

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor
Chair



CARMEL J. ANGELO
Chief Executive Officer/
Clerk of the Board

CHRISTIAN M. CURTIS
Acting County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES – November 12, 2019

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF MENDOCINO - STATE OF CALIFORNIA
FAIR STATEMENT OF PROCEEDINGS
(PURSUANT TO CALIFORNIA GOVERNMENT CODE §25150)**

AGENDA ITEM NO. 1 – OPEN SESSION (PLEDGE OF ALLEGIANCE AND ROLL CALL 9:03 A.M.)

Present: Supervisor Carre Brown, Supervisor John McCowen, Supervisor Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams. Chair Brown presiding.

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Christian M. Curtis, Acting County Counsel; and Ms. Karla Van Hagen, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Ms. Karen Horner.

2A) ADOPTION OF PROCLAMATION RECOGNIZING NOVEMBER 2019 AS ADOPTION AWARENESS MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR HASCHAK

Presenter/s: Supervisor Haschak.

Public Comment: None.

Board Action: Adopted without objection.

2B) ADOPTION OF PROCLAMATION RECOGNIZING NOVEMBER 2019 AS ADOPTION AWARENESS MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR HASCHAK

Presenter/s: Supervisor Haschak.

Public Comment: None.

Board Action: Adopted without objection.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Steve Shamblin; Ms. Rachel Ebel Elliott; Ms. Bekkie Emery; and Ms. Maureen Mulheren.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Brown

Public Comment: Ms. Bekkie Emery; Mr. Thomas Allman; and Ms. Mary Anne Petrillo.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Haschak, and carried unanimously, IT IS ORDERED that consent calendar items 4a) – 4k) are hereby approved as follows. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Board Directive: GENERAL CONSENSUS OF THE BOARD that the Human Resources Department shall investigate the utilization of volunteers and/or interns.

4A) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

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

4B) APPROVAL OF MINUTES OF OCTOBER 22, 2019, REGULAR MEETING

Approved;

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 - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 19-379

RESOLUTION 19-379

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE CONSOLIDATION OF ELECTION OF THE GOVERNING BOARD OF COVELO COMMUNITY SERVICES DISTRICT WITH THE GENERAL ELECTION TO BE HELD IN NOVEMBER DURING EVEN-NUMBERED YEARS

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 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-253

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 - SPONSOR: EXECUTIVE OFFICE

Approved;

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 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-254

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 - SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-255

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 - SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-256

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) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 19 380

RESOLUTION 19-380

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS 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)

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) SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same.

Enactment No: Resolution 19 381

RESOLUTION 19-381

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING PARCEL MAP FOR MINOR SUBDIVISION NUMBER 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; ASSESSORS' PARCEL NUMBERS 156-110-21 AND 169-170-04 (UKIAH AREA)

4K) ACCEPTANCE OF THE SEPTEMBER 30, 2019 REPORT OF MENDOCINO COUNTY POOLED INVESTMENTS - SPONSOR: TREASURER-TAX COLLECTOR

Approved.

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

Presenter/s: Ms. Juanie Cramner, Manager, Human Resources; and Mr. Christian Curtis, Acting County Counsel.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors introduces and waives reading of an Ordinance amending Section 3.04.062 of the Mendocino County Code, titled "Outside Employment - County Attorneys". The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF PUBLICATION OF MENDOCINO COUNTY LIBRARY 2018-19 ANNUAL REPORT - SPONSOR: CULTURAL SERVICES AGENCY

Presenter/s: Ms. Karen Horner, Director, Cultural Services Agency; and Ms. Barbara Chapman, Administrative Services Manager, Cultural Services Agency.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors approves publication of Mendocino County Library 2018-19 Annual Report; and directs staff to work with the Library Advisory Board for consideration of a generator implementation plan. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

5C) CHIEF EXECUTIVE OFFICER'S REPORT — SPONSOR: EXECUTIVE OFFICE - WITHDRAWN**5E) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM — SPONSOR: EXECUTIVE OFFICE - WITHDRAWN**

BOARD RECESS: 10:10 A.M. – 10:30 A.M.

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 AND COUNTY COUNSEL

Presenter/s: Mr. Christian M. Curtis, Acting County Counsel; Supervisor Williams; and Ms. Shari Schapmire, Treasurer Tax Collector.

Public Comment: Mr. Michael Shaeffer; Mr. David Roderick; Mr. Chuck Greenberg; Ms. Janet Carter; and Mr. James Green.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors introduces and waives 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. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

6A) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF PRESENTATION FROM ZERO WASTE MENDO – SPONSORS: SUPERVISORS MCCOWEN AND GJERDE

Presenter/s: Supervisor Gjerde; Supervisor McCowen; and Ms. Heather Guevara.

Public Comment: Ms. Maureen Mulheren; and Mr. Daniel Ryberg.

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

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; and Mr. Jim Wood, Assemblymember, California 2nd Assembly District.

Public Comment: None.

Board Action: No action taken.

ADJOURNED TO LUNCH RECESS: 12:11 P.M.

RECONVENED IN OPEN SESSION: 1:31 P.M.

6A) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF PRESENTATION FROM ZERO WASTE MENDO – SPONSORS: SUPERVISORS MCCOWEN AND GJERDE (CONTINUED)

Presenter/s: Supervisor Gjerde; Supervisor McCowen; and Ms. Heather Guevara.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors accepts presentation from Zero Waste Mendo; directs Executive Office staff to work with Zero Waste Mendo to prioritize auditing of County facilities; and refers this subject to the Mendocino County Climate Action Advisory Committee. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

5G) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF PRESENTATION FROM THE HEALTH AND HUMAN SERVICES AGENCY ADVISORY BOARD - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Presenter/s: Ms. Karen Oslund; Ms. Susan Wynn Novatny; Ms. Patty Bruder; Ms. Sarah O'Donnell; and Ms. Tammy Moss Chandler, Director, Health and Human Services Agency.

Public Comment: Ms. Louis Lockart.

Board Directive: GENERAL CONSENSUS OF THE BOARD to appoint a Board of Supervisors representative to the Health and Human Services Advisory Board as part of Board Special Assignments in January, 2020.

6B) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**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**

Presenter/s: Mr. Matthew Kiedrowski, Deputy County Counsel; and Mr. Michael Oliphant, Senior Building Inspector, Planning and Building Services.

Public Comment: Mr. Ron Edwards; Ms. Hannah Nelson; Ms. Petra Buchanan; and Ms. Monique Ramirez.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors introduces and waives 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 sets the date of December 10, 2019, for a Noticed Public Hearing to consider the proposed Ordinance. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

BOARD RECESS 3:21 P.M. – 3:35 P.M.

6C) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF TO DEVELOP A CANNABIS CULTIVATION AMNESTY TRANSITION PATHWAY - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams; and Mr. Brent Schultz, Director, Planning and Building Services.

Public Comment: Mr. Joseph Seidell; Ms. Amanda Reiman; Ms. Sarah Bodnar; Ms. Genine Coleman; Ms. Monique Ramirez; Ms. Hannah Nelson; Mr. Dan Turbyfill; Mr. John Sakowicz; Mr. Casey O'Neill; Mr. Ron Edwards; Ms. Janelle Puetz; Mr. Jed Davis; Mr. Mark Thies; and Mr. Ben Lubbon.

CHAIR BROWN ABSENT 4:18 P.M., VICE CHAIR HASCHAK PRESIDING

CHAIR BROWN PRESIDING 4:24 P.M.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors directs the Executive Office to convene a Regional County Forum to identify and address state barriers to successful permitting and explore economic development through regional cooperative models; directs the Cannabis Cultivation Ad Hoc Committee to work with staff and stakeholders and report back to the Board of Supervisors within 60 days with recommendations for streamlining the cultivation Ordinance; directs staff to develop an equity program application that prioritizes capital assistance to legacy growers to address environmental and building compliance issues; and Cannabis Cultivation Ad Hoc Committee to work with staff and stakeholders to develop criteria and timing for re opening the permitting process for legacy growers who did not come forward in Phase 1, except in Sunset zones. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

6D) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF TO AUTHOR A SPECIFICATION DOCUMENT OUTLINING DOCUMENT DIGITALIZATION PLAN - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams

Public Comment: Mr. Ben Lubbon.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors directs 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. The motion carried by the following vote:

Aye: 5 – Supervisor Brown, Supervisor McCowen, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

ADJOURNED TO CLOSED SESSION: 5:04 P.M.

THE BOARD OF SUPERVISORS JOINTLY CONVENED AS THE BOARD OF DIRECTS 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

RECONVENED IN OPEN SESSION: 5:47 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Brown.

Board Action: In respect to agenda item 9a), direction was given to staff.

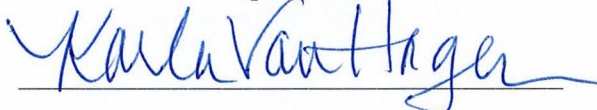
AGENDA ITEM NO. 10 – COMMUNICATIONS

- 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.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:48 P.M.

Attest: KARLA VAN HAGEN
Senior Deputy Clerk of the Board


CARRE BROWN, Chair


Karla Van Hagen

NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS

- Effective March 1, 2009, Board of Supervisors minutes will be produced in “action only” format. As an alternative service, public access to recorded Board proceedings will be available on the Board of Supervisors’ website in indexed audio format
- LIVE WEB STREAMING OF BOARD MEETINGS is now available via the County’s YouTube Channel. If technical assistance is needed, please contact The Mendocino County Executive Office at (707) 463-4441.
- Minutes are considered draft until adopted/approved by the Board of Supervisors
- The Board of Supervisors’ action minutes are also posted on the County of Mendocino website at: www.mendocinocounty.org/government/board-of-supervisors
- To request an official record of a meeting of the Mendocino County Board of Supervisors, please contact the Executive Office at (707) 463-4441
- Please reference the departmental website to obtain additional resource information for the Board of Supervisors and Clerk of the Board: www.mendocinocounty.org/government/board-of-supervisors

Thank you for your interest in the proceedings of the Mendocino County Board of Supervisors