

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

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 – March 22, 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 9:03 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; Ms. Lindsey Daugherty, Deputy Clerk of the Board; and Ms. Deena Gera, Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Supervisor McGourty.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

Presenter/s: Mr. Michael Katz; and Ms. Anna Stockel.

4A) DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATION FROM WEST BUSINESS DEVELOPMENT CENTER AND COMMUNITY CHAMPIONS FOR MOVE2030 ON MENDOCINO OPPORTUNITIES FOR BUILDING A VIBRANT ECONOMY (MOVE2030) - SPONSORS: SUPERVISOR WILLIAMS AND SUPERVISOR GJERDE

Presenter/s: Ms. Mary Anne Petrillo, CEO, West Business Development Center; Ms. Una Wirkebau, MOVE 2030 Economic Coordinator; Mr. Paul Garza, Chair, West Business Development Center Board of Directors; Ms. Michelle Hutchins, Mendocino County Superintendent of Schools; Amanda Reiman, Vice President of Community Relations, Flow Kana; Mr. Jim Roberts, Owner, The Madrones; Ms. Sarah Million McCormick, Housing and Economic Development, City of Fort Bragg; and Jim Mayfield, Owner, Rainbow Ag.

Public Comment: Mr. John Bailey; Ms. Diann Simmons; Ms. Jude Thilman; Mr. Travis Scott; and Ms. Stacey Caico.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors Receives the presentation, Accepts the report, formation of an Ad Hoc focusing on Economic Development within Mendocino County consisting of Supervisor Williams and Mulheren and referral of MOVE2030 to that committee for consideration and recommendations regarding a dedicated County staff person coordinating County efforts, and funding to support West in continuing this effort countywide.

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

No: 0 – None

Absent: 0 – None

BOARD RECESS: 10:23 A.M. – 10:36 A.M.

4B) DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATIONS FROM THE NORTH BAY NORTH COAST BROADBAND CONSORTIUM (NBNCBC) AND BROADBAND ALLIANCE OF MENDOCINO COUNTY (BAMC) AND ADOPTION OF PLAN GOALS - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Mr. Jeff Tyrell, Administrator, Broadband Alliance of Mendocino County; and Ms. Megan Honey, CivicSpark Fellow, County of Mendocino.

Public Comment: Mr. Jim Moorhead; Ms. Kathy Wylie; and Ms. Michelle Hutchins.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors accepts presentations from North Bay North Coast Broadband Consortium (NBNCBC) and the Broadband Alliance of Mendocino County (BAMC) relative to the three Implementation Project Plans of the Mendocino County Digital Infrastructure Plan: 2019 - 2025, along with an overview of the ongoing work of the Broadband Alliance of Mendocino County, and adopt the Implementation Project Plan goals. 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

4C) DISCUSSION AND POSSIBLE ACTION INCLUDING PRESENTATION OF AN INFORMATIONAL REPORT AND DIRECTION TO STAFF REGARDING COLLABORATION BETWEEN THE MENDOCINO COUNTY CLIMATE ACTION ADVISORY COMMITTEE (MCCAAC), DEPARTMENT MANAGERS AND THE BOARD OF SUPERVISORS - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Ms. Marie Jones, Mendocino County Climate Action Advisory Committee (MCCAAC); Mr. Michael Potts, MCCAAC; Ms. Tess Albin-Smith, MCCAAC; Mr. Randy MacDonald, MCCAAC; Ms. Susan Sher, MCCAAC; and Mr. John Nickerson, MCCAAC.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors accepts the informational report and provide direction to Steve Dunncliff, Deputy Chief Executive Officer, to work with the MCCAAC regarding the issues referenced in the presentation. 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

ADJOURNED TO LUNCH: 11:55 A.M.

RECONVENED IN OPEN SESSION: 1:30 P.M

3B) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING STRATEGICALLY INVESTING ONE-TIME PACIFIC GAS & ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Dr. Jenine Miller, Director, Behavioral Health Recovery Services.

Public Comment: None.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to look at both the Ranch and Whitmore Lane as possible locations for the Psychiatric Health Facility, and bring proposals back to the Board, including costs and feasibility of operating a PHF unit.

Board Directive: GENERAL CONSENSUS OF THE BOARD to conduct an annual independent audit of Measure B Funds.

Board Action: No Action Taken.

3A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING AN ORDINANCE ADDING CHAPTER 2.8 - TERMS OF MEMBERS APPOINTED TO BOARDS AND COMMISSIONS TO THE MENDOCINO COUNTY CODE, SETTING MEMBER TERM LENGTH FOR VARIOUS BODIES, INCLUDING THE MENTAL HEALTH CITIZEN'S OVERSIGHT COMMITTEE - SPONSOR: COUNTY COUNSEL

Presenter/s: Mr. Christian M. Curtis, County Counsel.

Public Comment: Ms. Jan McGourty.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct Staff to establish a 4 year term to be aligned with the Supervisorial term of the current Designee/Office Holder for seats on Boards and Commissions with unspecified term lengths.

Board Action: No Action Taken.

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF TO FOLLOW USUAL COUNTY PROCESSES FOR SUBMISSION OF BOARD AGENDA ITEMS RELATED TO THE USE OF MEASURE B FUNDS - SPONSORS: SUPERVISOR HASCHAK AND SUPERVISOR WILLIAMS

Presenter/s: Supervisor Haschak and Supervisor Williams.

Public Comment: Ms. Jan McGourty.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct Staff to establish a 4 year term to be aligned with the Supervisorial term of the current Designee/Office Holder for seats on Boards and Commissions with unspecified term lengths.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors directs staff to follow usual County processes for submission of board agenda items related to the use of Measure B funds.

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

No: 0 – None

Absent: 0 – None

3C) DISCUSSION AND POSSIBLE ACTION INCLUDING AUTHORIZATION TO AWARD A CONTRACT TO ADAMS COMMERCIAL GENERAL CONTRACTING, INC. (ACGC) IN AN AMOUNT UP TO \$295,849.00 FOR THE BEHAVIORAL HEALTH REGIONAL TRAINING CENTER REMODEL PROJECT AND ANY OF THE ALTERNATE ITEMS INCLUDED IN THE BID AT THE DIRECTION OF THE BOARD OF SUPERVISORS; AND AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO APPROVE CHANGE ORDERS FOR THE PROJECT, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Presenter/s: Dr. Jenine Miller, Director, Behavioral Health Recovery Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors authorizes award of a contract to Adams Commercial General Contracting, Inc. in an amount up to \$295,849.00 for the Behavioral Health Regional Training Center Remodel Project and any of the Alternate items included in the bid at the direction of the Board of Supervisors; authorizes the Facilities and Fleet Division Manager to act as project manager to approve change orders for the project pursuant to Public Contract Code Section 20142; and authorizes Chair to sign same.

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

No: 0 – None

Absent: 0 – None

Enactment No: Agreement 21-042

3D) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF REQUEST TO SPEND \$12,400 OF MEASURE B FUNDS TO REIMBURSE THE MENDOCINO COUNTY SHERIFF'S OFFICE FOR CRISIS INTERVENTION TEAM (CIT) TRAINING - SPONSOR: MENTAL HEALTH TREATMENT ACT CITIZEN'S OVERSIGHT COMMITTEE

Presenter/s: Dr. Jenine Miller, Director, Behavioral Health Recovery Services.

Public Comment: None.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves request to spend \$12,400 of Measure B funds to reimburse the Mendocino County Sheriff's Office for Crisis Intervention Team Training; with a plan going forward as to which department/program will be billed. 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

3E) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF PURCHASE OF A GUN LOCKER FROM FASCO SECURITY PRODUCTS WITH \$8,410.33 OF MEASURE B FUNDS FOR THE MENDOCINO COUNTY BEHAVIORAL HEALTH REGIONAL TRAINING CENTER; APPROVAL OF CORRESPONDING APPROPRIATION TRANSFER OF FUNDS FROM THE MEASURE B FUND BALANCE TO FUND 1224, FIXED ASSETS - EQUIPMENT, TO ACCOUNT ME/4052, LINE ITEM 864370, IN THE AMOUNT OF \$8,410.33; AND ADDITION OF THE GUN LOCKER TO THE COUNTY'S APPROVED LIST OF FIXED ASSETS - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Presenter/s: Dr. Jenine Miller, Director, Behavioral Health Recovery Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors approves purchase of a gun locker from Fasco Security Products with \$8,410.33 of Measure B Funds for the Mendocino County Behavioral Health Regional Training Center; approves corresponding Appropriation Transfer of Funds from the Measure B Fund Balance to Fund 1224, Fixed Assets - Equipment, to account ME/4052, line item 864370, in the amount of \$8,410.33; and addition of the gun locker to the County's approved list of fixed assets. 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: 3:18 P.M. – 3:35 P.M.

3F) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF URGENCY ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON THE COMMENCEMENT OF PHASE THREE CANNABIS CULTIVATION PERMITTING UNDER MENDOCINO COUNTY CODE CHAPTERS 10A.17 AND 20.242 PENDING THE STUDY AND CONSIDERATION OF LAND USE AND OTHER REGULATIONS PERTAINING TO CANNABIS CULTIVATION - SPONSORS: COUNTY COUNSEL AND PLANNING AND BUILDING SERVICES

Presenter/s: Mr. Matthew Kiedrowski, Deputy County Counsel; and Ms. Julia Acker Krog, Assistant Director, Department of Planning and Building Services.

Public Comment: Ms. Monique Ramirez.

Board Action: Upon motion by Supervisor Williams IT IS ORDERED that the Board of Supervisors adopts urgency ordinance establishing a temporary moratorium on the commencement of Phase Three cannabis cultivation permitting under Mendocino County Code Chapters 10A.17 and 20.242 pending the study and consideration of land use and other regulations pertaining to cannabis cultivation; 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

Enactment No: Ordinance 4488

ORDINANCE NO. 4488

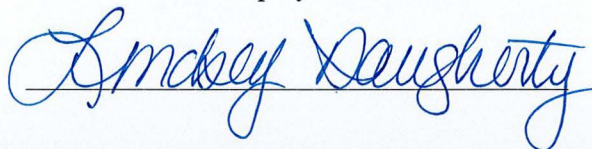
AN URGENCY ORDINANCE OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING A TEMPORARY MORATORIUM ON THE COMMENCEMENT OF PHASE THREE CANNABIS CULTIVATION PERMITTING UNDER MENDOCINO COUNTY CODE CHAPTERS 10A.17 AND 20.242 PENDING THE STUDY AND CONSIDERATION OF LAND USE AND OTHER REGULATIONS PERTAINING TO CANNABIS CULTIVATION

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 3:55 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