

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor
Chair

DAN GJERDE
4th District
Supervisor
Vice-Chair

TED WILLIAMS
5th District
Supervisor



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

CHRISTIAN M. CURTIS
Acting County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES –April 20, 2020

**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 9:01 A.M.)

Present: Supervisor Carre Brown, Supervisor John McCowen, Supervisor John Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams. Chair Haschak presiding.

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Christian M. Curtis, Acting County Counsel; and Ms. Lindsey Dunham, Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Chair Haschak.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Ms. Rebecca Engberg; and Ms. Annemarie Weibel.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Haschak.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves CONSENT CALENDAR. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

4A) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

1. Mr. James Shaw, Community Representative, Health and Human Services Agency Advisory Board;
2. Ms. Sandy O’Ferrall, Community Representative, Health and Human Services Agency Advisory Board;
3. Ms. Shauna de Marquez, Adult System of Care Representative, Health and Human Services Agency Advisory Board;
4. Mr. Gary Mirata, First District Representative, Community Development Commission;
5. Ms. Dawn Deetz (Warner Carey), Second District Representative, Community Development Commission;
6. Ms. Sandra Applegate, General Representative, First 5 Mendocino; and
7. Mr. David Poma, Mendocino County Historical Society Representative, Museum Advisory Board.

4B) AUTHORIZATION TO PURCHASE MICROWAVE REPEATERS IN THE AMOUNT OF \$1,600,500 FOR THE PUBLIC SAFETY MICROWAVE PHASE I REPEATER REPLACEMENT PROJECT; AND ADDITION OF ITEM(S) TO THE COUNTY’S FIXED ASSET LIST - SPONSOR: EXECUTIVE OFFICE

Approved;

4C) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE OCTOBER WIND EVENTS AND CORRESPONDING PACIFIC GAS AND ELECTRIC PUBLIC SAFETY POWER SHUTOFF EVENTS ON OCTOBER 23, 2019, OCTOBER 26, 2019 AND OCTOBER 29, 2019, IN MENDOCINO COUNTY AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-042

RESOLUTION 20-042

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS RATIFYING THE DIRECTOR OF EMERGENCY SERVICES’ PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY RELATED TO THE OCTOBER 2019 WIND EVENTS

4D) APPROVAL OF RETROACTIVE AGREEMENT WITH WEST BUSINESS DEVELOPMENT CENTER IN THE AMOUNT OF \$85,000, TERM EFFECTIVE APRIL 13, 2020 TO JUNE 30, 2020, TO PROVIDE SERVICES SPECIFIC TO LONG TERM ECONOMIC DEVELOPMENT IN RESPONSE TO THE COVID-19 PANDEMIC - SPONSOR: EXECUTIVE OFFICE

Approved;

Enactment No: Agreement 20-032

4E) APPROVAL OF MENDOCINO COUNTY’S CERTIFICATION OF THE MARCH 3, 2020 STATEWIDE PRIMARY ELECTION - SPONSOR: ASSESSOR/CLERK-RECORDER

Approved;

4F) ADOPTION OF PROCLAMATION RECOGNIZING THE WEEK OF APRIL 19-25, 2020, AS CRIME VICTIM’S RIGHTS WEEK IN MENDOCINO COUNTY - SPONSOR: DISTRICT ATTORNEY

Adopted and Chair is authorized to sign same;

4G) APPROVAL OF AMENDMENT TO GRANT AGREEMENT NO. 17-10330, WITH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH DECREASING THE AMOUNT BY \$9,396 (FOR A NEW TOTAL OF \$251,624) TO PROVIDE IMMUNIZATION SERVICES IN MENDOCINO COUNTY, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2022 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved;

Enactment No: Agreement *20-033

4H) APPROVAL OF AMENDMENT TO BOS AGREEMENT NO. 19-237 WITH MENDOCINO COAST HOSPITALITY CENTER FOR AN ADDITIONAL AMOUNT OF \$44,658 FOR A NEW TOTAL AMOUNT OF \$139,697 TO PROVIDE EMERGENCY SHELTER AND RESOURCE SERVICES IN MENDOCINO COUNTY, EFFECTIVE JULY 1, 2019 THROUGH JUNE 30, 2020 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved;

Enactment No: Agreement 19-237-A1

4I) ADOPTION OF RESOLUTION AUTHORIZING THE HEALTH AND HUMAN SERVICES AGENCY (HHSA) TO ENTER INTO RETROACTIVE AGREEMENT NO. 19-5048 WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES IN THE AMOUNT OF \$0 TO PROVIDE HHSA FAMILY & CHILDREN’S SERVICES WITH LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM FOR THE TERM OF JULY 1, 2019 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-043

RESOLUTION 20-043

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING APPROVAL OF THE HEALTH AND HUMAN SERVICES AGENCY ENTERING INTO AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS); AGREEMENT 19-5048

4J) APPROVAL OF RETROACTIVE AGREEMENT WITH COUNTY OF SANTA CRUZ IN AN AMOUNT NOT TO EXCEED \$5,000 TO PERFORM HOST ENTITY DUTIES FOR COUNTY BASED MEDI CAL ADMINISTRATIVE ACTIVITIES AND TARGETED CASE MANAGEMENT FOR THE PERIOD OF JULY 1, 2019 THROUGH JUNE 30, 2022 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved;

Enactment No: Agreement 20-034

4K) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 19 - 25, 2020, AS VOLUNTEER APPRECIATION WEEK IN MENDOCINO COUNTY - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

4L) ADOPTION OF RESOLUTION ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,016.86 MILES AS OF DECEMBER 31, 2019 (COUNTY WIDE) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-044

RESOLUTION 20-044

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,016.86 MILES AS OF DECEMBER 31, 2019 (COUNTY WIDE)

4M) AUTHORIZE THE DIRECTOR OF TRANSPORTATION TO CLOSE POWERHOUSE ROAD (COUNTY ROAD 248A) AT THE WILLIAMS CREEK BRIDGE FOR THE DURATION OF CONSTRUCTION ACTIVITIES ESTIMATED FROM JUNE 15 TO DECEMBER 4, 2020, PURSUANT TO SECTION 942.5 AND 942.6 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE (POTTER VALLEY AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-045

RESOLUTION 20-045

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO CLOSE POWERHOUSE ROAD (CR 248A) AT THE WILLIAMS CREEK BRIDGE FOR THE DURATION OF CONSTRUCTION ACTIVITIES ESTIMATED FROM JUNE 15 TO DECEMBER 4, 2020, PURSUANT TO SECTIONS 942.5 AND 942.6 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE (POTTER VALLEY AREA)

4N) ADOPTION OF RESOLUTION APPROVING LIST OF ROAD MAINTENANCE AND REHABILITATION ACCOUNT PROJECTS FOR FISCAL YEAR 2020-21, FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (NAVARRO AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 20-046

RESOLUTION 20-046

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING LIST OF ROAD MAINTENANCE AND REHABILITATION ACCOUNT PROJECTS FOR FISCAL YEAR 2020-21, FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 (NAVARRO AREA)

40) ADOPTION OF RESOLUTION AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO APPROVE THE PROJECT DELIVERY AGREEMENT FOR THE SEISMIC RETROFIT OF THE GARCIA RIVER BRIDGE ON EUREKA HILL ROAD, COUNTY ROAD 505, MILEPOST 4.92, AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO SIGN ANY AND ALL AMENDMENTS TO THE AGREEMENT (POINT ARENA AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same.

Enactment No: Resolution 20-047

RESOLUTION 20-047

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO EXECUTE THE PROJECT DELIVERY AGREEMENT FOR THE SEISMIC RETROFIT OF THE GARCIA RIVER BRIDGE ON EUREKA HILL ROAD, COUNTY ROAD 505, MILEPOST 4.92, AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO SIGN ANY AND ALL AMENDMENTS TO THE AGREEMENT (POINT ARENA AREA)

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING AN UPDATE ASSOCIATED WITH THE NOVEL CORONAVIRUS (COVID-19), INCLUDING POSSIBLE DIRECTION REGARDING ESSENTIAL SERVICES IN MENDOCINO COUNTY, INCLUDING OPERATIONAL PREPARATION AND RESPONSE, AND AN UPDATE ON COUNTY CONTINUITY OF OPERATIONS AND SERVICES - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Dr. Noemi Doohan, Public Health Officer; Ms. Darcie Antle, Deputy Chief Executive Officer; Mr. Christian Curtis, Acting County Counsel; and Senator Mike McGuire.

Public Comment: None.

Board Directive: BY ORDER OF THE CHAIR Appointment of an ad hoc of Supervisors Williams and Gjerde to work with West Business Development Center on Fiscal Disaster Recovery efforts in relation to COVID-19.

Board Action: No action taken.

BOARD RECESS: 11:12 A.M. – 11:37 A.M.

5B) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION AMENDING EXHIBIT X - MASTER FEE SCHEDULE EFFECTIVE JULY 1, 2020, FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ENVIRONMENTAL HEALTH DIVISION, PLANNING AND BUILDING SERVICES, AND FOR THE DEPARTMENT OF ANIMAL CARE SERVICES - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Darcie Antle, Deputy Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors adopts Resolution amending Exhibit X - Master Fee Schedule effective July 1, 2020, for the Department of Health and Human Services, Environmental Health Division, Planning and Building Services and for the Department of Animal Care Services, and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 20-048

RESOLUTION 20-048

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS, SUPERSEDING RESOLUTION NO. 19-423 ADOPTED ON DECEMBER 17, 2019 MODIFYING THE MASTER FEE SCHEDULE (EXHIBIT X)

ADJOURNED TO CLOSED SESSION: 12:25 P.M.

8B) – OFF-AGENDA ITEM – COUNTY COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION: ONE CASE

Presenter/s: County Counsel reported that urgent Board consideration of this matter is necessary due to COVID-19 related anticipated litigation.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED that this matter arose subsequent to the agenda being published pursuant to Government Code Section 54954.2.

RECONVENED IN OPEN SESSION: 12:40 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Haschak.

Board Action: With regard to closed session agenda item 8b), direction was given to staff.

5C) CHIEF EXECUTIVE OFFICER'S REPORT

Withdrawn.

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

Withdrawn.

6A) SUPERVISORS’ REPORTS

8A) – OFF-AGENDA ITEM – SUPERVISORS GJERDE AND MCCOWEN AND TREASURER TAX COLLECTOR PURSUANT TO GOVERNMENT CODE SECTION 54954.2 DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO DEFER WITHOUT PENALTY COLLECTION OF TOT AND BID FUNDS DUE APRIL 30, 2020 UNTIL JULY 31, 2020

Presenter/s: Supervisors Gjerde and McCowen reported that urgent Board consideration of this matter is necessary due to timeline.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Gjerde, and carried unanimously; IT IS ORDERED that this matter arose subsequent to the agenda being published pursuant to Government Code Section 54954.2.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors directs County Counsel to present an Urgency Ordinance at a Special Meeting to be held April 28, 2020, that will defer without penalty the collection of TOT and BID funds due April 30, 2020 until July 31, 2020, to be applicable to lodging operators but not agents. The motion carried by the following vote:

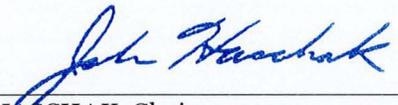
Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 12:41 P.M.

Attest: LINDSEY DUNHAM
Deputy Clerk of the Board



JOHN HASCHAK, 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
- 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

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