

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
September 25, 2018 - 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.

2a) Adoption of Proclamation Recognizing October 2018 as National Endowment for the Arts (NEA) Big Read Month in Mendocino County (Sponsor: Library)**Recommended Action:**

Adopt Proclamation recognizing October 2018 as National Endowment for the Arts (NEA) Big Read Month in Mendocino County; and authorize Chair to sign name.

Attachments: [NEA Big Read Proclamation](#)
[Photo](#)

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: [09-25-18 Tichinen 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) Discussion and Possible Action Including Acceptance of Informational Presentation Regarding Koff & Associates' Base Salary Study and Evaluation of the County's Classification and Compensation Plan (Sponsor: Human Resources)**

Recommended Action:

Accept Human Resources' informational presentation regarding Koff & Associates' evaluation and study of the County's Classification and Compensation Plan.

Attachments: [BOS powerpoint](#)
[09-25-18 Pittman Correspondence](#)
[Compensation Petitions](#)

- 5b) Discussion and Possible Action Including Approval of Third Amendment to Franchise Agreements 10-139, 10-140, 10-141 with Solid Waste of Willits, Inc., for Solid Waste Refuse Collection Franchise Areas Nos. 1, 3 and 4, to Incorporate a Revised Rate Adjustment Mechanism effective September 25, 2018 (North County, Anderson Valley, South Coast) (Sponsor: Solid Waste)**

Recommended Action:

Approve third amendment to Franchise Agreements 10-139, 10-140, 10-141 with Solid Waste of Willits, Inc. for Solid Waste Refuse Collection Franchise Areas Nos. 1, 3 and 4 to incorporate a revised rate adjustment mechanism, effective September 25, 2018; and authorize Chair to sign same

Attachments: [Agenda Summary Attachment - Franchise Area 1 3 4 Amendment](#)
[Franchise Area Aqt Changes in Strikethrough](#)
[Collection Area No.1 Amendment \(10-139\)](#)
[Collection Area No.3 Amendment \(10-140\)](#)
[Collection Area No.4 Amendment \(10-141\)](#)
[Original Aqt BOS 10 139](#)
[Original Aqt BOS 10 140](#)
[Original Aqt BOS 10 141](#)

- 5c) Discussion and Possible Action Including Approval of Sixth Amendment to Agreement 11-008, Caspar Transfer Station Operations Agreement and Lease with Solid Waste of Willits, Inc. to Incorporate a Revised Rate Adjustment Mechanism effective September 25, 2018
(Sponsor: Solid Waste)**

Recommended Action:

Approve the sixth amendment to Agreement 11-008 Caspar Transfer Station Operations Agreement and Lease with Solid Waste of Willits, Inc., to incorporate a revised rate adjustment mechanism effective September 25, 2018; and authorize Chair to sign same.

- Attachments:** [9-13-18 Caspar Transfer Station Operations Agreement and Lease](#)
[Caspar Agreement Changes in Strikethrough](#)
[Caspar Transfer Station Operations Agreement & Lease](#)

- 5d) Discussion and Possible Action Including Approval of Fifth Amendment to Agreement 10-138 with Solid Waste of Willits for The Five Transfer Stations Operation Agreement and Lease, to Incorporate a Revised Rate Adjustment Mechanism effective September 25, 2018
(Sponsor: Solid Waste)**

Recommended Action:

Approve the Fifth Amendment to Agreement 10-138 with Solid Waste of Willits for the Five Transfer Stations Operation Agreement and Lease, to incorporate a revised rate adjustment mechanism effective September 25, 2018; and authorize Chair to sign same.

- Attachments:** [Mapped Location of 5 transfer stations](#)
[9-13-18 Five Transfer Stations Operation Agreement and Lease](#)
[5 Station Agreement Changes in Strikethrough](#)
[Original Agreement BOS 10-138](#)

- 5e) Discussion and Possible Action Including Acceptance of Presentation of the Department of Planning and Building Services Development Activity Report for the Month of August, 2018
(Sponsor: Planning & Building Services)**

Recommended Action:

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

- Attachments:** [1.PBS August Monthly Rpt](#)
[2.Monthly activity SQL report search criteria](#)
[3.August Agendas](#)

5f) Discussion and Possible Action Including Acceptance of Transportation Director's Report Regarding Mountain View Road and Little River Airport Jet Fuel

(Sponsor: Transportation)

Recommended Action:

Accept Transportation Director's report regarding Mountain View Road and Little River Airport jet fuel; and provide direction as appropriate.

Attachments: [Director's Report -- September 25, 2018](#)

5g) Discussion and Possible Action Regarding Updates Associated with 2017 Fire Recovery Efforts in Mendocino County

(Sponsor: Executive Office)

Recommended Action:

Receive update regarding 2017 fire recovery efforts in Mendocino County; and provide direction as appropriate.

Attachments: [CommFoundDisasterFundFinal](#)
[ResiliencyFinal](#)
[MROC Success and Lessons v2](#)

5h) Discussion and Possible Action Regarding Informational Update on the Implementation of the Mendocino County Cannabis Cultivation Program and Cannabis Compliance Efforts

(Sponsor: Department of 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: [Commissioners Report 9-25-18](#)
[Zonina Data 9-25-18](#)
[09-24-18 Edwards Correspondence](#)

5i) Chief Executive Officer's Report

(Sponsor: Executive Office)

Recommended Action:

Accept the Chief Executive Officer's report.

Attachments: [CEO Report](#)

- 5j) 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**

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.

- 7a) Discussion and Possible Action Including Approval of Retroactive Agreement with the State Air Resources Board for the Air Quality Management District to Accept the AB 197 Emissions Inventory District Grant in the Amount of \$18,267 and Commit to Complying with the Requirements of the Grant Agreement for the Term of June 25, 2018 through June 30, 2019
(Sponsor: Air Quality Management District)**

Recommended Action:

Approve Retroactive Agreement with the State Air Resources Board for the Air Quality Management District to accept the AB 197 Emissions Inventory District Grant in the amount of \$18,267 and commit to complying with the requirements of the Grant Agreement for the term of June 25, 2018 through June 30, 2019; authorize the Air Pollution Control Officer to sign the Grant Agreement between the District and the California Air Resources board; and authorize Chair to sign same. Direct the Clerk of the Board to provide a Minute Order to the District of the Board's decision.

Attachments: [2018 AB 197 Emissions Inventory Grant Agreement](#)

- 7b) Discussion and Possible Action Including Approval of Retroactive Agreement with the State Air Resources Board to Accept Carl Moyer Rural Assistance Program Funds in the Amount of \$59,236.27 for the Term of May 15, 2018 through April 30, 2020 for a Project in Mendocino County; Approval of Project Associated with Those Funds; Approval of Expenditure of Funds by December 31, 2022; and Authorize the District to Enter into a Contractual Agreement with the Applicant and Transfer the Funds to the Applicant Upon Completion of the Project (Sponsor: Air Quality Management District)**

Recommended Action:

Approve Retroactive Agreement with the State Air Resources Board to accept state Carl Moyer Rural Assistance Program Funds in the amount of \$59,236.27 for the term of May 15, 2018 through April 30, 2020 for a project in Mendocino County; approve the project associated with the funds; approve expenditure of funds by December 31, 2022; authorize the District to enter into a contractual agreement with the applicant that outlines the requirements associated with the funds; authorize the District to transfer the funds to the applicant upon completion of the project; and authorize Chair to sign same. Direct the Clerk of the Board to provide a Minute Order to the District of the Board's decision.

Attachments: [Memo](#)
[Project Application](#)
[Agreement](#)

- 7c) **Discussion and Possible Action Including Approval of Retroactive Agreement with the State Air Resources Board to Participate in the California Air Resources Board Woodsmoke Reduction Pilot Program; Authorize the Air Quality Management District to Accept Program Funds from the California Air Pollution Control Officers Association in the Amount of \$149,250 and Follow the Requirements of the Program and Expend All Program Funds by December 31, 2019; Authorization for the Air Pollution Control Officer to Sign and Submit the Memorandum of Understanding Between the District and the California Air Pollution Control Officers Association and Authorize the District to Enter into an Agreement with a Vendor for the Purchase and Installation of Each Device Approved by the District and Transfer Funds for Each Project to the Vendor Upon Proof of Completion of Each Project (Sponsor: Air Quality Management District)**

Recommended Action:

Approve retroactive Agreement with the State Air Resources Board for participation in the California Air Resources Board Woodsmoke Reduction Pilot Program; authorize the Air Quality Management District to accept Program funds in the amount of \$149,250 and follow the requirements of the Program and expend all Program funds by December 31, 2019; authorize the Air Pollution Control Officer to sign and submit the Memorandum of Understanding to the California Air Pollution Control Officers Association; and authorize the District to enter into an Agreement with a vendor for the purchase and installation of each device approved by the District and transfer funds for each project to the vendor upon proof of completion of each project; and authorize Chair to sign same. Direct the Clerk of the Board to provide a Minute Order to the District of the Board's decision.

Attachments: [Aenda 18-04-Wood Stove Agreement Memo](#)
[2018 CAPCOA-District Woodstove Agreement](#)

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 – Public Employee Performance Evaluation – Chief Executive Officer

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.

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:

APPOINTMENTS

4a) Approval of Recommended Appointments/Reappointments

Recommended Action:

Approve the following appointments:

1. Mr. William Tramosch, Mendocino Historical Review Board, Member

Attachments: [Tramosch Application](#)

MINUTES

4b) Approval of Minutes of September 11, 2018, Regular Meeting

Recommended Action:

Approve minutes of the September 11, 2018, regular meeting.

Attachments: [09-11-18 Minutes - DRAFT](#)

EXECUTIVE OFFICE

- 4c) Adoption of Resolution Designating Chief Executive Officer/Director of Emergency Services, Recovery Director, Recovery Finance Director, and Director of Transportation Department as Authorized Agents to Engage with the Federal Emergency Management Agency (FEMA) and Governor's Office of Emergency Services (Cal OES) Regarding All Matters Pertaining to Federal Financial Assistance Under Public Law 93-288 as Amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or State Financial Assistance Under the California Disaster Act**

Recommended Action:

Adopt Resolution designating Chief Executive Officer/Director of Emergency Services, Recovery Director, Recovery Finance Director, and Director of Transportation Department as authorized agents to engage with the Federal Emergency Management Agency (FEMA) and Governor's Office of Emergency Services (Cal OES) regarding all matters pertaining to federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Act and authorize the Clerk to the Board or designee to sign the California Governor's Office of Emergency Services Cal OES 130 Designation of Applicant's Agent Resolution for Non-State Agencies form.

Attachments: [9-25 Cal OES 130 Reso Form](#)

- 4d) Adoption of Resolution Authorizing the County of Mendocino to Enter into an Agreement with the California Department of Water Resources to Receive Funds for the Redwood Valley County Water District's Redwood Valley Water Infrastructure Project and Authorizing the Chief Executive Office to Execute the Agreement on Behalf of the County of Mendocino**

Recommended Action:

Adopt Resolution authorizing the County of Mendocino to enter into an Agreement with the California Department of Water Resources to receive funds for the Redwood Valley County Water District's Redwood Valley Water Infrastructure Project and authorizing the Chief Executive Office to execute the Agreement on behalf of the County of Mendocino; and authorize Chair to sign same.

Attachments: [RVCWD Resolution](#)

- 4e) Approval of Amendment to Board of Supervisors Agreement 18-078 with Kemper Consulting Group Adding Additional Funding of \$28,000 to Provide Mental Health Needs Assessment Consulting Services for the Period of May 1, 2018 through December 31, 2018, For a New Not to Exceed Agreement Amount of \$68,000 (Sponsors: Executive Office and Sheriff-Coroner, on behalf of the Measure B Oversight Committee)**

Recommended Action:

Approve Amendment to Board of Supervisors Agreement 18-078 with Kemper Consulting Group adding additional funding in the amount of \$28,000 to provide mental health needs assessment consulting services for the period of May 1, 2018 through December 31, 2018 for a new not to exceed Agreement amount of \$68,000; and authorize Chair to sign same.

Attachments: [KEMPER AMENDMENT](#)

COUNTY COUNSEL

- 4f) Approval of Second Amendment to Board of Supervisors Agreement No. 18-025 with Liebert Cassidy Whitmore to Provide Legal/Conflict Counsel Services in the Amanda Carley v. County of Mendocino Lawsuit in the Amount of \$125,000, Extending the Termination Date From November 1, 2018 to June 30, 2019**

Recommended Action:

Approve second amendment to Board of Supervisors Agreement No. 18-025 with Liebert Cassidy Whitmore to provide legal/conflict counsel services in the Amanda Carley v. County of Mendocino lawsuit in the amount of \$125,000, extending the termination date from November 1, 2018 to June 30, 2019; and authorize Chair to sign same.

Attachments: [Aareement](#)
[Amendment to PA #18-75](#)
[Aareement No. 18-025.pdf](#)

HEALTH AND HUMAN SERVICES AGENCY

- 4g) Approval of Retroactive Agreement with North Coast Opportunities in the Amount of \$58,433 to Provide Child Care Navigation and Trauma-Informed Care Training for the Period of July 1, 2018 through June 30, 2019**

Recommended Action:

Approve retroactive Agreement with North Coast Opportunities in the amount of \$58,433 to provide child care navigation and trauma-informed care training for the period of July 1, 2018 through June 30, 2019; authorize the Health and Human Services Agency Director or designee to sign any future amendments to the Agreement, due to the State increased allocation, that do not cause the Agreement amount to exceed \$88,433; and authorize Chair to sign same.

Attachments: [Agreement](#)

- 4h) Approval of Fourth Amendment to Agreement Number 15-098 (State Revenue Agreement No. 15-10071) with the California Department of Public Health in the Amount of \$0 (\$4,296,562 Total) to Provide Funding for the Women, Infants and Children Program of the Health and Human Services Agency, Public Health Branch, from October 1, 2015 through September 30, 2019**

Recommended Action:

Approve fourth amendment to BOS Agreement No. 15-098 (State Revenue Agreement No. 15-10071) with the California Department of Public Health in the amount of \$0 (\$4,296,562 Total) to provide funding for the Women, Infants and Children Program of the Health and Human Services Agency, Public Health Branch, from October 1, 2015 through September 30, 2019; authorize the Health and Human Services Agency Director or designee to sign the Agreement and any amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [Agreement](#)

LIBRARY

- 4i) Approval of \$7,500 Grant Award through the California State Library Initiatives Book Project for the Purchase of New Library Books**

Recommended Action:

Approve and authorize the acceptance of the California State Library Initiatives Book Project grant award of \$7,500 for the purchase of new library books.

Attachments: [CA Initiatives Director letter 7500](#)

SHERIFF-CORONER

- 4j) Ratification of Submission of 2018-19 Application for U.S. Department of Justice Edward Byrne Justice Assistance Grant Program Fiscal Year 2018 Local Solicitation Application in the Amount of \$24,422**

Recommended Action:

Ratify submission of 2018-19 application for U.S. Department of Justice Edward Byrne Justice Assistance Grant Program fiscal year 2018 local solicitation application in the amount of \$24,422.

Attachments: [03 Program Narrative BJA 2018-19.docx](#)

TRANSPORTATION

- 4k) Adoption of Resolution Authorizing the Processing of a Consolidated Coastal Development Permit by the California Coastal Commission for the Mendocino County Department of Transportation Usal Creek Bridge Replacement Project on Usal Road, County Road 431, Milepost 5.93 (Rockport Area)**

Recommended Action:

Adopt Resolution authorizing the processing of a Consolidated Coastal Development Permit by the California Coastal Commission for the Mendocino County Department of Transportation Usal Creek Bridge Replacement Project on Usal Road, County Road 431, Milepost 5.93 (Rockport Area); and authorize Chair to sign same.

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

- 4l) Adoption of Resolution Approving Department of Transportation Agreement Number 180075 in the Amount of \$500 with and Accepting the Grant Deed Conveying Real Property from Mendocino Redwood Company, LLC, for the Acquisition of Rights of Way Needed for Construction of Permanent 2017 January Storm Damage Repairs, on Mountain View Road, County Road 510, Milepost 14.50, Project Number F-1706.202PR (Boonville Area)**

Recommended Action:

Adopt Resolution approving Department of Transportation (DOT) Agreement Number (No.) 180075 in the amount of \$500 with and accepting the Grant Deed conveying real property from Mendocino Redwood Company, LLC, for the acquisition of rights of way needed for construction of permanent 2017 January storm damage repairs on Mountain View Road, County Road (CR) 210, Milepost (MP) 14.50, Project No. F-1706.202PR, (Boonville Area); and authorize Chair to sign same.

Attachments: Letter
 Resolution
 Agreement
 Grant Deed

- 4m) Adoption of Resolution Increasing the Director of Transportation's Change Order Authority to a Total of \$45,000 for Department of Transportation Contract Number 170049 for Construction of the 2017 Storm Damage Repairs on Branscomb Road, County Road 429, Milepost 17.21 (Laytonville Area)**

Recommended Action:

Adopt Resolution increasing the Director of Transportation's change order authority to a total of \$45,000 for Department of Transportation Contract Number 170049 for construction of the 2017 Storm Damage Repairs on Branscomb Road, County Road, 429, milepost 17.21 (Laytonville Area); and authorize Chair to sign same.

Attachments: Letter
 Resolution

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; 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.

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.

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