

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 –April 18, 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 9:04 A.M.)

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

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

The Pledge of Allegiance was led by: Mr. Ron Edwards.

2A) ADOPTION OF PROCLAMATION RECOGNIZING APRIL 28, 2017, AS WORKERS' MEMORIAL DAY IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR BROWN

Presenter/s: Supervisor Gjerde.

Public Comment: Mr. Terry Poplawski.

Board Action: Adopted and Chair is authorized to sign same.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Ron Edwards; Mr. George Gonzalez; Ms. Tarney Sheldon; Mr. Louis Bigfoot; and Mr. David Jensen.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Supervisor McCowen.

Board Directive: Consent Calendar item 4(g) removed for separate consideration.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Gjerde, IT IS ORDERED that consent items 4(a) – 4(f) and 4(h) – 4(i); are approved/rejected as follows: The motion carried by the following vote:

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

No: 0 – None.

4A) CLAIM OF JAMES HARNETT

Rejected;

4B) APRIL 4, 2017 REGULAR BOARD MEETING

Approved;

4C) APPROVAL OF AMENDMENT TO AGREEMENT NO. 16 058 WITH CRESTWOOD BEHAVIORAL HEALTH, INC. IN THE AMOUNT OF \$225,000. FOR A TOTAL AGREEMENT AMOUNT OF \$292,160. TO PROVIDE RESIDENTIAL TREATMENT SERVICES FOR ADULTS WITH MENTAL HEALTH CHALLENGES FOR FISCAL YEAR (FY) 2016 17 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 16-058-A1

4D) ADOPTION OF RESOLUTION ADOPTING CHANGES TO THE POSITION ALLOCATION TABLE AS FOLLOWS: HEALTH AND HUMAN SERVICES AGENCY (HHSA) - MOVE ONE (1) FULL TIME EQUIVALENT (FTE) ACCOUNT SPECIALIST FROM BUDGET UNIT (BU) 4050 TO BU 5010 - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

RESOLUTION NO. 17-052

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

4E) ADOPTION OF RESOLUTION ADOPTING CHANGES TO THE POSITION ALLOCATION TABLE AS FOLLOWS: HEALTH AND HUMAN SERVICES AGENCY (HHSA), BUDGET UNIT (BU) 4050; DELETE TWO (2) FULL TIME EQUIVALENT (FTE) STAFF ASSISTANT II AND ADD TWO (2) FTE STAFF ASSISTANT III; BUDGET UNIT 5010 DELETE ONE (1) FTE ACCOUNT SPECIALIST II, AND ONE (1) FTE STAFF ASSISTANT II, AND ADD ONE (1) FTE SENIOR PROGRAM MANAGER, AND ONE (1) FTE PROGRAM ADMINISTRATOR - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

RESOLUTION NO. 17-053

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

4F) ACCEPTANCE OF INFORMATIONAL REPORT REGARDING THE ISSUANCE OF EMERGENCY COASTAL DEVELOPMENT PERMIT NO. EM 2017 0001 (BROWN) TO CONSTRUCT A REPLACEMENT WATER SYSTEM - SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

4H) ADOPTION OF RESOLUTION AUTHORIZING DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS AND AWARD DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 160103 TO PERFORM TRAFFIC SIGNAL MAINTENANCE ON NORTH STATE STREET, COUNTY ROAD 104, INTERSECTIONS OF FORD ROAD, COUNTY ROAD 250, KUKI LANE, COUNTY ROAD 250A, WEST LAKE MENDOCINO DRIVE, COUNTY ROAD 227B, AND LAKE MENDOCINO DRIVE, COUNTY ROAD 227B, (UKIAH AREAS) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

RESOLUTION NO. 17-054

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS AND AWARD DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 160103 TO PERFORM TRAFFIC SIGNAL MAINTENANCE ON NORTH STATE STREET, COUNTY ROAD 104, AT THE INTERSECTIONS OF FORD ROAD, COUNTY ROAD 250, KUKI LANE, COUNTY ROAD 250A, WEST LAKE MENDOCINO DRIVE, COUNTY ROAD 227B, AND LAKE MENDOCINO DRIVE, COUNTY ROAD 227B, (UKIAH AREAS)

4I) ADOPTION OF RESOLUTION ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,014.86 MILES AS OF DECEMBER 31, 2016 (COUNTY WIDE) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same.

RESOLUTION NO. 17-055

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,014.86 AS OF DECEMBER 31, 2016 (COUNTY WIDE)

AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:

4G) APPROVAL TO PURCHASE A LONG-RANGE ACOUSTIC DEVICE (LRAD) IN THE AMOUNT OF \$7,300 FROM FISCAL YEAR 2015 STATE HOMELAND SECURITY GRANT PROGRAM (SHSGP) (BUDGET UNIT VI15, LINE ITEM 862239); AND ADDITION OF ITEM TO THE COUNTY'S APPROVED LIST OF FIXED ASSETS - SPONSOR: SHERIFF-CORONER

Presenter/s: Supervisor McCowen; and Mr. Shannon Barney, Lieutenant, Sheriff's Office.

Public Comment: Mr. David Martinez; and Ms. Anna Marie Stenberg.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors approves *[with conditions]* the purchase a Long Range Acoustic Device (LRAD) in the amount of \$7,300 from FY 2015 State Homeland Security Grant Program (SHSGP) (Budget Unit VT15, line item 862239); and adds item to the County's approved list of fixed assets.

[Conditions: The Mendocino County Sheriff's Office shall write a protocol which clearly states that this device shall not be used for crowd control purposes. The Executive Office will confirm that this protocol is in place prior to the Sheriff's Office taking possession of this device.]

The motion carried by the following vote:

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

No: 0 – None.

BOARD RECESS: 11:09 A.M. – 11:21 A.M.

5A) ACCEPTANCE OF INFORMATIONAL PRESENTATION BY THE HEALTH AND HUMAN SERVICES AGENCY, FAMILY AND CHILDREN'S SERVICES ON THE RESULTS OF THE ORGANIZATIONAL ASSESSMENT CONDUCTED BY THE U.C. DAVIS EXTENSION, CENTER FOR HUMAN SERVICES, NORTHERN CALIFORNIA TRAINING ACADEMY - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Presenter/s: Ms. Anne Molgaard, Chief Operational Officer, Health and Human Services Agency; Ms. Jena Conner, Assistant Director, Health and Human Services Agency; Ms. Susan Brooks, UC Davis Center for Human Services; Northern California Training Academy; and Mr. Doug Parker, Deputy County Counsel.

Public Comment: Mr. Kort Pettersen, Social Worker III, Health and Human Services Agency; Ms. Tammy Moss Chandler, Director, Health and Human Services Agency; Mr. Norman DeVall; Ms. Cassie Quadrelli, Health and Human Services Agency; and Ms. Camille Schraeder.

Board Directive: GENERAL CONSENSUS OF THE BOARD THAT Ms. Moss Chandler and Ms. Molgaard shall be included in the next labor negotiations with Health and Human Services Family and Children's Services division employees.

Board Action: No action taken.

5B) DISCUSSION AND POSSIBLE APPROVAL OF AGREEMENT WITH SICPA PRODUCT SECURITY, LLC IN THE AMOUNT OF \$28,000 FOR THE ENABLEMENT AND USE OF THE MEDICAL CANNABIS INVENTORY TRACKING SOFTWARE, FOR THE TERM APRIL 18, 2017 THROUGH DECEMBER 31, 2019 - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Janelle Rau, Deputy Chief Executive Officer; Ms. Sarah Dukett, Administrative Analyst II, Executive Office; and Mr. Alex Spelman, Business Development Director, SICPA Product Security, LLC.

Public Comment: Mr. Phillip Hoskey; Ms. Susan Tibbon; Mr. Paul Hansbury; Mr. Ron Edwards; Mr. Justin Calvino; Mr. Roger Wheeler; and Ms. Cynthia Cole.

Board Action: Upon motion by Hamburg, seconded by Gjerde, IT IS ORDERED that the Board of Supervisors approves *[with condition]* Agreement with SICPA Product Security, LLC in the amount of \$28,000 for the enablement and use of Medical Cannabis Inventory Tracking Software, for the term April 18, 2017 through December 31, 2019 and authorizes Chair to sign same.

[Condition: Executive Office staff shall negotiate the fee for cottage-level cultivators to cap at no more than \$45 a month. Should vendor not be able to accommodate this fee structure, Agreement shall come back to the Board for further consideration].

The motion carried by the following vote:

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

No: 0 – None.

6A) DISCUSSION AND POSSIBLE ACTION REGARDING A LETTER SUPPORTING THE NOMINATION OF THE ALBION RIVER BRIDGE TO THE NATIONAL REGISTRY OF HISTORIC PLACES - SPONSOR: SUPERVISOR HAMBURG

Presenter/s: Supervisor Hamburg.

Public Comment: Mr. John Johansen; and Mr. Norman DeVall.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors approves transmitting the letter supporting the nomination of the Albion River Bridge to the National Registry of Historic Places; and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None.

2B) ADOPTION OF PROCLAMATION AND ACCEPTANCE OF INFORMATIONAL PRESENTATION RECOGNIZING APRIL 2017, AS CHILD ABUSE PREVENTION MONTH IN MENDOCINO COUNTY – SPONSOR: SUPERVISOR BROWN

Presenter/s: Supervisor Hamburg; Ms. Sheryn Hildebrand, Executive Director; CASA of Lake and Mendocino County; Ms. Jena Conner, Deputy Director, Health and Human Services Agency; Ms. Megan Van Zandt, Director, Alliance for Rural Community Health; Ms. Joanna Olson, Director, Mendocino County Youth Project; and Ms. Aurelie Clivaz, PEI Program Manager, Mendocino County Youth Project.

Public Comment: Mr. Norman DeVall.

Board Action: Adopted and Chair is authorized to sign same.

LUNCH RECESS: 12:56 P.M. - 1:36 P.M.

THE BOARD OF SUPERVISORS JOINTLY CONVENED AS THE MENDOCINO COUNTY WATER AGENCY (IN CONSIDERATION OF AGENDA ITEM 7(a))

7A) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF A JOINT POWERS AGREEMENT FORMING THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY (GSA) AND ADOPTION OF RESOLUTION APPOINTING SUPERVISOR CARRE BROWN AS DIRECTOR AND SUPERVISOR DAN HAMBURG AS ALTERNATE DIRECTOR TO SERVE ON THE GSA BOARD OF DIRECTORS - SPONSOR: WATER AGENCY

Presenter/s: Supervisor Brown; Ms. Sarah Dukett, Administrative Analyst II, Executive Office; and Ms. Malka Kopell, Senior Mediator, Center for Collaborative Policy, California State University Sacramento.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Hamburg, IT IS ORDERED that the Board of Supervisors approves the Joint Powers Agreement forming the Ukiah Valley Basin Groundwater Sustainability Agency; adopts Resolution appointing Supervisor Carre Brown as Director and Supervisor Dan Hamburg Alternate Director to serve on the GSA Board of Directors; and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None.

RESOLUTION NO. 17-056

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPOINTING COUNTY REPRESENTATIVES TO THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY

Enactment No: Agreement 17-015

5C) DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATION ON THE DEVELOPMENT OF A CANNABIS COMPLIANCE UNIT WITHIN PLANNING & BUILDING SERVICES - SPONSORS: EXECUTIVE OFFICE AND PLANNING AND BUILDING SERVICES

Presenter/s: Ms. Janelle Rau, Deputy Chief Executive Officer; Mr. Steve Dunncliff, Deputy Chief Executive Officer; Mr. Trent Taylor, Code Enforcement Officer, Planning and Building Services; Mr. Nash Gonzalez, Interim Director, Planning and Building Services; Ms. Lisa Lancaster, Code Enforcement Officer, Planning and Building Services; Mr. Brian Webb, Code Enforcement Officer, Planning and Building Services; Mr. Michael Makdisi, Deputy County Counsel; and Mr. Randy Johnson, Undersheriff.

Public Comment: Mr. Scott Ward.

Board Directive: BY ORDER OF THE CHAIR Executive Office staff shall contact Mr. Matt St. John from the North Coast Water Quality Control Board to schedule a compliance presentation to the Board at a future date. The Assistant CEO shall work with Supervisor Brown to schedule the presentation.

Board Action: No action taken.

5D) 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: Mr. Nash Gonzalez, Interim Director, Planning and Building Services.

Public Comment: None.

Board Action: No action taken.

5E) DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATION OF THE DEPARTMENT OF PLANNING AND BUILDING SERVICES DEVELOPMENT ACTIVITY REPORT FOR THE MONTH OF MARCH, 2017 - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Ms. Adrienne Thompson, Administrative Services Manager, Planning and Building Services; and Mr. Nash Gonzalez, Interim Director, Planning and Building Services.

Public Comment: None.

Board Action: No action taken.

5F) TRANSPORTATION DIRECTOR'S REPORT - SPONSOR: TRANSPORTATION

Presenter/s: Mr. Howard Dashiell, Director, Transportation; and Ms. Chamise Cubbison, Deputy Director, Transportation.

Public Comment: None.

Board Action: No action taken.

BOARD RECESS: 3:44 P.M. – 3:54 P.M.

**8A) OFF AGENDA ITEM – HEALTH AND HUMAN SERVICES AGENCY
PURSUANT TO GOVERNMENT CODE 54954.2
DISCUSSION AND POSSIBLE APPROVAL OF LETTER OF SUPPORT TO US DEPARTMENT OF HEALTH AND
HUMAN SERVICES ADMINISTRATION IN SUPPORT OF GRANT APPLICATION IN SUPPORT OF HOMELESS
SERVICES CONTINUUM OF CARE (COC)**

Presenter/s: Supervisor McCowen reported that urgent Board consideration of this matter is necessary due to the deadline for grant submission.

Public Comment: None.

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

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

No: 0 – None.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor Brown, IT IS ORDERED that the Board of Supervisors approves letter to US Department of Health and Human Services Administration in support of grant application in support of Homeless Services Continuum of Care (Coc); and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None.

**6B) DISCUSSION AND POSSIBLE REFERRAL TO THE GENERAL GOVERNMENT STANDING COMMITTEE
REGARDING CALIFORNIA GOVERNMENT CODE SECTION 26909 FOR REPLACEMENT OF ANNUAL AUDITS
OF THE SPECIAL DISTRICTS WITH A FINANCIAL REVIEW - SPONSOR: SUPERVISOR BROWN**

Presenter/s: Supervisor Brown.

Public Comment: None.

Board Directive: GENERAL CONSENSUS OF THE BOARD that California Government Code Section 26909 for the replacement of the annual audits of special districts with a financial review is referred to the General Government Committee.

Board Action: No action taken.

**6C) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC
COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**

Presenter/s: Board of Supervisors.

Public Comment: None.

Board Action: No action taken.

5G) CHIEF EXECUTIVE OFFICER'S REPORT - SPONSOR: EXECUTIVE OFFICE - ITEM WITHDRAWN

**5H) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR
RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM - EXECUTIVE
OFFICE - ITEM WITHDRAWN**

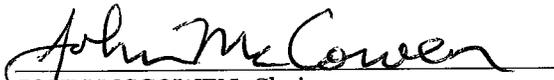
~~9A) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 – CONFERENCE WITH LABOR NEGOTIATOR – AGENCY NEGOTIATORS: CARMEL J. ANGELO, HEATHER COFFMAN, HEIDI DUNHAM, ALAN FLORA, CHERIE JOHNSON AND DONNA WILLIAMSON; EMPLOYEE ORGANIZATION(S): ALL – ITEM WITHDRAWN~~

AGENDA ITEM NO. 10 – COMMUNICATIONS

- 10a) CalOES - U.S. Small Business Administration Physical Disaster Declaration. For more information, please contact Ms. Karma Hackney at (916) 845 8149.
- 10b) CalOES - U.S. Department of Agriculture Farm Service Agency Emergency Loan Program. For more information, please contact Ms. Karma Hackney at (916) 845 8149.
- 10c) CalOES - U.S. Small Business Administration Private Nonprofit Organizations Physical Disaster Declaration. For more information, please contact Ms. Karma Hackney at (916) 845 8506.
- 10d) CalOES - U.S. Department of Agriculture Designation. For more information, please contact Ms. Karma Hackney at (916) 845 8149.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:28 P.M.

Attest: Karla Van Hagen
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