CARRE BROWN
1st District
Supervisor
Chair

JOHN MCCOWEN 2nd District Supervisor JOHN HASCHAK 3rd District Supervisor Vice-Chair DAN GJERDE 4th District Supervisor TED WILLIAMS 5th District Supervisor



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

KATHARINE L. ELLIOTT County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS ACTION MINUTES – May 14, 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 9:00 A.M.)

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

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Katharine L. Elliott, County Counsel; and Ms. Karla Van Hagen, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Mr. Jerry Ward.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Ms. Susan Tibbon; Mr. Paul Hansbury; and Ms. Yolanda Trudeau.

AGENDA ITEM NO. 4 - APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Brown.

Public Comment: Mr. Don Rowe; Ms. Katrina Bartolomie; and Ms. Tess Albin Smith.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, and carried unanimously, IT IS ORDERED that consent calendar items 4a) – 4j) 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

4A) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

- 1. Ms. Virginia Reynolds, Member, Redwood Valley Municipal Advisory Council; and
- 2. Ms. Sandra Berman, Member, Redwood Valley Municipal Advisory Council.
- 4B) ADOPTION OF RESOLUTION APPROVING THE APPLICATION FOR FUNDS UNDER THE BUDGET ACT OF 2018 FOR VOTING SYSTEM REPLACEMENT, AUTHORIZING THE COUNTY CLERK RECORDER TO CONDUCT ALL NEGOTIATIONS, EXECUTE AND SUBMIT ALL DOCUMENTS SPONSOR: ASSESSOR/CLERK-RECORDER

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 19-178

RESOLUTION 19-178

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND THE CALIFORNIA SECRETARY OF STATE REGARDING VOTER SYSTEM REPLACEMENT FUNDS

4c) Adoption of Resolution Designating the Arts Council of Mendocino County (ACMC) as the County of Mendocino's Authorized Partner for the 2019-20 California Arts Council's State Local Partnership Program - Sponsor: Executive Office

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 19-179

RESOLUTION 19-179

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DESIGNATING THE ARTS COUNCIL OF MENDOCINO COUNTY AS THE COUNTY AUTHORIZED PARTNER FOR THE 2019-2020 CALIFORNIA ARTS COUNCIL'S STATE-LOCAL PARTNERSHIP PROGRAM

4D) ADOPTION OF RESOLUTION APPROVING CREATION OF AN EMERGENCY MEDICAL CARE COMMITTEE TO SERVE AND ACT IN AN ADVISORY CAPACITY TO THE LOCAL EMERGENCY MEDICAL SERVICES AGENCY AND THE BOARD OF SUPERVISORS; APPROVAL OF PROPOSED BY LAWS, INCLUDING MEMBERSHIP COMPOSITION, FOR THE EMERGENCY MEDICAL CARE COMMITTEE; AND DIRECTION TO STAFF TO WORK WITH THE CLERK OF THE BOARD TO ESTABLISH MEMBERSHIP APPLICATION PROCESSES AND OTHER PROCEDURES AS NEEDED - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 19-180

RESOLUTION 19-180

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING THE EMERGENCY MEDICAL CARE COMMITTEE

4E) APPROVAL OF RETROACTIVE AGREEMENT WITH PROJECT SANCTUARY IN THE AMOUNT OF \$132,720 ON BEHALF OF THE MENDOCINO COUNTY HOMELESS SERVICES CONTINUUM OF CARE TO COMPLETE A CAPITAL IMPROVEMENT PROJECT UTILIZING HOMELESS EMERGENCY AID PROGRAM FUNDS, EFFECTIVE MAY 1, 2019 THROUGH JUNE 30, 2021 - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-136

4F) APPROVAL OF RETROACTIVE AGREEMENT WITH MENDOCINO COAST HOSPITALITY CENTER IN THE AMOUNT OF \$68,957 TO PROVIDE SERVICES TO SEVERELY MENTALLY DISABLED HOMELESS CLIENTS IN FORT BRAGG THROUGH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION GRANT FOR THE PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019 - SPONSOR: HEALTH AND HUMAN

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-137

4G) APPROVAL OF PRIVATE ROAD NAME PETITION NO. RN_2018-0002, OFFICIALLY NAMING 7 PRIVATE ROADS WITHIN THE GOLDEN RULE CHURCH ASSOCIATION PROPERTIES, RIDGEWOOD RANCH ROAD, ET AL., IN WILLITS, FINDING THEM TO BE IN CONFORMANCE WITH MENDOCINO COUNTY CODE SEC. 18.16 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

4H) APPROVAL OF PRIVATE ROAD NAME PETITION RN_2018-0001 (FIRST GATE ROAD) IN WILLITS, OFFICIALLY CHANGING THE NAMES OF WILLOW BROOK ROAD AND REDWOOD CREEK DRIVE TO FIRST GATE ROAD AND FINDING IT TO BE IN CONFORMANCE WITH MENDOCINO COUNTY CODE SEC. 18.16 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

41) APPROVAL OF AMENDMENT TO AGREEMENT NUMBER SO S18-032/PA-18-303 WITH DR. GREG PIZARRO IN THE AMOUNT OF \$250,000, FOR A NEW AGREEMENT TOTAL OF \$300,000, FOR FORENSIC PATHOLOGY AUTOPSIES AND RELATED SERVICES TO THE COUNTY AND EXTENDING THE EXPIRATION OF THE AGREEMENT TO DECEMBER 31, 2019 - SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-138

4J) ADOPTION OF RESOLUTION APPROVING PARCEL MAP FOR MINOR SUBDIVISION NUMBER 2016 008 (GREEN) AND ACCEPTING ON BEHALF OF THE PUBLIC ITEM (A) OF THE OWNER'S STATEMENT FOR THE PURPOSES SPECIFIED THEREON, LOCATED APPROXIMATELY 3+/ MILES NORTH OF UKIAH, LYING JUST NORTHEAST OF EAST SIDE CALPELLA ROAD (COUNTY ROAD 227), 0.4 +/ MILES NORTH OF ITS INTERSECTION WITH LAKE MENDOCINO DRIVE (COUNTY ROAD 227B); 3801 EAST SIDE CALPELLA ROAD; ASSESSOR'S PARCEL NUMBER 168 210 07 (CALPELLA AREA) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same.

Enactment No: Resolution 19 181

RESOLUTION 19-181

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING PARCEL MAP FOR MINOR SUBDIVISION NUMBER 2016-008 (GREEN) AND ACCEPTING ON BEHALF OF THE PUBLIC ITEM (A) OF THE OWNER'S STATEMENT FOR THE PURPOSES SPECIFIED THEREON, LOCATED APPROXIMATELY 3+/- MILES NORTH OF UKIAH, LYING JUST NORTHEAST OF EAST SIDE CALPELLA ROAD (COUNTY ROAD 227), 0.4+/- MILES NORTH OF ITS INTERSECTION WITH LAKE MENDOCINO DRIVE (COUNTY ROAD 227B); 3801 EAST SIDE CALPELLA ROAD; ASSESSOR'S PARCEL NUMBER 168-210-07 (CALPELLA AREA)

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION ADOPTING THE NEW CLASSIFICATION OF SENIOR REVENUE RECOVERY SPECIALIST AND AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: TREASURER TAX COLLECTOR, BUDGET UNIT 2012 - DELETE 2.0 FTE REVENUE RECOVERY SPECIALISTS, ADD 2.0 FTE SENIOR REVENUE RECOVERY SPECIALISTS; AND AUTHORIZATION FOR THE RECLASSIFICATION AND SALARY ADJUSTMENT OF THE AFFECTED INCUMBENTS - SPONSOR: HUMAN RESOURCES

Presenter/s: Ms. Heidi Dunham, Director, Human Resources; Ms. Shari Schapmire, Treasurer Tax Collector; and Ms. Julie Forrester, Assistant Treasurer Tax Collector.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors adopts Resolution adopting the new classification of Senior Revenue Recovery Specialist and amending the Position Allocation Table as follows: Treasurer Tax Collector, Budget Unit 2012 - delete 2.0 FTE Revenue Recovery Specialists, add 2.0 FTE Senior Revenue Recovery Specialists; authorizes the reclassification and salary adjustment of the affected incumbents; and authorizes Chair to sign same. 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: 19-182

RESOLUTION 19-182

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

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: ASSESSOR, BUDGET UNIT 1120 - DELETE 1.0 FTE STAFF ASSISTANT I, ADD 1.0 FTE STAFF ASSISTANT II; COUNTY CLERK ELECTION, BUDGET UNIT 1410 - DELETE 1.0 FTE STAFF ASSISTANT I, ADD 1.0 FTE STAFF ASSISTANT II - SPONSOR: HUMAN RESOURCES

Presenter/s: Ms. Heidi Dunham, Director, Human Resources.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors adopts Resolution amending the Position Allocation Table as follows: Assessor, Budget Unit 1120 - delete 1.0 FTE Staff Assistant I, add 1.0 FTE Staff Assistant II; County Clerk Election, Budget Unit 1410 - delete 1.0 FTE Staff Assistant I, add 1.0 FTE Staff Assistant II; and authorizes Chair to sign same. 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: 19-183

RESOLUTION 19-183

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

5c) Discussion and Possible Action Including Authorization of Payment in the Amount of \$8,500 to Solid Wastes of Willits upon Receipt of Invoice for the County's Share of Costs Related to Operation of the South Coast Buy Back Center for One Year; and Direction to Either Close the Center or Determine a Long Term Funding Mechanism - Sponsor: Solid Waste

Presenter/s: Mr. Steve Dunnicliff, Deputy Chief Executive Officer; and Mr. Jerry Ward, Solid Wastes of Willits.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, authorize payment of \$8,500 to Solid Wastes of Willits (SWOW) upon receipt of invoice for the County's share of costs related to operation of the South Coast Buy Back Center for one year; and directs staff to work on a more comprehensive plan. The motion failed by the following vote:

Aye: 1 - Supervisor Williams

No: 4 - Supervisor Brown, Supervisor McCowen, Supervisor Haschak and Supervisor Gjerde

Absent: 0 - None

Board Directive: BY ORDER OF THE CHAIR: the Board of Supervisors shall receive an update regarding MSWA regarding status of search for Director on the May 21, 2019, Board of Supervisors agenda.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors authorizes payment of \$8,500 to Solid Wastes of Willits (SWOW) upon receipt of invoice for the County's share of costs related to operation of the South Coast Buy-Back Center for one year, and provides direction to Executive Office staff to submit a letter to the Independent Coast Observer and other South Coast media notifying the public that the buy back center will close on June 30, 2019, due to the lack of participation by the local supermarkets to keep it open. 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

- 5D) 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

6A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO AGRICULTURE DEPARTMENT TO COLLECT AND PUBLISH PESTICIDE APPLICATION DETAILS, INCLUDING CHEMICAL AGENT, QUANTITY, AND ASSESSOR'S PARCEL NUMBER - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams; Mr. Harinder Grewal, Agricultural Commissioner/Sealer of Weights and Measures; Ms. Janelle Rau, Deputy Chief Executive Officer; and Mr. Alex Land, Operations Manager, Information Services.

Public Comment: Mr. Frost Pauli; Mr. Louis Bigfoot; and Ms. Devon Jones.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors directs Agriculture and Information Services staff (and other appropriate County staff) meet to identify a process that is as automated and streamlined as possible for staff and public to publish information related to pesticide application details and to independently meet with stakeholders and Supervisor Williams prior to bringing a work plan back to the Board. 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: 10:42 A.M. - 10:57 A.M.

6b) Supervisors' Reports Regarding Board Special Assignments, Standing and Ad Hoc Committee Meetings, and Other Items of General Interest - Withdrawn

THE BOARD OF SUPERVISORS CONVENED AS THE BOARD OF DIRECTORS OF THE AIR QUALITY MANAGEMENT DISTRICT IN CONSIDERATION OF AGENDA ITEM 6C).

6c) Discussion and Possible Action to Direct Air Quality Management District (AQMD) Staff to Identify Barriers to Fire Fuel (Vegetation) Management through Controlled Burning, and Develop a Plan to Streamline AQMD Processes that Support Vegetation Management Efforts - Sponsor: Supervisor Brown

Presenter/s: Chair Brown; Ms. Barbara Moed, Air Pollution Control Officer; and Mr. Warren Massie, Air Quality Specialist, Air Quality Management District.

Public Comment: Ms. Tess Albin-Smith.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors directs the Air Pollution Control Officer to work with fire agency and community partners to identify barriers to fire fuel (vegetation) management and develop a plan to streamline AQMD processes that support vegetation management efforts; and investigate feasibility of implementing a unified application and payment model. 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 REGARDING AN ALLOCATION IN THE AMOUNT OF \$50,000 TO THE INLAND WATER AND POWER COMMISSION (IWPC) TO UNDERTAKE A FEASIBILITY STUDY OF A POTENTIAL LICENSING PROPOSAL FOR THE POTTER VALLEY PROJECT AND OTHER RELATED COSTS; AND APPROVAL OF TRANSFER OF FUNDS FROM GENERAL FUND BUDGET UNIT 1100 750000 TO SPECIAL DEPARTMENT EXPENSE BUDGET UNIT 1100 1940 IN THE AMOUNT OF \$50,000 - SPONSORS: SUPERVISORS BROWN AND MCCOWEN

Presenter/s: Chair Brown.

Public Comment: Ms. Devon Jones and Mr. Frank Lynch.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors approves allocation of \$50,000 and corresponding budget transfer from General Fund, Budget Unit 1100 750000 to Special Department Expense, Budget Unit 1100 1940 in the amount of \$50,000, to undertake a feasibility study of a potential licensing proposal for the Potter Valley Project and other related costs. 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 LUNCH RECESS: 12:18 P.M.

RECONVENED IN OPEN SESSIOIN: 1:34 P.M.

6E) DISCUSSION AND POSSIBLE ACTION REGARDING RECOMMENDATIONS OF THE CANNABIS CULTIVATION AD HOC COMMITTEE - SPONSOR: CANNABIS CULTIVATION AD HOC COMMITTEE (SUPERVISORS HASCHAK AND MCCOWEN)

Presenter/s: Supervisor Haschak; Supervisor McCowen; Mr. Matthew Kiedrowski, Deputy County Counsel; Mr. Sean Connell, Cannabis Program Manager, Planning and Building Services; Mr. Jesse Davis, Planner III, Planning and Building Services; Mr. Brent Schultz, Director, Planning and Building Services; Ms. Chevon Holmes, Planner II, Planning and Building Services; and Ms. Sarah Dukett, Deputy Chief Executive Officer.

Public Comment: Mr. Mark Thies; Ms. Kym Thill; Ms. Monique Ramirez; Mr. Joshua Keats; Mr. Ron Edwards; Mr. Doug Westin; Ms. Judy Tichinin; Mr. Mark Bibbens; Mr. Paul Hansbury; Ms. Hannah Nelson; Mr. Casey O'Neill; Mr. Allan Harris; Mr. Jed Davis; Mr. Dylan McGinty; Mr. Scott Ward; Mr. Michael Strupp; Ms. Valerie Edwards; Mr. Joe Tullgren; Ms. Marnie Birger; Ms. Karen Byars; Ms. Cathy Monroe; Mr. Marty Clein; Ms. Elise Planty; Ms. Jenn Procacci; Ms. Kim Callacorva Tate; Ms. Corinne Powell; Mr. Mike Russell; and Mr. Swami Chatanya.

BOARD RECESS: 3:19 P.M. - 3:35 P.M.

Board Action: No action taken.

6B) Supervisors' Reports Regarding Board Special Assignments, Standing and Ad Hoc Committee Meetings, and Other Items of General Interest - Withdrawn

- 9A) PURSUANT TO COVERNMENT CODE SECTION 54957.6 CONFERENCE WITH LABOR NEGOTIATOR AGENCY NEGOTIATORS: CARMEL J. ANGELO, HEIDI DUNHAM, CHERIE JOHNSON AND DONNA WILLIAMSON; EMPLOYEE ORGANIZATION(S): ALL-WITHDRAWN
- 9B) PURSUANT TO GOVERNMENT CODE SECTION 54957 PUBLIC EMPLOYEE PERFORMANCE EVALUATION AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES CONTINUED

AGENDA ITEM NO. 10 - COMMUNICATIONS

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 6:15 P.M.

Attest: Karla Van Hagen

Senior Deputy_Clerk of the Board

CARRE BROWN, 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