

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

COUNTY ADMINISTRATION CENTER
501 Low Gap Road, Room 1070
Ukiah, CA 95482
(707) 463-4441 (t)
(707) 463-5649 (f)
cob@co.mendocino.ca.us

MENDOCINO COUNTY
BOARD OF SUPERVISORS

BOARD OF SUPERVISORS AGENDA

REGULAR MEETING

April 04, 2017 - 9:00 AM

BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER

TIMED ITEMS

Please note that all times provided are considered approximate

11:00 AM CLOSED SESSION - 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 (refer to item 9(a))

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.

2a) Adoption of Proclamation Recognizing the Week of April 2-8, 2017, as Crime Victims' Rights Week in Mendocino County (Sponsor: District Attorney)

Recommended Action:

Adopt Proclamation recognizing the week of April 2-8, 2017, as Crime Victims' Rights Week in Mendocino County; and authorize Chair to sign same.

Attachments: [PROCLAMATION Victims' Riights Week 2017](#)

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**5a) Discussion and Possible Direction to Staff Regarding the Preparation of Mendocino County's Fiscal Year 2017-18 Budget (Sponsor: Executive Office)****Recommended Action:**

Provide direction to staff regarding the preparation of the County's FY 2017-18 budget.

5b) 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)**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.

5c) Transportation Director's Report (Sponsor: Transportation)

Attachments: [Director's Report -- April 4, 2017](#)

5d) Chief Executive Officer's Report (Sponsor: Executive Office)**5e) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform (Sponsor: Executive Office)****Recommended Action:**

Provide direction to staff on matters of legislation.

5f) Discussion and Possible Action Regarding Presentation on Cannabis Cultivation Program Operational Readiness and Enforcement Planning (Sponsor: Executive Office)**Recommended Action:**

Accept the presentation on Cannabis Cultivation Program operational readiness and enforcement planning.

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 Reconsideration of the Board of Supervisor's Action on March 20, 2017 Adopting a Resolution Amending the Master Fee Schedule for Planning and Building Services and Health and Human Services Agency Effective July 1, 2017 (Sponsor: Supervisor Hamburg)**

Recommended Action:

1) Reconsider the Board of Supervisor's action on March 20, 2017, adopting a Resolution amending the Master Fee Schedule for Planning and Building Services and Health and Human Services Agency effective July 1, 2017; 2) Upon approval of the Motion to Reconsider, adopt the revised Resolution amending the Master Fee Schedule for Planning and Building Services and Health and Human Services Agency Effective July 1, 2017; and authorize Chair to sign same.

Attachments: [03-20-17 Fee Item](#)
[Fee Resolution](#)
[Final Fees - Reconsideration 4-3-17](#)

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 54956.9(a) - Conference with Legal Counsel - Existing Litigation: James Neuroth and Joan C. Nygren v. County of Mendocino, et. al. Mendocino County Superior Court Case No. 15-3226-NJV

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) Federal Emergency Management Agency - Copy of Flood Insurance Study (FIS) Materials for Mendocino County. For more information, please contact Luis Rodriguez.

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 APPROVAL:

MINUTES**4a) February 7, 2017 Regular Board Meeting**

Attachments: 02-07-17 Minutes - DRAFT
 Exhibit A
 Exhibit B

4b) February 14, 2017 Regular Board Meeting

Attachments: 02-14-17 Minutes - DRAFT
 Exhibit A

4c) March 7, 2017 Regular Board Meeting

Attachments: 03-07-17 Minutes - DRAFT

4d) March 20, 2017 Regular Board Meeting

Attachments: 03-20-17 Minutes - DRAFT

4e) March 21, 2017 Regular Board Meeting

Attachments: 03-21-17 Minutes - DRAFT

4f) March 28, 2017 Special Board Meeting

Attachments: 03-28-17 Minutes - DRAFT

APPOINTMENTS**4g) Approval of Recommended Appointments/Reappointments**Recommended Action:

Approve the following appointments/reappointments: Karen Riordan, Potter Valley Cemetery District, Trustee; Jerry Chaney, Area Agency on Aging Governing Board, At-Large Member; Carolina Robb, Mendocino Historical Review Board, Member; Katie Pence, Gualala Municipal Advisory Council, Member; Patrick Ford, Mendocino County Fish and Game Commission, 1st District Representative.

Attachments: [Appointment Memo](#)
[Robb](#)
[Pence](#)
[Ford](#)

BOARD OF SUPERVISORS**4h) Adoption of Resolution Requesting Permission from California Highway Patrol (CHP) for the "Covelo Future Farmers of America (FFA) Field Day Parade" to be Held in Covelo, California, on Saturday, May 13, 2017, on State Route 162 (Sponsor: Supervisor McCowen)**Recommended Action:

Adopt Resolution requesting permission from the CHP for the "Covelo FFA Field Day Parade" to be held in Covelo, California, on Saturday, May 13, 2017, on State Route 162; and authorize Chair to sign same; and further, 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 Covelo FFA Advisor.

Attachments: [FFA Parade - Reso](#)

EXECUTIVE OFFICE

- 4i) Approval to Reject All Bids Received for the Public Health Building Reroof and HVAC Replacement Project and Authorization for the Executive Office to Re-bid the Project with a Revised Scope of Work**

Recommended Action:

Reject all bids received for the Public Health building reroof and HVAC replacement project and authorization for the Executive Office to re-bid the project with a revised scope of work.

Attachments: [Bid Results Bid 10-17 Public Health Roof.pdf](#)

- 4j) Adoption of Resolution Authorizing the Mendocino County Water Agency General Manager to Receive, Sign and Execute a Proposition 1 Storm Water Grant in the Amount of \$242,990 from the California Department of Water Resources Control Board and Authorize the Water Agency General Manager to Sign Any Amendments Thereto That Do Not Increase the Maximum Total Amount of the Agreement; and Be Designated to Represent the Agency in Carrying out the Agency's Responsibilities Under the Financial Assistance Agreement**

Recommended Action:

Adopt Resolution authorizing the Mendocino County Water Agency General Manager to receive, sign and execute a Proposition 1 Storm Water Grant in the Amount of \$242,990 from the California Department of Water Resources Control Board and authorize the Water Agency General Manager to sign any amendments thereto that do not increase the maximum total amount of the Agreement, and is designated to represent the Agency in carrying out the Agency's responsibilities under the financial assistance agreement; and authorize Chair to sign same.

Attachments: [Updated Prop 1 Authorizing Resolution - Final](#)
[D1612603 Mendocino County Water Agency Final](#)

- 4k) Approval of Automobile Allowance for Deputy Chief Executive Officer (Facilities and Fleet Division)**

Recommended Action:

Approve Automobile Allowance for Deputy Chief Executive Officer (Facilities and Fleet Division); and distribute approved paperwork to Human Resources and Auditor-Controller.

Attachments: [Auto Allowance - Appendix A](#)

AGRICULTURE

- 4l) Adoption of Ordinance Adopting Chapter 10A.17 - Medical Cannabis Cultivation Ordinance and Chapter 20.242 - Medical Cannabis Cultivation Site**

Recommended Action:

Adopt Ordinance adopting Chapter 10A.17 - Medical Cannabis Cultivation Ordinance and Chapter 20.242 - Medical Cannabis Cultivation Site; and authorize Chair to sign same.

- Attachments:** [Ordinance Adopting MCCR - Chapters 10A.17 and 20.242](#)
[MCCR Ordinance Summary](#)
[Proof of Publication](#)

COUNTY COUNSEL

- 4m) Approval of Mendocino Council of Governments' Biennial Review of Conflict of Interest Code**

Recommended Action:

Approve the Mendocino Council of Governments' review of Conflict of Interest Code.

- Attachments:** [Transmittal of reso to Clerk-Rec 2016 w-attachmts](#)

HEALTH AND HUMAN SERVICES AGENCY

- 4n) Approval of California Children's Services (CCS) and California Health and Disability Prevention (CHDP) Certification Statements for Children's Medical Services (CMS) for Fiscal Year 2016-17**

Recommended Action:

Approve California Children's Services and California Health and Disability Prevention Certification Statements for Children's Medical Services for Fiscal Year 2016-17; and authorize Chair to sign same.

- Attachments:** [CCS AND CHDP Certification Statements.pdf](#)

- 4o) Adoption of Resolution Authorizing Annual Application from Mendocino County Health and Human Services Agency, Environmental Health (Local Enforcement Agency) for Enforcement Assistance Grants for Solid Waste Facility Permitting and Inspections for Fiscal Years 2017-18 through 2021-22**

Recommended Action:

Adopt Resolution authorizing annual application from Mendocino County Health and Human Services Agency, Environmental Health (Local Enforcement Agency) for enforcement assistance grants for solid waste facility permitting and inspections for FY 2017-18 through 2021-22; authorize the Health and Human Services Agency Director or Designee to sign any future Agreements or amendments related to this grant as per County Policy 1 and 25; and authorize Chair to sign same.

- Attachments:** [Local Enforcement Agency, Solid Waste Facility Grants, EH, 17-22](#)
[Local Enforcement Agency, Solid Waste Facility Grants, EH, 17-22](#)
[Local Enforcement Agency, Solid Waste Grants-Terms-Conditions](#)
[Local Enforcement Agency, Solid Waste Grants-Procedures-Reg's](#)

- 4p) Approval of Purchase of Trope Workstations in the Amount of \$39,399.31; Hirsch Security Reader and Installation in the Amount of \$43,069.91; and Polycom Video Conference Kits with Licenses and Service Agreements in the Amount of \$21,319.58 from Budget Unit 5010, Line Item 864370, for Health and Human Services Agency Training Center at the Administration Complex in Ukiah; and Addition of the Equipment to County's List of Fixed Assets**

Recommended Action:

Approve purchase of Trope workstations in the amount of \$39,399.31; Hirsch security reader and installation in the amount of \$43,069.91; and Polycom video conference kits with licenses and service agreements in the amount of \$21,319.58 from budget unit 5010, line item 864370 for Health and Human Services Agency Training Center at the Administration Complex in Ukiah; and addition of the equipment to the County's list of fixed assets.

- Attachments:** [1 - Trope Group Furnishings Quote 3-15-17](#)
[2 - Hirsch Quote](#)
[3 - PolyCom Quote](#)

LIBRARY

- 4q) Adoption of Proclamation Recognizing the Week of April 9-15, 2017, as National Library Week in Mendocino County**

Recommended Action:

Adopt Proclamation recognizing the week of April 9-15, 2017, as National Library Week in Mendocino County; and authorize Chair to sign same.

Attachments: [Proclamation National Library Week 2017](#)

MUSEUM

- 4r) Approval of Budget Transfer of \$74,000 from Series 1000, Line Items 861011-861030 (Salaries & Benefits) to Line Item 862189 (Professional Services) to Fund an Agreement for Conservation Consultation and Treatment Services**

Recommended Action:

Approve budget transfer of \$74,000 from budget unit 7110, line items 861011-861030 (Salaries & Benefits) to line item 862189 (Professional Services) to fund an Agreement for conservation consultation and treatment services.

Attachments: [Museum Funds Transfer Form](#)

PLANNING AND BUILDING SERVICES

- 4s) Authorization of the issuance of Coastal Development Permit, CDP_2016-0032 (Jenkins), for a Single Family Residence near the town of Little River**

Recommended Action:

Authorize the issuance of Coastal Development Permit, CDP_2016-0032 (Jenkins), for a single family residence near the town of Little River.

Attachments: [CDP 2016-0032 Packet](#)

- 4t) Approval of Amendment to Agreement No. 14-037 with West Company (West Co.) in the Amount of \$83,320, from a "Not to Exceed Value" of \$340,500 to a Total of \$423,820 to Continue Operating the County's Microenterprise Technical Assistance Services Program Funded by the County's 2012 Community Development Block Grant (CDBG) Program**

Recommended Action:

Approve amendment to Agreement No. 14-037 with West Co. in the amount of \$83,320, from a "Not to Exceed Value" of \$340,500 to a total of \$423,820 to continue operating the County's Microenterprise Technical Assistance Services Program funded by the County's 2012 Community Development Block Grant (CDBG) program; and authorize Chair to sign same.

Attachments: [WEST Co. Ammendment 2 - + 76.320](#)

SHERIFF-CORONER

- 4u) Approval of Purchase of Eighty Motorola Portable Communication Radios and Hardware in the Amount of \$153,000 and Approval of Related Budget Transfer from Designated Reserve 1100-770068 to SO Equipment 864370**

Recommended Action:

Approve purchase of eighty Motorola portable communication radios and hardware in the amount of \$153,000 and approval of related budget transfer from Designated Reserve 1100-770068 to SO Equipment 864370.

- Attachments: [Motorola Radio Quote 3-2017](#)
[Motorola Radio Budget Transfer 3-2017](#)

TRANSPORTATION

- 4v) Adoption of Resolution Designating the County's Authorized Agents to Execute State Office of Emergency Services and or/Federal Emergency Management Agency Documents and Relevant Permit Applications for Present and Future Disaster Relief Applications (Countywide)**

Recommended Action:

Adopt Resolution designating the County's Authorized Agents to execute State Office of Emergency Services and/or Federal Emergency Management Agency documents and relevant permit applications for present and future disaster relief applications (Countywide); and authorize Chair to sign same.

- Attachments: [Resolution - Cal OES Auth Agent](#)
[Exhibit A - Cal OES Auth Agent Form](#)

- 4w) Adoption of Resolution Accepting the Findings and Recommendations of Traffic Study Number 16-02 and Declaring Intent to Establish a Prima Facie Speed Limit of 45 miles per hour on Point Cabrillo Drive, County Road 564, Mile Post 0.00 to Mile Post 0.75 (Caspar Area)**

Recommended Action:

Adopt Resolution accepting Traffic Study Number (No.) 16-02, declare intent to establish speed zone recommended by Traffic Study No. 16-02 and authorize Chair to sign the same; and direct Department of Transportation (DOT) to prepare and submit an Ordinance establishing prima facie speed limit as presented in Traffic Study No. 16-02, and authorize and direct DOT to erect, place and maintain the appropriate traffic control devices (Caspar area).

- Attachments: [Letter - Point Cabrillo Drive](#)
[Reso - Point Cabrillo Drive](#)
[Traffic Study - Point Cabrillo Drive. CR 564](#)

- 4x) Adoption of Resolution Authorizing the Department of Transportation to Advertise for Bids and Award Department of Transportation Contract Number 160089 for an Estimated Amount of \$193,000, for the Construction of the Hearst Willits Road Culvert Replacement on Hearst Willits Road, County Road 306, Mile Post 1.68, and Authorize a Temporary Road Closure with Detour Around the Project for a Period Not to Exceed Two Weeks (Willits Area)**

Recommended Action:

Adopt Resolution authorizing the Department of Transportation (DOT) to advertise for bids and award DOT Contract Number (No.) 160089 for an estimated amount of \$193,000, for the construction of the Hearst Willits Road Culvert Replacement on Hearst Willits Road, County Road 306, Mile Post 1.68, and authorize a temporary road closure with detour around the project for a period not to exceed two weeks (Willits Area); and authorize Chair to sign same.

Attachments: [Letter- DOT Contract No. 160089](#)
 [Resolution - DOT Contract No. 160089](#)

- 4y) Adoption of Resolution Authorizing the Department of Transportation to Advertise for Bids and Award Department of Transportation Contract Number 170002 in the Estimated Amount of \$40,000, for the Pavement Reconstruction of the Emergency Vehicle Parking Area at the Round Valley Airport (Covelo Area)**

Recommended Action:

Adopt Resolution authorizing the Department of Transportation (DOT) to advertise for bids and award DOT Contract Number (No.) 170002 in the estimated amount of \$40,000, for the pavement reconstruction of the emergency vehicle parking area at the Round Valley Airport (Covelo Area); and authorize Chair to sign same.

Attachments: [Letter- DOT Contract No. 170002](#)
 [Resolution - DOT Contract No. 170002](#)

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.