

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



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@mendocinocounty.org

MENDOCINO COUNTY
BOARD OF SUPERVISORS
BOARD OF SUPERVISORS AGENDA

REGULAR MEETING
January 22, 2019 - 9:00 AM
BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER

TIMED ITEMS

Please note that all times provided are considered approximate

11:15 A.M. Discussion and Possible Action Including Adoption of Mendocino County's 2019 Legislative Platform (refer to agenda item 6b))

Following the posting of the Agenda, all agenda item supporting documentation, including any material submitted to the Clerk after distribution of the Agenda packet, is available for public review through the Executive Office, 501 Low Gap Road, Room 1010, Ukiah, CA 95482 during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday.

Persons wishing to file documentation on any agenda item for the official record must submit ten (10) copies of each document to the Executive Office.

Members of the public are advised that all cell phones or electronic devices are to be silenced upon entering the Board Chambers.

1. OPEN SESSION (9:00 A.M.)

1a) Roll Call

1b) Pledge of Allegiance

2. PROCLAMATIONS

Items in this section are automatically adopted unless specifically pulled by a Supervisor. Proclamations may be presented or commented on as needed.

3. PUBLIC EXPRESSION

Members of the public are welcome to address the Board on items not listed on the agenda, but within the jurisdiction of the Board of Supervisors. The Board is prohibited by law from taking action on matters not on the agenda, but may ask questions to clarify the speaker's comment. The Board limits testimony on matters not on the agenda to 3 minutes per person and not more than 10 minutes for a particular subject at the discretion of the Chair of the Board.

Individuals wishing to address the Board under Public Expression are welcome to do so throughout the meeting. To best facilitate these items, please review and complete the public comment/speaker form available at the back of the Boardroom and present to the Clerk. If you wish to submit written comments, please provide 10 copies to the Executive Office staff, located in the County Administration Center, Room 1010. All meetings are tape-recorded, so speakers are reminded to announce their names as they approach the podium.

3a) Public Expression

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 Adoption of Resolution Amending the Position Allocation Table as Follows: Budget Unit 0715, Human Resources - Add 1.0 FTE Staff Assistant II in Support of the Cultural Services Agency (Sponsor: Human Resources)**

Recommended Action:

Adopt Resolution amending the Position Allocation Table as follows: Budget Unit 0715, Human Resources - add 1.0 FTE Staff Assistant II in support of the Cultural Services Agency; and authorize Chair to sign same.

Attachments: [Resolution](#)

- 5b) Discussion and Possible Action Including Adoption of Resolution to “Opt-in” to the California Complete Count Census 2020 Program (Sponsors: Executive Office and Health and Human Services Agency)**

Recommended Action:

Adopt Resolution to "Opt-in" to the California Complete Count Census 2020 Program; and authorize Chair to sign same.

Attachments: [Resolution](#)
[Census 2020 - County Package](#)
[US Census 2020](#)

- 5c) Discussion and Possible Action Including Adoption of Resolution Authorizing Director of Planning and Building Services to Execute an Agreement for the Purpose of Addressing the Building and Zoning Violations Related to Property Being Subdivided by Minor Subdivision MS 23-2007 (Sponsor: Planning and Building Services)**

Recommended Action:

Adopt Resolution authorizing Director of Planning and Building Services to execute an agreement for the purpose of addressing the building and zoning violations related to property being subdivided by Minor Subdivision MS 23-2007, and authorize Chair to sign same.

Attachments: [Resolution](#)
[Agreement](#)
[01-17-19 Neary Correspondence](#)
[01-07-19 Anderson Correspondence 1 of 2](#)
[01-07-19 Anderson Correspondence 2 of 2](#)

**5d) Discussion and Possible Action Including Adoption of a Revised 2019 Board of Supervisors Master Meeting Calendar Including Possible Agenda Changes and Additional Regular Board Meetings
(Sponsor: Executive Office)**

Recommended Action:

Discuss potential additional Regular Board meeting dates and/or create efficiencies with Board Agendas; adopt a revised 2019 Board Master Meeting Calendar, and direct the Clerk of the Board to notify County departments of same.

Attachments: [Master Meeting Calendar](#)

**5e) 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.

5f) Discussion and Possible Action Regarding Comprehensive Update on the Implementation of the Mendocino County Cannabis Cultivation Program, Cannabis Facility Business Licenses and Cannabis Compliance Efforts (Sponsor: Department of Agriculture)

Recommended Action:

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

Attachments: [Comprehensive Cannabis Program Update 01-22-2019](#)

[Commissioners Report 1-4-2019](#)

[Zoning Data 1-4-2019](#)

[01-22-19 Nelson Cover Group Letter](#)

[01-22-19 Cannabis Group Letterv2](#)

[01-22-19 Nelson Correspondence](#)

[01-22-18 Nelson Correspondence](#)

[01-22-19 Lindlev Correspondence](#)

[01-22-19 Phillips Correspondence](#)

[01-22-19 Lockhart Correspondence](#)

[01-22-19 Artman Correspondence](#)

[01-22-19 Edwards Correspondence](#)

[01-22-19 Edwards Correspondence pt 2](#)

[01-22-19 Liddy Correspondence](#)

[01-22-19 Powell Correspondence](#)

[01-22-19 Artman Correspondence](#)

[01-22-19 Thilman Correspondence](#)

5g) Discussion and Possible Action Including Acceptance of Presentation Regarding Private Roads as Emergency Access and/or Evacuation Routes - Preliminary Feasibility/Funding/Practical Factors (Countywide) (Sponsor: Department of Transportation)

Recommended Action:

Accept presentation regarding Private Roads as Emergency Access and/or Evacuation Routes - Preliminary Feasibility/Funding/ Practical Factors (Countywide); and provide direction as appropriate.

Attachments: [Presentation](#)

[Private Road Proposal Public Resources Committee 10-14-05](#)

[01-22-19 Whitaker Correspondence](#)

**5h) Transportation Director's Report
(Sponsor: Department of Transportation)**

Recommended Action:

Accept Transportation Director's report.

Attachments: [Director's Report -- January 22, 2019](#)

5i) Discussion and Possible Action Regarding Presentation of the Department of Planning and Building Services Development Activity Report for the Month of December, 2018

(Sponsor: Planning and Building Services)

Recommended Action:

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

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

5j) Noticed Public Hearing - Discussion and Possible Action Including Adoption of Resolution Authorizing the County of Mendocino to Submit a Community Development Block Grant (CDBG) Application to the State Department of Housing and Community Development (HCD) for the 2018 Notice of Funding Availability (NOFA), in the Amount of \$2,535,465 to Request Funding of Three projects; 1. RCHDC Public Improvements in Support of Affordable Housing, 2. West Company Microenterprise Technical Assistance, and 3. EDFC Planning Technical Assistance (PTA) Study

(Sponsor: Planning & Building Services)

Recommended Action:

Adopt Resolution authorizing the County of Mendocino to submit a CDBG application to HCD for the 2018 NOFA to request funding in the amount of \$2,535,465 for three projects; 1. RCHDC public improvements in support of affordable housing; 2. West Company Microenterprise Technical Assistance and; 3. EDFC PTA study; and authorize Chair to sign same.

Attachments: [CDBG Memo Jan. 22 BOS 2.pdf](#)
[Resolution](#)
[Proof of Pub 2019-01-10.pdf](#)

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

Recommended Action:

Accept the Chief Executive Officer's report.

Attachments: [CEO Report 01-22-19 Edition](#)

5l) 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) Discussion and Possible Action Regarding Authorization to Waive Permit Fees Associated with the Gualala Air Ambulance Landing Pad at Redwood Coast Medical Services (RCMS)

(Sponsor: Supervisor Williams)

Recommended Action:

Receive the update regarding waiving all or a portion of permits fees associated with the Gualala Air Ambulance Landing Pad at RCMS, based upon issues associated with Health, Safety and Welfare; direct Planning and Building Services staff to proceed with permit issuance; and provide possible direction to staff regarding the fiscal options associated with the fee waiver.

Attachments: [PBS Memo](#)

6b) Discussion and Possible Action Including Adoption of Mendocino County's 2019 Legislative Platform

(Sponsors: Supervisors Brown and Gjerde)

Recommended Action:

Adopt the Mendocino County 2019 Legislative Platform.

Attachments: [Draft 2019 Legislative Platform](#)

6c) Supervisors' Reports Regarding Board Special Assignments, Standing and Ad Hoc Committee Meetings, and Other Items of General Interest

Attachments: [01-21-19 McCowen Memo - NCRA](#)

[Great Redwood Trail Jan 2019](#)

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 54956.9(a) – Conference with Legal Counsel – Existing Litigation: Vichy Springs Resort v. City of Ukiah, et al, Mendocino County Superior Court Case No. SCUUK-CVPT-2018-70200-1

9b) Pursuant to Government Code Section 54956.9c – Conference with Legal Counsel – Initiation of Litigation: One Case

9c) Pursuant to Government Code Section 54956.9d(2) – Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation – One Case

9d) Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiator; Property/Physical Address: Rivino Ranch Road, (Frontage Road E) Ukiah, CA (APN 184-210-RW); Parties: County of Mendocino; Agency Negotiator: Carmel J. Angelo and Janelle Rau; Under Negotiation: Surplus/Sale of Real Property

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 reappointment:

- 1. Ms. Lois Lockart, Behavioral Health Advisory Board, 1st District Representative;*
- 2. Ms. Michelle Rich, Behavioral Health Advisory Board, 2nd District Representative;*
- 3. Mr. Marc Komer, Library Advisory Board, 3rd Third District Member;*
- 4. Ms. Alison Pernell, Mendocino County Planning Commission, 3rd District Commissioner;*
- 5. Mr. Patrick Pekin, Behavioral Health Advisory Board, 5th District Representative;*
- 6. Ms. Patty Madigan, Mendocino County Fish and Game Commission, 5th District Commissioner;*
- 7. Ms. Sarah O'Donnell, Health and Human Services Advisory Board, 5th District Representative; and*
- 8. Ms. Diana Wiedemann, Mendocino County Planning Commission, 5th District Commissioner.*

Attachments: [Madigan Application](#)
 [Madigan Resume](#)
 [Wiedemann Application](#)
 [Wiedemann Resume](#)

MINUTES**4b) Approval of Minutes of January 8, 2019, Regular Meeting****Recommended Action:**

Approve minutes of the January 8, 2019, regular meeting.

Attachments: [01-08-19 Minutes - DRAFT](#)

BOARD OF SUPERVISORS

4c) Approval of Letter to Governor Gavin Newsom Supporting the Nomination of Fort Bragg Council Member Lindy Peters to a North Coast Representative Seat on the California Coastal Commission (Sponsor: Supervisor Gjerde)

Recommended Action:

Approve letter to Governor Gavin Newsom supporting the nomination of Fort Bragg Council Member Lindy Peters to a North Coast Representative seat on the California Coastal Commission; and authorize Chair to sign same.

Attachments: [Letter](#)

EXECUTIVE OFFICE**4d) Adoption of Resolution to Support the Establishment of a Statewide Commission on Recycling Markets**Recommended Action:

Adopt Resolution to support the establishment of a statewide commission on recycling markets; and authorize Chair to sign same

Attachments: [Resolution](#)

4e) Approval of Formation of an Ad Hoc Committee Regarding Contracting for Dispatch Services for Fire and Emergency Medical Services and Appointment of Supervisors Williams and McCowenRecommended Action:

Approve the Formation of an Ad Hoc Committee Regarding Contracting for Dispatch Services for Fire and Emergency Medical Services and Appointment of Supervisors Williams and McCowen

HEALTH AND HUMAN SERVICES AGENCY**4f) Approval of Letter of Support to the Public Health Accreditation Board Supporting Health and Human Services Agency, Public Health Branch Accreditation**Recommended Action:

Approve letter to of Support the Public Health Accreditation Board supporting Health and Human Services Agency, Public Health Branch accreditation; and authorize Chair to sign same.

Attachments: [Letter of Support](#)
 [PHAB Value Infographic](#)
 [Mendocino County Health Improvement Plan](#)

4g) Approval of Retroactive Agreement with North Coast Opportunities Inc. in the Amount of \$143,734 to Provide Outreach and Education to Children and Seniors Through the Walk Bike Mendocino Program Under the Office of Traffic Safety Grant to Improve Pedestrian and Bicycle Safety from October 1, 2018 through September 30, 2019Recommended Action:

Approve retroactive Agreement with North Coast Opportunities Inc. in the amount of \$143,734 to provide outreach and education to children and seniors through the Walk Bike Mendocino Program under the Office of Traffic Safety grant to improve pedestrian and bicycle safety from October 1, 2018 through September 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: [Agreement](#)

4h) Approval of Agreement with Community Care on Palm in the Amount of \$169,700 to Provide Mandated Residential Mental Health Treatment, Effective When Agreement Becomes Fully Executed Through June 30, 2019

Recommended Action:

Approve Agreement with Community Care on Palm in the amount of \$169,700 to provide mandated residential Mental Health Treatment, effective when Agreement becomes fully executed through June 30, 2019; authorize the Health and Human Services Agency (HHSA) Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [Aareement](#)

4i) Approval of California Children's Services and Child Health and Disability Prevention Certification Statements for Children's Medical Services for Fiscal Year 2018-19

Recommended Action:

Approve California Children's Services and Child Health and Disability Prevention Certification Statements for Children's Medical Services for Fiscal Year 2018-19; and authorize Chair to sign same.

Attachments: [Certification Statements](#)

4j) Approval of Automobile Allowance for Health and Human Services Agency Assistant Director of Administrative Services

Recommended Action:

Approve automobile allowance for Health and Human Services Agency Assistant Director of Administrative Services.

Attachments: [Auto Allowance Memo](#)
[Automobile Allowance Resolution-1](#)

4k) Adoption of Proclamation Recognizing January 2019 as Positive Parenting Awareness Month in Mendocino County

Recommended Action:

Adopt Proclamation recognizing January 2019 as Positive Parenting Awareness Month in Mendocino County; and authorize Chair to sign same.

Attachments: [Proclamation](#)

HUMAN RESOURCES

**4l) Adoption of Resolution Authorizing Salary Grade Adjustments as Follows:
Adoption of Program Administrator - Nursing Salary Grade S40B**

Recommended Action:

Adopt Resolution authorizing salary grade adjustments as follows: Adopt Program Administrator - Nursing salary grade S36C to S40B; and authorize Chair to sign same.

Attachments: [Resolution](#)

SHERIFF-CORONER

- 4m) Adoption of Resolution Authorizing the CEO/Director of Emergency Services, or Designee, Sheriff-Coroner/Assistant Director of Emergency Services, and/or Undersheriff to Execute for, and on Behalf of, Mendocino County Any Actions Necessary for Administration of the Emergency Management Performance Grant**

Recommended Action:

Adopt Resolution authorizing the CEO/Director of Emergency Services, or designee, Sheriff-Coroner/Assistant Director of Emergency Services, and/or Undersheriff to execute for, and on behalf of Mendocino County, any actions necessary for the administration of the Emergency Management Performance Grant; and authorize Chair to sign same.

Attachments: [Resolution](#)

- 4n) Adoption of Resolution Authorizing the CEO/Director of Emergency Services, Or Designee, Sheriff-Coroner / Assistant Director of Emergency Services, Undersheriff and/or Director of Health and Human Services to Execute for, and on Behalf of, Mendocino County Any Actions Necessary for Administration of the State Homeland Security Grant**

Recommended Action:

Adopt Resolution Authorizing the CEO/Director of Emergency Services, or designee, Sheriff-Coroner/Assistant Director of Emergency Services, Undersheriff and/or Director of Health and Human Services to Execute for, and on behalf of, Mendocino County any actions necessary for administration of the State Homeland Security Grant; and authorize Chair to sign same.

Attachments: [Resolution.docx](#)

TRANSPORTATION

- 4o) Adoption of Resolution Authorizing the Destruction of Various County Records Related to Previous Solid Waste Operations (Countywide)**

Recommended Action:

Adopt Resolution authorizing the destruction of various County records related to previous solid waste operations (Countywide); and authorize Chair to sign same.

Attachments: [Resolution](#)
[Exhibit A](#)

- 4p) Adoption of Resolution Ratifying the Application for Federal Aviation Administration Airport Improvement Program Grant Funds for Design of Runway and Shoulder Pavement Rehabilitation at Round Valley Airport and Authorizing the Director of Transportation to Act as the Airport Sponsor's Official Representative and to Execute the Grant Agreement and Sign Other Necessary Related Documents on Behalf of Mendocino County if Awarded (Covelo Area)**

Recommended Action:

Adopt resolution ratifying the application for Federal Aviation Administration Airport Improvement Program Grant Funds for design of runway and shoulder pavement rehabilitation at Round Valley Airport and authorizing the Director of Transportation to act as the airport sponsor's official representative and to execute the grant agreement and sign other necessary related documents on behalf of Mendocino County if awarded (Covelo Area); and authorize Chair to sign same.

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

- 4q) Adoption of Resolution Approving Amendment Number 1 to Board of Supervisors Agreement Number 17-037/Department of Transportation Agreement Number 170015, with SHN Consulting Engineers & Geologists, Inc., in the Amount of \$30,000 Effective When Agreement Becomes Fully Executed through June 30, 2022, for Additional Engineering and Consulting Services for the Landfill Water and Gas Monitoring and Reporting Program (Laytonville, Caspar and Gualala Areas)**

Recommended Action:

Adopt Resolution approving Amendment Number 1 to Board of Supervisors Agreement Number 17-037/Department of Transportation Agreement Number 170015, with SHN Consulting Engineers & Geologists, Inc., in the amount of \$30,000 for the term effective when Agreement becomes fully executed through June 30, 2022, for additional engineering and consulting services for the landfill water and gas monitoring and reporting program (Laytonville, Caspar and Gualala Areas); and authorize Chair to sign same.

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

TREASURER-TAX COLLECTOR

4r) Adoption of Ordinance Delegating Authority to Invest or Reinvest the Funds of the County and its Other Depositors in the County Treasury to the Treasurer for Calendar Year 2019**Recommended Action:**

Adopt Ordinance delegating authority to invest or reinvest the funds of the County and its other depositors in the County Treasury to the Treasurer for Calendar Year 2019; and authorize Chair to sign same.

Attachments: Ordinance
 Affidavit of Publication

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.