

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor
Chair

DAN GJERDE
4th District
Supervisor
Vice-Chair

TED WILLIAMS
5th District
Supervisor



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

CHRISTIAN M. CURTIS
Acting County Counsel

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

ACTION MINUTES –April 28, 2020

**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 9:01 A.M.)

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

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

The Pledge of Allegiance was led by: Chair Haschak.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: None.

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING AN UPDATE ASSOCIATED WITH THE NOVEL CORONAVIRUS (COVID-19), INCLUDING POSSIBLE DIRECTION REGARDING ESSENTIAL SERVICES IN MENDOCINO COUNTY, INCLUDING OPERATIONAL PREPARATION AND RESPONSE, AND AN UPDATE ON COUNTY CONTINUITY OF OPERATIONS AND SERVICES - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Dr. Noemi Doohan, Public Health Officer; and Ms. Darcie Antle, Deputy Chief Executive Officer.

Public Comment: Mr. Jon Gallo; Mr. Rick Childs; Ms. Jennifer Seward; and Ms. Tammy Moss Chandler.

Board Action: No action taken.

6A) DISCUSSION AND POSSIBLE ACTION REGARDING ECONOMIC RECOVERY, INCLUDING PHASES AND TIMELINES, FOR RELAXING COVID-19 RESTRICTIONS ON BUSINESS ACTIVITY IN MENDOCINO COUNTY - SPONSOR:

Presenter/s: Supervisor Williams; Supervisor McCowen; and Dr. Noemi Doohan.

Public Comment: None.

Board Directive: BY ORDER OF THE CHAIR and unanimous vote, The Board of Supervisors invokes Rule 33 from Mendocino County Board of Supervisors Rules of Procedures, waiving Rule 19, with regard to the number of times a Supervisor may speak on an item.

BOARD RECESS: 10:20 A.M. – 10:35 A.M.

Board Action: No action taken.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF AN URGENCY ORDINANCE DEFERRING REMITTANCE OF RETURNS AND TAXES, WITHOUT PENALTY, PERTAINING TO THE TRANSIENT OCCUPANCY TAX (TOT) AND THE LODGING BUSINESS IMPROVEMENT DISTRICT (BID) ASSESSMENT DUE BY NON AGENT LODGING OPERATORS ON APRIL 30, 2020 UNTIL JULY 31, 2020 - SPONSOR: COUNTY COUNSEL

Presenter/s: Mr. Christian Curtis.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors adopts Urgency Ordinance deferring remittance of returns and taxes, without penalty, pertaining to the Transient Occupancy Tax (TOT) and the Lodging Business Improvement District (BID) Assessment due by non-agent lodging operators on April 30, 2020 until July 31, 2020. 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

Enactment No: Ordinance 4462

ORDINANCE 4462

AN URGENCY ORDINANCE OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DEFERRING REMITTANCE OF RETURNS AND TAXES, WITHOUT PENALTY, PERTAINING TO THE TRANSIENT OCCUPANCY TAX AND THE LODGING BUSINESS IMPROVEMENT DISTRICT ASSESSMENT DUE BY NON-AGENT LODGING OPERATORS ON APRIL 30, 2020, UNTIL JULY 31, 2020

LUNCH RECESS: 11:53 A.M.

5C) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF REVISIONS TO MENDOCINO COUNTY POLICY No. 18, TRAVEL AND MEAL POLICY, NEEDED TO FULFILL THE INTENT OF THE AMENDMENTS ADOPTED BY THE BOARD ON APRIL 14, 2020 - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Janelle Rau, Deputy Chief Executive Officer; and Mr. C. David Eyster, District Attorney.

Public Comment: None.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves revisions to

5D) CHIEF EXECUTIVE OFFICER'S REPORT

Board Directive: GENERAL CONSENSUS OF THE BOARD that the Transportation Director shall work on signage discouraging tourism in Mendocino County.

~~5E) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM – SPONSOR: EXECUTIVE OFFICE~~

Withdrawn.

6B) SUPERVISORS' REPORTS

ADJOURNED TO CLOSED SESSION: 2:49 P.M.

**8A – OFF-AGENDA ITEM – COUNTY COUNSEL
PURSUANT TO GOVERNMENT CODE SECTION 54957 – PUBLIC EMPLOYEE APPOINTMENT – INTERIM
COUNTY HEALTH OFFICER**

Presenter/s: County Counsel reported that urgent Board consideration of this matter is necessary due to the COVID-19 pandemic.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Gjerde, and carried unanimously; IT IS ORDERED that this matter arose subsequent to the agenda being published pursuant to Government Code Section 54954.2.

9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: THOMAS ALLMAN V. ADAM ALDRICH. MENDOCINO COUNTY SUPERIOR COURT CASE No. SCU-K-CVPT-20-7382

9B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: BRANDY MOULTON V. DAN GJERDE. MENDOCINO COUNTY SUPERIOR COURT CASE No. 3:20-CV-02374-MMC

RECONVENED IN OPEN SESSION: 4:22 P.M.

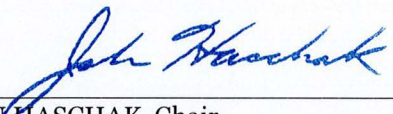
AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Haschak.

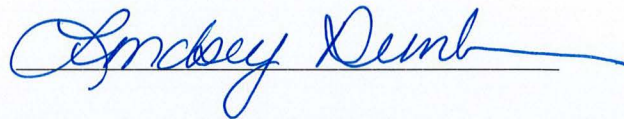
Board Action: With regard to agenda items 8a), 9a), and 9b), direction was given to staff.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:23 P.M.

Attest: LINDSEY DUNHAM
Deputy Clerk of the Board



JOHN HASCHAK, Chair



LINDSEY DUNHAM, Deputy Clerk of the Board

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