

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

ACTION MINUTES –January 10, 2017

**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 9:02A.M.)

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

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Katharine L. Elliott, County Counsel and Ms. Nicole French, Deputy Clerk of the Board II.

The Pledge of Allegiance was led by: Ms. Nicole French

5A) CONDUCT SWEARING IN CEREMONY OF NEWLY ELECTED/RE ELECTED MENDOCINO COUNTY OFFICIALS - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer.

Public Comment: None.

Board Action: None.

5B) ELECTION OF CHAIR AND VICE CHAIR OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS FOR CALENDAR YEAR 2017 - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Nicole French, Deputy Clerk of the Board II.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors Nominate and elect Supervisor McCowen as Chair and Supervisor Hamburg as Vice Chair of the Mendocino County Board of Supervisors for the 2017 calendar year. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Supervisor McCowen, Supervisor Gjerde, and Supervisor Hamburg.

No: 0 - None

CHAIR MCCOWEN PRESIDING AT 9:12 A.M.

2A) ADOPTION OF PROCLAMATION RECOGNIZING JANUARY 16, 2017 AS THE REV. MARTIN LUTHER KING, JR. DAY IN MENDOCINO COUNTY - SPONSOR: SUPERVISORS MCCOWEN AND HAMBURG

Presenter/s: Chair McCowen.

Public Comment: None.

Board Action: Approved without objection.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Dennis Thygessen; and Mr. Rich Molinari, Mendocino County Animal Shelter Manager.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair McCowen.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Hamburg, IT IS ORDERED THAT CONSENT ITEMS 4(a) – 4(x); are approved as follows:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

4A) CLAIM OF DANIELLE A. DAVIS

Rejected;

4B) DECEMBER 19, 2016 REGULAR BOARD MEETING MINUTES

Approved;

4C) DECEMBER 19, 2016 REGULAR BOARD MEETING MINUTES

Approved;

4D) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS - SPONSOR: EXECUTIVE OFFICE

1. James Eddie, Golden Gate Bridge Highway and Transportation District, Mendocino Representative;
2. Sue Ranochak, Mendocino Council of Governments, Public Appointee;
3. Michael Carter, Mendocino Council of Governments, Alternate Public Appointee;
4. Anna Neumann, Mendocino County Fish and Game Commission, 4th District Representative;
5. Mac Magruder, Potter Valley Cemetery District, Trustee;
6. Kent Westwood, Cemetery District of the Redwoods, Trustee;
7. Alice Langton Sloan, Laytonville Municipal Advisory Council, Member;
8. Terry Poplawski, Civil Service Commission, 2nd District Representative;
9. Ron Orenstein, Civil Service Commission, 3rd District Representative;
10. Marilyn Ogle, Mendocino County Planning Commission, 1st District Representative;
11. Madelin Holtkamp, Mendocino County Planning Commission, 2nd District Representative;
12. Molly Warner, Mendocino County Planning Commission, 4th District Representative;
13. James Eddie, Museum Advisory Board, 1st District Representative;
14. Ronald Cannon, Museum Advisory Board, 2nd District Representative;
15. Dolly Riley, Library Advisory Board, 1st District Representative;
16. Lynn Zimmerman, Library Advisory Board, 2nd District Representative;
17. Janice Marcell, Library Advisory Board, 4th District Representative;
18. Jacqueline Williams, Health and Human Services Agency Advisory Board, 1st District Representative;
19. Susan Baird Kanaan, Health and Human Services Agency Advisory Board, 2nd District Representative;
20. Paula Cohen, Health and Human Services Agency Advisory Board, 4th District Representative
(appointment of Ms. Cohen includes a waiver of residency as Ms. Cohen resides in the 5th District);
21. Lois Lockart, Behavioral Health Advisory Board, 1st District Representative;
22. Jan McGourty, Behavioral Health Advisory Board, 1st District Representative;
23. Denise Gorny, Behavioral Health Advisory Board, 1st District Representative;
24. Dina Ortiz, Behavioral Health Advisory, 2nd District Representative;
25. Kate Gaston, Behavioral Health Advisory Board, 2nd District Representative;
26. Margie Handley, Behavioral Health Advisory Board, 3rd District Representative;
27. Maureen O'Sullivan, Behavioral Health Advisory Board, 3rd District Representative;
28. Tammy Lowe, Behavioral Health Advisory Board, 4th District Representative;
29. Jill McCaughna, Behavioral Health Advisory Board, 4th District Representative;
30. Roger Schwartz, Behavioral Health Advisory Board, 5th District Representative.

Approved;

4E) AUTHORIZATION FOR THE COUNTY CLERK TO CONDUCT AND CONSOLIDATE A SPECIAL ELECTION FOR THE SOUTHERN HUMBOLDT COMMUNITY HEALTHCARE DISTRICT'S PARCEL TAX MEASURE (MEASURE W) ON TUESDAY, MAY 2, 2017 - SPONSOR: ASSESSOR/CLERK RECORDER

Approved;

4F) APPROVAL OF DECEMBER 12, 2016 GENERAL GOVERNMENT COMMITTEE MEETING MINUTES - SPONSOR: GENERAL GOVERNMENT COMMITTEE

Approved;

4G) APPROVAL OF TRANSMITTAL OF LETTER TO CALTRANS REQUESTING ADDITIONAL SIGNAGE IN WILLITS ALERTING TRAVELERS TO SERVICES AND ATTRACTIONS WITHIN THE CITY OF WILLITS - SPONSOR: SUPERVISOR MCCOWEN

Approved and Chair is authorized to sign same;

4H) APPROVAL OF LETTER TO PRESIDENT OBAMA IN OPPOSITION OF OFF SHORE OIL DRILLING OFF THE CALIFORNIA COASTLINE AND URGING A PERMANENT BAN, AND STRESSING THE IMPORTANCE OF THE MENDOCINO COAST - SPONSOR: SUPERVISORS GJERDE AND HAMBURG

Approved and Chair is authorized to sign same;

4I) APPROVAL FOR MENDOCINO COUNTY SOLID WASTE DIRECTOR TO TRANSMIT A LETTER TO SOLID WASTE OF WILLITS (SWOW) RESCINDING WAIVER OF PERFORMANCE BOND REQUIREMENTS FOR FRANCHISE AREAS 1, 3, 4, THE CASPAR TRANSFER STATION, AND THE COUNTY TRANSFER STATION AGREEMENTS - SPONSOR: SUPERVISORS HAMBURG AND McCOWEN - SOLID WASTE OF WILLITS AD HOC COMMITTEE

Approved and Chair is authorized to sign same;

4J) APPROVAL FOR MENDOCINO COUNTY SOLID WASTE DIRECTOR TO TRANSMIT A LETTER TO SOLID WASTE OF WILLITS (SWOW) REQUESTING COVENANT NOT TO SUE AND HOLD HARMLESS AGREEMENT - SPONSOR: SUPERVISORS HAMBURG AND McCOWEN SOLID WASTE OF WILLITS AD HOC COMMITTEE

Approved and Chair is authorized to sign same;

4K) ADOPTION OF ORDINANCE CREATING NEW CHAPTER OF COUNTY CODE ESTABLISHING ADMINISTRATIVE CITATION AND PENALTY PROCEDURES TO BE USED BY MULTIPLE DEPARTMENTS AND APPLICABLE TO ANY VIOLATION OF COUNTY CODE - SPONSOR: COUNTY COUNSEL AND PLANNING AND BUILDING SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4371

4L) ADOPTION OF ORDINANCE CREATING NEW CHAPTER OF COUNTY CODE ESTABLISHING OFFICE OF COUNTY HEARING OFFICER TO SATISFY DUE PROCESS REQUIREMENTS IN CONFORMANCE WITH LANGUAGE IN CALIFORNIA GOVERNMENT CODE AND APPLICABLE TO MULTIPLE DEPARTMENTS - SPONSOR: COUNTY COUNSEL AND PLANNING AND BUILDING SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4372

4M) ADOPTION OF ORDINANCE REVISING COUNTY CODE CHAPTER 8.75, REVISING PUBLIC NUISANCE ABATEMENT PROCEDURES APPLICABLE TO MULTIPLE DEPARTMENTS - SPONSOR: COUNTY COUNSEL AND PLANNING AND BUILDING SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4373

4N) ADOPTION OF ORDINANCE CREATING NEW CHAPTER OF COUNTY CODE ESTABLISHING CANNABIS SPECIFIC NUISANCE ABATEMENT AND CODE ENFORCEMENT PROCEDURES TO BE USED BY MULTIPLE DEPARTMENTS - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4374

4O) ADOPTION OF ORDINANCE REVISING CHAPTER 9.31 CHANGING A REFERENCE REFERRING TO THE CURRENT NUISANCE ABATEMENT PROCEDURES TO THE NEW CANNABIS SPECIFIC NUISANCE ABATEMENT PROCEDURES, WHICH WILL BE USED BY MULTIPLE DEPARTMENTS - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4375

4P) ADOPTION OF RESOLUTION DESIGNATING THE CHIEF EXECUTIVE OFFICER (CEO) AS OFFICIAL RESPONSIBLE FOR PROPOSING AND FACILITATING THE DEVELOPMENT AND SUBMISSION OF THE FISCAL YEAR (FY) 2017 2018 BUDGET - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 17-001

4Q) APPROVAL OF AGREEMENT AMENDMENT WITH GRANICUS, INC., IN THE AMOUNT OF \$22,319.11, FOR A NEW TOTAL AGREEMENT AMOUNT OF \$69,000, FOR GOVERNMENT TRANSPARENCY TECHNOLOGY SOLUTIONS SERVICES THROUGH JUNE 30, 2017 - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Agreement 17-001

4R) APPROVAL OF THE LIST OF PERSONNEL AUTHORIZED TO USE COUNTY VEHICLES FOR WORK TO HOME/HOME TO WORK TRAVEL, PURSUANT TO MENDOCINO COUNTY CODE CHAPTER 3.12, "THE COUNTY VEHICLE POLICY" - SPONSOR: EXECUTIVE OFFICE

Approved;

4S) ADOPTION OF ORDINANCE AMENDING SECTION 3.16 OF TITLE 3 OF THE MENDOCINO COUNTY CODE TO MODIFY SECTION 3.16.140, TITLED "APPEALS" - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4376

4T) ADOPTION OF ORDINANCE AMENDING SECTION 3.04 OF TITLE 3 OF THE MENDOCINO COUNTY CODE TO MODIFY SECTION 3.04.150, TITLED "VACATION LEAVE WITH PAY" - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4377

4U) ADOPTION OF RESOLUTION APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 130042, 2011 STORM DAMAGE REPAIRS ON MOUNTAIN VIEW ROAD, COUNTY ROAD 510, MILE POST 14.04 (BOONVILLE AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 17-002

4V) ADOPTION OF RESOLUTION APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER (NO.) 160092 WITH BENDER ROSENTHAL, INC., IN THE AMOUNT OF \$250,000, FOR PROFESSIONAL APPRAISAL AND RIGHT OF WAY SERVICES FOR THE 2017 ON CALL APPRAISAL AND RIGHT OF WAY SUPPORT SERVICES AGREEMENT, AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO SIGN ANY AND ALL AMENDMENTS TO THE AGREEMENT NOT TO EXCEED \$30,000 (COUNTY WIDE) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 17-003, Agreement 17-002

4W) APPROVAL OF MENDOCINO COUNTY INVESTMENT POLICY FOR CALENDAR YEAR 2017 - SPONSOR: TREASURER TAX COLLECTOR

Approved;

THE BOARD OF SUPERVISORS JOINTLY CONVENEED AS THE AIR QUALITY MANAGEMENT DISTRICT IN CONSIDERATION OF AGENDA ITEM 4(X)

4X) APPROVAL OF REQUEST TO ALLOW THE TWO JUDGMENTS IN CASE NUMBER (No.) 06 13899 AND 06 97532 TO EXPIRE - SPONSOR: AIR QUALITY MANAGEMENT DISTRICT

Approved.

DISCUSSION FOR AGENDA ITEMS 5(C) 5(D) AND 5(F) WAS HEARD CONCURRENTLY

5C) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION ADOPTING THE BOARD OF SUPERVISORS REVISED RULES OF PROCEDURE - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Supervisor McCowen; Ms. Carmel J. Angelo, Chief Executive Officer; and Mr. Alan Flora, Assistant Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors adopts Resolution adopting the Board's Rules of Procedure, with revision to section 30, modifying the standing committees from four committees to two, named: Public Health, Safety, and Resources Committee and General Government Committee; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

Enactment No: Resolution 17-004

5D) DISCUSSION AND POSSIBLE ADOPTION OF RESOLUTION REGARDING BOARD STANDING COMMITTEES FOR 2017 - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Supervisor McCowen; Ms. Carmel J. Angelo, Chief Executive Officer; and Mr. Alan Flora, Assistant Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors adopts Resolution regarding Board Standing Committees for 2017; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

Enactment No: Resolution 17-005

5F) DISCUSSION AND POSSIBLE APPROVAL OF BOARD SPECIAL ASSIGNMENTS/APPOINTMENTS AS RECOMMENDED BY THE CHAIR OF THE BOARD - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Chair McCowen; Ms. Carmel J. Angelo, Chief Executive Officer; and Mr. Alan Flora, Assistant Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors adopts the the proposed 2017 Special Assignments Roster as presented. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

5E) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF THE 2017 BOARD OF SUPERVISORS MASTER MEETING CALENDAR - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Chair McCowen.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors adopts the 2017 Board Master Meeting Calendar as amended, removing the Board recesses from the calendar with the acknowledgement that the Board of Supervisors will not scheedule meetings during the recess weeks. The motion carried by the following vote:

Aye: 3 - Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 1 - Supervisor Brown

5G) DISCUSSION AND POSSIBLE ACTION REGARDING APPOINTMENT OF A MENDOCINO COUNTY REPRESENTATIVE TO THE NORTH COAST RAILROAD AUTHORITY (NCRA) - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Chair McCowen.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors affirms the historical practice of appointing a Board member representative to the NCRA, appointing Supervisor McCowen for calendar years 2017 and 2018. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

5H) DISCUSSION AND POSSIBLE ACTION REGARDING MENDOCINO COUNTY APPOINTMENTS TO THE PUBLIC POLICY FACILITATING COMMITTEE (PPFC) PURSUANT TO THE MEMORANDUM OF UNDERSTANDING AMONG THE UNITED STATES ARMY CORPS OF ENGINEERS (USACE), NATIONAL MARINE FISHERIES SERVICE (NMFS), AND THE SONOMA COUNTY WATER AGENCY (SCWA) - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Chair McCowen.

Public Comment: None.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors affirms the existing appointment of Supervisor Carre Brown, and further appoints Mr. Paul Zellman and Ms. Janet Pauli as Mendocino County's second and third representative to the Public Policy Facilitating Committee (PPFC); pursuant to the Memorandum of Understanding among the United States Army Corps of Engineers (USACE), National Marine Fisheries Service (NMFS), and the Sonoma County Water Agency (SCWA).. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

5L) INTRODUCTION AND WAIVE THE READING OF AN ORDINANCE DELEGATING AUTHORITY TO INVEST OR REINVEST THE FUNDS OF THE COUNTY AND ITS OTHER DEPOSITORS IN THE COUNTY TREASURY TO THE TREASURER FOR CALENDAR YEAR 2017 - SPONSOR: TREASURER-TAX COLLECTOR

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

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors introduces and waives the reading of an ordinance delegating authority to invest or reinvest the funds of the County and its other depositors in the County Treasury to the Treasurer for Calendar Year 2017.. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

RECESS: 1:25 – 1:35 A.M.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Tom Allman, Sheriff.

5I) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ADOPTION OF A RESOLUTION AMENDING THE MASTER FEE SCHEDULE EFFECTIVE FEBRUARY 19, 2017 FOR THE DEPARTMENT OF AGRICULTURE - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Mr. Alan Flora, Assistant Chief Executive Officer; and Mr. Chuck Morse, Agricultural Commissioner/Sealer of Weights and Measures.

Public Comment: Mr. Ukiah Morrison.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Brown, IT IS ORDERED that the Board of Supervisors adopts Resolution amending the Master Fee Schedule effective February 19, 2017 for the Department of Agriculture, and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 3 - Supervisor Brown, Chair McCowen, and Supervisor Gjerde

No: 0 - None

Abstain: 1 - Supervisor Hamburg

5J) CHIEF EXECUTIVE OFFICER'S REPORT - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer.

Public Comment: None.

Board Action: None.

5M) PRESENTATION OF RETIREMENT ASSOCIATION ACTUARIAL VALUATION AND REVIEW FOR THE FISCAL YEAR ENDING JUNE 30, 2016 AND POSSIBLE ADOPTION OF RETIREMENT ASSOCIATION RATES FOR FISCAL YEAR 2017/18 - SPONSOR: MENDOCINO COUNTY RETIREMENT ASSOCIATION

Presenter/s: Dr. James Wilbanks, Retirement Administrator; and Mr. Andy Yeung, Actuary, Segal Consulting.

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Brown, IT IS ORDERED that the Board of Supervisors accepts the Actuarial Valuation and Review and adopt the Retirement Board's recommended retirement association contribution rates as contained within the report. The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

5N) DISCUSSION AND POSSIBLE APPROVAL OF MENDOCINO COUNTY EMPLOYEES RETIREMENT ASSOCIATION RESOLUTION 2016 06 BY THE BOARD OF SUPERVISORS PERTAINING TO REGULATIONS FOR IRC CODE SECTION 415 - ANNUAL LIMITS - SPONSOR: MENDOCINO COUNTY RETIREMENT ASSOCIATION

Presenter/s: Dr. James Wilbanks, Retirement Administrator.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors approves Mendocino County Employees Retirement Association Resolution 2016 06 The motion carried by the following vote:

Aye: 4 - Supervisor Brown, Chair McCowen, Supervisor Gjerde, and Supervisor Hamburg

No: 0 - None

50) 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

Presenter/s: Supervisor Hamburg; Supervisor Brown; and Mr. Steve Dunncliff, Director, Planning and Building Services.

Public Comment: None.

Board Action: None.

5P) TRANSPORTATION DIRECTOR’S REPORT - SPONSOR: TRANSPORTATION

Presenter/s: Chair McCowen.

Public Comment: None.

Board Action: None.

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

Presenter/s: None.

Public Comment: None.

Board Action: None.

ADJOURNED TO LUNCH RECESS FOLLOWED IMMEDIATELY BY CLOSED SESSION: 12:20 P.M.

THE BOARD OF SUPERVISORS JOINTLY CONVENED AS THE AIR QUALITY MANAGEMENT DISTRICT IN CONSIDERATION OF AGENDA ITEMS 9(A) AND 9(B)

9A) PURSUANT TO GOVERNMENT CODE SECTION 54957 – PUBLIC EMPLOYEE APPOINTMENT – AIR POLLUTION CONTROL OFFICER

9B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: GRIST CREEK V. MAMQD, SCUK CVPT 15 66620; THE PEOPLE V. GRIST CREEK, SCUK CVG 16 67314; FRIENDS OF OUTLOOK CREEK V. MAMQD, A148508; FRIENDS OF OUTLOOK CREEK V. MAMQD, SCUK CVG 16 67449

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

~~**9D) 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 ITEM WITHDRAWN**~~

RECONVENED IN OPEN SESSION: 4:17 P.M.

AGENDA ITEM No. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair McCowen.

Board Action: Direction was given to staff in the matter of agenda items 9(a), 9(b), and 9(c).

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

Presenter/s: Board of Supervisors

Public Comment: None.

Board Action: None.

AGENDA ITEM NO. 10 – COMMUNICATIONS

10a) Fish and Game Commission Notice of Proposed Emergency Action dated December 8, 2016, "Emergency Abalone Take Reduction Due to Harmful Environmental Conditions." For more information please refer to www.fgc.ca.gov.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:45 P.M.

Attest: NICOLE FRENCH
Deputy Clerk of the Board II

JOHN MCCOWEN, 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) 3463-4441.
- 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.co.mendocino.ca.us/bos
- 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.co.mendocino.ca.us/bos

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