

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
REGULAR MEETING
January 07, 2020 - 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.

TIMED ITEMS

Please note that all times provided are considered approximate

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 January 9, 2020, as National Law Enforcement Appreciation Day in Mendocino County
(Sponsor: Sheriff-Coroner)****Recommended Action:**

Adopt Proclamation recognizing January 9, 2020, as National Law Enforcement Appreciation Day in Mendocino County; and authorize Chair to sign same.

Attachments: [Proclamation](#)

**2b) Adoption of Proclamation Recognizing January 2020 as Positive Parenting Awareness Month in Mendocino County
(Sponsor: Supervisor Haschak)****Recommended Action:**

Adopt Proclamation recognizing January 2020 as Positive Parenting Awareness Month 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

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) Election of Chair and Vice-Chair of the Mendocino County Board of Supervisors for Calendar Year 2020
(Sponsor: Executive Office)****Recommended Action:**

Nominate and elect Supervisor _____ as Chair and Supervisor _____ as Vice-Chair of the Mendocino County Board of Supervisors for the 2020 calendar year.

**5b) Discussion and Possible Action Including Adoption of Resolution Adopting the Board of Supervisors Rules of Procedure
(Sponsor: Executive Office)****Recommended Action:**

Adopt Resolution adopting the Board's Rules of Procedure as presented; and authorize Chair to sign same.

Attachments: [2020 Rules of Procedure - DRAFT](#)

[Resolution](#)

[2020 Rules of Procedure - JM DRAFT](#)

**5c) Discussion and Possible Action Including Adoption of the 2020 Board of Supervisors Master Meeting Calendar
(Sponsor: Executive Office)****Recommended Action:**

Adopt the 2020 Board Master Meeting Calendar, and direct the Clerk of the Board to notify County departments of same.

Attachments: [Master Meeting Calendar - DRAFT](#)

**5d) Discussion and Possible Adoption of Resolution Regarding Board Standing Committees for 2020
(Sponsor: Executive Office)**

Recommended Action:

Determine to either: 1) appoint standing committee members pursuant to historical practice and adopt Resolution, and authorize Chair to sign same; 2) appoint standing committee members but defer activation of the committees pending referral of items for consideration and adopt Resolution, and authorize Chair to sign same; 3) waive the Board Rules of Procedure and do not make standing committee appointments.

Attachments: [Standing Committee Resolution](#)
 [Standing Committees 2020](#)

**5e) Discussion and Possible Approval of Board Special Assignments/Appointments as Recommended by the Chair of the Board
(Sponsor: Executive Office)**

Recommended Action:

Adopt the proposed 2020 Special Assignment Roster as presented.

Attachments: [2020 Board Special Assignment Roster - DRAFT](#)

**5f) Discussion and Possible Action Regarding Mendocino County Appointments to the Public Policy Facilitating Committee (PPFC) Pursuant to the Memorandum of Understanding Among the United States Army Corps of Engineers (USACE), National Marine Fisheries Service (NMFS), and the Sonoma County Water Agency (SCWA)
(Sponsor: Executive Office)**

Recommended Action:

Affirm the existing appointments of Supervisor Carre Brown and Ms. Janet Pauli as Mendocino County's second representative; and appoint Mr. John Reardon as the third representative to the Public Policy Facilitating Committee (PPFC); pursuant to the Memorandum of Understanding among the United States Army Corps of Engineers (USACE), National Marine Fisheries Service (NMFS), and the Sonoma County Water Agency (SCWA).

**5g) 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 October 22, 2019, Update
(Sponsor: Executive Office)**

Recommended Action:

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

- 5h) Discussion and Possible Action Regarding Approval of Request from Mental Health Treatment Act Citizen's Advisory Committee for Board of Supervisors to Direct County Counsel to Conduct Legal Evaluation, Research Analysis, and Assessment of Adventist Health Partnership Legality; Including Restriction, Necessary Control, Implications, and Compliance Regarding the Possible Use of Public Tax Dollars to Fund Operations of a Private Entity
(Sponsor: Mental Health Treatment Act Citizen's Advisory (Measure B) Committee)**

Recommended Action:

Approve Mental Health Treatment Act Citizen's Advisory Committee's request to direct County Counsel to conduct legal evaluation, research analysis, and assessment of Adventist Health partnership legality; including restriction, necessary control, implications, and compliance regarding the possible use of public tax dollars to fund operations of a private entity.

Attachments: [Memo to BOS Measure B Questions](#)

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

Recommended Action:

Accept the Chief Executive Officer's report.

- 5j) Discussion and Possible Action Including Adoption of Mendocino County's 2020 Legislative Platform
(Sponsor: Executive Office)**

Recommended Action:

Adopt the Mendocino County 2020 Legislative Platform.

Attachments: [Combined Drafted 2020 Leg Platform](#)

- 5k) Discussion and Possible Action Including Formation of an Ad Hoc Committee to Participate in a North Coast Counties Regional Forum Regarding Cannabis Licensing
(Sponsor: Executive Office)**

Recommended Action:

Form Ad Hoc Committee to participate in a north coast counties regional forum regarding cannabis licensing.

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**

- 6b) Discussion and Possible Action Regarding Board Priorities and Development of a Long Term Strategic Plan for Mendocino County to Address the County's Budget, Staffing, Mission Statement, and Operations and Issues Such As Fire Response, Homelessness, Cannabis, Housing and Economic Development (Sponsors: Supervisor Haschak and Supervisor Gjerde)**

Recommended Action:

Discuss options and provide direction to staff to work with supervisors to focus on board priorities and develop a long term strategic plan to deal with the county's budget, staffing, mission statement, and operations and issues such as fire response, homelessness, cannabis, housing and economic development.

Attachments: [20191016BoardWorkPlan](#)

[Gjerde Haschak memo on sample update](#)

- 6c) Discussion and Possible Action Including Possible Direction to Executive Office to Perform Assessment of Economic Development and Financing Corporation (EDFC), Documenting Total County Contributions and Return on Investment (Sponsor: Supervisor Williams)**

Recommended Action:

Direct the Executive Office to perform assessment of EDFC, documenting total County contributions and return on investment.

- 6d) Discussion and Possible Action Including Direction to Executive Office to Return with a Plan to Make Most Mendocino County Business Licenses Optional (Sponsor: Supervisor Williams)**

Recommended Action:

Direct Executive Office to return with a plan to make most Mendocino County business licenses optional.

Attachments: [01-06-2020 Petrillo Correspondence](#)

- 6e) Discussion and Possible Action Including Acceptance of Presentation by the Childhood Trauma Action Team of Mendocino County (CTAT) on Adverse Childhood Experiences (ACEs) (Sponsor: Supervisor Brown)**

Recommended Action:

Accept presentation by the Childhood Trauma Action Team of Mendocino County on adverse childhood experiences.

Attachments: [CTAT Presentation](#)

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

9b) Pursuant to Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: One Case – County of Mendocino et al. v. Amerisourcebergen Drug Corporation et al. – Case No. 1:18-cv-02712

9c) 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.

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

1. Mr. Shawn Haven, 3rd District, Library Advisory Board;
2. Ms. Dolly Riley, Member, Redwood Valley Municipal Advisory Council;
3. Ms. Meeka Ferretta, 3rd District Representative, Behavioral Health Advisory Board;
4. Mr. Martin Martinez, 5th District Representative, Behavioral Health Advisory Board;
5. Mr. Gary Quinton, Member, Westport Municipal Advisory Council;
6. Mr. Marcus Magdaleno, Inland Area Representative, Mendocino County Business Improvement District Advisory Board;
7. Mr. Ben MacMillian, Mendocino County Association of Fire Districts Representative, Emergency Medical Care Committee;
8. Mr. Steven Barekman, Public Member, Redevelopment/Successor Agency Oversight Board; and
9. Ms. Jennifer Seward, At Large Member, Mendocino County Tourism Commission.

Attachments: [Barekman](#)
 [Haven](#)
 [MacMillian](#)

COUNTY COUNSEL**4b) Adoption of Resolution Authorizing the Consolidation of Election of the Governing Board of the Long Valley Fire Protection 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 Long Valley Fire Protection District with the General Election to be held in November during even-numbered years, and authorize Chair to sign same.

Attachments: [BOS Resolution](#)
 [District's Reso 01-2019 re election consolidation](#)
 [Election Impact.-Long Vlv FPD](#)
 [Letter to All Districts](#)

EXECUTIVE OFFICE

- 4c) Authorization to Purchase Radar Microwave Ring in the Amount of \$640,029 for the Point Arena Radar Microwave Ring Expansion Project; and Addition of Item to the County's Fixed Asset List**

Recommended Action:

Authorize the purchase of radar microwave ring in the amount of \$640,029 for the Point Arena Radar microwave ring expansion project; and add item to the County's Fixed Asset list.

- 4d) Approval of the List of Personnel Authorized to Use County Vehicles for Work-to-Home/Home-to-Work Travel, Pursuant to Mendocino County Code Chapter 3.12, "The County Vehicle Policy"**

Recommended Action:

Approve the list of personnel authorized to use County vehicles for work-to-home/home-to-work travel pursuant to Mendocino County Code Chapter 3.12, "The County Vehicle Policy".

Attachments: [Staff Report, 2020 Personnel Authorized List, Historical Overview,](#)

- 4e) Adoption of Resolution Declaring the Continuation of a Local Emergency Related to the October Wind Events and Corresponding Pacific Gas and Electric Public Safety Power Shutoff Events on October 23, 2019, October 26, 2019 and October 29, 2019, in Mendocino County as Proclaimed by the Chief Executive Officer/Director of Emergency Services**

Recommended Action:

Adopt Resolution declaring the continuation of a Local Emergency related to the October wind events and corresponding Pacific Gas and Electric Public Safety Power Shutoff Events on October 23, 2019, October 26, 2019, and October 29, 2019, in Mendocino County as declared by the Chief Executive Officer/Director of Emergency Services; and authorize Chair to sign same.

Attachments: [Resolution](#)

HEALTH AND HUMAN SERVICES AGENCY

- 4f) Approval of Amendment to Agreement No. MH-19-029, PA No. 20-37 with Nadham Inc., DBA Creekside Convalescent Hospital - Behavioral Health Unit, In the Amount of \$150,000, for a New Agreement Total of \$200,000, to Provide Residential Care to Mendocino County Lanterman-Petris-Short Clients, Effective When Agreement Becomes Fully Executed Through June 30, 2020**

Recommended Action:

Approve Amendment to Agreement No. MH-19-029, PA No. 20-37 with Nadham Inc. DBA Creekside Convalescent Hospital - Behavioral Health Unit, in the amount of \$150,000, for new Agreement total of \$200,000, to provide residential care to Mendocino County Lanterman-Petris-Short clients, 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 that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [Nadham Inc. DBA Creekside Convalescent Hospital - Behavioral H](#)

- 4g) Approval of Retroactive Agreement with the City of Fort Bragg in the Amount of \$3,000,000 on Behalf of the Mendocino County Homeless Services Continuum of Care to Fund a Capital Development Project to Support Those Experiencing Homelessness in Mendocino County, Effective December 15, 2019 through June 30, 2021**

Recommended Action:

Approve retroactive Agreement with the City of Fort Bragg in the amount of \$3,000,000 on behalf of the Mendocino County Homeless Services Continuum of Care to fund a capital development project to support those experiencing homelessness in Mendocino County; authorize the Health and Human Services Agency Director or designee to sign any future amendments to the Agreement that do not increase the maximum amount; and authorize Chair to sign same.

Attachments: [City of Fort Bragg, \\$3,000,000, 19-21, MCHSCoC, PRELIMINARY](#)

CULTURAL SERVICES AGENCY

- 4h) Approval of Submission of Grant Application for the California State Library's Maximizing Learning Spaces for an Amount up to \$10,000, to Develop a Design and Plan that Reimagines Library Space**

Recommended Action:

Authorize the submission of the grant application for the California State Library's Maximizing Learning Spaces for an amount up to \$10,000, to develop a design and plan that re-imagines library space.

Attachments: [Design Space Grant Application](#)
[Maximizing Learning Spaces. Or How to MacGyver Your Library -](#)

- 4i) Authorization for the Library to Create Library Cards for Educators and Agencies Which Receive No Late Fines; and Allow the Waiving of Charges for up to Four Lost Items per Calendar Year**

Recommended Action:

Authorize the Library to create library cards for educators and agencies which receive no late fines; and allow the waiving of charges for up to four lost items per calendar year.

- 4j) Authorization of Acceptance of the Grant Award to Mendocino County Library in the Amount of \$8,752 in Federal Library Services and Technology Act (LSTA) Funds Administered by the California State Library for the Whokulele! Learn to Play the Ukulele at the Ukiah Branch Library Project**

Recommended Action:

Authorize the Mendocino County Library to accept grant award in the amount of \$8,752 in federal Library Services and Technology Act (LSTA) funds administered by the California State Library for the Whokulele! Learn to Play the Ukulele at the Ukiah Branch Library project.

Attachments: [Grant Award](#)

- 4k) Authorization of Acceptance of Grant Award of \$2,000 to Mendocino County Library from the American Library Association to Help Achieve a Complete Census Count in the 2020 Census**

Recommended Action:

Authorize the acceptance of grant award of \$2,000 to Mendocino County Library from the American Library Association to help achieve a complete census count in the 2020 Census.

Attachments: [Census Grant Award Press Release](#)

PROBATION

- 4l) Approval of Submission of Grant for State of California Board of State and Community Corrections (BSCC) Edward Byrne Justice Assistance Grant (JAG) Program and Retroactive Approval of Revenue Agreement for Mental Health Training in the Amount of \$4,590 for the term May 1, 2019, through September 30, 2020; and Authorization for Chief Probation Officer to Sign Agreement**

Recommended Action:

Approve submission of grant for State of California Board of State and Community Corrections (BSCC) Edward Byrne Justice Assistance Grant (JAG) Program; and approve retroactive Revenue Agreement for mental health training in the amount of \$4,590 for the term of May 1, 2019, through September 30, 2020; and authorize Chief Probation Officer to sign Agreement.

Attachments: [BSCC Mental Health Training Grant 5-1-19 Signed](#)

SHERIFF-CORONER

- 4m) Approval of Retroactive Revenue Memorandum of Understanding with the Cahto Tribe of Laytonville in the Amount of \$30,000 for the Term of November 1, 2019, through October 21, 2022, for Limited Dispatch Services from the Mendocino County Sheriff's Office**

Recommended Action:

Approve retroactive revenue Memorandum of Understanding with the Cahto Tribe of Laytonville in the amount of \$30,000 for the term of November 1, 2019, through October 21, 2022, for limited dispatch services from the Mendocino County Sheriff's Office; authorize the Sheriff to sign future amendments that do not affect the MOU total; and authorize Chair to sign same.

Attachments: [a Cahto Tribe Dispatch MOU FY19-22 part sia.pdf](#)

- 4n) Approval of Purchase of One Unfilmed Omni VIII Aviation Grade White Phosphor Binocular in the Amount of \$10,200 from the 2017 Homeland Security Grant Funds and Addition of Item to the County's List of Fixed Assets**

Recommended Action:

Approve purchase of one Unfilmed Omni VIII Aviation Grade White Phosphor Binocular in the amount of \$10,200 from the 2017 Homeland Security Grant funds and add item to the County's list of fixed assets.

Attachments: [Quote 2156.pdf](#)

- 4o) Approval of Purchase of Three Unfilmed Omni VIII Aviation Grade White Phosphor Binoculars in the Amount of \$31,000 from 2018 Homeland Security Grant Funds and Addition of Items to the County's List of Fixed Assets**

Recommended Action:

Approve purchase of three Unfilmed Omni VIII Aviation Grade White Phosphor Binoculars in the amount of \$31,000 from the 2018 Homeland Security Grant Funds and add items to the County's list of fixed assets.

Attachments: [Quote 2157.pdf](#)

TRANSPORTATION

- 4p) Adoption of Resolution Approving Notice of Completion and Release of Contract Surety, Department of Transportation Contract Number 170079, Davis Creek Bridge Replacement on East Hill Road, County Road 301, Milepost 2.01 (Willits Area)..End**

Recommended Action/Motion:

Recommended Action:

Adopt Resolution approving Notice of Completion and Release of Contract Surety, Department of Transportation Contract Number 170079, Davis Creek Bridge Replacement on East Hill Road, County Road 301, milepost 2.01 (Willits Area); and authorize Chair to sign same.

Attachments: [Memo](#)
 [Resolution](#)
 [Notice of Completion](#)

- 4q) Adoption of Resolution Authorizing the Department of Transportation to Advertise for Bids and Award Department of Transportation Contract Number 190033 for Construction of the Williams Creek Bridge Replacement on Powerhouse Road, County Road 248A, Milepost 0.90, at an Estimated Cost of \$1,705,000 (Potter Valley Area)..End**

Recommended Action/Motion:

Recommended Action:

Adopt Resolution authorizing the Department of Transportation to advertise for bids and award Department of Transportation Contract Number 190033 for construction of the Williams Creek Bridge replacement on Powerhouse Road, County Road 248A, milepost 0.90, at an estimated cost of \$1,705,000 (Potter Valley Area); and authorize Chair to sign same.

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

4r) Adoption of Resolution Approving Notice of Completion and Release of Contract Surety, Department of Transportation Contract Number 160089, Hearst Willits Road Culvert Replacement, County Road 306, Milepost 1.68 (Willits Area)

Recommended Action:

Adopt Resolution approving Notice of Completion and Release of Contract Surety, Department of Transportation Contract Number 160089, Hearst Willits Road Culvert Replacement, County Road 306, Milepost 1.68 (Willits Area); and authorize Chair to sign same.

Attachments: [Memo](#)
 [Resolution](#)
 [Notice of Completion](#)

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.

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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.