

GLENN MCGOURTY  
1st District  
Supervisor  
Vice-Chair

MAUREEN  
MULHEREN  
2nd District  
Supervisor

JOHN HASCHAK  
3rd District  
Supervisor

DAN GJERDE  
4th District  
Supervisor

TED WILLIAMS  
5th District  
Supervisor  
Chair



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

CHRISTIAN M. CURTIS  
County Counsel

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## MENDOCINO COUNTY BOARD OF SUPERVISORS

### ACTION MINUTES – March 2, 2022

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 9:01 A.M.)

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

**Staff Present:** Carmel J. Angelo, Chief Executive Officer; Darcie Antle, Assistant Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Deputy Clerk of the Board; Deena Gera, Deputy Clerk of the Board; Kristie Watson, Deputy Clerk of the Board; and Anthony Baroza, Staff Assistant.

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

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

**Presenter/s:** Julia Carrera; Hannah Nelson; Michael Katz; David King; Blaire AuClair; Monique Ramirez; Ron Edwards; and Lauren Mendelsohn.

**3A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING AMENDMENTS TO THE SENSITIVE SPECIES HABITAT REVIEW PERFORMANCE STANDARDS AND THE CONTIGUOUS EXPANSION AFFIDAVIT POLICY - SPONSOR: CANNABIS**

**Presenter/s:** Kristin Nevedal, Director, Cannabis Program; and Christian M. Curtis, County Counsel.

**Public Comment:** Hannah Nelson; Ron Edwards; Michael Katz; Blaire AuClair; Monique Ramirez; Chantal Simonpietri; and Corinne Powell.

*BOARD RECESS: 10:15 A.M. – 10:25 A.M.*

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors direct staff to amend the Sensitive Species Habitat Review Performance Standards and the Contiguous Expansion Affidavit Policy. The motion carried the following vote:

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

No: 0 – None

Absent: 0 – None

**4A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION FOR COUNTY COUNSEL TO WORK WITH MENDOCINO CANNABIS PROGRAM STAFF IN ADOPTING CHANGES AS NEEDED TO SECTION 10A.17.080 AND 10A.17.090 AND/OR TAX ORDINANCE CHAPTER 6.32 FOR THE PURPOSE OF EXTENDING NON-CULTIVATION AND STAY OF PERMIT FOR CANNABIS CULTIVATORS - SPONSOR: SUPERVISOR HASCHAK**

**Presenter/s:** Supervisor Haschak; Kristin Nevedal, Director, Cannabis Program; Christian M. Curtis, County Counsel.

**Public Comment:** Hannah Nelson; Ron Edwards; Michael Katz; Blaire AuClair; Monique Ramirez; Corinne Powell; Lauren Mendelsohn; and Brandon Parker.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors directs County Counsel to work with Mendocino Cannabis Program staff to adopt changes as needed to Section 10A.17.080 and 10A.17.090 and/or Tax Ordinance Chapter 6.32 for the purpose of extending non-cultivation and stay of permit for cannabis cultivators; and directs County Counsel to focus on the tax first approach rather than the licensing first approach. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

*THE BOARD OF SUPERVISORS BRIEFLY RETURNED TO ITEM NO. 2 TO ACCOMMODATE LATE CALLERS FOR PUBLIC EXPRESSION*

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

**Presenter/s:** Marnie Birger; and Brandon Parker.

*BOARD RECESS: 11:54 A.M. – 12:05 P.M.*

**4B) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF TO CREATE AN APPEAL PROCESS FOR CANNABIS APPLICATION DENIALS AND RETURN TO THE BOARD OF SUPERVISORS BEFORE MAY 1, 2022 - SPONSORS: SUPERVISOR HASCHAK AND SUPERVISOR MCGOURTY**

**Presenter/s:** Supervisor Haschak; Supervisor McGourty; Kristin Nevedal, Director, Cannabis Program; and Christian M. Curtis, County Counsel.

**Public Comment:** Hannah Nelson; Ron Edwards; Michael Katz; Blaire AuClair; Monique Ramirez; Chantal Simonpietri; and Lauren Mendelsohn.

*BOARD RECESS: 1:14 P.M. – 1:36 P.M.*

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors directs staff to work with the Cannabis Ad Hoc to create an appeal process for cannabis application denials, and return to the Board of Supervisors before May 3, 2022; look at options for full cost recovery; and look at options regarding the continuing of cultivation while an appeal is being processed. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

**3B) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AUTHORIZING THE COUNTY OF MENDOCINO CANNABIS PROGRAM DIRECTOR TO DEVELOP, UPDATE, AMEND AND IMPLEMENT THE MENDOCINO COUNTY LOCAL JURISDICTION ASSISTANCE GRANT PROGRAM - DIRECT GRANT POLICY MANUAL, AS APPROVED BY COUNTY COUNSEL AND WITHIN THE EXTENT PERMITTED BY STATE LAW - SPONSOR: CANNABIS**

**Presenter/s:** Kristin Nevedal, Director, Cannabis Program.

**Public Comment:** Paul Hansbury; Susan Tibbon; Michael Katz; Blaire AuClair; Monique Ramirez; Lauren Mendelsohn; Ron Edwards; Chantal Simonpietri; and David Silverstein.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors adopts Resolution authorizing the County Cannabis Director to develop, update, amend and implement the Mendocino County Local Jurisdiction Assistance Grant Program - Direct Grant Policy Manual, as approved by County Counsel and within the extent permitted by state law; and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 22-056

**RESOLUTION 22-056**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE COUNTY CANNABIS PROGRAM DIRECTOR TO DEVELOP, UPDATE, AMEND AND IMPLEMENT THE MENDOCINO COUNTY LOCAL JURISDICTION ASSISTANCE PROGRAM – DIRECT GRANT MANUAL TO THE EXTENT PERMITTED BY THE AWARDED LOCAL JURISDICTION ASSISTANCE PROGRAM APPLICATION AND GUIDANCE ISSUED BY THE CALIFORNIA DEPARTMENT OF CANNABIS CONTROL

**3C) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF DEPARTMENTAL NAME CHANGE FROM MENDOCINO COUNTY CANNABIS PROGRAM TO MENDOCINO COUNTY CANNABIS DEPARTMENT - SPONSOR: CANNABIS**

**Presenter/s:** Kristin Nevedal, Director, Cannabis Program; and William Riley, Program Administrator, Cannabis Program.

**Public Comment:** Paul Hansbury; Susan Tibbon; Michael Katz; Blaire AuClair; and Ron Edwards.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors approves departmental name change from Mendocino County Cannabis Program to Mendocino County Cannabis Department. The motion carried by the following vote:

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

No: 0 – None

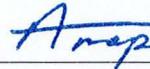
Absent: 0 – None

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 2:57 P.M.



TED WILLIAMS, Chair

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



**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*