

GLENN MCGOURTY
1st District
Supervisor

MAUREEN
MULHEREN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor
Chair

TED WILLIAMS
5th District
Supervisor
Vice-Chair



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

CHRISTIAN M. CURTIS
County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES – February 23, 2021

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 9:00 A.M.)

Present: Supervisor Glenn McGourty, Supervisor Maureen Mulheren, Supervisor John Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams. Chair Gjerde presiding.

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Janelle Rau, Deputy Chief Executive Officer; Mr. Christian M. Curtis, County Counsel; Mr. Atlas M.A. Pearson, Deputy Clerk of the Board; and Ms. Lindsey Daugherty, Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Chair Gjerde.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Patrick Hickey; Mr. Matthew Kendall, Sheriff; Ms. Anna Stockel; and Ms. Priscilla Tarver.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Gjerde.

Public Comment: Ms. Anna Stockel; Ms. Lynn Zimmermann; Mr. Ron Edwards; and Ms. Kaitlyn Morgan.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that Consent Calendar items 4a) – 4ai) are hereby approved as follows. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

Abstain: 0 – None

4A) APPROVAL OF MINUTES OF JANUARY 5, 2021 REGULAR MEETING

Approved;

4B) APPROVAL OF MINUTES OF JANUARY 25, 2021 LIMITED MEETING

Approved;

4C) APPROVAL OF MINUTES OF JANUARY 26, 2021 REGULAR MEETING

Approved;

4D) APPROVAL OF MINUTES OF FEBRUARY 9, 2021 REGULAR MEETING

Approved;

4E) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

1. Ms. Joan Rose, Trustee, Anderson Valley Cemetery District;
2. Mr. Martin Holzhauser, Trustee, Covelo Public Cemetery District;
3. Mr. Jim Mastin, Mendocino County Representative, Golden Gate Bridge Highway and Transportation District; and
4. Mr. Jon Glidewell, Coastal Region Representative, Mendocino County Business Improvement District.

4F) ADOPTION OF PROCLAMATION HONORING THE SERVICE OF PEARL WATTS ON THE LIBRARY ADVISORY BOARD OF MENDOCINO COUNTY AND HER LONG LEADERSHIP IN THE MENDOCINO COAST COMMUNITY LIBRARY - SPONSOR: SUPERVISOR WILLIAMS

Adopted and Chair is authorized to sign same;

4G) APPROVAL OF MENDOCINO COUNCIL OF GOVERNMENTS (MCOG) CONFLICT OF INTEREST CODE AMENDMENT - SPONSORS: SUPERVISORS GJERDE AND HASCHAK

Approved;

4H) AUTHORIZATION FOR FACILITIES AND FLEET DIVISION MANAGER TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO UPGRADE DATA NETWORK WIRING AT THE WILLITS LIBRARY AND INSTALL NEW EQUIPMENT RACKS IN THE AMOUNT OF \$34,618 AND AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO ENTER CONTRACTS AND APPROVE CHANGE ORDERS FOR THE PROJECT, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142 - SPONSOR: EXECUTIVE OFFICE

Approved;

4I) APPROVAL OF AGREEMENT WITH KRONICK, MOSKOVITZ, TIEDMANN & GIRARD IN THE AMOUNT OF \$50,000 TO PROVIDE LEGAL SERVICES FOR THE PERIOD OF FEBRUARY 23, 2021 THROUGH JUNE 30, 2022 - SPONSOR: COUNTY COUNSEL

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-027

4J) ADOPTION OF ORDINANCE AMENDING CHAPTER 2.48 OF THE MENDOCINO COUNTY CODE REGARDING COMPOSITION OF THE PLANNING COMMISSION - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4484

ORDINANCE NO. 4484

ORDINANCE AMENDING SECTION 2.48.010 OF THE MENDOCINO COUNTY CODE REGARDING THE ESTABLISHMENT AND APPOINTMENT OF PLANNING COMMISSIONERS

4K) ADOPTION OF ORDINANCE CREATING MENDOCINO COUNTY CODE CHAPTERS 8.77 PROVIDING FOR THE ABATEMENT OF HAZARDOUS VEGETATION AND COMBUSTIBLE MATERIAL TO REDUCE FIRE HAZARDS - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4485

ORDINANCE NO. 4485

ORDINANCE CREATING MENDOCINO COUNTY CODE CHAPTER 8.77 PROVIDING FOR THE ABATEMENT OF HAZARDOUS VEGETATION AND COMBUSTIBLE MATERIAL TO REDUCE FIRE HAZARDS

4L) ADOPTION OF ORDINANCE AMENDING TITLE 10 OF MENDOCINO COUNTY CODE REGARDING ANIMALS, REDUCING DOG LICENSE RENEWAL PERIOD TO THIRTY DAYS - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4486

ORDINANCE NO. 4486

AN ORDINANCE AMENDING CHAPTER 10.16 AND SECTION 10.12.010 OF CHAPTER 10.12 OF TITLE 10 OF THE MENDOCINO COUNTY CODE

4M) ADOPTION OF ORDINANCE AMENDING SECTION 10A.15A.030 OF THE MENDOCINO COUNTY CODE MODIFYING CERTAIN DEFINITIONS RELATED TO GENETICALLY MODIFIED ORGANISMS - SPONSOR: COUNTY COUNSEL

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4487

ORDINANCE NO. 4487

ORDINANCE AMENDING SECTION 10A.15A.030 OF THE MENDOCINO COUNTY CODE MODIFYING CERTAIN DEFINITIONS RELATED TO GENETICALLY MODIFIED ORGANISMS

- 4N) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE MULTIPLE SEPTEMBER 2020 FIRES INCLUDING; AUGUST COMPLEX, OAK FIRE AND HOPKINS FIRE, AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND DECLARING THE CONTINUATION OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-016

RESOLUTION 20-016

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO SEPTEMBER 2020 FIRES AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND REAFFIRMING THE EXISTENCE OF A LOCAL HEALTH EMERGENCY AS PROCLAIMED BY THE HEALTH OFFICER

- 4O) APPROVAL OF AMENDMENT TO PA AGREEMENT 20-81 WITH LIEBERT CASSIDY WHITMORE (LCW), EFFECTIVE FEBRUARY 23, 2021, INCREASING THE TOTAL COMPENSATION BY \$150,000 (FROM \$200,000, FOR A NEW AGREEMENT TOTAL OF \$350,000) FOR LITIGATION SERVICES FOR GREWAL V COUNTY OF MENDOCINO - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-122-A2

- 4P) 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 - SPONSOR: EXECUTIVE OFFICE**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-017

RESOLUTION 20-017

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS RATIFYING THE DIRECTOR OF EMERGENCY SERVICES' PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY RELATED TO THE OCTOBER 2019 WIND EVENTS

- 4Q) APPROVAL OF AGREEMENT WITH BROKAW DESIGN IN THE AMOUNT OF \$95,000 FOR DESIGN AND ENGINEERING SERVICES TO COMPLETE PERMIT AND CONSTRUCTION DOCUMENTS FOR THE SANHEDRIN MICROWAVE REPEATER SITE BUILDING IMPROVEMENTS AT BIG SIGNAL PEAK, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-028

- 4R) APPROVAL OF FIRST AMENDMENT TO AGREEMENT WITH BROKAW DESIGN IN THE AMOUNT OF \$6,880 FOR A TOTAL AGREEMENT AMOUNT OF \$59,580, FOR PROJECT HOMEKEY TRANSITIONAL HOUSING RENOVATION (PHASE II) COST ESTIMATE AND BID PACKAGE SERVICES, WITH THE TERM STARTING UPON EXECUTION TO MARCH 31, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-145-A1

- 4S) APPROVAL OF AMENDMENT TO BOS AGREEMENT NO. 20-118 WITH AMERICAN GUARD SERVICES, INC. IN THE AMOUNT OF \$200,000 FOR A NEW TOTAL OF \$374,720 TO PROVIDE ARMED SECURITY GUARD SERVICES FOR PERSONS PLACED IN QUARANTINE DUE TO THE COVID-19 PANDEMIC, EFFECTIVE UPON FULL EXECUTION OF AMENDMENT THROUGH AUGUST 1, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-118-A1

- 4T) APPROVAL OF AGREEMENT WITH NORTH COAST OPPORTUNITIES, WALK AND BIKE MENDOCINO IN THE AMOUNT OF \$94,778 TO IMPLEMENT BIKE AND PEDESTRIAN EDUCATION AND OUTREACH PROGRAMS COUNTY-WIDE THROUGH CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANT AWARDED TO PUBLIC HEALTH, COMMUNITY WELLNESS, EFFECTIVE UPON FULL EXECUTION THROUGH SEPTEMBER 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-029

- 4U) APPROVAL OF AMENDMENT TO AGREEMENT NO. BOS 20-070, WITH VISTA PACIFICA CENTER IN THE AMOUNT OF \$110,000, FOR A NEW AGREEMENT TOTAL OF \$278,000, TO PROVIDE RESIDENTIAL CARE TO MENDOCINO COUNTY LANTERMAN-PETRIS-SHORT CLIENTS, EFFECTIVE WHEN AGREEMENT BECOMES FULLY EXECUTED THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-070-A1

- 4V) APPROVAL OF THE ADDENDUM AGREEMENT WITH NETSMART TECHNOLOGIES, INC. IN THE AMOUNT OF \$98,368 TO PROVIDE A TRANSITION TO A CLOUD-BASED ELECTRONIC HEALTH RECORD SYSTEM FOR BEHAVIORAL HEALTH AND RECOVERY SERVICES AND TRAINING IN THE SYSTEM, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2022 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 20-071-A1

- 4W) APPROVAL OF RETROACTIVE AGREEMENT WITH BINTI, INC. IN THE AMOUNT OF \$18,540 TO PROVIDE FOSTER PARENT APPLICATION, TRACKING AND MONITORING WEB-BASED ELECTRONIC SOFTWARE FOR FAMILY AND CHILDREN'S SERVICES, EFFECTIVE JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-030

- 4X) APPROVAL OF RETROACTIVE AGREEMENT WITH MENDOCINO COUNTY AIDS/VIRAL HEPATITIS NETWORK (MCAVHN) IN THE AMOUNT OF \$19,200 TO PROVIDE ON-SITE CASE MANAGEMENT SUPPORT TO HIGH-RISK HOMELESS INDIVIDUALS AND FAMILIES SERVED THROUGH PROJECT ROOMKEY IN THE INLAND VALLEY OF MENDOCINO COUNTY DURING THE COVID-19 PANDEMIC, EFFECTIVE NOVEMBER 1, 2020 THROUGH JUNE 20, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-031

4Y) RATIFICATION OF SUBMISSION OF GRANT APPLICATION TO AAA NORTHERN CALIFORNIA, NEVADA, AND UTAH IN AN AMOUNT NOT TO EXCEED \$5,000 FOR AAA 2021 CHILD PASSENGER SAFETY DONATION PROGRAM, TO BE UTILIZED BY DECEMBER 31, 2021; AND AUTHORIZATION FOR HEALTH AND HUMAN SERVICES AGENCY ASSISTANT DIRECTOR TO ACCEPT FUNDS, AND SIGN AGREEMENT, IF AWARDED - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved;

4Z) RETROACTIVE APPROVAL OF CHANGE ORDER 3 WITH ADAMS COMMERCIAL GENERAL CONTRACTING, INC (ACGC) IN THE AMOUNT OF \$138,518.08, FOR A TOTAL AGREEMENT AMOUNT OF \$1,070,335 FOR PHASE I OF THE LIVE OAK APARTMENTS HOMEKEY PROJECT AT 555 S. ORCHARD (UKIAH) AND EXTENDING THE AGREEMENT BY 14 DAYS, FOR A NEW END DATE OF APRIL 29, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement *21-007-A1

4AA) ADOPTION OF RESOLUTION ADOPTING A NEW CLASSIFICATION OF SENIOR ENVIRONMENTAL COMPLIANCE SPECIALIST, SALARY NO. 3057; TITLE CHANGE OF DEPUTY DIRECTOR TRANSPORTATION - SOLID WASTE TO DEPUTY DIRECTOR TRANSPORTATION - SOLID WASTE AND WATER AGENCY, SALARY NO. 3926; AND AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 4510, ADD 1.0 FTE SENIOR ENVIRONMENTAL COMPLIANCE SPECIALIST, ADD 1.0 FTE DEPUTY DIRECTOR TRANSPORTATION - SOLID WASTE AND WATER AGENCY - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-018

RESOLUTION 21-018

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AMENDING THE POSITION ALLOCATION TABLE PROVIDING THE NUMBER AND COMPENSATION OF OFFICERS, DEPUTIES AND EMPLOYEES IN THE VARIOUS OFFICES OF THE COUNTY OF MENDOCINO

4AB) APPROVAL OF RETROACTIVE AGREEMENT WITH COEFFICIENT INSURANCE COMPANY (COEFFICIENT) TO PROVIDE A STOP LOSS REINSURANCE POLICY WHICH INCLUDES SPECIFIC EXCESS LOSS AND AGGREGATE EXCESS LOSS INSURANCE COVERAGE FOR THE COUNTY'S SELF-FUNDED HEALTH PLAN, IN THE ESTIMATED AMOUNT OF \$1,496,556, FOR THE PERIOD OF JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 - SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-032

4AC) ADOPTION OF RESOLUTION MODIFYING THE CANNABIS PROGRAM MANAGER CLASSIFICATION SPECIFICATION TO REPORT DIRECTLY TO THE BOARD OF SUPERVISORS AS AN AT-WILL, UNREPRESENTED CLASSIFICATION AND AMENDING POSITION ALLOCATION TABLE ACCORDINGLY - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-019

RESOLUTION 21-019

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AMENDING THE POSITION ALLOCATION TABLE PROVIDING THE NUMBER AND COMPENSATION OF OFFICERS, DEPUTIES AND EMPLOYEES IN THE VARIOUS OFFICES OF THE COUNTY OF MENDOCINO

4AD) APPROVAL OF MUTUAL AID AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND THE COUNTY OF HUMBOLDT FOR THE MUTUAL PROVISION OF TEMPORARY SECURE DETENTION NON-EXCLUSIVE SPACE FOR DETAINED YOUTH DURING AN EMERGENCY EVACUATION FOR THE PERIOD OF THE DATE OF FULL EXECUTION OF THE AGREEMENT THROUGH JUNE 30, 2024, FOR AN AMOUNT NOT TO EXCEED \$50,000 PER FISCAL YEAR, WITH A PRORATED AMOUNT OF \$17,000 FOR THE PARTIAL FISCAL YEAR 2020-21, FOR A MAXIMUM AMOUNT OF \$167,000 FOR THE TERM OF THE AGREEMENT - SPONSOR: PROBATION

Approved and Chair is authorized to sign same;

Enactment No: Agreement *21-033

4AE) ADOPTION OF RESOLUTION REQUESTING APPROVAL FOR THE PUBLIC DEFENDER TO SUBMIT A GRANT APPLICATION PURSUANT TO THE INDIGENT DEFENSE PROGRAM ADMINISTERED BY THE BOARD OF STATE AND COMMUNITY CORRECTIONS (BSCC) - SPONSOR: PUBLIC DEFENDER

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-020

RESOLUTION 21-020

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS REGARDING THE INDIGENT DEFENSE GRANT PROGRAM

4AF) APPROVAL OF RETROACTIVE REVENUE AGREEMENT WITH THE CITY OF POINT ARENA IN THE AMOUNT OF \$100,000 PER ANNUM FOR THE PERFORMANCE OF LAW ENFORCEMENT SERVICES FOR THE TERM OF JULY 1, 2017 TO JUNE 30, 2022 - SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-034

4AG) ADOPTION OF RESOLUTION APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 200005, 2017 STORM DAMAGE REPAIRS ON PINE RIDGE ROAD, COUNTY ROAD 220, MILEPOST 5.30 (UKIAH AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-021

RESOLUTION 21-021

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 200005, 2017 STORM DAMAGE REPAIRS ON PINE RIDGE ROAD, COUNTY ROAD 220, MILEPOST 5.30 (UKIAH AREA)

4AH) ADOPTION OF RESOLUTION APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO ACCEPT THE CONTRACT FOR DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 190033 FOR THE WILLIAMS CREEK BRIDGE REPLACEMENT ON POWERHOUSE ROAD, COUNTY ROAD 248A, MILEPOST 0.90 (POTTER VALLEY AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-022

RESOLUTION 21-022

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING NOTICE OF COMPLETION AND RELEASE OF CONTRACT SURETY AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO ACCEPT THE CONTRACT FOR DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 190033 FOR THE WILLIAMS CREEK BRIDGE REPLACEMENT ON POWERHOUSE ROAD, COUNTY ROAD 248A, MILEPOST 0.90 (POTTER VALLEY AREA)

**4AI) ACCEPTANCE OF THE DECEMBER 31, 2020 REPORT OF MENDOCINO COUNTY POOLED INVESTMENTS-
SPONSOR: TREASURER-TAX COLLECTOR**

Approved.

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING AN UPDATE ASSOCIATED WITH THE NOVEL CORONAVIRUS (COVID-19); AND PROVIDE POSSIBLE DIRECTION REGARDING ESSENTIAL SERVICES IN MENDOCINO COUNTY, OPERATIONAL PREPARATION AND RESPONSE, AND ASSOCIATED COUNTYWIDE ECONOMIC IMPACTS - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Dr. Andy Coren, Mendocino County Public Health Officer; Ms. Darcie Antle, Deputy Chief Executive Officer; Mr. Tony Rakes, Acting Senior Network Analyst; and Ms. Bekkie Emery, Department Operations Manager for Mendocino County's COVID-19 Response.

Public Comment: None.

Board Action: No Action Taken.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING THE ADOPTION OF RESOLUTION RECOGNIZING THE NECESSITY OF UPDATED TSUNAMI INUNDATION MAPS AND ADOPTING THEM FOR LOCAL PLANNING USE; AND RECEIVE A PRESENTATION FROM THE REDWOOD COAST TSUNAMI WORK GROUP, CALIFORNIA GEOLOGICAL SURVEY AND CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES - SPONSOR: SHERIFF-CORONER

Presenter/s: Mr. Matthew Kendall, Sheriff; Mr. Brentt Blaser, Emergency Services Coordinator; Mr. Todd Becker, Representative, California Office of Emergency Services Tsunami Readiness Program; and Mr. Jason Patton, Engineering Geologist, California Geological Survey; and Mr. Ryan Aylward, Representative, National Oceanic and Atmospheric Administration.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts Resolution recognizing the necessity of updated tsunami inundation maps and adopting them for local planning use; receives a presentation from the Redwood Coast Tsunami Work Group, California Geological Survey and California Governor's Office of Emergency Services; directs the Clerk of the Board to return a certified copy of the attached resolution to the Sheriff's Office of Emergency Services; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

BOARD RECESS: 10:48 A.M. – 11:02 P.M.

5C) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF AN ORDINANCE REZONING (R 2019-0015) ONE (1) LEGAL PARCEL FROM RURAL COMMUNITY (RC) TO LIMITED INDUSTRIAL (I1) AT 80300 ROAD 442-B, PIERCY, CA (APNs 053-110-10 AND 053-130-01)- SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Mr. Nash Gonzalez, Interim Director, Planning and Building Services; and Ms. Julia Acker, Assistant Director, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors continues this Public Hearing to March 23, 2021. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

5D) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION GRANTING CHAIR AUTHORITY TO ISSUE SUBPOENAS REGARDING DOCUMENTS RELATED TO BEHAVIORAL HEALTH SERVICES - SPONSORS: COUNTY COUNSEL AND HEALTH & HUMAN SERVICES AGENCY-BEHAVIORAL HEALTH

Presenter/s: Mr. Christian M. Curtis, County Counsel; and Dr. Jenine Miller, Behavioral Health Director.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts Resolution granting chair authority to issue subpoenas regarding documents related to behavioral health services; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

6B) SUPERVISOR'S REPORTS

Board Directive: GENERAL CONSENSUS OF THE BOARD to invite Chief George Gonzalez, of CalFire, to return with an update regarding fire mitigation in Mendocino County.

5E) CHIEF EXECUTIVE OFFICER'S REPORT – SPONSOR: EXECUTIVE OFFICE

Board Directive: GENERAL CONSENSUS OF THE BOARD to include Measure B direction as a special topic on an upcoming agenda.

ADJOURNED TO CLOSED SESSION: 11:55 A.M.

9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: COUNTY OF MENDOCINO V. ANNA STOCKEL ET AL. MENDOCINO COUNTY SUPERIOR COURT CASE No. SCU-K-CVG-20-74829**9B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ANN MARIE BORGES & CHRIS GURR V. COUNTY OF MENDOCINO, ET AL. UNITED STATES DISTRICT COURT-NORTHERN DISTRICT CASE No. 3:20-CV-04537-SI**

9C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE

9D) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: CARMEL J. ANGELO AND WILLIAM SCHURTZ; EMPLOYEE ORGANIZATION(S): ALL

RECONVENED IN OPEN SESSION: 2:02 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Gjerde.

Board Action: With respect to Agenda Items 9a) – 9d) direction was given to staff.

6A) DISCUSSION AND POSSIBLE ACTION INCLUDING CANNABIS CULTIVATION PHASE 1 UPDATE, STATUS OF THE THIRD PARTY CALIFORNIA ENVIRONMENTAL QUALITY ACT CONSULTANT FRAMEWORK AND PROCESS, CLARIFICATION OF ENVIRONMENTAL MITIGATION MEASURES IN 10A.17, CORRECTION OF SUNSET RELOCATION DATE FOR COASTAL AREA, AND SB59 SUPPORT - SPONSOR: CANNABIS AD HOC COMMITTEE OF SUPERVISORS HASCHAK AND WILLIAMS

Presenter/s: Supervisor Ted Williams; Supervisor John Haschak; and Ms. Julia Krog, Assistant Director, Planning and Building Services.

Public Comment: Mr. Ron Edwards; Ms. Sarah Bodnar; Ms. Blair AuClair; Mr. Michael Katz; Ms. Amanda Reiman; Ms. Corinne Powell; Ms. Hannah Nelson; Ms. Monique Ramirez; Ms. Susan Tibbon; and Mr. Paul Hansbury.

Board Direction: GENERAL CONSENSUS OF THE BOARD to edit the letter supporting SB59 to include evidence of progress with CEQA.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors approves letter supporting SB59 (a bill to extend provisional license sunset) and directs staff to 1) Issue guidance and clarification regarding environmental mitigation measures identifying the information that must be included in application packets to determine whether Sensitive Species Habitat Review is Required; 2) Draft an ordinance amendment aligning the relocation deadline with Sunset deadline to encourage relocation out of residential neighborhoods; and authorizes Chair to sign same. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

BOARD RECESS: 3:30 P.M. – 3:45 P.M.

THE BOARD OF SUPERVISORS JOINTLY CONVENED AS THE MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT BOARD OF DIRECTORS IN CONSIDERATION OF AGENDA ITEM 7A)

7A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION REGARDING A PAPER ENTITLED LEGAL FRAMEWORK OF OPEN BURNING IN MENDOCINO COUNTY AND PROPOSED AMENDMENTS TO AIR DISTRICT BOARD REGULATION 2 RELATING TO OPEN OUTDOOR BURNING - SPONSOR: AIR QUALITY MANAGEMENT DISTRICT

Presenter/s: Ms. Barbara Moed, Director, Air Quality Management District; and Ms. Christiana Darlington, Outside Counsel, Air Quality Management District.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors appoints Directors McGourty and Williams to serve on the Fire Fuel Management Ad Hoc, and Directs the Ad Hoc to come back with recommendations on streamlining permitting and an update with Air Quality Management District staff on Rule 2. The motion carried by the following vote:

Aye: 5 – Supervisor McGourty, Supervisor Mulheren, Supervisor Haschak, Supervisor Gjerde and Supervisor Williams

No: 0 – None

Absent: 0 – None

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

Withdrawn.

AGENDA ITEM NO. 10 – COMMUNICATIONS

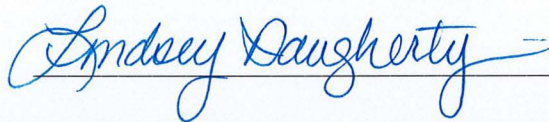
- 10(a) Federal Energy Regulatory Commission, Office of Energy Projects, Division of Dam Safety and Inspections - Response letter to PG&E regarding 2020 planned outages. For more information, please contact Federal Energy Regulatory Commission, San Francisco Regional Office at (415) 369-3300.
- 10(b) Federal Energy Regulatory Commission - Order Modifying and Approving Fish Passage Facility Winter Operation Plan. For more information, please contact Federal Energy Regulatory Commission, 888 First Street NE, Washington DC 20426.

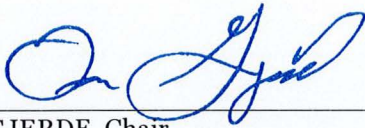
THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:32 P.M.

Attest: ATLAS M.A. PEARSON
Deputy Clerk of the Board



Attest: LINDSEY DAUGHTERY
Senior Deputy Clerk of the Board





DAN GJERDE, Chair

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