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



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MENDOCINO COUNTY BOARD OF SUPERVISORS

BOARD OF SUPERVISORS AGENDA

REGULAR MEETING

July 09, 2019 - 9:00 AM BOARD CHAMBERS, ROOM 1070 COUNTY ADMINISTRATION CENTER

TIMED ITEMS

Please note that all times provided are considered approximate

1:30 p.m. Discussion and Possible Action Including Acceptance of Presentation by Pacific Gas and Electric (PG&E) Regarding the New Safety Initiative, Public Safety Power Shutoff Program and an Update Regarding the County's Associated Preparation (refer to agenda item 5c)) 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.

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 Regarding Informational Presentation on In-Home Supportive Services Providers (Sponsor: Health and Human Services Agency, Adult and Aging Services)

<u>Recommended Action</u>: Accept informational presentation on In-Home Supportive Services providers.

Attachments: IHSS Provider Overview

5b) Transportation Director's Report (Sponsor: Transportation)

> <u>Recommended Action</u>: Accept Transportation Director's Report.

Attachments: Director's Report July 9, 2019

5c) Discussion and Possible Action Including Acceptance of Presentation by Pacific Gas and Electric (PG&E) Regarding the New Safety Initiative, Public Safety Power Shutoff (PSPS) Program and an Update Regarding the County's Associated Preparation (Sponsor: Executive Office)..

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Recommended Action/Motion:

<u>Recommended Action</u>:

Accept presentation from Pacific Gas and Electric (PG&E) regarding the new safety initiative, Public Safety Power Shutoff Program (PSPS) and receive update regarding the County's associated preparation.

Attachments: PG&E Presentation

7-9-19 PSPS County Prep Outline

07-09-19 Blair Correspondence

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

<u>Recommended Action</u>: Accept the Chief Executive Officer's report. 5e) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform

(Sponsor: Executive Office)

<u>Recommended Action:</u>

Provide direction to staff on matters of legislation.

6. BOARD OF SUPERVISORS AND MISCELLANEOUS

6a) Discussion and Possible Action Including Adoption of Resolution in Support of the Great Redwood Trail (Sponsors: Supervisors McCowen and Haschak)

Recommended Action:

Adopt Resolution in support of the Great Redwood Trail; authorize Chair to sign same; and direct Clerk of the Board to transmit to Senator McGuire's office.

Resolution Attachments:

6b) Discussion and Possible Action Including Adoption of Resolution Creating the **Mendocino County Climate Action Advisory Committee** (Sponsors: Climate Action Committee Ad Hoc (Supervisors McCowen and Williams) and County Counsel)

Recommended Action:

Adopt *Resolution* creating the Mendocino County Climate Action Advisory Committee; and authorize Chair to sign same.

Resolution Attachments:

Exhibit A

06-28-19 Drell Correspondence 07-09-19 Massev Sakowicz Correspondence

6c) 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.

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

9b) Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiators: Property APN: 002-340-44-00; 631 S. Orchard Avenue , Ukiah, California; Agency Negotiators: Carmel J. Angelo and Janelle Rau. Others Involved: Tammy Moss Chandler. Under Negotiation: Property Acquisition, Price and Terms of Payment

9c) Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiators: Property APN: 163-140-14; 8207 East Road, Redwood Valley, California; Agency Negotiators: Carmel J. Angelo and Janelle Rau. Other Parties: Sheriff Thomas D. Allman. Under Negotiation: Property Acquisition, Price and Terms of Payment

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

9e) Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel -Existing Litigation: 1 Case - Keep the Code, Inc. v. County of Mendocino, Mendocino County Superior Court Case No. SCUK-CVPT-12-60196

9f) Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel -Existing Litigation: 1 Case - Keep the Code, Inc. v. County of Mendocino, Mendocino County Superior Court Case No. SCUK-CVPT-14-64207

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

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

<u>Recommended Action</u>: Approve the following appointments/reappointments:

1. Mr. Bruce Richard, County B, Mendocino Transit Authority; and 2. Mr. Donald Hess, Member, Gualala Municipal Advisory Council.

<u>Attachments:</u> Bruce Richard

Donald Hess

MINUTES

4b) Approval of Minutes of June 18, 2019, Regular Meeting

<u>Recommended Action</u>: Approve minutes of the June 18, 2019, regular meeting.

Attachments: 06-18-19 Minutes - DRAFT

BOARD OF SUPERVISORS

4c) Approval of Retroactive Amendment to Agreement 14-069, Memorandum of Understanding (MOU) Between the Counties of Mendocino, Sonoma, Marin, and Napa As Part of Their Participation in the North Bay North Coast Broadband Consortium "NBNCBC" for the Term of July 1, 2019 through December 31, 2023

(Sponsors: Supervisors Williams and Haschak)

<u>Recommended Action</u>:

Approve retroactive Amendment to Agreement 14-069, Memorandum of Understanding (MOU) between the Counties of Mendocino, Sonoma, Marin, and Napa as part of their participation in the North Bay North Coast Broadband Consortium "NBNCBC" for the Term of July 1, 2019 through December 31, 2023; and authorize Chair to sign same.

Attachments: NBNCBC Agreement

AGRICULTURE

4d) Approval of Amendment to BOS Agreement No. 17-122 with Raney Planning & Management In the Amount of \$30,001, for a New Agreement Total of \$196,873, and Extending the Termination Date from June 30, 2019 to December 31, 2019 for Preparation of an Environmental Impact Report for the Integrated Wildlife Damage Management Program

<u>Recommended Action:</u>

Approve amendment to BOS Agreement No. 17-122 with Raney Planning & Management in the amount of \$30,001, for a new Agreement total of \$196,873, and extending the termination date from June 30, 2019, to December 31, 2019 for preparation of an Environmental Impact Report for the Integrated Wildlife Damage Management Program; and authorize Chair to sign same.

Attachments: Mendocino IWDM EIR Contract Amendment Ranev

COUNTY COUNSEL

4e) Adoption of Ordinance Amending Mendocino County Code Section 6.32.150 -Appeal Procedure of Mendocino County Code Chapter 6.32 - Cannabis Business Tax

<u>Recommended Action</u>:

Adopt Ordinance Amending Section 6.32.150 - Appeal Procedure of Mendocino County Code Chapter 6.32 - Cannabis Business Tax; and authorize Chair to sign same.

<u>Attachments:</u> Ordinance Summary

Ordinance Redline

Ordinance Clean

Affadavit of Publication

CULTURAL SERVICES AGENCY

4f) Approval of Agreement With Mendocino County Law Library To House a Law Library Computer Terminal for Public Use at the Fort Bragg Library

<u>Recommended Action</u>:

Approve Agreement with Mendocino County Law Library to house a Law Library computer terminal for public use at the Fort Bragg Library; and authorize Chair to sign same.

Attachments: Law Library MOU BOS signature page

EXECUTIVE OFFICE

4g) Approval of a Master Agreement for Taxing Entity Compensation to Allow Properties Listed in the Agreement to be Sold and/or Conveyed as Outlined in the Ukiah Successor Agency to the Ukiah Redevelopment Agency's Long Range Management Plan, Effective When Agreement Becomes Fully Executed Until Net Unrestricted Proceeds From Sale of Last Sites Has Been Paid to County Auditor-Controller

<u>Recommended Action:</u>

Approve Master Agreement for Taxing Entity Compensation to all properties listed in the Agreement to be sold and/or conveyed as outlined in the Ukiah Successor Agency to the Ukiah Redevelopment Agency's Long Range Management Plan, effective when Agreement becomes fully executed until net unrestricted proceeds from sale of last sites has been paid to County Auditor-Controller; and authorize Chair to sign same.

<u>Attachments:</u> City of Ukiah Agreement

4h) Approval of Retroactive Amendment to Agreement 18-253 with Liebert Cassidy Whitmore (LCW) For Litigation Services for McCall v. County of Mendocino, in the Amount of \$60,000, for a New Agreement Total of \$110,000, and Extending the Termination Date from June 30, 2019 to December 31, 2019, For the Term of April 30 2019 through December 31, 2019

<u>Recommended Action:</u>

Approve retroactive amendment to Agreement 18-253 with LCW, for litigation services for McCall v County of Mendocino, in the amount of \$60,000, for a new Agreement total of \$110,000, and extending the termination date from June 30, 2019 to December 31, 2019; for the term of April 30, 2019, through December 31, 2019; and authorize Chair to sign same.

Attachments: Agreement 18-253

Amendment

HEALTH AND HUMAN SERVICES AGENCY

4i) Approval of Agreement with Mendocino Coast Hospitality Center in the Amount of \$100,000 to Provide Vocational Services to Clients with Mental Health Challenges, Effective When Agreement Becomes Fully Executed June 30, 2020

<u>Recommended Action</u>:

Approve Agreement with Mendocino Coast Hospitality Center in the amount of \$100,000 to provide vocational services to clients with mental health challenges, effective when Agreement becomes fully executed through June 30, 2020; authorize 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: Mendocino Coast Hospitality Center, \$100,000, 19-20, BHRS, PRI

4j) Approval of Retroactive Agreement with Mendocino Coast Hospitality Center in the Amount of \$68,957 to Provide Services to Severely Mentally Ill Clients on the Mendocino Coast through the Substance Abuse and Mental Health Services Administration Grant for the Period of July 1, 2019 through June 30, 2020

<u>Recommended Action</u>:

Approve retroactive Agreement with Mendocino Coast Hospitality Center in the amount of \$68,957 to provide services to severely mentally ill clients on the Mendocino Coast through the Substance Abuse and Mental Health Services Administration Grant for the period of July 1, 2019 through June 30, 2020; authorize the Health and Human Service Agency Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: Mendocino Coast Hospitality Center, \$68,957

4k) Approval of Agreement with Redwood Community Services, Inc., in the Amount of \$133,226 to Provide Expanded Subsidized Employment for CalWORKs Participants Effective When Agreement Becomes Fully Executed through June 30, 2020

<u>Recommended Action:</u>

Approve Agreement with Redwood Community Services, Inc., in the amount of \$133,226 to provide expanded subsidized employment for CalWORKs participants, effective when Agreement becomes fully executed through June 30, 2020; authorize the Health and Human Services Agency Director or designee to sign any future amendments to the Agreement that do not affect the annual maximum amount; and authorize Chair to sign same.

Attachments: Redwood Community Services (ESE), \$133,226, 19-20, SS EFAS

41) Approval of Retroactive Agreement with Redwood Community Services, Inc., DBA Redwood Community Crisis Center in the amount of \$92,299 to Provide Services to Severely Mentally Ill Clients Throughout Mendocino County through the Substance Abuse and Mental Health Services Administration Grant for the Period of July 1, 2019 through June 30, 2020

<u>Recommended Action:</u>

Approve retroactive Agreement with Redwood Community Services, Inc., DBA Redwood Community Crisis Center in the amount of \$92,299 to provide services to severely mentally ill clients throughout Mendocino County through the Substance Abuse and Mental Health Services Administration Grant for the period of July 1, 2019 through June 30, 2020; authorize the Health and Human Service Agency Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: Redwood Community Services (RC3), \$92.299

4m) Approval of Retroactive Agreement with Redwood Community Services, Inc. in the Amount of \$610,320 to Provide Immediate Placement Services for Foster Children, Placed by the Health and Human Services Agency, Family and Children's Services in Effective July 1, 2019 through June 30, 2020

<u>Recommended Action</u>:

Approve retroactive Agreement with Redwood Community Services, Inc. in the amount of \$610,320 to provide immediate placement services for foster children, placed by the Health and Human Services Agency, Family and Children's Services effective July 1, 2019 through June 30, 2020; authorize the Health and Human Services Agency Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: Redwood Community Services, Inc., \$610,320, 19-20, FCS, PREL

4n) Approval of Retroactive Agreement with Tapestry Family Services in the Amount of \$62,100 to Provide Immediate Emergency Placement Services for Foster Children, Placed by the Health and Human Services Agency, Family and Children's Services Effective July 1, 2019 through June 30, 2020

<u>Recommended Action:</u>

Approve retroactive Agreement with Tapestry Family Services in the amount of \$62,100 to provide immediate emergency placement services for foster children, placed by the Health and Human Services Agency, Family and Children's Services effective July 1, 2019 through June 30, 2020; authorize the Health and Human Services Agency Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: Tapestry Family Services, \$62,100, 19-20, SS FCS, PRELIMINAR

40) Adoption of Resolution and Approval of Retroactive Agreement with Employment Development Department in the Amount of \$75,010, to Provide Job Development Services to California Work Opportunity and Responsibility to Kids Job Services Participants for the Period of July 1, 2019 through June 30, 2020

<u>Recommended Action:</u>

Adopt Resolution and approve retroactive Agreement with Employment Development Department in the amount of \$75,010, to provide job development services to California Work Opportunity and Responsibility to Kids Job Services participants for the period of July 1, 2019 through June 30, 2020; authorize the Health and Human Services Agency Director or designee to sign any future amendments that do not exceed the annual maximum amount; and authorize Chair to sign same.

<u>Attachments:</u> Agreement

Resolution

4p) Approval of Retroactive Agreement Ford Street Project in the Amount of \$103,680 to Provide Job Development Services to California Work Opportunity and Responsibility to Kids Job Services Participants for the Period of July 1, 2019 through June 30, 2020

<u>Recommended Action</u>:

Approve retroactive Agreement with Ford Street Project in the amount of \$103,680 to provide job development services to California Work Opportunity and Responsibility to Kids Job Services participants for the period of July 1, 2019 through June 30, 2020; authorize the Health and Human Services Agency Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: Ford Street Project. \$103.680

HUMAN RESOURCES

4q) Adoption of Resolution Adopting the New Classification of Sheriff's Business Services Officer, Salary Grade U42W

<u>Recommended Action</u>:

Adopt Resolution adopting the new classification of Sheriff's Business Services Officer, salary grade U42W; and authorize Chair to sign same.

Attachments: Resolution

7.9.19 HR - MCSO PAT Changes SBSO Class Spec

PROBATION

4r) Adoption of Proclamation Recognizing July 21-27, 2019 as Probation Services Week in Mendocino County

(Sponsors: Supervisors Brown and McCowen, and Probation)

Recommended Action:

Adopt Proclamation recognizing July 21-27, 2019, as Probation Services Week in Mendocino County; and authorize Chair to sign same.

Attachments: Proclamation - Probation Services Week 2019

Presentation of Proclamation

SHERIFF-CORONER

4s) Adoption of Ordinance Adding Section 2.38.020 to Chapter 2.28 of Mendocino County Code Regarding Designation of Reserve Deputy Sheriffs

<u>Recommended Action</u>:

Adopt Ordinance adding section 2.38.020 to Chapter 2.38 of Mendocino County Code regarding designation of Reserve Deputy Sheriffs; and authorize Chair to sign same.

Attachments: Ordinance

Ordinance Summarv Affidavit of Publication

TRANSPORTATION

4t) Adoption of Resolution Approving and Levying a Special Tax for Fiscal Year 2019-2020 in the Amount of \$45.50 on Each Parcel Within the Lakewood Lighting District of Mendocino County (Ukiah Area)

Recommended Action:

Adopt Resolution approving and levying a Special Tax for Fiscal Year 2019-2020 in the amount of \$45.50 on each parcel within the Lakewood Lighting District of Mendocino County (Ukiah Area); and authorize the Chair to sign same.

Attachments: Resolution

Lakewood Lighting Estimated Costs 2019.2020

TREASURER-TAX COLLECTOR

4u) Approval of Outdoor Festival Application for the Mendocino Music Festival to be Held July 13-27, 2019, at the Headlands State Park in Mendocino

<u>Recommended Action</u>:

Approve the Outdoor Festival application for the Mendocino Music Festival to be held July 13-27, 2019 at the Headlands State Park in Mendocino; and authorize the Treasurer-Tax Collector to issue the Outdoor Festival license.

Attachments: BOS Mendocino Music Festival

4v) Approval of Outdoor Festival Application for Northern Nights Music Festival to be Held July 18-21, 2019, at the Cooks Valley Campground in Piercy, California

<u>Recommended Action:</u>

Approve the Outdoor Festival Application for the Northern Nights Music Festival to be held July 18-21, 2019, at the Cooks Valley Campground in Piercy, California.

Attachments: Northern Nights 2019

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.

4w) Approval of Revised Legal Services Agreement with Christiana Darlington, in an Amount not to Exceed \$40,500, for Separate Legal Representation for the Air Quality Management District Effective When Agreement Becomes Fully Executed through June 30, 2020

<u>Recommended Action</u>:

Approve revised Legal Services Agreement with Christiana Darlington, in an amount not to exceed \$40,500, for separate legal representation for the Air Quality Management District effective when Agreement becomes fully executed through June 30, 2020; and authorize Chair to sign same.

Attachments: Agreement

WATER AGENCY

4x) Approval of a Master Agreement for Taxing Entity Compensation to Allow Properties Listed in the Agreement to be Sold and/or Conveyed as Outlined in the Ukiah Successor Agency to the Ukiah Redevelopment Agency's Long Range Management Plan, Effective When Agreement Becomes Fully Executed Until Net Unrestricted Proceeds From Sale of Last Sites Has Been Paid to County Auditor-Controller

Recommended Action:

Approve Master Agreement for Taxing Entity Compensation to all properties listed in the Agreement to be sold and/or conveyed as outlined in the Ukiah Successor Agency to the Ukiah Redevelopment Agency's Long Range Management Plan, effective when Agreement becomes fully executed until net unrestricted proceeds from sale of last sites has been paid to County Auditor-Controller; and authorize Chair to sign same.

Attachments: City of Ukiah Tax Entity Compensation agreement

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.