

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor
Vice-Chair

TOM WOODHOUSE
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor
Chair

DAN HAMBURG
5th District
Supervisor

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



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MENDOCINO COUNTY BOARD OF SUPERVISORS

AGENDA

REGULAR MEETING

July 19, 2016 - 9:00 AM

**BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER**

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.

TIMED ITEMS (Please note that all times provided are considered approximate)

1:30 P.M. Discussion and Possible Direction to Staff Regarding a Draft Medical Cannabis Cultivation Ordinance, Draft Medical Cannabis Cultivation Site Zoning Regulation and Commencing a California Environmental Quality Act (CEQA) Project Description and Initial Study (Sponsor: General Government Committee) (Refer to item 6b))

1. OPEN SESSION (9:00 A.M.)**a) Roll Call****b) 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.

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.

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**EXECUTIVE OFFICE****5a) Chief Executive Officer's Report**

(<http://www.co.mendocino.ca.us/administration/CEOReports.htm>)

5b) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform

- 5c) Discussion and Possible Adoption of Resolution to Present to the Voters of the County a Measure Adding Chapter 6.23 of Title 6 to the Mendocino County Code Establishing Cannabis Business License Taxes and Ordering Consolidation of Said Election with the Consolidated General Election Called for November 8, 2016; and Introduction and Waive Reading of an Ordinance Adding Chapter 6.23 to the Mendocino County Code Imposing a Cannabis Business Tax on Commercial Cannabis Businesses**

Recommended Action:

Adopt Resolution presenting to the voters of the County a measure adding Chapter 6.23 of Title 6 to the Mendocino County Code imposing a Cannabis Business License Tax and ordering consolidation of said election with the consolidated General Election called for November 8, 2016, and authorize Chair to sign same; and introduce and waive reading of an Ordinance adding Chapter 6.23 to Title 6 to the Mendocino County Code imposing a Cannabis Business Tax on commercial cannabis businesses.

PLANNING AND BUILDING SERVICES

- 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**

Recommended Action:

Accept the Mendocino Town LCPA status report and, as necessary, direct Planning and Building Services to respond to Coastal Commission comments regarding the LCPA.

- 5e) Discussion and Possible Acceptance of an Informational Presentation on the Department of Planning and Building Services 2015-16 Development Activity Report**

Recommended Action:

Receive the informational presentation from Planning and Building Services on the 2015-16 Development Activity Report.

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**

6b) Discussion and Possible Direction to Staff Regarding a Draft Medical Cannabis Cultivation Ordinance, Draft Medical Cannabis Cultivation Site Zoning Regulation and Commencing a California Environmental Quality Act (CEQA) Project Description and Initial Study (Sponsor: General Government Committee)

Recommended Action:

Provide direction to Staff regarding a draft Medical Cannabis Cultivation Ordinance, draft Medical Cannabis Cultivation Site Zoning Regulation and commencing a CEQA project description and initial study.

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.

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.

10a Sonoma County Water Agency - Russian River Hydrologic Status Report dated July 1, 2016. For more information, please contact John Mendoza, P.E. at (707) 547-1929, or via email at John.Mendoza@scwa.ca.gov.

10b Sonoma County Water Agency - Russian River Hydrologic Status Report dated July 7, 2016. For more information, please contact John Mendoza, P.E. at (707) 547-1929, or via email at John.Mendoza@scwa.ca.gov.

10c California Fish and Game Commission - Notice of Proposed Regulatory Action Relative to Section 180.6, Title 14, California Code of Regulations, relating to commercial hagfish traps, which will be published in the California Regulatory Notice Register on July 8, 2016.

10d USA Federal Energy Regulatory Commission - Order Modifying and Approving Revised Van Arsdale Fish Screen Operations Plan and Emergency Fish Screen Plan, dated June 29, 2016.

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 Marilyn Felldin****4b) Claim of Debora DeLong**

ITEMS RECOMMENDED FOR APPROVAL:

ASSESSOR/CLERK-RECORDER

- 4c) Authorization for the County Clerk to Conduct and Consolidate the City of Willits', the City of Fort Bragg's and the City of Point Arena's Council Member Elections with the Presidential General Election Scheduled for Tuesday, November 8, 2016**

Recommended Action:

Authorize the County Clerk to conduct and consolidate the City of Willits', the City of Fort Bragg's and the City of Point Arena's Council Member Elections with the Presidential General Election scheduled for Tuesday, November 8, 2016.

- 4d) Authorization for the County Clerk to Consolidate a Special Municipal Election for the City of Fort Bragg (Measure AA and Measure AB) with the Presidential General Election Scheduled for Tuesday, November 8, 2016**

Recommended Action:

Authorize the County Clerk to conduct and consolidate the City of Fort Bragg's Special Municipal Election (Measure AA and Measure AB), with the Presidential General Election scheduled for Tuesday, November 8, 2016.

- 4e) Authorization for the County Clerk to Consolidate a Special Municipal Election for the City of Point Arena (Measure AC and Measure AD) with the Presidential General Election Scheduled for Tuesday, November 8, 2016**

Recommended Action:

Authorize the County Clerk to consolidate the City of Point Arena's Special Municipal Election for the City of Point Arena (Measure AC and Measure AD) with the Presidential General Election scheduled for Tuesday, November 8, 2016.

BOARD OF SUPERVISORS

- 4f) Adoption of Resolution Granting Permission for the Mendocino County Fair and Apple Show to Hold a Parade on Sunday, September 18, 2016, Between 12:00 p.m. and 1:30 p.m. along Highway 128 in Boonville (Sponsor: Supervisor Hamburg)**

Recommended Action:

Adopt Resolution granting permission for the Mendocino County Fair and Apple Show to hold a parade on Sunday, September 18, 2016, between 12:00 p.m. and 1:30 p.m. along Highway 128 in Boonville; authorize Chair to sign same; and authorize the Clerk of the Board to forward copies of the Resolution to the District Permit Coordinator, Caltrans (Eureka), the California Highway Patrol, and the Fair Manager.

- 4g) Adoption of Proclamation Recognizing July 24, 2016, as Lesbian, Gay, Bisexual, and Transgender Pride Day in Mendocino County (Sponsors: Supervisors McCowen and Brown)**

Recommended Action:

Adopt Proclamation recognizing July 24, 2016, as Lesbian, Gay, Bisexual, and Transgender Pride Day in Mendocino County; and authorize Chair to sign same.

HEALTH AND HUMAN SERVICES AGENCY

- 4h) Approval of Agreement with Crestwood Behavioral Health, Inc. in the Amount of \$67,160 to Provide Residential Treatment Services for Adults with Mental Health Challenges for Fiscal Year 2016-17**

Recommended Action:

Approve Agreement with Crestwood Behavioral Health, Inc. in the amount of \$67,160 to provide residential treatment services for adults in Fiscal-Year 2016-17; authorize the Health and Human Services Agency Director to sign any future amendments to the Agreement that do not increase the annual maximum amount; and authorize Chair to sign same.

PLANNING AND BUILDING SERVICES

- 4i) Adoption of Resolution Authorizing the Processing of a Consolidated Coastal Development Permit by the California Coastal Commission for the Noyo Harbor District to Authorize the Boat Launch Ramp and Parking Facilities Project within Mendocino County Coastal Zone**

Recommended Action:

Adopt Resolution authorizing the processing of a consolidated Coastal Development Permit by the California Coastal Commission for the Noyo Harbor District to authorize the boat launch ramp and parking facilities project within the Mendocino County Coastal Zone; and authorize Chair to sign same.

- 4j) Approval of Agreement with LACO Associates in the Amount of \$150,000 to Conduct State Mandated Annual Inspections of County Mines and Quarries and Preparation of Inspection Reports for the Term of July 1, 2016 to June 30, 2018**

Recommended Action:

Approve Agreement with LACO Associates in the amount of \$150,000 to conduct State mandated inspections of County mines and quarries and prepare inspection reports for the term July 1, 2016 to June 30, 2018; authorize the Planning and Building Services Director to sign any future amendments to the Agreement that do not affect the maximum amount; and authorize Chair to sign same.

- 4k) Approval of Agreement with LACO Associates in the Amount of \$400,000 to Provide On-Call Planning Services for the Term of July 1, 2016 to June 30, 2018**

Recommended Action:

Approve Agreement with LACO Associates in the amount of \$400,000 to provide on-call planning services for the term July 1, 2016 to June 30, 2018; authorize the Planning and Building Services Director to sign any future amendments to the Agreement that do not affect the maximum amount; and authorize Chair to sign same.

- 4l) Approval of Agreement with Deborah Yacobellis in the Amount of \$90,000 to Provide Trakit Permit System Maintenance and Updates for the Term of July 1, 2016 to June 30, 2018**

Recommended Action:

Approve Agreement with Deborah Yacobellis in the amount of \$90,000 to provide Trakit permit system maintenance and updating services for the term July 1, 2016 to June 30, 2018; authorize the Planning and Building Services Director to sign any future amendments to the Agreement that do not affect the maximum amount; and authorize Chair to sign same.

SHERIFF-CORONER

- 4m) Approval of Revenue Agreement No. 2016-29 with the U.S. Department of Justice Drug Enforcement Administration in the Amount of \$60,000 for the Eradication and Suppression of Illicit Cannabis on Federal Lands**

Recommended Action:

Approve Revenue Agreement No. 2016-29 with the U.S. Department of Justice Drug Enforcement Administration in the amount of \$60,000 for the eradication and suppression of illicit cannabis on Federal land; authorize the Sheriff to sign any future amendments to the Agreement that do not increase the annual maximum amount of the Agreement; and authorize Chair to sign same.

- 4n) Approval of the 2016 Emergency Management Performance Grant (EMPG) in the Amount of \$143,435; and Adoption of Resolution Authorizing the Director and Assistant Director of Emergency Services to Execute Any Actions Necessary under Grant; and Adoption of State Governing Body Resolution Accompanying the EMPG Application**

Recommended Action:

Approve the 2016 Emergency Management Performance Grant (EMPG) in the amount of \$143,435 and adopt Resolution authorizing the Director and Assistant Director of Emergency Services to execute any actions necessary under the 2016 EMPG; and authorize Chair to sign same.

TREASURER-TAX COLLECTOR

- 4o) Approval of Outdoor Festival Application for the Enchanted Forest Festival, to be Held July 21-24, 2016, in Laytonville, California**

Recommended Action:

Approve outdoor festival application for the Enchanted Forest Festival, to be held July 21-24, 2016, in Laytonville, California; and authorize the Tax Collector to issue the outdoor festival license.

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 provide 10 copies to Executive Office staff, located in the Administration Center, Room 1010.

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.co.mendocino.ca.us/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: www.co.mendocino.ca.us/bos/meetings/publishedmeetings.htm under the "Live Video" tab, or visit the County YouTube channel. For technical assistance, please contact the Executive Office at (707) 463-4441.

Please reference the departmental website to obtain additional resource information for the Board of Supervisors: www.co.mendocino.ca.us/bos.

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