

GLENN MCGOURTY
1st District
Supervisor

MAUREEN MULHEREN
2nd District
Supervisor
Chair

JOHN HASCHAK
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor



DARCIE ANTLE
Chief Executive Officer/
Clerk of the Board

JAMES R. ROSS
Interim County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES – May 7, 2024

**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 9:00 A.M.)

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

Staff Present: Darcie Antle, Chief Executive Officer; James R. Ross, Interim County Counsel; Lillian Bearden, Deputy Clerk of the Board; and Atlas M.A. Pearson, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Supervisor Mulheren.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

Presenter/s: Mark Donegan; and Kevin Evens.

AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Mulheren; James Ross, Interim County Counsel; and Julia Krog, Director, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that Consent Calendar items 3a) – 3z), 3ab), and 3ac) are hereby approved as follows. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

3A) ADOPTION OF PROCLAMATION RECOGNIZING MAY AS COMMUNITY ACTION MONTH AND MAY 2024 AS THE 60TH ANNIVERSARY OF COMMUNITY ACTION – SPONSOR: SUPERVISOR MULHEREN

Adopted and Chair is authorized to sign same;

3B) ADOPTION OF RESOLUTION DECLARING SPECIFIC VOLUNTEERS TO BE EMPLOYEES FOR THE PURPOSE OF WORKERS’ COMPENSATION AND INSURANCE LAW – SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-066

3C) ADOPTION OF RESOLUTION RENEWING A DECLARATION OF A LOCAL EMERGENCY RELATED TO CLIMATE CHANGE - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-067

3D) ADOPTION OF RESOLUTION RENEWING A DECLARATION OF A LOCAL EMERGENCY RELATED TO TREE MORTALITY - SPONSOR: Executive Office

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-068

3E) RATIFICATION OF A LETTER OF OPPOSITION FOR SENATE BILL 1057 - JUVENILE JUSTICE COORDINATING COUNCIL – SPONSOR: EXECUTIVE OFFICE

Approved;

3F) RATIFICATION OF A LETTER OF SUPPORT FOR ASSEMBLY BILL 2200 - CALIFORNIA GUARANTEED HEALTH CARE FOR ALL ACT (CALCARE) - SPONSORS: EXECUTIVE OFFICE

Approved;

3G) ADOPTION OF PROCLAMATION RECOGNIZING MAY 2024 AS MENTAL HEALTH AWARENESS MONTH IN MENDOCINO COUNTY – SPONSORS: SUPERVISOR MULHEREN AND BEHAVIORAL HEALTH AND RECOVERY SERVICES

Adopted and Chair is authorized to sign same;

3H) ADOPTION OF PROCLAMATION RECOGNIZING MAY 2024 AS NATIONAL DRUG COURT MONTH IN MENDOCINO COUNTY - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Adopted and Chair is authorized to sign same;

3I) APPROVAL OF AGREEMENT WITH DAVIS GUEST HOME, INC. IN AN AMOUNT NOT TO EXCEED \$383,850, TO PROVIDE RESIDENTIAL CARE TO MENDOCINO COUNTY LANTERMAN-PETRIS-SHORT CLIENTS, EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2025 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-059

3J) APPROVAL OF AGREEMENT WITH RESTPADD HEALTH CORP. IN AN AMOUNT NOT TO EXCEED \$1,000,000, TO PROVIDE INPATIENT PSYCHIATRIC TREATMENT SERVICES TO QUALIFIED MENDOCINO COUNTY CLIENTS, EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2025 – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-060

3K) APPROVAL OF AGREEMENT WITH RESTPADD INC. IN AN AMOUNT NOT TO EXCEED \$1,000,000, TO PROVIDE INPATIENT PSYCHIATRIC TREATMENT SERVICES TO QUALIFIED MENDOCINO COUNTY CLIENTS, EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2025 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-061

3L) APPROVAL OF AMENDMENT TO BOS AGREEMENT NO. 23-066 WITH MENTAL HEALTH MANAGEMENT, INC. DBA CANYON MANOR, IN THE AMOUNT OF \$72,000, FOR A NEW AGREEMENT TOTAL NOT TO EXCEED \$213,000, TO PROVIDE RESIDENTIAL CARE TO LANTERMAN-PETRIS-SHORT CLIENTS IN MENDOCINO COUNTY, EFFECTIVE JULY 1, 2023, THROUGH JUNE 30, 2024 – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-066-A1

3M) RATIFICATION OF SUBMISSION OF GRANT APPLICATION TO THE PUBLIC HEALTH INSTITUTE FOR THE CALIFORNIA OVERDOSE PREVENTION NETWORK ACCELERATOR 5.0 PROGRAM; AND AUTHORIZATION FOR THE BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO EXECUTE THE RESULTING GRANT AGREEMENT, UP TO \$15,000, FOR THE PROJECT PERIOD OF MARCH 1, 2024, THROUGH JUNE 30, 2024 – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved;

3N) ADOPTION OF AN ORDINANCE REPEALING CHAPTER 2.39 OF THE MENDOCINO COUNTY CODE TO DISSOLVE THE PUBLIC SAFETY ADVISORY BOARD – SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4535

3O) ADOPTION OF AN ORDINANCE REPEALING CHAPTER 7.04 OF THE MENDOCINO COUNTY CODE TO DISSOLVE THE MENDOCINO COUNTY DISASTER COUNCIL – SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4536

3P) APPROVAL OF THE INTERIM FLEET MAINTENANCE SERVICE AGREEMENT WITH DFM GARAGE INC., DBA DFM AUTO REPAIR IN THE AMOUNT NOT TO EXCEED \$50,000 FOR COUNTY FLEET REPAIR AND MAINTENANCE SERVICES – SPONSOR: GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-062

3Q) APPROVAL OF FIRST AMENDMENT TO BOS AGREEMENT NO. 24-010 WITH DAVID J. RAPPORT, ATTORNEY AT LAW IN THE AMOUNT OF \$10,000 FOR AN AGREEMENT FOR FISCAL YEAR 24/25 FOR A NEW AGREEMENT AMOUNT OF \$20,000 AND EXTENDING THE AGREEMENT EXPIRATION DATE FROM JUNE 30, 2024, TO JUNE 30, 2025, TO PROVIDE ONGOING LEGAL COUNSEL TO THE CIVIL SERVICE COMMISSION – SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-010-A1

3R) APPROVAL OF FIRST AMENDMENT TO BOS AGREEMENT NO. 22-112 WITH KARPEL SOLUTIONS IN THE AMOUNT OF \$9,500 FOR A NEW TOTAL OF \$204,400 FOR ADDITIONAL USER LICENSES FOR EXISTING SOFTWARE CONTRACT FOR PUBLIC DEFENDER/ALTERNATE DEFENDER’S OFFICE CASE MANAGEMENT SYSTEM, EFFECTIVE MAY 17, 2022, THROUGH AUGUST 21, 2024 – SPONSOR: INFORMATION TECHNOLOGY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-112-A1

3S) RATIFICATION OF SUBMISSION OF APPLICATION BY THE LIBRARY FOR THE EMPOWERING ACCESS PROJECT PROVIDED BY THE CALIFORNIA STATE LIBRARY IN PARTNERSHIP WITH THE SOUTHERN CALIFORNIA LIBRARY COOPERATIVE FOR PILLAR ADA ACCESSIBLE PRIVACY BOOTHS AND SOLAR PANEL CHARGERS; AND ACCEPTANCE OF AWARD OF FOUR PILLAR BOOTHS FOR COAST COMMUNITY, FORT BRAGG, UKIAH, AND WILLITS BRANCHES, FIFTY SOLAR CHARGERS FOR CHECKOUT, AND FOR THREE FIXIT TOOLKITS FOR PROGRAMMING – SPONSOR: LIBRARY

Approved;

3T) APPROVAL OF THE FIRST AMENDMENT TO BOS AGREEMENT 24-037 WITH LARRY WALKER ASSOCIATES, INC. TO INCREASE THE TOTAL COMPENSATION FROM \$300,000 TO \$320,000 AND TO AMEND EXHIBIT A, DEFINITION OF SERVICES, TO INCLUDE A TECHNICAL ADVISORY GROUP – SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-037-A1

3U) AUTHORIZATION OF THE ISSUANCE OF ADMINISTRATIVE COASTAL DEVELOPMENT PERMIT MODIFICATION NO. CDPM_2023-0004 (TREPTE) TO CONVERT A QUILTING BARN TO A SINGLE-FAMILY RESIDENCE, A FARM LABOR HOUSING UNIT TO AN ACCESSORY DWELLING UNIT, AND TO INSTALL A SEPTIC SYSTEM TO SERVE THE SINGLE-FAMILY RESIDENCE AS A MODIFICATION TO THE APPROVED COASTAL DEVELOPMENT PERMIT CDP_2004-0049 LOCATED AT 26585 N. HIGHWAY 1, FORT BRAGG, APN: 069-060-26 – SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

3V) ADOPTION OF PROCLAMATION RECOGNIZING MAY 6-12, 2024, AS NATIONAL NURSES WEEK IN MENDOCINO COUNTY – SPONSORS: PUBLIC HEALTH AND SUPERVISOR MULHEREN

Adopted and Chair is authorized to sign same;

3W) ADOPTION OF PROCLAMATION RECOGNIZING MAY 5-11, 2024, AS NATIONAL CORRECTIONAL OFFICERS WEEK IN MENDOCINO COUNTY – SPONSOR: SHERIFF-CORONER

Adopted and Chair is authorized to sign same;

3X) ADOPTION OF PROCLAMATION RECOGNIZING MAY 15, 2024, AS NATIONAL PEACE OFFICER MEMORIAL DAY AND THE WEEK OF MAY 12-18, 2024, AS NATIONAL POLICE WEEK – SPONSOR: SHERIFF-CORONER

Adopted and Chair is authorized to sign same;

3Y) APPROVAL OF AGREEMENT WITH AXON ENTERPRISE, INC. IN THE AMOUNT OF \$413,178.30 COVERING A THREE-YEAR PERIOD TO PROVIDE BODY-WORN CAMERAS, RELATED EQUIPMENT, AND LICENSING FOR SHERIFF’S OFFICE CORRECTIONS DIVISION STAFF EFFECTIVE JULY 1, 2024, THROUGH JUNE 30, 2027 – SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-063

3Z) ADOPTION OF PROCLAMATION RECOGNIZING MAY 2024 AS CHILD CARE PROVIDER APPRECIATION MONTH IN MENDOCINO COUNTY – SPONSOR: SOCIAL SERVICES

Adopted and Chair is authorized to sign same;

3AB) ADOPTION OF RESOLUTION APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 230019 IN THE AMOUNT OF \$50,000, WITH AND ACCEPTING THE GRANT DEEDS CONVEYING REAL PROPERTY FROM GARY JOHNSON AND WANDA M. JOHNSON, FOR THE ACQUISITION OF RIGHTS OF WAY NEEDED FOR CONSTRUCTION OF THE ROBINSON CREEK BRIDGE REPLACEMENT ON LAMBERT LANE, COUNTY ROAD 123A, MILEPOST 0.10 (BOONVILLE AREA) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-069; Agreement 24-064

3AC) ADOPTION OF RESOLUTION AUTHORIZING SUBMITTAL OF A GRANT APPLICATION TO CALIFORNIA DEPARTMENT OF PARKS AND RECREATION DIVISION OF BOATING AND WATERWAYS TO CONTINUE IMPLEMENTATION OF THE QUAGGA AND ZEBRA MUSSEL PREVENTION PLAN FOR MILL CREEK PONDS; AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO SIGN THE GRANT APPLICATION, GRANT AGREEMENT, AND ANY OTHER NECESSARY RELATED DOCUMENTS (TALMAGE AREA) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same.

Enactment No: Resolution 24-070

AGENDA ITEM NO. 3 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:

3AA) APPROVAL OF RETROACTIVE AGREEMENT WITH MENDOCINO COAST HOSPITALITY CENTER IN THE AMOUNT OF \$293,907 TO PROVIDE CONGREGATE EMERGENCY SHELTER SERVICES FOR INDIVIDUALS AND FAMILIES EXPERIENCING HOMELESSNESS IN MENDOCINO COUNTY, EFFECTIVE JANUARY 1, 2024, THROUGH JUNE 30, 2025 – SPONSOR: SOCIAL SERVICES

Presenter/s: Chair Mulheren.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors approves retroactive Agreement with Mendocino Coast Hospitality Center in the amount of \$293,907 to provide congregate emergency shelter services for individuals and families experiencing homelessness in Mendocino County, effective January 1, 2024, through June 30, 2025; authorizes the Social Services Director or designee to sign any future amendments that do not increase the maximum amount; 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: Agreement 24-065

AGENDA ITEM NO. 4 – REGULAR CALENDAR

4A) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF INFORMATIONAL REPORT(S) FROM THE ASSESSOR/CLERK-RECORDER/REGISTRAR OF VOTERS, ACTING AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR, DISTRICT ATTORNEY, SHERIFF AND VARIOUS COUNTY DEPARTMENT HEADS OR DESIGNEE(S) – SPONSOR: EXECUTIVE OFFICE

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer; Sara Pierce, Acting Auditor Controller-Treasure/Treasurer-Tax Collector; Jeff Adair, Emergency Services Coordinator; John Harper, Livestock and Natural Resources Advisor, University of California Cooperative Extension; Matthew Varance, Area Director, University of California Cooperative Extension; Rachel Ebel-Elliott, Acting Assistant Director, Social Services.

Public Comment: None.

Board Action: No Action Taken

4B) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF AN INFORMATIONAL REPORT REGARDING FISCAL YEAR (FY) ENDED 2022/23 PROGRESS – SPONSOR: AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR

Presenter/s: Sara Pierce, Acting Auditor-Controller/Treasurer-Tax Collector; Megan Hunter, Assistant Auditor-Controller.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors accepts presentation regarding fiscal year ended 2022/23 progress. 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

BOARD RECESS: 10:37 A.M. – 10:50 A.M.

4C) DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATION OF 3RD QUARTER BUDGET REPORT ON THE STATUS OF COUNTY DEPARTMENTAL SPENDING AND REVENUES FOR FISCAL YEAR 2023-24 AND EXECUTIVE OFFICE RECOMMENDATIONS; APPROVAL OF RECOMMENDED BUDGET ADJUSTMENTS AND JOURNAL ENTRIES; AND ADOPTION OF RESOLUTION AMENDING THE FY 2023-24 ADOPTED BUDGET - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Tony Rakes, Acting Deputy Chief Executive Officer; Karen Mattson, Director, Museum; Darcie Antle, Chief Executive Officer.

Public Comment: Brent Whopper.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors accepts the 3rd Quarter Budget Report on the status of County departmental spending and revenues for FY 2023-24 and Executive Office recommendations; approves recommended budget adjustments and journal entries; adopt resolution amending the FY 2023-24 adopted budget; 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

4D) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF PRESENTATION AND POSSIBLE DIRECTION TO STAFF REGARDING THE PRIORITIES AND PREPARATION OF MENDOCINO COUNTY’S PRELIMINARY FISCAL YEAR (FY) 2024-25 BUDGET - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Tony Rakes, Acting Deputy Chief Executive Officer; Sara Pierce, Acting Auditor-Controller/Treasurer-Tax Collector; Darcie Antle, Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors accepts presentation and directs staff to increase revenues by a plan using increased assessments; utilize realignment funds to subsidize three EH fees; create a plan to improve financial returns from investments in the treasurer, to encourage more golden handshakes, and monitor and focus on minimizing cost overruns on construction projects regarding the priorities and preparation of Mendocino County’s FY 2024-25 budget. The motion carried by the following vote:

Aye: 4 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, and Supervisor Gjerde

No: 1 – Supervisor Williams

Absent: 0 – None

AGENDA ITEM NO. 6 – CLOSED SESSION

Presenter: Chair Mulheren.

Public Comment: None.

ADJOURNED TO CLOSED SESSION: 12:29 P.M.

6A) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT - COUNTY COUNSEL

6B) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT - COUNTY HEALTH OFFICER

RECONVENED IN OPEN SESSION: 2:45 P.M.

AGENDA ITEM NO. 6 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Mulheren.

Board Action: With respect to agenda items 6a) and 6b), no reportable action was taken.

4F) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF AGREEMENT WITH THERON CHAN, M.D. IN AN AMOUNT NOT TO EXCEED \$45,000, TO PROVIDE MEDICAL OVERSIGHT, DIRECTION, AND GUIDANCE FOR THE PUBLIC HEALTH DEPARTMENT AS THE INTERIM COUNTY HEALTH OFFICER, EFFECTIVE UPON SIGNATURE THROUGH JULY 31, 2024 - SPONSOR: SUPERVISOR MULHEREN

Withdrawn.

4G) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF MENDOCINO AND THE MENDOCINO COUNTY MANAGEMENT ASSOCIATION FOR THE TERM OF OCTOBER 1, 2023, THROUGH SEPTEMBER 30, 2026 - SPONSOR: HUMAN RESOURCES AND EXECUTIVE OFFICE

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer.

Public Comment: Casey Dyson.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors adopts resolution and approves Memorandum of Understanding between the County of Mendocino and Mendocino County Management Association for the term of October 1, 2023, through September 30, 2026; and authorizes Chair to sign the 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 24-072; Agreement 24-066

4H) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF MENDOCINO AND THE DEPARTMENT HEAD ASSOCIATION FOR THE TERM OF SEPTEMBER 1, 2023, THROUGH AUGUST 31, 2025 - SPONSORS: HUMAN RESOURCES AND EXECUTIVE OFFICE

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts Resolution and approves Memorandum of Understanding between the County of Mendocino and Mendocino County Management Association for the term of October 1, 2023, through September 30, 2026; and authorizes Chair to sign the 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 24-073; Agreement 24-067

4J) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION (1) ADOPTING A COMPENSATION AND BENEFITS RESOLUTION ESTABLISHING TERMS AND CONDITIONS OF EMPLOYMENT FOR UNREPRESENTED EMPLOYEES, ELECTED DEPARTMENT HEADS, AND ELECTED OFFICIALS, AS DETERMINED BY THE BOARD OF SUPERVISORS, INCLUDING A SALARY ADJUSTMENT FOR NON-ELECTED UNREPRESENTED EMPLOYEES, (2) RESCINDING RESOLUTION NO. 10-006, AND ALL SUBSEQUENT AMENDMENTS TO RESOLUTION NO. 10-006, AND (3) RESCINDING THE SPECIFIC PROVISIONS IN RESOLUTION NO. 17-189, WHICH PROVIDED THAT ELECTED DEPARTMENT HEADS AND ELECTED OFFICIALS WILL RECEIVE ALL ELIGIBLE BENEFITS INCLUDED IN THE CURRENT DEPARTMENT HEAD MEMORANDUM OF UNDERSTANDING - SPONSOR: HUMAN RESOURCES

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts a resolution (1) adopting a compensation and benefits resolution establishing terms and conditions of employment for unrepresented employees, Elected Department Heads, and Elected Officials, as determined by the Board of Supervisors, including a salary adjustment for non-elected unrepresented employees, (2) rescinding Resolution No. 10-006, and all subsequent amendments to Resolution No. 10-006, (3) rescinding the specific provisions in Resolution No. 17-189, which provided that Elected Department Heads and Elected Officials will receive all eligible benefits included in the current Department Head Memorandum of Understanding; and authorizes Chair to sign the 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 24-074

4I) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 4050, ADD 1.0 FTE DIRECTOR OF HEALTH SERVICES, SALARY RANGE \$162,593.60- \$197,620.80/ANNUALLY AND DELETE 1.0 FTE DIRECTOR BEHAVIORAL HEALTH, PN 4472; BUDGET UNIT 4010, DELETE 1.0 FTE DIRECTOR PUBLIC HEALTH, PN 4567 - SPONSOR: HUMAN RESOURCES

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer; and Darcie Antle, Chief Executive Officer.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors directs the Director of Behavioral Health and Recovery Services to return to the Board with a more detailed plan and a 360 review. The motion carried by the following vote:

Aye: 3 – Supervisor McGourty, Supervisor Gjerde, and Supervisor Williams

No: 2 – Supervisor Mulheren, and Supervisor Haschak

Absent: 0 – None

4E) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF THE MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT (BID) ANNUAL REPORT; ADOPTION OF RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING ITS INTENTION TO LEVY AND COLLECT AN ANNUAL ASSESSMENT FROM BUSINESSES IN THE BID WITHIN THE BOUNDARIES OF THE UNINCORPORATED PORTION OF THE COUNTY OF MENDOCINO AND THE INCORPORATED AREAS OF THE CITY OF FORT BRAGG, THE CITY OF POINT ARENA, THE CITY OF UKIAH, AND THE CITY OF WILLITS FROM SPECIFIED LODGING BUSINESSES; AND SETTING THE DATE, TIME, AND PLACE OF A PUBLIC HEARING TO BE HELD BY THE BOARD TO LEVY THE PROPOSED ASSESSMENT FOR FISCAL YEAR 2024/2025 - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Adrian Thomson, Administrative Services Manager, Planning and Building Services; Ramon Jimenez, Visit Mendocino.

Public Comment: None.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors approves the BID Annual Report; prior to adopting the resolution, staff to return with an estimated cost to the County of implementation of the program to the Board, and the County be reimbursed for said cost; and set the public hearing to be held in front of the Board at a regular meeting on June 25, 2024 at or about 9:00 A.M. or as soon thereafter as the matter can be heard, to levy the proposed assessment for Fiscal Year 2024/2025. 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 24-075

4K) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF MENDOCINO AND THE DEPARTMENT HEAD ASSOCIATION FOR THE TERM OF SEPTEMBER 1, 2023, THROUGH AUGUST 31, 2025 - SPONSOR: HUMAN RESOURCES AND EXECUTIVE OFFICE

Withdrawn.

4L) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION’S DENIAL OF MINOR USE PERMIT AND VARIANCE (U_2021-0016/V_2021-0005) TO ESTABLISH AND OPERATE A GAS STATION WITH TEN (10) GAS PUMPS, TWO (2) SEPARATE ILLUMINATED CANOPIES, TWENTY-EIGHT (28) NEW PARKING SPACES, LANDSCAPING, CONVERSION OF PART OF AN EXISTING STRUCTURE TO A CONVENIENCE STORE, AND CONCURRENT VARIANCE FOR A SIXTY-FIVE (65) FOOT TALL BUSINESS IDENTIFICATION SIGN, INCREASE IN THE ALLOWABLE SIGN AREA, AND TO REDUCE THE FRONT YARD SETBACK, LOCATED AT 9621 AND 9601 NORTH STATE STREET, REDWOOD VALLEY, APNS: 162-100-58 AND 162-100-59 WHICH MAY INCLUDE ADDITIONAL DIRECTION TO STAFF (CONTINUED FROM MARCH 26, 2024) - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Julia Krog, Director, Planning and Building Services; Matthew Kiedrowski, Deputy County Counsel; Brian Mompson, Applicant Attorney; and James Ross, Interim County Counsel.

Public Comment: Dolly Riley; Gabriella; Gizmo; Patricia; Julie Dode; Tod Harp; Francis Owen; Steven; Tom Rolph; Peter McNamee; Don Hess; Martha Snider; Tom Allman; Jorge Luna; and Jake Larson.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors remands the appeal back to staff to clarify studies, to ensure that all studies are complete and adequate to enable the Board to make a final decision; and directs this hearing be continued to a date uncertain. 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

4M) CHIEF EXECUTIVE OFFICER’S REPORT - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Darcie Antle, Chief Executive Officer.

Public Comment: None.

Board Action: No Action Taken.

4N) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE

Withdrawn.

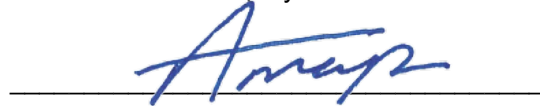
4O) SUPERVISORS’ REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST - SPONSOR: BOARD OF SUPERVISORS

Presenter/s: Supervisor Gjerde; Supervisor Haschak; Supervisor McGourty; Supervisor Williams; Supervisor Mulheren; James Ross, Interim County Counsel.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:14 P.M.

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


MAUREEN MULHEREN, Chair



NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS

- Effective March 1, 2009, Board of Supervisors minutes are produced in “action only” format
- LIVE WEB STREAMING OF BOARD MEETINGS is available via the County’s YouTube Channel, which can be found here: <https://www.youtube.com/@MendocinoCountyVideo>
- 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: <https://mendocino.legistar.com/Calendar.aspx>
- For technical assistance or any requests for official meeting records of the Mendocino County Board of Supervisors, please contact the Clerk of the Boards Office at (707) 463-4441
- Additional resource information: <https://www.mendocinocounty.org/government/board-of-supervisors>

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