

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
November 12, 2019 - 9:00 AM
BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER

TIMED ITEMS

Please note that all times provided are considered approximate

10:30 A.M. Discussion and Possible Action Including Introduction and Waive First Reading of an Ordinance Amending Chapter 5.20 of the Mendocino County Code for Collection of Transient Occupancy Tax on Short-Term Visitor Accommodation in Private Campgrounds (refer to agenda item 5d))

11:30 A.M. Discussion and Possible Action Regarding Presentation by Assemblymember Jim Wood Regarding End of the Year Activities Facing Mendocino County and the California 2nd Assembly District (refer to agenda item 5f))

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 November 2019 as Adoption Awareness Month in Mendocino County
(Sponsor: Supervisor Haschak)**

Recommended Action:

Adopt Proclamation recognizing November 2019 as Adoption Awareness Month in Mendocino County; and authorize Chair to sign same.

Attachments: [Proclamation](#)

**2b) Adoption of Proclamation Recognizing November 11, 2019, as Veterans Appreciation Day in Mendocino County
(Sponsor: Health and Human Services Agency)**

Recommended Action:

Adopt Proclamation recognizing November 11, 2019, as Veterans Appreciation Day in Mendocino County; and authorize the 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: [brush meadows-11122019091757](#)

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 Introduction and Waive Reading of an Ordinance Amending Section 3.04.062 of the Mendocino County Code, Titled “Outside Employment - County Attorneys”
(Sponsor: Human Resources)**

Recommended Action:

Introduce and waive reading of an Ordinance amending Section 3.04.062 of the Mendocino County Code, titled "Outside Employment - County Attorneys".

Attachments: [Ord Summary](#)
 [Ord Final Clean](#)
 [Redline](#)

- 5b) Discussion and Possible Action Including Approval of Publication of Mendocino County Library 2018-19 Annual Report
(Sponsor: Cultural Services Agency)**

Recommended Action:

Approve publication of Mendocino County Library 2018-19 Annual Report.

Attachments: [Library Annual Report 18-19](#)

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

Recommended Action:

Accept the Chief Executive Officer's report.

- 5d) Discussion and Possible Action Including Introduction and Waive First Reading of an Ordinance Amending Chapter 5.20 of the Mendocino County Code for Collection of Transient Occupancy Tax on Short-Term Visitor Accommodation in Private Campgrounds
(Sponsors: Treasurer-Tax Collector & County Counsel)**

Recommended Action:

Introduce and waive first reading of an Ordinance amending Chapter 5.20 of the Mendocino County Code for the collection of transient occupancy tax on short-term visitor accommodations in private campgrounds.

Attachments: [Ordinance - Redline](#)
 [Ordinance - Clean](#)
 [Ordinance - Summary](#)

5e) 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.

5f) Discussion and Possible Action Regarding Presentation by Assemblymember Jim Wood Regarding End of the Year Activities Facing Mendocino County and the California 2nd Assembly District

(Sponsor: Executive Office)

Recommended Action:

Accept presentation by Assemblymember Jim Wood regarding the end of the year activities facing Mendocino County and the California 2nd Assembly District; and provide direction to staff as necessary.

5g) Discussion and Possible Action Including Acceptance of Presentation from the Health and Human Services Agency Advisory Board

(Sponsor: Health and Human Services Agency)

Recommended Action:

Accept presentation from the Health and Human Services Agency Advisory Board.

Attachments: [Presentation](#)

- 5h) Discussion and Possible Action Including (1) Introduction and Waive First Reading of an Ordinance Amending Chapter 18.04 of the Mendocino County Code and Adopting by Reference, with Local Amendments, Selected Provisions, Chapters and Appendices of Title 24 of the California Code of Regulations, 2019 Editions of the California Building Standards Code, and Adopting Local Findings, and (2) Setting the Date of December 10, 2019, for a Noticed Public Hearing to Consider the Proposed Ordinance (Sponsors: Planning and Building Services and County Counsel)**

Recommended Action:

Introduce and waive first reading of an Ordinance amending Chapter 18.04 of the Mendocino County code and adopting by reference, with local amendments, selected provisions, chapters and appendices of Title 24 of the California Code of Regulations, 2019 Editions of the California Building Standards Code and adopting local Findings; and set the date of December 10, 2019, for a Noticed Public Hearing to consider the proposed Ordinance.

- Attachments:** 2019 Building Code - Staff Memo
 Ordinance - Redline
 Ordinance - Clean
 Ordinance Summary
 11-11-19 Sellers Correspondence
 11-11-19 Hansbury/Tibbons Correspondence

6. BOARD OF SUPERVISORS AND MISCELLANEOUS

- 6a) Discussion and Possible Action Including Acceptance of Presentation from Zero Waste Mendocino (Sponsors: Supervisor McCowen and Gjerde)**

Recommended Action:

Accept presentation from Zero Waste Mendocino; and provide direction to staff as appropriate.

- Attachments:** Presentation
 Acceptable Materials Brochure Final Front
 Acceptable Materials Brochure Final Back

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

6c) Discussion and Possible Action Including Direction to Staff to Develop a Cannabis Cultivation Amnesty Transition Pathway (Sponsor: Supervisor Williams)

Recommended Action:

Direct staff to formulate a cannabis cultivation amnesty program along a path of least resistance and realistically sufficient to transition all commercial cannabis cultivation from black market to legal market, requesting assistance from the State where necessary. Further, directing staff to return to the Board of Supervisors with the draft program, including necessary variances from the State to reach collective goal of fully compliant cultivation.

Attachments: 11-10-19 Rowan Correspondence
11-10-19 Ward Correspondence
11-11-19 Sellers Correspondence
11-11-19 Davis Correspondence
11-11-19 Oriains Council Memo - Correspondence
11-11-19 Hansburv/Tibbon Correspondence
11-11-19 Perrin Correspondence
11-11-19 R. Wheeler Correspondence
11-11-19 B. Wheeler Correspondence
11-12-19 Rodriques Correspondence
11-12-19 Celso Correspondence
11-12-19 Thompson Correspondence
11-12-19 Clein Correspondence
11-12-19 Bvarlav Correspondence

6d) Discussion and Possible Action Including Direction to Staff to Author a Specification Document Outlining Document Digitalization Plan (Sponsor: Supervisor Williams)

Recommended Action:

Direct staff to author a specification document outlining document digitalization plan including equipment and personnel needs, tentative schedule, training, file naming convention, public access, redaction , redundant offsite storage and an associated cost analysis.

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.

The Mendocino County Board of Supervisors will meet concurrently as the Board of Directors of the In Home Supportive Services Public Authority Governing Board in consideration of Closed Session item 9a).

9a) Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator - Agency Negotiators: Carmel J. Angelo, Cherie Johnson, Donna Williamson, and Lisa Charbonneau; 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.

10a) Federal Energy Regulatory Commission - Independent Consultant's Safety Inspection Report for the Cape Horn Dam, part of the Pottery Valley Project, FERC No. 77. For more information, please refer to www.ferc.gov/industries/hydropower.asp, or contact via telephone at 415-369-3300.

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.

APPOINTMENTS**4a) Approval of Recommended Appointments/Reappointments****Recommended Action:**

1. Ms. Rebecca Denoeu, Base Hospital Representative, Emergency Medical Care Committee; and
2. Mr. Phoenix Trent, District 5 Representative, Museum Advisory Board.

Attachments: [Denoeu](#)
[Trent](#)

MINUTES**4b) Approval of Minutes of October 22, 2019, Regular Meeting****Recommended Action:**

Approve minutes of the October 22, 2019, regular meeting.

Attachments: [10-22-19 Minutes - DRAFT](#)

COUNTY COUNSEL

4c) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Covelo Community Services District with the General Election to be Held in November During Even-Numbered Years

Recommended Action:

Adopt Resolution authorizing the consolidation of election of the Governing Board of the Covelo Community Services District with the General Election to be held in November during even-numbered years, and authorize Chair to sign same.

Attachments: [BOS Resolution](#)
[Covelo CSD Resolution 2019-001 re Election Consolidation](#)
[Impact Report](#)
[signed notice letter](#)

EXECUTIVE OFFICE

- 4d) Approval of Memorandum of Understanding in the Amount of \$0 Between the County of Mendocino and CAL FIRE Mendocino Unit for the Operation of the Fire Camera Situational Awareness Tool, Effective Upon Execution by Both Parties until Termination by Both Parties**

Recommended Action:

Approve Memorandum of Understanding in the amount of \$0 between the County of Mendocino and CAL FIRE Mendocino Unit for the operation of the fire camera situational awareness tool, effective upon execution by both parties until termination by both parties; and authorize Chair to sign same.

Attachments: [MOU](#)

- 4e) Acceptance of Report for 2019-20 from the Mendocino County Superintendent of Schools on the Status of Decile 1-3 Schools in Mendocino County, Pursuant to the Williams Legislation**

Recommended Action:

Accept report for 2019-20 from the Mendocino County Superintendent of Schools on the status of decile 1-3 schools in Mendocino County, pursuant to the Williams Legislation.

Attachments: [2019-20 Cover Letter](#)
[2019-20 BOS Report](#)

- 4f) Approval of Agreement with West Business Development Center for Economic Recovery Services in the Amount of \$197,000 for the Term of November 12, 2019 to March 31, 2021**

Recommended Action:

Approve Agreement with West Business Development Center for economic recovery services in the amount of \$197,000 for the term of November 12, 2019 to March 31, 2021; and authorize Chair to sign same.

Attachments: [Agreement](#)

HUMAN RESOURCES

- 4g) Approval of Agreement with Hartford Life and Accident Insurance Company in the Amount of \$397,872 to Provide Group Life and Accidental Death and Dismemberment Insurance and Voluntary Life and Accidental Death and Dismemberment Insurance to All Regular Employees, Effective January 1, 2020 through December 31, 2022**

Recommended Action:

Approve Agreement with Hartford Life and Accident Insurance Company in the amount of \$397,872 to provide Group Life and Accidental Death and Dismemberment Insurance and Voluntary Life and Accidental Death and Dismemberment Insurance to all regular employees, effective January 1, 2020 through December 31, 2022; authorize the Human Resources Director to approve additional amendments if required during the term of the Agreement period to pay the voluntary insurance premiums that are deducted from employee pay; and authorize Chair to sign same.

Attachments: [Aareement](#)

SHERIFF-CORONER

- 4h) Approval of Social Work Agreement with Humboldt State University (HSU) in the Amount of \$0 to Allow University Interns to be Placed at the Mendocino County Sheriff's Office (MCSO) in the Inmate Services Program to Gain Experience Towards Their Undergraduate and Masters in Social Work (MSW) Degrees, Effective When Agreement Becomes Fully Executed through October 14, 2024**

Recommended Action:

Approve Social Work Agreement with Humboldt State University (HSU) in the amount of \$0 to allow University interns to be placed at MCSO in the Inmate Services Program to gain experience towards their undergraduate and Masters in Social Work (MSW) degrees, effective when Agreement becomes fully executed through October 14, 2024; authorize the Sheriff to sign future amendments that do not affect the amount of the Agreement; and authorize Chair to sign same.

Attachments: [Agreement](#)

TRANSPORTATION

- 4i) Adoption of Resolution Accepting on Behalf of the Public the Irrevocable Offer to Dedicate Real Property for Public Purposes, To Wit, for Public Streets from 510 Brush St., L.P., a California Limited Partnership, Located Approximately 0.15+/- Miles East of Ukiah City Limits, Lying Just North of Brush Street (County Road 217), 0.05 +/-Miles East of Its Intersection with Orr Street (County Road 216); 350 Brush Street; Assessor's Parcel Number 002-050-21 (Ukiah Area)**

Recommended Action:

Adopt Resolution accepting on behalf of the public the Irrevocable Offer to Dedicate Real Property for Public Purposes, To Wit, for Public Streets from 510 Brush St., L.P., a California Limited Partnership, located approximately 0.15+/- miles east of Ukiah City Limits, lying just north of Brush Street (County Road 217), 0.05 +/- miles east of its intersection with Orr Street (County Road 216); 350 Brush Street; Assessor's Parcel Number 002-050-21 (Ukiah Area); and authorize Chair to sign same; and authorize and direct the Clerk of the Board to execute the Acceptance of Irrevocable Offer of Dedication and deliver to the Recorder for processing and recording.

Attachments: [Resolution](#)
[Acceptance of Irrevocable Offer of Dedication Exhibit 1](#)
[Offer to Dedicate \(Brush\) Attachment 1 Exhibit\(s\) A & B](#)

- 4j) Adoption of Resolution Approving the Parcel Map for Minor Subdivision Number MS 23-2007 (Pinoleville) Creating Four Parcels and a Remainder Parcel and Accepting on Behalf of the Public Item (A) of the Owner's Statement for the Purposes Specified Thereon and Specifically Rejecting Item (B) of the Owner's Statement, Located at 960 Orr Springs Road: Assessor's Parcel Numbers 156-110-21 and 169-170-04 (Ukiah Area)**

Recommended Action:

Adopt Resolution approving the Parcel Map for Minor Subdivision Number MS 23-2007 (Pinoleville) creating four parcels and a remainder parcel and accepting on behalf of the public Item (A) of the Owner's Statement for the purposes specified thereon and specifically rejecting Item (B) of the Owner's Statement, located at 960 Orr Springs Road; Assessor's Parcel Numbers 156-110-21 and 169-170-04 (Ukiah area); authorize Chair to sign same; and direct the Clerk of the Board to deliver the Parcel Map to the Recorder for processing and recording.

Attachments: MS 2007-023 Ltr
 Resolution
 Parcel Map (1 of 2)
 Parcel Map (2 of 2)

TREASURER-TAX COLLECTOR

- 4k) Acceptance of the September 30, 2019 Report of Mendocino County Pooled Investments**

Recommended Action:

Accept the September 30, 2019 Report of Mendocino County Pooled Investments.

Attachments: STAFF REPORT - QUARTERLY REPORT 9-30-19
 REPORTS - SEPT 2019 - HOLDINGS

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.