

GLENN MCGOURTY
1st District
Supervisor
Vice-Chair

**MAUREEN
MULHEREN**
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor
Chair



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MENDOCINO COUNTY
BOARD OF SUPERVISORS AGENDA
REGULAR MEETING
September 20, 2022 - 9:00 AM

This meeting will take place in the Board of Supervisors Chambers, at 501 Low Gap Road, Ukiah, California, and virtual attendance will be available via Zoom (pursuant to Government Code section 54953(e)(1)(A)). Meetings are live streamed and available for viewing online on the Mendocino County YouTube page, at <https://www.youtube.com/MendocinoCountyVideo> or by toll-free, telephonic live stream at 888-544-8306.

The public may also participate digitally in meetings in lieu of personal attendance. Comment may be made via written comment using our online eComment platform at <https://mendocino.legistar.com/Calendar.aspx>, or by joining the Zoom Webinar and using the "raise hand" feature when Public Comment is called. For details and complete list of the latest available options by which to engage with agenda items, please visit: <https://www.mendocinocounty.org/government/board-of-supervisors/public-engagement>

Zoom Webinar ID: 884 5033 6692

Zoom Phone Number (if joining via telephone): 1 669 900 9128

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

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.

1a) Roll Call**1b) Pledge of Allegiance****2. 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.

Individuals wishing to address the Board under Public Expression are welcome to do so via email, telephone, Zoom, or via voicemail message. For information on each of these methods, call Mendocino County Clerk of the Board at (707) 463-4441 or visit <https://www.mendocinocounty.org/government/board-of-supervisors/public-engagement>.

*All correspondence will be attached to the item and made available online at:
<https://mendocino.legistar.com/Calendar.aspx>.*

3. 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.

4. REGULAR CALENDAR

4a) Discussion and Possible Action Including Acceptance of Presentation from Clifton Larson Allen LLP (CLA) Regarding Fiscal Year (FY) 2020/2021 Annual Comprehensive Financial Report (ACFR) (Sponsors: Budget Ad Hoc of Supervisor Williams and Supervisor McGourty)

Recommended Action:

Accept presentation from Clifton Larson Allen LLP (CLA) regarding Fiscal Year (FY) 2020/2021 Annual Comprehensive Financial Report (ACFR); and provide direction to staff as appropriate.

Attachments: 2021 Annual Comprehensive
 09-20-22 Additional Documents Presented during Open Session

- 4b) Noticed Public Hearing - Discussion and Possible Action to Consider an Appeal of the Coastal Permit Administrator for Approval of a Coastal Development Permit (CDP_2017-0038) to Construct a Two Story Single Family Residence with Appurtenant Structures, Located at 1401 North Highway 1, Albion; APN: 126-010-04 Including Possible Adoption of a Resolution Denying the Appeal and Modifying the Approval of CDP_2017-0038 by Amending the Project to be a Single Story Single Family Residence with Appurtenant Structures, Adopting an Additional Finding and Revised Conditions of Approval, and Adopting the Mitigated Negative Declaration Related Thereto (Sponsor: Planning and Building Services)**

Recommended Action:

Modify the Coastal Permit Administrator approval of a Coastal Development Permit (CDP_2017-0038) to construct a two story single family residence with appurtenant structures, located at 1401 North Highway 1, Albion; APN: 126-010-04 and Adopt a Resolution Denying the Appeal and Modifying the Approval of CDP_2017-0038 by amending the project to be a single story single family residence with appurtenant structures, adopting an additional finding and revised conditions of approval, and adopting the Mitigated Negative Declaration related thereto; and authorize Chair to sign same.

Attachments:

[Resolution 22-199](#)

[1. CDP 2017-0038 Kirkman BOS memo FINAL](#)

[2. Att. A - Updated Plans and Documents](#)

[3. Att B. - 5.17.2022 Board Packet for Kirkman](#)

[4. Att C. CDP 2017-0038 Draft Resolution for 9.20.2022](#)

[5. Exh. A to Reso - IS.MND](#)

[6. Exh. B to Reso - FINAL FINDINGS.COA](#)

[Appellant Attachments - CDP 2017-0038 \(Kirkman\)](#)

[09-20-22 - CA Coastal Commission comments on Kirkman](#)

[09-20-22 - 4. Att C. CDP 2017-0038 REVISED Draft Resolution fc](#)

[09-20-22 - 4. Att C. CDP 2017-0038 REVISED Draft Resolution fc](#)

[09-20-22 - 6. Exh. B to Resolution REVISED - FINAL FINDINGS.C](#)

[09-20-22 - 6. Exh. B to Resolution REVISED - FINAL FINDINGS.C](#)

- 4c) Discussion and Possible Action Including Approval of Agreement with Public Risk Innovations, Solutions and Management (PRISM) Joint Powers Association for Membership in the PRISMHealth Program for the Purpose of Purchasing Fully Funded Health Care Plans and Membership in the PRISM Employee Benefits Program for the Purpose of Purchasing a Self-Funded Dental Program and Other Fully Insured Programs and Insurances for Employees and Their Eligible Dependents, Estimated to be \$17,894,807 in Calendar Year 2023, Effective January 1, 2023 through December 31, 2025
(Sponsor: Executive Office)**

Recommended Action:

Approve Agreement with Public Risk Innovations, Solutions and Management (PRISM) Joint Powers Association for membership in the PRISMHealth Program for the purpose of purchasing fully funded healthcare plans and membership in the PRISM Employee Benefits Program for the purpose of purchasing a self-funded dental program and other fully insured programs and insurances for employees and their eligible dependents, estimated to be \$17,894,807 in calendar year 2023, effective January 1, 2023 through December 31, 2025; allow automatic annual renewals thereafter until such time as the Board directs the Chief Executive Officer or Designee to withdraw from the pool; and authorize Chair to sign same.

Attachments: [Alliant PRISMHealth Presentation](#)
 [PRISM JPA Employee Benefits Plan Agreement](#)

- 4d) Discussion and Possible Action Including Acceptance of Staff Report Regarding Vacancies Over 18-Months and the Cost Savings for Eliminating Any Unfilled Positions that have been Vacant Over 18-Months
(Sponsor: Human Resources)**

Recommended Action:

Accept the staff report by Human Resources regarding County vacancies over 18-months and the cost saving for eliminating any unfilled positions that have been vacant over 18-months; and provide direction to staff to provide additional reports or plan for elimination of vacant positions.

Attachments: [Vacant Positions List as of 8-20-2022.pdf](#)
 [9-20-22 Attachment A Vacant Positions Report](#)

4e) Discussion and Possible Action Including Review and Direction to Staff on the Space Needs Assessment of County Owned Facilities (Sponsor: General Services)

Recommended Action:

Receive the report and provide direction as appropriate and recommended, including, but not limited to, directing staff to refer to the Space Needs Assessment when new requests for space are presented by County departments.

Attachments: [Mendocino County Space Needs Assessment - Final](#)
 [Space Needs Assessment Staff Report](#)

4f) Chief Executive Officer's Report (Sponsor: Executive Office)

Recommended Action:

Accept the Chief Executive Officer's report.

Attachments: [09-19-22 - CEO Report 9-20-2022 Edition](#)
 [09-19-22 - CEO Report 9-20-2022 Spanish Edition](#)

4g) 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.

4h) Supervisors' Reports Regarding Board Special Assignments, Standing and Ad Hoc Committee Meetings, and Other Items of General Interest

Attachments: [Second District Supervisor Report](#)

5. 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.

6. CLOSED SESSION

Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1.

6a) Pursuant to Government Code Section 54957 - Public Employee Appointment - Air Pollution Control Officer

6b) Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator - Agency Negotiators: Darcie Antle, Cherie Johnson, and Jon Holtzman; Employee Organization(s): All

3. 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:

MINUTES**3a) Approval of Minutes of August 16, 2022 Regular Meeting****Recommended Action:**

Approve minutes of the August 16, 2022 regular meeting.

Attachments: [08-16-22 Minutes](#)

3b) Approval of Minutes of September 6, 2022 Special Meeting**Recommended Action:**

Approve minutes of the September 6, 2022 special meeting.

Attachments: [09-06-22 Minutes](#)

APPOINTMENTS**3c) Approval of Recommended Appointments/Reappointments****Recommended Action:**

1. Jitu Ishwar, Inland Area Representative, Mendocino County Business Improvement District; and
2. Lily Caravello, Parent/Consumer Representative, Child Care Planning Council.

Attachments: [Ishwar Application](#)
 [Caravello Application](#)

BOARD OF SUPERVISORS

- 3d) Adoption of Resolution Granting Permission for the Mendocino County Fair and Apple Show to Hold a Parade on Sunday, September 25, 2022, Between 12:00 p.m. and 1:30 p.m. Along Highway 128 in Boonville**

(Sponsor: Supervisors Williams)

Recommended Action:

Adopt Resolution granting permission for the Mendocino County Fair and Apple Show to hold a parade on Sunday, September 25, 2022, between 12:00 p.m. and 1:30 p.m. along Highway 128 in Boonville; authorize Chair to sign same; and authorize the Clerk of the Board to forward copies of the Resolution to the District Permit Coordinator, Caltrans (Eureka), the California Highway Patrol, and the Fair Manager.

Attachments: [Resolution 22-195](#)
 [Apple Show Resolution](#)

EXECUTIVE OFFICE

- 3e) Approval of Agreement No. 5GG21221 with CAL FIRE for the Mendocino County Fuels Reduction and Community Preparedness Project, in the Amount \$1,894,185, Effective When Fully Executed Through March 15, 2026; and Adoption of Resolution Authorizing Execution of Agreement and Authorizing the Chief Executive Officer to Sign Any Amendments Thereto**

Recommended Action:

Approve of Agreement No. 5GG21221 with CAL FIRE for the Mendocino County Fuels Reduction and Community Preparedness Project, in the amount \$1,894,185, effective when fully executed through March 15, 2026; Adoption of Resolution authorizing execution of agreement and authorizing the Chief Executive Officer to sign any amendments thereto; and authorize Chair to sign same.

Attachments: [Interim Agreement *22-234](#)
 [Resolution 22-196](#)
 [Resolution](#)

- 3f) Ratification of Submission of Application for Mendocino County Grants Capacity Building Project in the Amount \$992,000 for the Period July 1, 2022 Through June 30, 2027 to the CalOES PrepareCA Jumpstart Grant Program; and Adoption of Resolution Authorizing Application for and Acceptance of Funds, and Authorizing the Chief Executive Officer to Sign Grant Subawards on Behalf of County of Mendocino**

Recommended Action:

Ratify submission of application for Mendocino County Grants Capacity Building Project in the amount \$992,000 for the period July 1, 2022 through June 30, 2027 to the CalOES PrepareCA Jumpstart Grant Program; Adopt Resolution authorizing application for and acceptance of funds, and authorizing the Chief Executive Officer to sign Grant Subawards on behalf of County of Mendocino; and authorize Chair to sign same.

Attachments: [Resolution 22-197](#)
 [Grant Subaward Certification of Assurance - Signed](#)
 [PrepareCA JumpStart Application](#)
 [Resolution Template Final 9-6-22](#)

CANNABIS

- 3g) Approval of the County of Mendocino Cannabis Department Update**

Recommended Action:

Approve the County of Mendocino Cannabis Department Update.

Attachments: [BOS Cannabis Department Update](#)

- 3h) Approval of Retroactive Agreement with ClientFirst Consulting Group, LLC, DBA ClientFirst Technology Consulting, to pay for services From July 1, 2022 Through August 31, 2022 in the amount of \$11,728.75**

Recommended Action:

Approve Retroactive Agreement with ClientFirst Consulting Group, LLC, DBA ClientFirst Technology Consulting, to pay for services From July 1, 2022 Through August 31, 2022 in the amount of \$11,728.75; and authorize Chair to sign same.

Attachments: [Agreement 22-235](#)

GENERAL SERVICES AGENCY

3i) Approval of Proclamation Recognizing October 2, 2022, As National Custodial Worker's Day In Mendocino County

Recommended Action:

Approve of proclamation recognizing October 2, 2022, as national custodial worker's day in Mendocino County; and authorize the Chair to sign same.

Attachments: [Custodial Day Proclamation](#)

HUMAN RESOURCES

3j) Approval of First Amendment to BOS Agreement No. BOS 20-112 with Qcera, Inc., in the Amount of \$22,020 for a New 5 Year Agreement Total of \$108,540 for Cloud Based Software Subscription Services for Employee Leave Management, Extending the Termination Date from October 3, 2022, to October 2, 2023

Recommended Action:

Approve first amendment to BOS Agreement No. 20-112 with Qcera, Inc., in the amount of \$22,020 for a new 5 year Agreement total of \$108,540 for cloud based software subscription services for employee leave management extending the termination date from October 3, 2022, to October 2, 2023; authorize the Human Resources Director to approve future amendments that do not exceed 10% of the current annual cost; and authorize Chair to sign same.

Attachments: [Agreement 20-112-A1](#)

3k) Approval of First Amendment to Agreement No. 21-173 with Renne Public Law Group, LLP in the Amount of \$150,000 for Fiscal Year 22/23 for a New Agreement Amount of \$337,500 to Provide Ongoing Employer-Employee Relations Services with the County's Eight Bargaining Units, Various Legal Court Representation and Contract Negotiations

Recommended Action:

Approve first amendment to Agreement No. 21-173 with Renne Public Law Group, LLP in the amount of \$150,000 for fiscal year 22/23 for a new Agreement amount of \$337,500 to provide ongoing employer-employee relations services with the County's eight bargaining units, various legal court representation and contract negotiations; and authorize Chair to sign same.

Attachments: [Agreement 21-173-A1](#)

PLANNING AND BUILDING SERVICES

3l) Approval of the Department of Planning and Building Services, Housing Element Annual Progress Report for 2021 and revised 2019 and 2020 Annual Progress Reports to Facilitate Compliance with Housing and Community Development's Annual Submittal Requirements

Recommended Action:

Approve the 2021 and revised 2019 and 2020 Annual Progress Reports to facilitate compliance with Housing and Community Development's annual submittal requirements.

Attachments: [1.MendocinoCounty-APR2021.pdf](#)
 [2.2019 APR Revised-Mendocino County.pdf](#)
 [3.2020 APR Revised-Mendocino County.pdf](#)

PUBLIC HEALTH

3m) Approval of Retroactive Amendment to BOS Agreement No. 22-080 (Third Amendment to Agreement No. PH-21-012) with Schat's Bakery, in the Amount of \$25,000 for a New Agreement Total of \$125,000, to Provide Nutritionally Appropriate and Balanced Meals for Individuals in Quarantine, Effective September 27, 2021, Through a New End Date of December 31, 2022 (Original End Date: June 30, 2022)

Recommended Action:

Approve retroactive amendment to BOS agreement No. 22-080 (third amendment to Agreement No. PH-21-012) with Schat's Bakery, in the amount of \$25,000 for a new agreement total of \$125,000, to provide nutritionally appropriate and balanced meals for individuals in quarantine, effective September 27, 2021 through a new end date of December 31, 2022 (original end date: June 30, 2022); authorize the Public Health Director or designee to sign any future amendments that do not increase the annual maximum amount; and authorize Chair to sign same.

Attachments: [Agreement 22-080-A1](#)
 [Schats Bakery Amendment \\$50,000 \(\\$100,000\). 21-22. PH COVID](#)
 [Schats Bakery PH Amendment \\$25,000 \(50,000\). PH. 21-22. PH](#)
 [Schat's Bakery. \\$25,000. 21-22. PH COVID. PH-21-012](#)

- 3n) Ratification of Submission of the Application for Women, Infants and Children Program Funding with California Department of Public Health; Approval of Revenue Agreement No. 22-10260 with the California Department of Public Health in the Amount of \$3,336,315 to Support the Delivery of Services, and Benefits of the Women, Infants, and Children Program, Effective October 1, 2022, Through September 30, 2025; and Adoption of Resolution Authorizing Board of Supervisors to Approve Agreement and Authorizing the Public Health Director or Designee to Sign the Agreement and any Future Amendments that do not Exceed the Maximum Amount**

Recommended Action:

Ratify submission of the application for Women, Infants and Children Program funding with California Department of Public Health and approve revenue Agreement No. 22-10260 with the California Department of Public Health in the amount of \$3,336,315 to support the delivery of services, and benefits of the Women, Infants, and Children Program, effective October 1, 2022, Through September 30, 2025; adopt Resolution authorizing Board of Supervisors to approve Agreement and authorizing the Public Health Director or designee to sign the Agreement and any future amendments that do not exceed the maximum amount; and authorize Chair to sign same.

Attachments: [Resolution 22-198](#)
 [Interim Agreement *22-236](#)
 [California Department of Public Health WIC. \\$3.336.315. Resolutic](#)

SOCIAL SERVICES

- 3o) Approval of Retroactive Agreement with RELX, Inc. in the Amount of \$5,000, to Provide Access to the Accurint Software Solution to Locate Next of Kin and Determine Financial Resources for Clients of the Public Administrator's Office, Effective July 1, 2022 Through June 30, 2023**

Recommended Action:

Approve retroactive Agreement with RELX, Inc., in the amount of \$5,000, to provide access to the Accurint Software Solution to locate next of kin and determine financial resources for clients of the Public Administrator's Office, effective July 1, 2022 through June 30, 2023; authorize the Social Services Director or designee to sign any future amendments that do not increase the maximum amount; and authorize Chair to sign same.

Attachments: [Agreement 22-237](#)

- 3p) Ratification of Submission of Grant Application to the Business, Consumer Services and Housing Agency for the Family Homelessness Challenge (FHC-1) Grant; and Approval of the Resulting Grant Agreement in the Amount of \$1,045,353.51, to Support Mendocino County's Efforts to Address and End Homelessness, Effective Upon Full Execution through March 31, 2027**

Recommended Action:

Ratify submission of grant application to the Business, Consumer Services and Housing Agency for the Family Homelessness Challenge (FHC-1) Grant; approve the resulting grant Agreement in the amount of \$1,045,353.51, to support Mendocino County's efforts to address and end homelessness, effective upon full execution through March 31, 2027; authorize Social Services Director or designee to sign any future amendments to the Agreement that do not exceed the maximum amount; and authorize Chair to sign same.

Attachments: [Interim Agreement *22-238](#)

ADJOURNMENT

Additional Meeting Information for Interested Parties

For a full list of the latest available options by which to engage with agenda items, please visit <https://www.mendocinocounty.org/government/board-of-supervisors/public-engagement>

All electronically submitted comment is immediately available to Supervisors, staff, and the general public by clicking this meeting's eComment link at <https://mendocino.legistar.com/Calendar.aspx>

LIVE WEB STREAMING OF BOARD MEETINGS is available at <https://mendocino.legistar.com> or visit the Mendocino County YouTube channel. Meetings are also livestreamed from the Mendocino County Facebook page. 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.