

**CARRE BROWN**  
1st District  
Supervisor

**JOHN MCCOWEN**  
2nd District  
Supervisor

**GEORGEANNE  
CROSKEY**  
3rd District  
Supervisor  
Vice-Chair

**DAN GJERDE**  
4th District  
Supervisor

**DAN HAMBURG**  
5th District  
Supervisor  
Chair

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



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**MENDOCINO COUNTY**  
**BOARD OF SUPERVISORS**  
**BOARD OF SUPERVISORS AGENDA**

**REGULAR MEETING**  
**July 24, 2018 - 9:00 AM**  
**BOARD CHAMBERS, ROOM 1070**  
**COUNTY ADMINISTRATION CENTER**

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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 August, 2018 as Child Support Awareness Month in Mendocino County  
(Sponsor: Child Support Services)*****Recommended Action:***

*Adopt Proclamation recognizing August 2018 as Child Support Awareness Month in Mendocino County; and authorize Chair to sign same.*

**Attachments:** [Proclamation](#)

**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.*

**Public Expression**

**Attachments:** [07-24-18 Yokayo Tribe Correspondence](#)

**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) Noticed Public Hearing - Discussion and Possible Action Including Adoption of Resolution Accepting Two Community Development Block Grant (CDBG) Funded Studies; One Titled "Removing Barriers to Entry for Local Economic Development in Mendocino County" and the Second Titled, "Housing Conditions Survey"  
(Sponsor: Planning & Building Services)**

Recommended Action:

*Adopt Resolution accepting two CDBG funded studies titled, "Removing Barriers to Entry for Local Economic Development in Mendocino County" and "Housing Conditions Survey;" and authorize Chair to sign same.*

**Attachments:**    [Resolution](#)  
                          [2.Mendocino Business Perceptions Study](#)  
                          [Housing Conditions Survey](#)  
                          [Affidavit](#)

- 5b) Discussion and Possible Action Regarding Presentation of the Department of Planning and Building Services Development Activity Report for the Month of June, 2018  
(Sponsor: Planning and Building Services)**

Recommended Action:

*Accept the Development Activity Report from Planning and Building Services for the month of June, 2018.*

**Attachments:**    [June Report](#)  
                          [Monthly Activity](#)  
                          [June Agendas](#)

- 5c) Discussion and Possible Action Regarding Updates Associated with Fire Recovery Efforts in Mendocino County  
(Sponsor: Executive Office)**

Recommended Action:

*Receive update regarding fire recovery efforts in Mendocino County; and provide direction as appropriate.*

**5d) Discussion and Possible Action Regarding Appointments of Both a Public Member and a Board of Supervisors Representative to the Countywide Redevelopment/Successor Agency Oversight Board  
(Sponsor: Executive Office)**

Recommended Action:

Appoint Penny Lauseng as a Public Member and Supervisor \_\_\_\_\_ as a Board of Supervisors Representative to the Countywide Redevelopment/Successor Agency Oversight Board.

**Attachments:**    [Lauseng Application](#)  
                          [Lauseng Resume](#)  
                          [07-20-18 McCowen Application](#)

**5e) Discussion and Possible Action Regarding Informational Update on the Implementation of the Mendocino County Cannabis Cultivation Program and Cannabis Compliance Efforts  
(Sponsor: Agriculture)**

Recommended Action:

Accept the informational update on the implementation of the Mendocino County Cannabis Program and Cannabis compliance efforts; and provide direction as appropriate.

**Attachments:**    [Commissioner's Report](#)

**5f) Chief Executive Officer's Report  
(Sponsor: Executive Office)**

**Attachments:**    [CEO Report 07-24-18 Edition](#)

**5g) 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.

**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**

**Attachments:**    [MCERA Information](#)  
                          [07-24-18 Museum Director Report.pdf](#)  
                          [07-24-18 RCRC Norton correspondence.pdf](#)

**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, Cherie Johnson and Donna Williamson; Employee Organization(s): All
- 9b) Pursuant to Government Code Section 54956.9c - Conference with Legal Counsel - Initiation of Litigation: One Case
- 9c) Pursuant to Government Code Section 54957 - Public Employee Appointment - Planning and Building Services Director

**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) State Board of Equalization - Notice of 2018 Taxpayers' Bill of Rights Hearing. For more information, please contact the Taxpayers' Rights Advocate Office at (916) 327-2217.

**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) Approval of Minutes of July 10, 2018, Regular Meeting**

Recommended Action:

*Approve minutes of the July 10, 2018, regular meeting.*

**Attachments:** [07-10-18 Minutes - DRAFT](#)

**HEALTH AND HUMAN SERVICES AGENCY**

- 4b) Approval of Amendment to Agreement No. PH-17-038, PA 18-90, with Patricia Humphrey Warner, DVM, Increasing the Amount from \$50,000 to \$95,000 to Provide Veterinary Services for Animal Care Services for the Period of July 1, 2017 through June 30, 2019**

Recommended Action:

Approve amendment to Agreement No. PH-17-038, PA 18-90, with Patricia Humphrey Warner, DVM, increasing the amount from \$50,000 to \$95,000 to provide veterinary services for Animal Care Services for the period of July 1, 2017, through June 30, 2019; authorize the Chief Executive Officer or designee to sign any future amendments to the Agreement that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [Agreement](#)

**LIBRARY**

- 4c) Approval of Modification to the Hours of Operation of the Ukiah Branch of the Mendocino County Library**

Recommended Action:

Approve modification to the hours of operation for the Ukiah branch of the Mendocino County Library.

Attachments: [Letter](#)

- 4d) Authorization for the Executive Office/Facilities and Fleet Division to Establish Three New Capital Improvement Projects for the Ukiah Library: 1) a New Circulation Desk Project Estimated at \$67,178; 2) an Interior Painting Project Estimated at \$56,248; and, 3) a Community Room and Fire Alarm Project Estimated at \$134,248; and Approval of Corresponding Appropriation Transfer of Funds from Library Budget Unit 6110, Org Code LB, Account String 865802 to Capital Improvements Budget Unit 1710, Org Code CI, Account String 827802 in the Amount of \$257,638**

Recommended Action:

Authorize the Executive Office/Facilities and Fleet Division to establish three new Capital Improvement Projects for the Ukiah Library: 1) a new circulation desk project estimated at \$67,178; 2) an interior painting project estimated at \$56,248; and, 3) a community room and fire alarm project estimated at \$134,248; and approve corresponding appropriation transfer of funds from Library budget unit 6110, org code LB, account string 865802 to Capital Improvements budget unit 1710, org code CI, account string 827802 in the amount of \$257,638.

Attachments: [Appropriation Form](#)

**4e) Approval of Acceptance Grant Award Through the California State Library "Pitch-An-Idea" of \$100,000 for a New Library Vehicle for Community Outreach**

Recommended Action:

Approve the acceptance of the California State Library "Pitch-An-Idea" grant award of \$100,000 for a new library vehicle for community outreach.

Attachments: [Award Letter](#)

**PLANNING AND BUILDING SERVICES**

**4f) Authorization of the Issuance of an Administrative Coastal Development Permit Modification of CDP\_2014-0004 (Cross) to Change the Use of an Approved Barn to a Single-Family Residence Located at 46051 Fish Rock Road (CR 122) (APN: 143-110-32); Including an After-the-Fact Approval for Two Storage Sheds with Associated Improvements Include a Septic System and Temporary Occupancy of a Travel Trailer while Constructing the Primary Dwelling**

Recommended Action:

Authorize the issuance of Coastal Development Permit Modification, CDPM\_2017-0007 (Cross), to change the use of an approved barn to a single-family residence located at 46051 Fish Rock Road (CR 122) (APN: 143-110-32) including an after-the-fact approval for two storage sheds with associated improvements including a septic system and temporary occupancy of a travel trailer while constructing the primary dwelling.

Attachments: [Public Notice](#)  
[Maps](#)  
[Staff Report](#)  
[Initial Study](#)

**4g) Approval of Payment to the Economic Development and Financing Corporation (EDFC) for Invoice No. 199, Dated July 1, 2014, in the Amount of \$29,000 for Contract Services Completed in Fiscal Year (FY) 2014-15**

Recommended Action:

Approve payment to EDFC for Invoice No. 199, dated July 1, 2014, in the amount of \$29,000 for contract services completed in fiscal year 2014-15.

Attachments: [Request for Payment letter](#)

- 4h) Approval of Retroactive Agreement with LACO Associates in the Amount of \$300,000, Effective June 1, 2018, Through June 30, 2020, to Provide Funding for On Call Planning Services Specifically Related to Cannabis as Well as Future Services to Prepare a Local Coastal Program Amendment to Address Cannabis in the Coastal Zone**

Recommended Action:

*Approve retroactive Agreement with LACO Associates in the amount of \$300,000, effective June 1, 2018, through June 30, 2020, to provide funding for on call Planning Services specifically related cannabis as well as future services to prepare a Local Coastal Program Amendment to address cannabis in the Coastal Zone; and authorize Chair to sign same.*

Attachments: [Aareement](#)

**SHERIFF-CORONER**

- 4i) Approval of Amendment to Revenue Agreement 18-016, with the U.S. Department of Justice (DOJ) Drug Enforcement Administration (DEA) in the Amount of \$60,000 for the Eradication and Suppression of Illicit Cannabis on Federal Lands for the Period Term of October 1, 2017, to September 30, 2018**

Recommended Action:

*Approve amendment to revenue Agreement 18-016, 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 for the period term of October 1, 2017, to September 30, 2018; authorize the Sheriff to sign any future amendments to the Agreement that do not increase the annual maximum amount; and authorize Chair to sign same.*

Attachments: [Aareement](#)

**TRANSPORTATION**



- 4j) Adoption of Ordinance Amending Section 15.04.030 of the Mendocino County Code - Speed Zoning on County Roads, Adding Paragraph 15.04.030(B) (40), Establishing a Twenty-Five Miles per Hour Prima Facie Speed Limit on Ruddick Cunningham Road, County Road 205, from Milepost 0.00 to Milepost 0.50, and Amending Paragraph 15.04.030(F)(6), Maintaining a Forty-Five Miles per Hour Prima Facie Speed Limit on Ruddick Cunningham Road, County Road 205 from Milepost 0.50 to the Intersection of State Highway 222 (Talmage Road) (Talmage Area)**

Recommended Action:

*Adopt Ordinance amending section 15.04.030 of the Mendocino County Code - Speed Zoning on County Roads, adding paragraph 15.04.030(B) (40), establishing a twenty-five miles per hour prima facie speed limit on Ruddick Cunningham Road, County Road 205, from milepost 0.00 to milepost 0.50, and amending paragraph 15.04.030(F)(6), maintaining a forty-five miles per hour prima facie speed limit on Ruddick Cunningham Road, County Road 205 from milepost 0.50 to the intersection of State Highway 222 (Talmage Road) (Talmage area); and authorize Chair to sign same.*

**Attachments:**    [Summary](#)  
                          [Ordinance -clean](#)  
                          [Ordinance Redline](#)  
                          [Affidavit of Publication](#)

- 4k) Adoption of Resolution Approving Department of Transportation Agreement Number 180054 in the Amount of \$1,000 with and Accepting the Grant Deed Conveying Real Property from Gary Wakeman and Ann Wakeman, Trustees, for the Acquisition of Rights of Way Needed for Construction of Permanent 2017 Storm Damage Repairs on Mountain View Road, County Road 510, Milepost 22.02, Project Number F-1706.101PR (Boonville Area)**

Recommended Action:

*Adopt Resolution approving Department of Transportation (DOT) Agreement Number (No.) 180054 in the amount of \$1,000 with and accepting the Grant Deed conveying real property from Gary Wakeman and Ann Wakeman, Trustees, for the acquisition of rights of way needed for construction of permanent 2017 Storm Damage repairs, on Mountain View Road, County Road (CR) 510, milepost (MP) 22.02, Project No. F-1706.101PR (Boonville Area); and authorize Chair to sign same.*

**Attachments:**    [Letter](#)  
                          [Resolution](#)  
                          [Unsigned Agreement](#)  
                          [Grant Deed](#)

- 4l) Adoption of Resolution Increasing the Director of Transportation's Change Order Authority to a Total of \$93,994 for Department of Transportation Contract Number 170023 for Construction of the 2017 Storm Damage Repairs on Orr Springs Road, County Road 223, Milepost 39.20 (Ukiah Area)**

Recommended Action:

*Adopt Resolution increasing the Director of Transportation's change order authority to a total of \$93,994 for Department of Transportation (DOT) Contract Number (No.) 170023 for construction of the 2017 Storm Damage Repairs on Orr Springs Road, County Road (CR), 223, milepost (MP), 39.20 (Ukiah Area); and authorize Chair to sign same.*

Attachments: [Letter](#)  
[Resolution](#)

- 4m) Adoption of Resolution Approving Department of Transportation Agreement Number 180067 in the Amount of \$1,030 with and Accepting the Grant Deed Conveying Real Property from Justin Jacobson Delmer, for the Acquisition of Rights of Way Needed for Construction of Permanent 2017 Storm Damage Repairs on Mountain View Road, County Road 510, Milepost 22.02, Project Number F-1706.101PR (Boonville Area)**

Recommended Action:

*Adopt Resolution approving Department of Transportation (DOT) Agreement number 180067 in the amount of \$1,030 with and accepting the Grant Deed conveying real property from Justin Jacobson Delmer, for the acquisition of rights of way needed for construction of permanent 2017 storm damage repairs, on Mountain View Road, County Road (CR) 210, Milepost (MP) 22.02, project no. F-1706.101PR, (Boonville Area); and authorize Chair to sign same.*

Attachments: [Letter](#)  
[Resolution](#)  
[Agreement](#)  
[Grant Deed](#)

#### TREASURER-TAX COLLECTOR

- 4n) Approval of Outdoor Festival Application for the Art in the Redwoods Festival, to be Held August 18-19, 2018 in Gualala, California**

Recommended Action:

*Approve the outdoor festival application for the Art in the Redwoods Festival to be held August 18-19, 2018 in Gualala, California; and authorize the Treasurer-Tax Collector to issue the Outdoor Festival license.*

Attachments: [Application](#)

**AIR QUALITY MANAGEMENT DISTRICT**

*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.*

- 40) Approval of Proposed List of Applications for AB 923 Motor Vehicle Program Funds for the Replacement of School Buses; Authorization for the Air Quality Management District to Expend Funds from the District's AB 923 Motor Vehicle Program Fund Balance for School Bus Replacement; and Authorization for the District to Enter into a Contractual Agreement with each of the Applicants that Outlines the Requirements Associated with These Funds**

Recommended Action:

*Approve the proposed prioritized list of applications for expenditure of AB 923 Motor Vehicle Funds; authorize the District to enter into a contractual agreement with each of the applicants; authorize the appropriation of AB 923 funds from the District's Fund Balance to cover the cost of each approved project; and direct the Clerk of the Board to provide a Minute Order of the Board's decision.*

**Attachments:**    [Memo](#)  
                          [Anderson Valley](#)  
                          [Willits](#)  
                          [Potter Valley](#)  
                          [Point Arena](#)  
                          [Point Arena](#)

**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 email your documentation to [bos@mendocinocounty.org](mailto:bos@mendocinocounty.org); or submit a hard copy to the Executive Office at least 5 business days in advance of the meeting.*

*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.mendocinocounty.org/departments.htm](http://www.mendocinocounty.org/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: <https://mendocino.legistar.com>, or visit the County YouTube channel. For technical assistance, please contact the Clerk of the Board at (707) 463-4441.*

*Please reference the departmental website to obtain additional resource information for the Board of Supervisors: [www.mendocinocounty.org/bos](http://www.mendocinocounty.org/bos).*

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