

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

**GEORGEANNE
CROSKEY**
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

DAN HAMBURG
5th District
Supervisor
Chair

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



KATHARINE L. ELLIOTT
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MENDOCINO COUNTY
BOARD OF SUPERVISORS
BOARD OF SUPERVISORS AGENDA

REGULAR MEETING
March 13, 2018 - 9:00 AM
BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER

TIMED ITEMS

Please note that all times provided are considered approximate

10:30 A.M. Adjourn to Closed Session (refer to agenda item 9)

1:30 P.M. Discussion and Possible Action Regarding Presentation of Data and Recommendations from Robert G. Marbut, Ph.D., Following his Research on Homelessness in Mendocino County (refer to agenda item 5d))

3:00 P.M. Discussion and Possible Direction to Staff Regarding Options to Encourage Housing Opportunities to Assist with Fire Recovery Efforts, Including Review of the Inclusionary Housing Ordinance (refer to item 5e))

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.)

1a) Roll Call

1b) 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.

2a) Adoption of Proclamation Recognizing the 2018 Redwood Region Logging Conference (Sponsors: Supervisors Brown and McCowen)

Recommended Action:

Adopt Proclamation recognizing the 2018 Redwood Region Logging Conference; and authorize Chair to sign same.

Attachments: [PROCLAMATION REDWOOD REGION LOGGING CONFERENCE](#)

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.

Public Expression

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) Discussion and Possible Action Regarding the Presentation of FY 2017-18 Second Quarter Mid-Year Budget Report and Adoption of Resolution Amending the FY 2017-18 Adopted Budget
(Sponsor: Executive Office)****Recommended Action:**

Accept the FY 2017-18 Second Quarter Budget Report; adopt Resolution amending the FY 2017-18 adopted budget; and authorize Chair to sign same.

Attachments: [FY 17-18 2nd Quarter Report and Attachments Final](#)
[Mid Year Budget Report PP Final](#)

**5b) Discussion and Possible Action Including Approval of Extra Help Appointment of Margaret Simonson to Fulfill Critically Needed Duties After Her Retirement, Pursuant to California Government Code Section 7522.56
(Sponsor: Auditor-Controller)****Recommended Action:**

Approve the Extra Help appointment of Margaret Simonson to fulfill critically needed duties after her retirement, pursuant to California Government Code Section 7522.56.

**5c) Discussion and Possible Action Regarding Updates Associated with Fire Recovery Efforts in Mendocino County
(Sponsor: Executive Office)****Recommended Action:**

Receive update regarding fire recovery efforts in Mendocino County; and provide direction as appropriate.

Attachments: [Senator McGuire Regional Work Group](#)

**5d) Discussion and Possible Action Regarding Presentation of Data and Recommendations from Robert G. Marbut, Ph.D., Following his Research on Homelessness in Mendocino County
(Sponsor: Health and Human Services Agency)**

Recommended Action:

Accept presentation of data and recommendations from Robert G. Marbut, Ph.D., following his research on homelessness in Mendocino County; and provide direction to staff.

Attachments: [Dr. Marbut Report](#)
[03-13-18 Marbut PowerPoint](#)

**5e) Discussion and Possible Direction to Staff Regarding Options to Encourage Housing Opportunities to Assist with Fire Recovery Efforts, Including Review of the Inclusionary Housing Ordinance
(Sponsor: Executive Office)**

Recommended Action:

Discuss and provide direction to staff regarding options to encourage housing opportunities to assist with the County's fire recovery efforts.

Attachments: [Inclusionary Housing Ordinance - Ordinance 4219](#)
[Ordinance Adding Definitions - Ordinance 4218](#)
[03-12-18 Kushner Correspondence](#)
[3-13-18 Gullion Correspondence](#)

**5f) Noticed Public Hearing -Discussion and Possible Action Including Adoption of an Ordinance Amending Section 20.242.040 - Existing Medical Cannabis Cultivation Sites, as it Relates to Expansion on Parcels within the Rangeland Zoning District (Continued from February 27, 2018)
(Sponsors: Planning and Building Services and County Counsel)**

Recommended Action:

Adopt Ordinance amending Section 20.242.040 - Existing Medical Cannabis Cultivation Sites, as it relates to expansion on parcels within the Rangeland Zoning District; and authorize Chair to sign same.

Attachments: [Staff Report](#)
[OA 2018-0001 PC Staff Report RL Cannabis Cult Amend. 2.1.201](#)
[OA 2018-0001 BOS Ord Redline RL Cannabis Cult Amend.](#)
[OA 2018-0001 CEQA Addendum RL Cannabis Cult Amend.](#)
[OA 2018-0001 BOS Ord Final RL Cannabis Cult Amend.](#)
[OA 2018-0001 \(Can.Cult. Amend.\) Signed Final Resolution](#)
[SUMMARY - RL Expansion Ordinance](#)
[Public Notice for \(OA 2018-0001\) BOS 2-27-18](#)
[Proof of Publication](#)

5g) Discussion and Possible Action Regarding Informational Update on the Implementation of the Mendocino County Cannabis Cultivation Program and Cannabis Compliance and Code Enforcement Unit (Sponsor: Agriculture)

Recommended Action:

Accept implementation update regarding the Mendocino County Cannabis Cultivation Program and Cannabis Compliance and Code Enforcement Unit and, as necessary, provide direction on implementation.

Attachments: 2018 Canna Numbers
 Cannabis Supervisors Board March-13
 03-13-18 Hansbury Correspondence
 03-13-18 Hansbury Correspondence

5h) Discussion and Possible Action Including Approval of Transmitting Letter Rejecting All Bids Received for the Administration Center Roof and HVAC Replacement Project - South Wing (Bid Number 81-18) and Direction to Staff to Rebid the Project in Two or More Phases (Continued from February 27, 2018) (Sponsor: Executive Office)

Recommended Action:

Approve transmission of letter rejecting all bids for the Administration Center roof and HVAC replacement project- South wing (bid number 81-18); authorize Chair to sign same; and further, direct staff to rebid the project in two or more phases.

Attachments: 02-28-18 - Reiect All Admin Bids
 Bid Protest Admin Roof and HVAC Southwest
 Bid Protest Mendocino County - Roofers Union
 County Response to Bid Protest Roofers Union
 County Response to Bid Protest Southwest

5i) Chief Executive Officer's Report (Sponsor: Executive Office)

5j) 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.

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

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 54956.9(b) - Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation – 1 case
- 9b) Pursuant to Government Code Section 54956.9(a) - Confence with Legal Counsel - Existing Litigation - 1 case - Linda Morales v. County of Mendocino, et al., USDC Case No. 3:16-cv-02429-EMC
- 9c) Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator - Agency Negotiators: Carmel J. Angelo, Heidi Dunham, Cherie Johnson and Donna Williamson; Employee Organization(s): All
- 9d) Pursuant to Government Code Section 54957 – Public Employee Appointment – Agricultural Commissioner / Sealer of Weights and Measures

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.

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 Chris Gurr & Ann Marie Borges**

Attachments: [Notice of Claim Redacted](#)

ITEMS RECOMMENDED FOR APPROVAL:

APPOINTMENTS

4b) Approval of Recommended Appointments/Reappointments

Recommended Action:

Approve the following appointments/reappointments:

Deirdre Lamb, Mendocino Historical Review Board, Member;

Holm Kappler, Mendocino Historical Review Board, Member;

Thad Van Bueren, Wesport-Ten Mile Cemetery District, Trustee;

Rebecca Emery, Policy Council on Children and Youth (PCCY), Member #7;

Charles Kelly, Policy Council on Children and Youth (PCCY), Member #25; and

Robert Finnell, Assessment Appeals Board, Alternate Member.

Attachments: Kappler - Application
 Van Bueren - Application
 Emery - Application
 Kelly - Application
 Finnell - Application

MINUTES

4c) February 6, 2018, Regular Meeting

Attachments: 02-06-18 Minutes - DRAFT

4d) February 26, 2018, Regular Meeting

Attachments: 02-27-18 Minutes DRAFT

COUNTY COUNSEL

4e) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Fort Bragg Rural Fire Protection 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 Fort Bragg Rural Fire Protection District with the General Election to be held in November during even-numbered years; and authorize Chair to sign same.

Attachments: BOS Resolution - Change of Election Day
 District's Reso re Election Cycle Consolidation
 Fort Bragg RFPD - Impact Report
 signed notice letter

EXECUTIVE OFFICE

- 4f) Ratification of Purchase Agreement and Escrow Instructions, for the Purchase of Real Property in the Amount of \$845,000 Located at 190 Orr Street, Ukiah and Authorization for the Purchasing Agent or Designee to Sign and Execute Any and All Agreements, Amendments and Other Documents Related to the Purchase of Real Property at 190 Orr Street, Ukiah (APN No. 002-093-25, 00)**

Recommended Action:

Ratify Purchase Agreement and Escrow Instructions, for the purchase of Real Property in the Amount of \$845,000 located at 190 Orr Street, Ukiah; and authorize the Purchasing Agent or designee to sign and execute any and all Agreements, amendments and other documents related to the purchase of real property at 190 Orr Street, Ukiah (APN No. 002-093-25, 00).

Attachments: [3-12-18 ORR](#)

HEALTH AND HUMAN SERVICES AGENCY

- 4g) Approval of Agreement in the Amount of \$50,000 and Appointment of Dr. Gary Pace as County Health Officer with Mendocino County Health and Human Services Agency for the Period of March 14, 2018, Through August 31, 2018**

Recommended Action:

Approve Agreement in the amount of \$50,000 and appointment of Dr. Gary Pace as County Health Officer with Mendocino County Health and Human Services Agency for the period of March 14, 2018, through August 31, 2018, thus rescinding Health Officer duties of Dr. Caldwell; authorize the Health and Human Services Agency Director or designee to sign any future amendments to the Agreement that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [Dr. Garv Pace](#)

- 4h) Approval of Retroactive Amendment to BOS Agreement No. 16-049 with Redwood Quality Management Company Increasing the Amount from \$5,143,103 to \$5,273,603 to Reimburse for Specialty Mental Health Services Provided to Adults, Age 25 and Older, in Fiscal Year 2016-17; and Approval of Retroactive Amendment to BOS Agreement No. 16-050 with Redwood Quality Management Company Increasing the Amount from \$9,416,897 to \$9,967,697 to Reimburse for Specialty Mental Health Services Provided to Children and Youth, Age 24 and Younger, in Fiscal Year 2016-17**

Recommended Action:

Approve retroactive Amendment to BOS Agreement No. 16-049 with Redwood Quality Management Company increasing the amount from \$5,143,103 to \$5,273,603 to reimburse for Specialty Mental Health Services provided to adults, age 25 and older, in Fiscal Year 2016-17; Approve retroactive Amendment to BOS Agreement No. 16-050 with Redwood Quality Management Company increasing the amount from \$9,416,897 to \$9,967,697 to reimburse for specialty Mental Health Services provided to children and youth, age 24 and younger, in Fiscal Year 2016-17; and authorize Chair to sign same.

Attachments: [RQMC, 16-17, Children's Services \(Amendment to BOS 16-050\)](#)
[RQMC, 16-17, Adult Services \(Amendment to BOS 16-049\)](#)

HUMAN RESOURCES

- 4i) Adoption of Resolution Authorizing Salary Grade Adjustments as Follows: Licensed Vocational Nurse, from Salary Grade S29D to S31A; Registered Nurse, from Salary Grade S33D to S38B; Senior Public Health Nurse, from Salary Grade S36D to S42B; and Supervising Public Health Nurse, from Salary Grade S38D to S43B; Adoption of Public Health Nurse, Salary Grade S40B; Delete Two (2) FTE Nurse Case Manager and Two (2) FTE Senior Nurse Case Manager; Add Two (2) FTE Registered Nurse and Two (2) FTE Senior Public Health Nurse; Abolish Public Health Nurse I and II, Nurse Case Assistant, Nurse Case Manager and Senior Nurse Case Manager**

Recommended Action:

Adopt Resolution authorizing salary grade adjustments as follows: Licensed Vocational Nurse, from salary grade S29D to S31A; Registered Nurse, from salary grade S33D to S38B; Senior Public Health Nurse, from salary grade S36D to S42B; and Supervising Public Health Nurse, from salary grade S38D to S43B; adopt Public Health Nurse, salary grade S40B; delete two (2) FTE Nurse Case Manager and two (2) FTE Senior Nurse Case Manager; add two (2) FTE Registered Nurse and two (2) FTE Senior Public Health Nurse; abolish Public Health Nurse I and II, Nurse Case Assistant, Nurse Case Manager and Senior Nurse Case Manager; and authorize Chair to sign the same.

Attachments: [3.13.18 #18-1391 HR HHSA PAT Changes - Nurse Series Reso c](#)

PLANNING AND BUILDING SERVICES

- 4j) Adoption of Ordinance Adopting Additions and Amendments to Chapter 18.23, Limited Density Rural Dwellings, of the Mendocino County Code**

Recommended Action:

Adopt Ordinance adopting additions and amendments to Chapter 18.23, Limited Density Rural Dwellings, of the Mendocino County Code; and authorize Chair to sign same.

Attachments: [ORDINANCE SUMMARY - Chapter 18.23 Amendments](#)
[ORDINANCE REDLINE - Chapter 18.23 \(Class K\) Ordinance Ame](#)
[ORDINANCE CLEAN - Chapter 18.23 \(Class K\) Ordinance Amenc](#)
[AFFADAVIT OF PUBLICATION](#)
[Staff Memo](#)

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 email your documentation to bos@mendocinocounty.org; or submit a hard copy to the Executive Office at least 5 business days in advance of the meeting.

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.mendocinocounty.org/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: <https://mendocino.legistar.com>, or visit the County YouTube channel. For technical assistance, please contact the Clerk of the Board at (707) 463-4441.

Please reference the departmental website to obtain additional resource information for the Board of Supervisors: www.mendocinocounty.org/bos.

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