org/government/board-of-supervisors)

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