

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
AMENDED AGENDA REGULAR MEETING
October 02, 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) Discussion and Possible Action Including Presentation of Proclamation Recognizing the Accelerated Achievement Academy, Instructor Pat Garrett, and Two of his Students, Eloy Lopez, and Alyssa Quail, for Achievement/Excellence in their Commitment to the Application and Use of Hands-Only Cardiopulmonary Resuscitation (Sponsor: Health and Human Services Agency)

Recommended Action:

Adopt Proclamation recognizing the Accelerated Achievement Academy, instructor Pat Garrett, and two of his students, Eloy Lopez, and Alyssa Quail, for achievement/excellence in their commitment to the application and use of hands-only cardiopulmonary resuscitation; and authorize Chair to sign same.

Attachments: [Accelerated Achievement Academy Proclamation 2018. 10-2-18](#)
[Photo](#)

2b) Adoption of Proclamation Recognizing October 14-20, 2018, as Freedom from Workplace Bullies Week in Mendocino County (Sponsor: Executive Office)

Recommended Action:

Adopt Proclamation recognizing October 14-20, 2018, as Freedom from Workplace Bullies Week in Mendocino County; and authorize Chair to sign same.

Attachments: [PROCLAMATION](#)

2c) Adoption of Proclamation Recognizing October 2018 as National Disability Employment Awareness Month in Mendocino County (Sponsor: Supervisor Brown)

Recommended Action:

Adopt Proclamation recognizing October 2018 as National Disability Employment Awareness Month in Mendocino County; and authorize Chair to sign same.

Attachments: [National Disability Employment Awareness Month PROCLAMATION](#)
[Photo](#)

2d) Adoption of Proclamation Recognizing October 8, 2018, as the First Anniversary of the Redwood Complex Fire in Mendocino County (Sponsor: Board of Supervisors)

Recommended Action:

Adopt Proclamation recognizing October 8, 2018, as the first anniversary of the Redwood Complex Fire 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: [10-01-18 SEIU Correspondence](#)
 [10-02-18 EMS Correspondence](#)
 [10-02-18 Otis 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 Regarding an Update to the Board of Supervisors from the Mental Health Treatment Act Citizen's Oversight Committee, an Advisory Committee per Measure B Ordinance Number 4387 as Approved by the Voters of Mendocino County, on Progress Since the September 11, 2018 Update (Sponsor: Sheriff-Coroner)**

Recommended Action:

Accept update from the Mental Health Treatment Act Citizen's Oversight Committee, an advisory committee per Measure B Ordinance number 4387 as approved by voters of Mendocino County on progress since the September 11, 2018 update and provide direction as appropriate.

- 5b) Discussion and Possible Approval of Retroactive Agreement with California Forensic Medical Group (CFMG) in the Amount of \$76,692.48 for the Term Ending June 30, 2018, to Pay Outstanding Invoices for Catastrophic Charges for Inmate Medical Care Occurring in 2016 and 2017 (Sponsor: Sheriff-Coroner)**

Recommended Action:

Approve Agreement with CFMG in the amount of \$76,692.48 for the term ending June 30, 2018, to pay outstanding invoices for catastrophic charges for inmate medical care occurring in 2016 and 2017; and authorize Chair to sign same.

Attachments: [Agreement](#)

- 5c) Discussion and Possible Action Including Adoption of Resolution Authorizing Salary Grade Revision and Amending the Position Allocation Table as follows: Public Defender from D49C to D50D (Sponsor: Human Resources)**

Recommended Action:

Adopt Resolution authorizing the adoption of salary grade revision and amending the Position Allocation Table for the classification of Public Defender from D49C to D50D; and authorize Chair to sign same.

Attachments: [10.02.18 #18-2143 HR Salary Grade Revision Public Defender RE](#)

- 5d) Discussion and Possible Approval of the Appointment of Nori Dolan as Temporary Help to Fulfill Critically Needed Duties after Her Retirement, Pursuant to Government Code (GC) 7522.56 (Sponsor: Health and Human Services Agency)**

Recommended Action:

Approve appointment of Nori Dolan as temporary help to fulfill critically needed duties after her retirement, pursuant to GC 7522.56.

Attachments: [Request to Rehire, Nori Dolan](#)

5e) Noticed Public Hearing - Discussion and Possible Action Including Adoption of an Ordinance Amending the County Inland Zoning Code (Title 20 - Division 1 of the Mendocino County Code), Chapter 20.164 - Accessory Use Regulations with Regard to Second Residential Units/Accessory Dwelling Units (Sponsor: Planning and Building Services)

Recommended Action:

Adopt Ordinance amending the County Inland Zoning Code (Title 20 - Division 1 of the Mendocino County Code), Chapter 20.164 - Accessory Use Regulations with regard to second residential units/accessory dwelling units; and authorize Chair to sign same.

Attachments:

[Summary](#)

[Ordinance - Redline](#)

[Ordinance - CLEAN](#)

[Memo](#)

[Summary of Changes to ADU Law](#)

[FAQ's - ADUs](#)

[FAQs - Junior ADUs](#)

[State Standards Checklist](#)

[PC Hearing Packet with Signed Resolution](#)

[Public Notice](#)

[BOS Memo](#)

[Affidavit of Publication](#)

[Ordinance - CLEAN](#)

[ADU Ordinance - REDLINE 10.2](#)

5f) 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.

**5g) 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: [Zoning Data 10-2-18](#)
 [Commissioners Report 10-2-18](#)

**5h) Discussion and Possible Action Including Acceptance of Transportation Director's Report Regarding 2017 Road System Storm/Fire Disaster Recovery Effort and 2018 Asphalt Concrete (A.C.) Maintenance on Various County Maintained Roads
(Sponsor: Transportation)**

Recommended Action:

Accept Transportation Director's report regarding 2017 road system storm/fire disaster recovery effort and 2018 A.C. maintenance on various county maintained roads; and provide direction as appropriate.

Attachments: [Directors Report -- October 2, 2018](#)

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

Recommended Action:

Accept the Chief Executive Officer's 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.

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.

- 8a) Discussion and Possible Action Including Approval of Agreement Amendment for Carmel J. Angelo to Serve as County of Mendocino Chief Executive Officer for the Term of October 7, 2018 through October 6, 2022, in the Amount of \$195,000 (Year One), \$210,000 (Year Two), \$215,000 (Year Three) and \$220,000 (Year Four) (Sponsor: Board of Supervisors)**

Recommended Action:

Approval of Agreement amendment for Carmel J. Angelo to serve as County of Mendocino Chief Executive Officer for the term of October 7, 2018, through October 6, 2022, in the amount of \$195,000 (year one), \$210,000 (year two), \$215,000 (year three) and \$220,000 (year four); and authorize Chair to sign same.

Attachments: [Carmel Angelo 2018-Final](#)
[CEO Salary Benchmark](#)
[CEO Salary History](#)

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, Heidi Dunham, Cherie Johnson and Donna Williamson; Employee Organization(s): All

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 / reappointments:

- 1. Ms. Melissa Finley, Gualala Municipal Advisory Board, Member*
- 2. Mr. Joseph Scriven, North Coast Resource Partnership, Mendocino Representative to the Technical Review Committee*

Attachments: [Joe Scriven - Resume](#)
 [Joe Scriven Application](#)

COUNTY COUNSEL**4b) Adoption of Ordinance Amending Chapter 6.04 of the Mendocino County Code Regarding County Business License Requirements****Recommended Action:**

Adopt Ordinance amending Chapter 6.04 of the Mendocino County Code regarding County business license requirements; and authorize Chair to sign same.

Attachments: [Ordinance](#)
 [Ordinance Red Line](#)
 [Ordinance Summary](#)
 [Affidavit of Publication](#)

EXECUTIVE OFFICE

- 4c) 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](#)

- 4d) Adoption of Resolution Declaring the Continuation of a Local Emergency Related to the Redwood Complex Fire**

Recommended Action:

Adopt Resolution declaring the continuation of a Local Emergency related to the Redwood Complex Fire; and authorize Chair to sign same.

Attachments: [RESOLUTION](#)

- 4e) Adoption of Resolution Declaring the Continuation of a Local Emergency Related To the Mendocino Complex Fire**

Recommended Action:

Adopt Resolution declaring the continuation of a Local Emergency related to the Mendocino Complex Fire; and authorize Chair to sign same.

Attachments: [Resolution](#)

DISTRICT ATTORNEY

- 4f) Adoption of Resolution Authorizing Submittal of Grant Application to Cal OES for the Victim Witness Assistance Program for the Grant Period October 1, 2018 Through September 30, 2019**

Recommended Action:

Adopt Resolution authorizing submittal of the grant application to Cal OES for the Victim Witness Assistance Program for the Grant Period October 1, 2018 through September 30, 2019; and authorize Chair to sign same.

Attachments: [Grant RFP](#)
 [Resolution](#)

HEALTH AND HUMAN SERVICES AGENCY

- 4g) Approval of Second Amendment to BOS Agreement No. 18-021 in the Amount of \$90,830 for a New Total of \$140,830 for Dr. Gary Pace to Serve as Mendocino County's Health Officer from March 14, 2018 through June 30, 2019**

Recommended Action:

Approve second Amendment to BOS Agreement No. 18-021 in the amount of \$90,830 for a new total of \$140,830 for Dr. Gary Pace to serve as Mendocino County's Health Officer from March 14, 2018 through June 30, 2019; authorize the Health and Human Services Agency Director 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: [Dr Gary Pace. Amendment. \\$140.830](#)

- 4h) Approval of Agreement with American Guard Services, Inc. in the Amount of \$174,208.56 to Provide Security Guard Services at Health and Human Services Agency Locations, Effective October 4, 2018 through October 3, 2019**

Recommended Action:

Approve Agreement with American Guard Services, Inc. in the amount of \$174,208.56 to provide security guard services at Health and Human Services Agency locations, effective October 4, 2018 through October 3, 2019; authorize the Health and Human Services Agency Director or designee to sign any amendments to the Agreement that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [American Guard Services, \\$174,208.56](#)

- 4i) Adoption of Resolution Reaffirming the Existence of Local Health Emergency Related to the Mendocino Complex Fire, as Proclaimed by the Local Health Officer**

Recommended Action:

Adopt Resolution reaffirming the existence of Local Health Emergency related to the Mendocino Complex Fire as proclaimed by the Local Health Officer; and authorize Chair to sign same.

Attachments: [Resolution](#)

- 4j) Adoption of Resolution Reaffirming the Existence of Local Health Emergency Related to the Redwood Complex Fire, as Proclaimed by the Local Health Officer**

Recommended Action:

Adopt Resolution reaffirming the existence of Local Health Emergency related to the Redwood Complex Fire, as proclaimed by the Local Health Officer; and authorize Chair to sign same.

Attachments: [RESOLUTION](#)

HUMAN RESOURCES

4k) Adoption of Mendocino County Policy on Nepotism and Fraternization

Recommended Action:

Adopt the Mendocino County Policy on Nepotism and Fraternization, and direct the Clerk of the Board to provide a Minute Order of the Board of Supervisors' decision.

Attachments: [Final Draft Nepotism Policy 8.31.18](#)

4l) Adoption of Resolution Authorizing Salary Grade Revisions and Amending the Position Allocation Table as Follows: Cannabis Program Manager, from Salary Grade U43Z to Salary Grade MA40; Assistant Agricultural Commissioner/Sealer of Weights and Measures, Salary Grade MA39 to Salary Grade U42A

Recommended Action:

Adopt Resolution authorizing Salary Grade revisions and amending the Position Allocation Table as follows: Cannabis Program Manager, from Salary Grade U43Z to Salary Grade MA40; Assistant Agricultural Commissioner/Sealer of Weights and Measures, from Salary Grade MA39 to Salary Grade U42A; and authorize Chair to sign same.

4m) Adoption of Resolution Amending Board of Supervisors Resolution No. 10-006 Implementing the Terms and Conditions of Employment for Unrepresented Management Employees and Exempt Elected Officials

Recommended Action:

Adopt Resolution amending Board of Supervisors Resolution No. 10-006 implementing the terms and conditions of employment for unrepresented management employees and exempt elected officials; and authorize Chair to sign same.

Attachments: [Resolution](#)

PLANNING AND BUILDING SERVICES

- 4n) Adoption of Resolution Authorizing the Processing of a Consolidated Coastal Development Permit by the California Coastal Commission for the California Department of Parks and Recreation North Coast Redwoods District to Remove Seven (7) Toilets and Install Four (4) ADA Vault Toilets in the Usal Campground Area of Sinkyone Wilderness State Park**

Recommended Action:

Adopt Resolution authorizing the processing of a Consolidated Coastal Development Permit by the California Coastal Commission for the California Department of Parks and Recreation, North Coast District to remove seven (7) toilets and install four (4) ADA vault toilets in the Usal Campground area of Sinkyone Wilderness State Park; and authorize Chair to sign same.

Attachments:

[Memo](#)

[Resolution](#)

[Public Notice](#)

[consolidation request & application](#)

[PROJECT DESCRIPTION AND LOCATION](#)

[USAL CAMPGROUND IMPROVEMENTS](#)

- 4o) Authorization of the Issuance of an Administrative Coastal Development Permit (CDP_2017-0049 Pitts) to Construct a Guest Cottage, Connect the Guest Cottage to Water and Electrical Supply, and Extend the Paved Driveway to Accommodate Additional Parking Located at 44470 Gordon Lane (APN 119-420-39)**

Recommended Action:

Authorize the issuance of Coastal Development Permit (CDP_2017-0049 Pitts) to construct a guest cottage, connect the guest cottage to water and electrical supply and extend the paved driveway to accommodate additional parking located at 44470 Gordon Lane (APN 119-420-39).

Attachments:

[Public Notice](#)

[Signed Permit](#)

[CDP 2017-0049 \(Pitts\) Signed Permit](#)

TRANSPORTATION

- 4p) Adoption of Resolution Approving Subdivision Road Maintenance & Repair Agreement for Tract 245, Vichy Springs Community Homes Subdivision Unit 2, Phase 2, Accepting Subdivision Roads Ardesch Court and Perrier Court within Phase 2 of Vichy Springs Community Homes Subdivision Unit 2, Tract 245, into the County Maintained Road System, and Releasing Subdivision Improvement Agreement Surety and Subdivision Monumentation Agreement Surety (Ukiah Area)**

Recommended Action:

Adopt Resolution approving Subdivision Road Maintenance & Repair Agreement for Tract 245, Vichy Springs Community Homes Subdivision Unit 2, Phase 2, accepting subdivision roads Ardesch Court and Perrier Court within Phase 2 of Vichy Springs Community Homes Subdivision Unit 2, Tract 245, into the County Maintained Road System, and releasing Subdivision Improvement Agreement Surety and Subdivision Monumentation Agreement Surety (Ukiah Area); and authorize Chair to sign same.

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

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.