

**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**  
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## **MENDOCINO COUNTY BOARD OF SUPERVISORS**

### **ACTION MINUTES –January 21, 2020**

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

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#### **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:** Mr. Mike A'Dair.

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**AGENDA ITEM NO. 3 – PUBLIC EXPRESSION**

**Presenter/s:** Ms. Diann Simmons; Mr. John Sakowicz; Mr. Matt Kendall; and Mr. Darren Brewster.

**AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR**

**Presenter/s:** Chair Haschak.

**Public Comment:** None.

**Board Directive:** Consent Calendar item 4(m) removed for separate consideration.

**Board Action:** Upon motion by Supervisor Brown, seconded by Supervisor McCowen, IT IS ORDERED that Consent Calendar items 4a) – 4l) and 4n) – 4r) 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. Sally Grigg, Alternate, Westport Municipal Advisory Council; and
2. Mr. Joe Webb, Director, Sonoma Mendocino Economic Development District.

**4B) APPROVAL OF MINUTES OF NOVEMBER 19 2019, REGULAR MEETING**

Approved;

**4C) APPROVAL OF MINUTES OF DECEMBER 10, 2019, REGULAR MEETING**

Approved;

**4D) APPROVAL OF MINUTES OF DECEMBER 16, 2019, REGULAR MEETING**

Approved;

**4E) APPROVAL OF MINUTES OF DECEMBER 17, 2019, REGULAR MEETING**

Approved;

**4F) APPROVAL OF MINUTES OF JANUARY 7, 2020, REGULAR MEETING**

Approved;

**4G) APPROVAL OF LETTER OF SUPPORT TO COASTAL CONSERVANCY REGARDING MILL BEND CONSERVATION GRANT APPLICATION - SPONSOR: SUPERVISOR WILLIAMS**

Approved;

**4H) RATIFICATION OF LETTER OF SUPPORT TO PACIFIC GAS AND ELECTRIC COMPANY FOR GRANT TO PROVIDE CRITICAL SERVICES ON MENDOCINO COAST WITH ELECTRICITY DURING FUTURE INTERRUPTIONS OF ELECTRICAL SERVICE THROUGH INSTALLATION OF SOLAR PHOTOVOLTAIC AND BATTERIES IN FORT BRAGG MICROGRID - SPONSORS: SUPERVISORS HASCHAK AND GJERDE**

Approved;



- 4I) APPROVAL OF AGREEMENT WITH CLINE INVESTIGATIONS LLC IN THE AMOUNT OF \$120,000 TO OR PROVISION OF PROCESS SERVING AND INVESTIGATION SERVICES TO CHILD SUPPORT SERVICES, EFFECTIVE WHEN AGREEMENT BECOMES FULLY EXECUTED THROUGH SEPTEMBER 30, 2022 - SPONSOR: CHILD SUPPORT**

Approved;

Enactment No: Agreement 20-003

- 4J) AUTHORIZATION FOR THE MENDOCINO COUNTY MUSEUM TO CHANGE FREE ADMISSION DAY FROM THE FIRST WEDNESDAY TO THE FIRST SATURDAY OF THE MONTH - SPONSOR: CULTURAL SERVICES AGENCY**

Approved;

- 4K) AUTHORIZATION FOR THE MENDOCINO COUNTY LIBRARY TO ACCEPT A GRANT AWARD FROM THE CALIFORNIA STATE LIBRARY'S MAXIMIZING LEARNING SPACES PROGRAM IN THE AMOUNT OF \$10,000 TO DEVELOP A DESIGN PLAN FOR THE WILLITS LIBRARY - SPONSOR: CULTURAL SERVICES AGENCY**

Approved;

- 4L) AUTHORIZATION TO AWARD A CONTRACT TO DMR BUILDERS IN THE AMOUNT OF \$265,000 FOR THE TREASURER TAX COLLECTOR'S REMODEL PROJECT AT 501 LOW GAP ROAD, UKIAH, CA; 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; AND APPROVAL OF TRANSFER OF UP TO \$100,000 TO THIS PROJECT FROM FUNDING ALLOCATED TO PARKING LOT MAINTENANCE AND REPAIR - SPONSOR: EXECUTIVE OFFICE**

Approved;

- 4N) APPROVAL OF RETROACTIVE AMENDMENT TO AGREEMENT NO. 16-106 WITH J&K CONSULTANTS IN THE AMOUNT OF \$62,000 ANNUALLY FOR A NEW AGREEMENT TOTAL OF \$304,000, TO CONTINUE TO PROVIDE A MEDICAL EXPENSE REIMBURSEMENT PROGRAM (MERP) TO ELIGIBLE COUNTY EMPLOYEES AND THEIR DEPENDENTS, EFFECTIVE JANUARY 1, 2020 THROUGH DECEMBER 31, 2021 - SPONSOR: HUMAN RESOURCES**

Approved;

Enactment No: Agreement 16-106-A1

- 4O) APPROVAL OF RETROACTIVE AMENDMENT TO BOS AGREEMENT NO. 18-157 WITH MAGELLAN HEALTH SERVICES OF CALIFORNIA, INC. – EMPLOYER SERVICES IN THE AMOUNT OF \$138,175, FOR A NEW TOTAL AGREEMENT AMOUNT OF \$218,175, TO CONTINUE TO PROVIDE EMPLOYEE ASSISTANCE PROGRAM SERVICES, EFFECTIVE JANUARY 1, 2020 THROUGH DECEMBER 31, 2022 - SPONSOR: HUMAN RESOURCES**

Approved;

Enactment No: Agreement 18-157-A1

- 4P) APPROVAL OF RETROACTIVE SECOND AMENDMENT TO BOS AGREEMENT NUMBER 17-060-A1 WITH KEENAN & ASSOCIATES IN THE AMOUNT OF \$34,300, FOR A NEW AGREEMENT AMOUNT OF \$220,000, FOR CONTINUED MEMBERSHIP IN THE KEENAN PHARMACY PURCHASING COALITION TO NEGOTIATE REDUCED FEES WITH EXPRESS SCRIPTS, INC., EFFECTIVE JANUARY 1, 2020, THROUGH DECEMBER 31, 2020 - SPONSOR: HUMAN RESOURCES**

Approved;

Enactment No: Agreement 17-060-A2



**4Q) ACCEPTANCE OF DEPARTMENT OF PLANNING AND BUILDING SERVICES DEVELOPMENT ACTIVITY REPORT FOR THE MONTH OF DECEMBER, 2019 - SPONSOR: PLANNING AND BUILDING SERVICES**

Approved;

**4R) APPROVAL OF MENDOCINO COUNTY INVESTMENT POLICY FOR CALENDAR YEAR 2020 - SPONSOR: TREASURER – TAX COLLECTOR**

Approved.

**AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:****4M) ADOPTION OF RESOLUTION TO DEVELOP A CRISIS RESIDENTIAL TREATMENT PROGRAM ON THE PROPERTY DESIGNATED IN THE EXISTING CALIFORNIA HEALTH FACILITIES FINANCING AUTHORITY RESOLUTION AT 631 SOUTH ORCHARD AVENUE, UKIAH, CALIFORNIA 95482, AND IN ACCORDANCE WITH GRANT FUNDING ISSUED UNDER THE INVESTMENT IN MENTAL HEALTH WELLNESS GRANT PROGRAM - SPONSOR: HEALTH AND HUMAN SERVICES AGENCY**

**Presenter/s:** Ms. Tammy Moss Chandler, Director, Health and Human Services Agency; Ms. Jenine Miller, Director, Behavioral Health and Recovery Services; and Ms. Janelle Rau, Deputy Chief Executive Officer.

**Public Comment:** Mr. John Sakowicz; and Ms. Meeka Ferretta.

**Board Action:** Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors adopts Resolution to develop a Crisis Residential Treatment Program on the property designated in the existing California Health Facilities Financing Authority Resolution at 631 South Orchard Avenue, Ukiah, California 95482, and in accordance with grant funding issued under the Investment in Mental Health Wellness Grant Program; 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: Resolution 20-008

**RESOLUTION 20-008**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO DEVELOP A CRISIS RESIDENTIAL TREATMENT PROGRAM IN ACCORDANCE WITH CALIFORNIA HEALTH FACILITIES FINANCING AUTHORITY GRANT FUNDING UNDER THE INVESTMENT IN MENTAL HEALTH WELLNESS GRANT PROGRAM



**5A) DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCTION AND WAIVE READING OF AN ORDINANCE DELEGATING AUTHORITY TO INVEST OR REINVEST THE FUNDS OF THE COUNTY AND ITS OTHER DEPOSITORS IN THE COUNTY TREASURY TO THE TREASURER FOR CALENDAR YEAR 2020 - SPONSOR: TREASURER-TAX COLLECTOR**

**Presenter/s:** Ms. Shari Schapmire, Treasurer-Tax Collector.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Brown, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors introduces and waives reading of an Ordinance delegating authority to invest or reinvest the funds of the County and its other depositors in the County Treasury to the Treasurer for calendar year 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

**5B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF RETROACTIVE AMENDMENT TO BOARD OF SUPERVISORS AGREEMENT NO. 19-240 WITH THOMAS LAW GROUP IN THE AMOUNT OF \$155,000, FOR A NEW AGREEMENT AMOUNT OF \$280,000, TO PROVIDE LEGAL SERVICES RELATED TO KEEP THE CODE, INC., V. COUNTY OF MENDOCINO (MENDOCINO SUPERIOR COURT CASE NO. SCUK-CVPT-12-60196), EFFECTIVE JULY 30, 2019, THROUGH JUNE 30, 2020; AND APPROVAL OF CORRESPONDING REQUEST FOR APPROPRIATION REVISION OF FUNDS TO INCREASE PLANNING SPECIAL PROJECTS, BUDGET UNIT 2852, ORG CODE PS-826184 IN THE AMOUNT OF \$155,000 AND PS-862239 IN THE AMOUNT OF \$155,000 - SPONSOR: COUNTY COUNSEL**

**Presenter/s:** Mr. Christian Curtis, Acting County Counsel.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor McCowen, seconded by Supervisor Brown, IT IS ORDERED that the Board of Supervisors approves retroactive amendment to Board of Supervisors Agreement No. 19-240 with Thomas Law Group in the amount of \$155,000, for a new Agreement amount of \$280,000, to provide legal services related to Keep The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196), effective July 30, 2019, through June 30, 2020; authorizes Chair to sign same; and approves corresponding Request for Appropriation Revision of Funds to increase Planning Special Projects, Budget Unit 2852, Org Code PS-826184 in the amount of \$155,000 and PS-862239 in the amount of \$155,000. 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: Agreement 19-240-A1



**5C) DISCUSSION AND POSSIBLE ACTION INCLUDING AN UPDATE ON ENERGY EFFICIENCY PROJECT IDENTIFICATION EFFORTS UNDERWAY; AND PROVIDE POSSIBLE DIRECTION TO STAFF TO CONDUCT A COMPETITIVE PROCESS TO PROCURE A CONTRACTOR FOR IDENTIFICATION AND IMPLEMENTATION OF ENERGY EFFICIENCY PROJECTS - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Mr. Steve Dunncliff, Deputy Chief Executive Officer; Ms. Janelle Rau, Deputy Chief Executive Officer.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Gjerde, seconded by Supervisor Williams IT IS ORDERED that the Board of Supervisors directs staff to request Aircon to provide information they've produced to date, in their assessment of County buildings; and present any info, including information from AirCon with Sonoma's Sonoma Sustainability Division County for their assessment of County of Mendocino facilities for efficiency improvements that will have a payback within the life of the improvements; and including the payback on optional solar project. 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) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**

**Board Directive:**

*BOARD RECESS: 10:39 A.M. – 10:50 A.M.*

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

**Presenter/s:** Ms. Carmel J. Angelo, Chief Executive Officer.

**Public Comment:** Mr. Izen Locatelli.

**Board Action:** No action taken.

*ADJOURNED TO CLOSED SESSION FOLLOWED BY LUNCH RECESS: 11:42 A.M.*

**9A) PURSUANT TO GOVERNMENT CODE 54957 – THREAT TO PUBLIC SERVICES OR FACILITIES CONSULTATION WITH CLIENTFIRST TECHNOLOGY CONSULTING****9B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) – CONFERENCE WITH LEGAL COUNSEL INITIATION OF LITIGATION: ONE CASE****9C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) – CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION: ONE CASE – VICHY SPRINGS RESORT V. CITY OF UKIAH, ET AL. – CASE NO. SCU-KCVPT-2018-70200-1****9D) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(2) – CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION: ONE CASE****9E) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) – CONFERENCE WITH LEGAL COUNSEL INITIATION OF LITIGATION: ONE CASE WITHDRAWN**

*RECONVENED IN OPEN SESSION: 1:29 P.M.*



**AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION**

**Presenter:** Chair Haschak.

**Board Action:** With respect to agenda items 9a) through 9d), direction was given to staff.

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

**Presenter/s:** Ms. Sarah Dukett, Deputy Chief Executive Officer.

**Public Comment:** None.

**Board Action:** No action taken.

**5D) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF A PRESENTATION AND UPDATE REGARDING EFFICIENCY INITIATIVE ACTIVITIES, INCLUDING AN OVERVIEW OF CYBERSECURITY IN MENDOCINO COUNTY - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Ms. Janelle Rau, Deputy Chief Executive Officer; Mr. Tom Jakobsen, Senior Partner, ClientFirst; and Mr. Cody Snider, Division Manager, Information Technology.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor McCowen, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors accepts presentation and update regarding efficiency initiative activities, including an overview of Cybersecurity in Mendocino County. 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 COUNTY COUNSEL TO AUTHOR ORDINANCE AMENDMENT TO RAISE COUNTY CODE SECTION 15.28.010 VEHICLE ABANDONMENT TO A MISDEMEANOR OFFENSE - SPONSOR: SUPERVISOR WILLIAMS**

**Presenter/s:** Supervisor Williams.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor McCowen, IT IS ORDERED that the Board of Supervisors directs County Counsel to author Ordinance amendment to raise County Code section 15.28.010 Vehicle Abandonment to a misdemeanor offense. 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:** 1:54 P.M. – 1:59 P.M.

**6B) DISCUSSION AND POSSIBLE ACTION REGARDING UPDATE FROM FIRE & EMERGENCY MEDICAL SERVICES (EMS) SUSTAINABILITY AD HOC - SPONSOR: SUPERVISOR WILLIAMS AND SUPERVISOR MCCOWEN**

**Presenter/s:** Supervisor Williams; and Supervisor McCowen.

**Public Comment:** Mr. Andrew Hosford; Mr. Sage Sangiacomo; Mr. Thomas Allman; Mr. Donald Mills Matheson; Mr. David Beak; Mr. Paul Hosford; Mr. Leonard Winter; Ms. Teresa Gowan; Ms. Debbie Marks; and Ms. Jen Banks.

**Board Directive:** GENERAL CONSENSUS OF THE BOARD that the EMS Fire and Sustainability Ad Hoc shall attend the January 23, 2020 Emergency Medical Care Committee meeting; and return to the Board of Supervisors on February 4, 2020, with an outreach plan for the community.

**Board Action:** No action taken.

*BOARD RECESS: 3:23 P.M. – 3:35 P.M.*

**6C) DISCUSSION AND POSSIBLE ACTION REGARDING FORMAL REQUEST FOR A SUBSIDY PRICE ESTIMATE FROM MENDOCINO COAST HEALTHCARE DISTRICT (MCHD), TRANSFERABLE TO ADVENTIST HEALTH, FOR ONE ADVANCED LIFE SUPPORT (ALS) AMBULANCE TO BE USED PRIMARY FOR THE 101 CORRIDOR IN COLLABORATION WITH COASTAL VALLEYS EMS AGENCY, FOR 911 RESPONSES AND INTER FACILITY TRANSFERS, AS APPROPRIATE - SPONSOR: SUPERVISOR WILLIAMS**

**Presenter/s:** Supervisor Williams.

**Public Comment:** Mr. Thomas Allman; Mr. Donald Mills Matheson; Ms. Teresa Gowan; Mr. Andres Avila; Mr. David Beak; Ms. Sue Carberry; and Ms. Jen Banks.

**Board Action:** Upon motion by Supervisor Williams, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors directs Coastal Valley Emergency Medical Services to perform fiscal analysis of the current system and potential enhancements. 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

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:19 P.M.

Attest: LINDSEY DUNHAM  
Deputy Clerk of the Board

  
JOHN HASCHAK, Chair

  
LINDSEY DUNHAM



**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](http://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](http://www.mendocinocounty.org/government/board-of-supervisors)

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