

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

October 04, 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.

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

Recommended Action:

Provide direction to staff on matters of legislation.

HEALTH AND HUMAN SERVICES AGENCY

- 5c) Discussion and Possible Action Regarding a Presentation on the 2016-2017 Emergency Winter Shelters, Including Possible Support and Direction on Funding as Submitted by the Health and Human Services Agency, Adult and Aging Services in Collaboration with the Homeless Services Action Group**

Recommended Action:

Receive presentation and provide direction regarding support for 2016-2017 Emergency Winter Shelters throughout Mendocino County, which may include funding allocations.

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.

TRANSPORTATION

- 5e) Transportation Director's 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**

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.

9. CLOSED SESSION

Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1.

- 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
- 9b) Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation – County Counsel

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) California Fish and Game Commission - Notice of Proposed Changes in Regulations to Title 14; for more information, please contact Kevin Shaffer at (916) 327-8841 or refer to the Fish and Game Commission website at: <http://www.fgc.ca.gov/regulations/2016/index.asp>.
- 10b) California State Fish and Game Commission - Notice of Proposed Changes in Regulations regarding Title 14; for more information, please contact Ms. Joanna Grebel at (831) 601-2279.
- 10c) California Water Boards - Notice of Petitions for Change and Petitions for Extension of Time for Permits 12947A, 12950, and 16596; for more information, please contact Ms. Jennifer Dick-McFadden at (916) 322-8568, or via email at jennifer.dick-mcfadden@waterboards.ca.gov.
- 10d) California Water Boards - Meeting Announcement for the Regional Water Quality Control Board on Thursday, October 20, 2016 at 830 a.m., for more information, please contact Ms. Patti Corsie at (707) 576-2307 or via email at pcorsie@waterboards.ca.gov.
- 10e) Sonoma County Water Agency - Weekly Update Report for the Russian River, September 9 - September 15, 2016; for more information, please contact Mr. John Mendoza at (707) 547-1929, or via email at john.mendoza@scwa.ca.gov.
- 10f) Sonoma County Water Agency - Weekly Update Report for the Russian River, September 16 - September 22, 2016; for more information, please contact Mr. John Mendoza at (707) 547-1929, or via email at john.mendoza@scwa.ca.gov.

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:

4a) Claim of Margaret Ward

4b) Claim of Nick Kirby

ITEMS RECOMMENDED FOR APPROVAL:

4c) Approval of Recommended Appointments/Reappointments

Recommended Action:

Approve the following appointments/reappointments: Tammy Moss Chandler, First 5 Mendocino, County Representative.

4d) July 18, 2016 Regular Board Meeting

4e) July 19, 2016 Regular Board Meeting

4f) August 2, 2016 Regular Board Meeting

4g) August 16, 2016 Regular Board Meeting

4h) August 30, 2016 Special Board Meeting

EXECUTIVE OFFICE

4i) Adoption of Proclamation Recognizing October 16-22, 2016, as Freedom from Workplace Bullies Week in Mendocino County

Recommended Action:

Adopt Proclamation recognizing October 16-22, 2016, as Freedom from Workplace Bullies Week in Mendocino County, and authorize Chair to sign same.

4j) Reaffirmation of a Declaration of Emergency Pursuant to MCC Sec. 2.32.040 and Public Contract Code Section 22050 Due to Damage to a County Owned Facility Located at 737 S. State St., Ukiah Caused by Flooding

Recommended Action:

Reaffirm the declaration of emergency pursuant to MCC Sec. 2.32.040 and Public Contract Code Section 22050 due to damage to a County owned facility located at 737 S. State St., Ukiah caused by flooding.

- 4k) Adoption of Ordinance Amending Section 7.04.110 of Mendocino County Ordinance, Title 7, Entitled “Emergency Organization and Functions”**

Recommended Action:

Adopt Ordinance amending Section 7.04.110 of Mendocino County Ordinance, Title 7, entitled "Emergency Organization and Functions;" and authorize Chair to sign same.

AGRICULTURE

- 4l) Acceptance of Update on the Draft Medical Cannabis Cultivation Ordinance, Draft Medical Cannabis Cultivation Site Zoning Regulation and California Environmental Quality Act (CEQA) Project Description and Initial Study**

Recommended Action:

Accept update on the draft Medical Cannabis Cultivation Ordinance, draft Medical Cannabis Cultivation Site Zoning Regulation and California Environmental Quality Act (CEQA) Project Description and Initial Study.

BOARD OF SUPERVISORS

- 4m) Approval to Clear Referrals from the Public Resources Committee as follows: “Referral to Discuss and Recommend 2016 Committee Meeting schedule” and “Referral Regarding Report from Supervisor Hamburg on the Sonoma Clean Power Board Meeting on 2/4/16”**

Recommended Action:

Approve clearance of the following referrals from the Public Resources Committee: "referral to discuss and recommend 2016 committee meeting schedule" and "referral regarding report from Supervisor Hamburg on the Sonoma Clean Power Board Meeting on 2/4/16."

- 4n) Approval to Clear “Referral to Discuss and Recommend 2016 Committee Meeting Schedule” from the Criminal Justice Committee**

Recommended Action:

Approve clearance of the following referral from the Criminal Justice Committee: "referral to discuss and recommend 2016 committee meeting schedule."

- 4o) Approval to Clear Referrals from the General Government Committee as follows: “Referral to Discuss and Recommend 2016 Committee Meeting Schedule”, “Referral Regarding Policy Related to Formation of Municipal Advisory Committees”, “Referral Regarding Ranch for Wildlife Program and Regulations Regarding Elk Hunting” and “Referral Regarding Cannabis Taxation”**

Recommended Action:

Approve clearance of the following referrals from the General Government Committee: "referral to discuss and recommend 2016 committee meeting schedule"; "referral regarding policy related to formation of Municipal Advisory Committees"; "referral regarding Ranch for Wildlife Program and regulations regarding Elk hunting"; and "referral regarding cannabis taxation."

- 4p) Approval to Clear Referrals from the Health and Human Services Committee as follows: “Referral to discuss and recommend 2016 committee meeting schedule”, “Referral regarding the Mendocino County Animal Shelter”, “Referral regarding setting a date for special BOS meeting to receive Kemper Report” and “Referral Environmental Health department's Local agency Management Plan (LAMP)”**

Recommended Action:

Approve clearance of the following referrals from the Health and Human Services Committee: "referral to discuss and recommend 2016 committee meeting schedule"; "referral regarding the Mendocino County Animal Shelter"; "referral regarding setting a date for special Board of Supervisors meeting to receive Kemper Report"; and "referral regarding Environmental Health department's Local Agency Management Plan (LAMP)."

- 4q) Approval of Letter to the Mendocino County Film Office Designating the Mendocino Coast Chamber of Commerce as the County of Mendocino's Official Film Commission (Sponsors: Supervisors Gjerde and Hamburg)**

Recommended Action:

Approve letter to Mendocino County Film Office designating the Mendocino Coast Chamber of Commerce as the County of Mendocino's official film commission, and authorize Chair to sign same.

HEALTH AND HUMAN SERVICES AGENCY

- 4r) Approval of Agreement with Ford Street Project in the Amount of \$115,275 to Provide for the Provision of the Food Bank, Community Resource Services, and Homeless Shelter Services in Ukiah for Fiscal Year 2016-17**

Recommended Action:

Approve Agreement with Ford Street Project in the amount of \$115,275 to provide for the provision of the Food Bank, community resource services, and homeless shelter services in Ukiah for fiscal year 2016-17; authorize the HHSA Director to sign any future amendments to the Agreement that do not affect the annual maximum amount; and authorize Chair to sign same.

- 4s) Approval of Agreement with Redwood Community Crisis Center in the Amount of \$62,489 to Provide 24/7 Crisis Response and Outreach and Engagement Services for Children, Youth and Young Adults for Fiscal Year 2016-17**

Recommended Action:

Approve Agreement with Redwood Community Crisis Center in the amount of \$62,489 to provide 24/7 crisis response in FY 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.

- 4t) Ratification and Approval of Submission of Grant Proposal to the County Medical Services Program (CMSP) for a Wellness and Prevention Pilot Project to Provide Local-level Wellness and Prevention Services to CMSP Eligible Persons in the total Grant Amount of \$225,000.00 with a total County Match of \$16,630.30 for Fiscal Years 2016-19**

Recommended Action:

Ratify and approve the submission of a funding proposal to County Medical Services Program (CMSP) for a Wellness and Prevention Pilot Project to provide local-level wellness and prevention services to CMSP eligible persons in the total amount of \$225,000 during fiscal years 2016-19 and authorize the Health and Human Services Agency Director to sign subsequent agreement if funding is granted.

- 4u) Ratification of Submission of Application for Funds Available from National Association of County and City Health Officials for up to \$15,000 for Federal Fiscal Years (FFY) 2016-17; and Authorization for Health and Human Services Agency Director to Sign Agreement on Behalf of the Board if Funding is Granted**

Recommended Action:

Ratify submission of application for funds available from National Association of County and City Health Officials for up to \$15,000 for FFY 2016-17; and authorize Health and Human Services Agency Director to sign Agreement on behalf of the Board if funding is granted.

HUMAN RESOURCES

- 4v) Approval of Amendments to Mendocino County Policy No. 10, “Equal Employment Opportunity” to Conform to Current Statutory and Regulatory Requirements and California State Law**

Recommended Action:

Approve amendment to Mendocino County Policy No. 10, "Equal Employment Opportunity" to conform to current statutory and regulatory requirements and California State law.

- 4w) Approval of Amendments to Mendocino County Policy No. 23, “Sexual Harassment”, including Renaming the Policy “Harassment”**

Recommended Action:

Approve Amendment to Mendocino County Policy No. 23, "Sexual Harassment", including Renaming the Policy "Harassment".

- 4x) Adoption of Resolution Authorizing Salary Grade Adjustment to Registered Veterinary Technician from Salary Grade S28B to Salary Grade S29D**

Recommended Action:

Adopt Resolution authorizing the salary grade adjustment to the classification of Registered Veterinary Technician from Salary Grade S28B to Salary Grade S29D; and authorize Chair to sign same.

- 4y) Adoption of Resolution Authorizing Changes to the Position Allocation Table as Follows: Health and Human Services Agency, Budget Unit 4010 - Delete One (1) Full-Time Equivalent (FTE) Department Analyst II; Agriculture Department, Budget Unit 2710 - Add One (1) FTE Assistant Agricultural Commissioner/Sealer of Weights and Measures**

Recommended Action:

Adopt Resolution authorizing changes to the Position Allocation Table as follows: Health and Human Services Agency, Budget Unit 4010 - delete One (1) Full-Time Equivalent (FTE) Department Analyst II; Agriculture Department, Budget Unit 2710 - add one (1) FTE Assistant Agricultural Commissioner/Sealer of Weights and Measures; and authorize Chair to sign same.

PLANNING AND BUILDING SERVICES

- 4z) Acceptance of Informational Report Regarding the Issuance of Emergency Coastal Development Permit No. EM_2016-0004 (Wilson) Authorizing Emergency Work to Restore Petroleum Contaminated Areas in Gualala**

Recommended Action:

Accept the informational report regarding the issuance of Emergency Coastal Development Permit No. EM_2016-0004 (Wilson) authorizing emergency work to restore petroleum contaminated areas in Gualala.

TRANSPORTATION

- 4aa Adoption of Resolution Approving Department of Transportation) Agreement Number 160082 in the Amount of \$3,000, with and Accepting the Grant Deed Conveying Real Property from Stanley J. Czyzewski, Jr., for the Acquisition of Rights of Way Needed for Construction of the Rows Creek Bridge Replacement on Sherwood Road, Project Number B-1002, Located on Sherwood Road, County Road 311, Milepost 5.20 (Willits Area)**

Recommended Action:

Adopt Resolution approving Department of Transportation (DOT) Agreement Number (No.) 160082 in the amount of \$3,000, with and accepting the Grant Deed conveying real property from Stanley J. Czyzewski, Jr., for the acquisition of rights of way needed for construction of the Rows Creek Bridge replacement on Sherwood Road, Project Number B-1002, located on Sherwood Road, County Road (CR) 311, Milepost 5.20 (Willits Area); and authorize Chair to sign same.

WATER AGENCY

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.

- 4ab Approval of Amendment to Agreement No. 16-045 with LACO Associates in the Amount of \$198,975, for a New Total Agreement Amount of \$574,801 for Fiscal Years 2016-2019, to Provide Services for the Development of the Coastal Mendocino County Stormwater Resource Plan**

Recommended Action:

Approve amendment to Agreement No. 16-045 with LACO Associates in the amount of \$198,975, for a new total Agreement amount of \$574,801 for fiscal years 2016-2019, to provide services for the development of the Coastal Mendocino County Stormwater Resource Plan; and authorize chair to sign same.

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.