

CARRE BROWN
1st District
Supervisor
Chair

JOHN MCCOWEN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor



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

AMENDED AGENDA REGULAR MEETING

March 12, 2019 - 9:00 AM

**BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER**

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.

Public Expression

Attachments: [03-12-19 De la Quadra 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 Amendment to Board Special Assignment Roster Including Appointment of Alternate Board Member Director/Representative to Golden State Finance Corporation (GSFA) for the 2018-19 Term; and Appointment of Two Representatives to the Governing Board of the Workforce Alliance of the North Bay (Sponsor: Executive Office)**

Recommended Action:

Amend the Board Special Assignment Roster to include appointment of Alternate Board Member Director/Representative to Golden State Finance Corporation for the 2018-19 term; and Two Representatives to the Governing Board of the Workforce Alliance of the North Bay.

Attachments: [2019 Board Special Assignment Roster](#)
 [BOS Agreement 17-133 - JPA](#)

- 5b) Discussion and Possible Action Including Acceptance of Presentation of Mendocino County Employees Retirement Association Actuarial Valuation for the Fiscal Year Ending June 30, 2018, and Adoption of Retirement Contribution Rates for Fiscal Year 2019-20
(Sponsor: Mendocino County Employees Retirement Association)**

Recommended Action:

Accept the Mendocino County Employees Retirement Association Actuarial Valuation for the fiscal year ending June 30, 2018; and adopt the Retirement Board's recommended retirement contribution rates as contained within the report.

Attachments: [Actuarial Valuation Report](#)
 [PowerPoint Presentation](#)

- 5c) Noticed Public Hearing - Discussion and Possible Action Including Review of Performance of Community Development Block Grant (CDBG) Agreement Number 12-CDBG-8399, and Authorization for the County of Mendocino to Close Out Grant, as Required by the State Housing Community Development (HCD) Agency
(Sponsor: Planning and Building Services)**

Recommended Action:

Review the Performance of Community Development Block Grant Agreement number 12-CDBG-8399 and authorize the County of Mendocino to close out grant, as required by the State Housing Community Development Agency.

Attachments: [Attachment-PROJECT - BUDGET STATUS 1.20.19](#)
 [Affadavit of Publication](#)

**5d) Discussion and Possible Action Regarding an Update on the Implementation of the Mendocino County Cannabis Cultivation Program, Cannabis Compliance Efforts and Cannabis Business Tax
(Sponsor: Department of Agriculture and Treasurer - Tax Collector)**

Recommended Action:

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

Attachments: Commissioners Report as of 2-27-2019
 Zoning Data as of 2-27-2019
 STAFF REPORT - CANNABIS MINIMUM DUE
 CANNABIS - 2018 TOTAL RETURNS
 CHAPTER 6.32 - TAX IMPOSED 6.32.050
 State and Local Cannabis Tax Information
 03-12-19 King Correspondence
 03-12-19 Christoforatos Correspondence
 03-12-19 Dukett Cannabis Correspondence

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

Recommended Action:

Accept the Chief Executive Officer's report.

Attachments: CEO Report 3-12-19 Edition

**5f) 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.

**5g) Discussion and Possible Action Including Acceptance of Presentation Regarding the Current Provision of Mental Health Services in Mendocino County
(Sponsor: Health and Human Services Agency)**

Recommended Action:

Accept presentation regarding the current provision of mental health services in Mendocino County.

Attachments: Mental Health Presentation. Final.pptx
 Redwood Quality Management Company pt 1
 Redwood Quality Management Company pt 2

**5h) Discussion and Possible Action Regarding Presentation of Behavioral Health Advisory Board 2018 Annual Report
(Sponsor: Health and Human Services Agency)**

Recommended Action:

Accept presentation of 2018 Behavioral Health Advisory Board annual report; and provide direction as appropriate.

Attachments: [2018 BHAB Annual Report](#)
 [03-11-19 COB BHAB Roster](#)

**5i) Discussion and Possible Action Including Acceptance of Presentation on the National Stepping Up Initiative Focused on Reducing the Number of People with Mental Illnesses in Jails
(Sponsor: Health and Human Services Agency)**

Recommended Action:

Accept Presentation on the National Stepping Up Initiative focused on reducing the number of people with mental illnesses in jails.

Attachments: [Stepping Up Presentation](#)

**5j) Discussion and Possible Approval of the Appointment of Melissa Phillips 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 Melissa Phillips as temporary help to fulfill critically needed duties after her retirement, pursuant to GC 7522.56.

Attachments: [Phillips, Melissa, Rehire Letter, Signed, FCS](#)

**5k) Discussion and Possible Action Regarding an Update to the Board of Supervisors from the Mental Health Treatment Act Citizen's Oversight Committee on Progress Since the February 5, 2019 Update
(Sponsor: Executive Office)**

Recommended Action:

Accept update from the Mental Health Treatment Act Citizen's Oversight Committee; and provide direction as appropriate.

- 5l) Adoption of Resolution Authorizing the Adoption of the Classification of Administrative Project Manager - Measure B and Changes to the Position Allocation Table as Follows: Budget Unit 1020, Add 1.0 FTE Administrative Project Manager - Measure B (Sponsor: Human Resources)**

Recommended Action:

Adopt the Resolution authorizing the adoption of the classification of Administrative Project Manager - Measure B and changes to the Position Allocation Table as follows: Budget Unit 1020, add 1.0 FTE Administrative Project Manager - Measure B; and authorize the Chair to sign same.

Attachments: [Admin Project Manager - Measure B Resolution](#)

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

Recommended Action:

Accept Transportation Director's report.

Attachments: [Director's Report -- March 12, 2019](#)

6. BOARD OF SUPERVISORS AND MISCELLANEOUS

- 6a) Discussion and Possible Action Including Direction to Staff to Explore Feasibility of Transitioning our Local Emergency Medical Services Agency (LEMSA) Partnership with Sonoma County to be a Joint Powers Authority (Sponsor: Supervisor Williams)**

Recommended Action:

Direct staff to begin discussions with Sonoma County regarding formation of a Joint Powers Authority to execute the partnership with our LEMSAs.

- 6b) 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) Adoption of Resolution Approving the Request to Sell Tax-Defaulted Property Subject to the Power of Sale

Recommended Action:

Adopt Resolution approving the request to sell tax-defaulted property subject to the power of sale; and authorize Chair to sign same.

Attachments: [STAFF REPORT](#)
 [AUCTION LIST 2019](#)
 [RESOLUTION](#)

8b. CLOSED SESSION - Pursuant to Government Code Section 54956.9(b) CONFERENCE WITH
LEGAL COUNSEL – Anticipated Litigation: Significant Exposure to Litigation – 1 case

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 - Mendocino County v. PG&E Corporation, et al.
Case No. SCUK-CVPG-18-70440
- 9b) Pursuant to Government Code Section 54956.9(a) - CONFERENCE WITH LEGAL COUNSEL - Existing Litigation - County of Mendocino, et al. v. Amerisourcebergen Drug Corporation, et al.
Case No. 18-cv-02712-RMI
- 9c) Pursuant to Government Code Section 54956.9(a) - CONFERENCE WITH LEGAL COUNSEL - Existing Litigation - Jessica McCall v. Mendocino County, District Attorney's Office et al.
Case No. SCUK-CVG-18-70457
- 9d) Pursuant to Government Code Section 54956.9(b) - CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation: Significant Exposure to Litigation - 1 case
- 9e) Pursuant to Government Code Section 54957 - Public Employee Performance Evaluation - Agricultural Commissioner/Sealer of Weights and Measures
- 9f) 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:

COUNTY COUNSEL**4a) Adoption of Resolution Determining the Value of Horses In the Possession of the County and Authorizing the Chair to Sell Same****Recommended Action:**

Adopt Resolution determining the value of horses in the possession of the County and authorize the Chair to sell same; and authorize Chair to sign same.

Attachments: [Resolution Authorizing the Sale of Horses](#)

4b) Approval of Rental Agreement Between the Mendocino County Fair and Apple Show (Association) and Sierra Nevada World Music Festival (Renter) for the Period of June 15, 2019 through June 27, 2019**Recommended Action:**

Approve Rental Agreement between the Mendocino County Fair and Apple Show (Association) and Sierra Nevada World Music Festival (Renter) for the Period of June 15, 2019 through June 27, 2019; and authorize Chair to sign same.

Attachments: [Rental Agreement 2019](#)

EXECUTIVE OFFICE**4c) Approval of Recommended Appointments/Reappointments****Recommended Action:**

Approve the following appointments/reappointments:

- 1. Mr. John Haschak, North Coast Railroad Authority, Mendocino Representative;*
- 2. Mr. Peter Braudrick, Mendocino Coast Resource Conservation District, Long-Term Director; and*
- 3. Ms. Julie Golden, Hopland Municipal Advisory Council, Member.*

4d) Approval of Minutes of February 26, 2019, Regular Meeting**Recommended Action:**

Approve minutes of the February 26, 2019, regular meeting.

Attachments: [02-26-19 Minutes - DRAFT](#)

- 4e) Approval of Transfer of Funds to Sufficiently Reactivate the Mendocino County Service Area No. 3 (CSA 3), in the Amount of \$15,000 from Budget Unit 1940-862239 (Special Departmental Expense)**

Recommended Action:

Approve transfer of funds to sufficiently reactivate the Mendocino County Service Area No. 3 (CSA 3), in the amount of \$15,000 from budget unit 1940-862239 (Special Departmental Expense).

HEALTH AND HUMAN SERVICES AGENCY

- 4f) Adoption of Resolution Approving Retroactive Grant Agreement D1814106 with the California State Water Resources Control Board in the Amount of \$30,000 to Provide Beach Water Monitoring and Public Notification for the Period of July 1, 2018 Through June 30, 2019; Authorization for the Health and Human Services Agency Director or Designee to Sign any Renewals or Amendments that do not Exceed the Annual Maximum Amount**

Recommended Action:

Adopt Resolution approving retroactive grant Agreement D1814106 with the California State Water Resources Control Board in the amount of \$30,000 to provide beach water monitoring and public notification for the period of July 1, 2018 through June 30, 2019; authorization for the Health and Human Services Agency Director or designee to any renewals or amendments that do not exceed the annual maximum amount; and authorize Chair to sign same.

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

LIBRARY

- 4g) Approval of Modification to the Hours of Operation of the Mendocino County Museum to the Following Proposed Schedule: Wednesday, Friday, and Saturday from 9:00 am to 5:00 pm, and Thursday from 9:00 am to 7:00 pm**

Recommended Action:

Approve modification to the hours of operation for the Mendocino County Museum to the following proposed schedule: Wednesday, Friday, and Saturday from 9:00 am to 5:00 pm, and Thursday from 9:00 am to 7:00 pm.

Attachments: [letter-BOS-KHorner](#)

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.