

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 – September 28, 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 9:01 A.M.)

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

Staff Present: Carmel J. Angelo, Chief Executive Officer; Darcie Antle, Assistant Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Deputy Clerk of the Board; Deena Gera, Deputy Clerk of the Board; and Anthony Baroza, Staff Assistant.

The Pledge of Allegiance was led by: Supervisor Haschak.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Beth Pine; Jude Thilman; Ron Edwards; and Michael Katz.

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Gjerde.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that Consent Calendar items 4a) – 4z) 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 SEPTEMBER 14, 2021 REGULAR MEETING

Approved;

4B) APPROVAL OF MINUTES OF SEPTEMBER 21, 2021 SPECIAL MEETING

Approved;

4C) APPROVAL OF EMPLOYMENT AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND JENINE MILLER IN THE APPROXIMATE AMOUNT OF \$176,130.00/ANNUALLY TO SERVE AS THE DIRECTOR OF BEHAVIORAL HEALTH FOR A THREE (3) YEAR PERIOD COMMENCING OCTOBER 3, 2021 AND THROUGH OCTOBER 2, 2024 – SPONSOR: SUPERVISOR GJERDE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-169

4D) APPROVAL OF GOLDEN STATE CONNECT AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT; AND ADOPTION OF RESOLUTION AUTHORIZING THE CHAIRPERSON TO EXECUTE THE GOLDEN STATE CONNECT AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT - SPONSOR: SUPERVISOR WILLIAMS

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-139; Agreement 21-170

RESOLUTION NO. 21-139

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO APPROVING AND AUTHORIZING THE CHAIRPERSON TO EXECUTE THE GOLDEN STATE CONNECT AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT

4E) 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 21-140

RESOLUTION NO. 21-140

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

4F) 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 21-141

RESOLUTION NO. 21-141

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

4G) ADOPTION OF A RESOLUTION RENEWING ITS DECLARATION OF A LOCAL EMERGENCY AND EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO DROUGHT CONDITIONS AND IMMINENT THREAT OF DISASTER IN MENDOCINO COUNTY - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-142

RESOLUTION NO. 21-142

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS RENEWING ITS DECLARATION OF A LOCAL EMERGENCY AND EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO DROUGHT CONDITIONS AND IMMINENT THREAT OF DISASTER IN MENDOCINO COUNTY

4H) ADOPTION OF A RESOLUTION DESIGNATING THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES, RECOVERY DIRECTOR, ASSISTANT CEO/RECOVERY FINANCE DIRECTOR, DIRECTOR OF TRANSPORTATION, AND PRINCIPAL ADMINISTRATIVE ANALYST AS AUTHORIZED AGENTS TO ENGAGE WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND GOVERNOR'S OFFICE OF EMERGENCY SERVICES (CAL OES) REGARDING ALL MATTERS PERTAINING TO FEDERAL FINANCIAL ASSISTANCE UNDER PUBLIC LAW 93-288 AS AMENDED BY THE ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT OF 1988, AND/OR STATE FINANCIAL ASSISTANCE UNDER THE CALIFORNIA DISASTER ACT - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-143

RESOLUTION NO. 21-143

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DESIGNATING THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES, RECOVERY DIRECTOR, ASSISTANT CEO/RECOVERY FINANCE DIRECTOR, DIRECTOR OF TRANSPORTATION, AND PRINCIPAL ADMINISTRATIVE ANALYST AS AUTHORIZED AGENTS TO ENGAGE WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND GOVERNOR'S OFFICE OF EMERGENCY SERVICES (CAL OES) REGARDING ALL MATTERS PERTAINING TO FEDERAL FINANCIAL ASSISTANCE UNDER PUBLIC LAW 93-288 AS AMENDED BY THE ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT OF 1988, AND/OR STATE FINANCIAL ASSISTANCE UNDER THE CALIFORNIA DISASTER ACT

4I) APPROVAL OF AMENDMENT TO AGREEMENT 21-141 WITH THE COMMUNITY FOUNDATION OF MENDOCINO COUNTY FOR COVID-19 FOOD RELIEF SERVICES, INCREASING THE AMOUNT FROM \$275,000 TO \$473,000, AND EXTENDING THE END DATE FROM DECEMBER 31, 2021 TO MARCH 31, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-141-A1

4J) APPROVAL OF AGREEMENT WITH REDWOOD COMMUNITY SERVICES IN THE AMOUNT OF \$137,141 TO PROVIDE INTENSIVE CARE MANAGEMENT AND DEVELOPMENT OF INTEGRATED INDIVIDUAL SERVICE PLANS TO SUPPORT THE FINDING HOME GRANT, EFFECTIVE SEPTEMBER 30, 2021 THROUGH SEPTEMBER 29, 2022 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-171

4K) APPROVAL OF AGREEMENT WITH MENDOCINO COAST HOSPITALITY CENTER IN THE AMOUNT OF \$50,571 TO PROVIDE INTENSIVE CARE MANAGEMENT AND DEVELOPMENT OF INTEGRATED INDIVIDUAL SERVICE PLANS TO SUPPORT THE FINDING HOME GRANT, EFFECTIVE SEPTEMBER 30, 2021 THROUGH SEPTEMBER 29, 2022 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-172

4L) AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ESTABLISH CAPITAL IMPROVEMENT PROJECTS TO COMPLETE WATER DAMAGE REMEDIATION AND REPAIRS AT PUBLIC HEALTH, 1120 SOUTH DORA STREET, UKIAH ROOMS 188, 189 AND 192 IN THE AMOUNT OF \$90,000 AND AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO ENTER CONTRACTS AND APPROVE CHANGE ORDERS FOR THE PROJECTS, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142 – SPONSOR: GENERAL SERVICES AGENCY

Approved;

4M) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: TRANSFER FROM BUDGET UNIT 2310 TO BUDGET UNIT 2860, 1.0 FTE ANIMAL CONTROL OFFICER PN4075; 1.0 FTE SUPERVISING ANIMAL CONTROL OFFICER PN4074; BUDGET UNIT 2860, ADD 2.0 FTE ANIMAL CONTROL OFFICER; BUDGET UNIT 2310, DELETE 2.0 FTE ANIMAL CONTROL OFFICER UPON VACANCY OR FINAL TRANSITION OF THE ANIMAL CONTROL FUNCTION TO ANIMAL CARE SERVICES – SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-144

RESOLUTION NO. 21-144

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

4N) ADOPTION OF RESOLUTION REVISING THE SALARY RANGE OF ASSISTANT CHIEF EXECUTIVE OFFICER, FROM \$134,472.00 - \$163,425.00 TO \$147,160.00 - \$178,859.20 AND AUTHORIZING SALARY ADJUSTMENT OF INCUMBENT FROM STEP 5 OF THE CURRENT RANGE TO STEP 5 OF THE NEW RANGE – SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 21-145

RESOLUTION NO. 21-145

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

4O) APPROVAL OF AGREEMENT WITH RENNE PUBLIC LAW GROUP, LLP IN THE AMOUNT OF \$187,500 FOR AN AGREEMENT TERM OF OCTOBER 1, 2021 THROUGH DECEMBER 31, 2022 TO PROVIDE ONGOING EMPLOYER-EMPLOYEE RELATIONS SERVICES WITH THE COUNTY'S EIGHT BARGAINING UNITS, VARIOUS LEGAL COURT REPRESENTATION AND CONTRACT NEGOTIATIONS – SPONSOR: HUMAN RESOURCES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-173

4P) APPROVAL OF AGREEMENT WITH COMMUNITY DEVELOPMENT SERVICES (CDS) TO PROVIDE SUPPORT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, LOAN SERVICING FOR THE COUNTY'S PROGRAM INCOME REVOLVING LOAN FUND, AND TECHNICAL ASSISTANCE FOR FUTURE GRANT APPLICATIONS THAT THE COUNTY MAY BE AWARDED FOR AN AMOUNT NOT TO EXCEED \$375,000, EFFECTIVE UPON EXECUTION THROUGH JUNE 30, 2024 – SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-174

4Q) AUTHORIZATION OF THE ISSUANCE OF ADMINISTRATIVE COASTAL DEVELOPMENT PERMIT NO. CDP 2021-0008 (DIAS) TO INSTALL A 1,958 SQUARE FOOT MANUFACTURED SINGLE FAMILY RESIDENCE ON A PERMANENT FOUNDATION, A DETACHED 576 SQUARE FOOT GARAGE, A 1,032 SQUARE FOOT EXTERIOR DECK, PAVED DRIVEWAYS AND ASSOCIATED DEVELOPMENT LOCATED AT 38950 S. HIGHWAY 1, GUALALA; APN: 145-183-03 – SPONSOR: PLANNING AND BUILDING SERVICES

Approved;

4R) APPROVAL OF RETROACTIVE AGREEMENT WITH REDWOOD TAXI, LLC, IN THE AMOUNT OF \$25,000, TO PROVIDE TRANSPORTATION DURING THE COVID-19 PANDEMIC, EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022 – SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-175

4S) APPROVAL OF RETROACTIVE PURCHASE OF A UNIMAC WASHER 65 POUND CAPACITY WASHER FOR THE MENDOCINO COUNTY JAIL IN THE AMOUNT OF \$21,200.78; AND ADDITION OF THE ITEM TO THE COUNTY LIST OF FIXED ASSETS – SPONSOR: SHERIFF-CORONER

Approved;

4T) APPROVAL OF FIRST AMENDMENT TO BOARD OF SUPERVISORS AGREEMENT NO. 19-013 WITH KEEFE COMMISSARY NETWORK, LLC IN THE AMOUNT OF \$350,000 FOR A NEW AGREEMENT TOTAL OF \$1,400,000 TO PROVIDE INMATE COMMISSARY SERVICES EFFECTIVE JANUARY 1, 2022 THROUGH DECEMBER 31, 2022 – SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-013-A1

4U) APPROVAL OF AGREEMENT WITH AMERICAN GUARD SERVICES, INC. IN THE AMOUNT OF \$165,360 TO PROVIDE SECURITY GUARD SERVICES AT SOCIAL SERVICES LOCATIONS, EFFECTIVE OCTOBER 4, 2021 THROUGH OCTOBER 3, 2022 – SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-176

4V) APPROVAL OF RETROACTIVE SECOND AMENDMENT WITH EVERSOLE MORTUARY IN THE AMOUNT OF \$7,500 FOR A NEW TOTAL OF \$77,500 TO PROVIDE THE HANDLING AND DISPOSITION OF LAST REMAINS OF DECEDENTS OF MENDOCINO COUNTY WHO HAVE NO RELATIVES OR OTHER PERSON LEGALLY EMPOWERED TO AUTHORIZE CREMATION AND DISPOSITION, EFFECTIVE JULY 1, 2020 THROUGH JUNE 30, 2021 – SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-129-A1

4W) APPROVAL OF AMENDMENT TO BOARD OF SUPERVISORS AGREEMENT NO. 21-038 WITH COURT APPOINTED SPECIAL ADVOCATES OF MENDOCINO COUNTY TO INCREASE THE CURRENT TWO-YEAR AMOUNT BY \$1,177 TO A NEW TOTAL OF \$27,577 TO FACILITATE THE POLICY COUNCIL ON CHILDREN AND YOUTH/CHILD ABUSE PREVENTION COUNCIL'S (PCCY/CAPC) SUBCOMMITTEE, ACES COMMUNITY RESILIENCE TEAM, AND TO FACILITATE THE ANNUAL PCCY/CAPC DIRECTED EDUCATION, TRAINING AND CHILD ABUSE PREVENTION ACTIVITY OR PROGRAM AS RECOMMENDED BY THE PCCY/CAPC, EFFECTIVE JULY 1, 2020 THROUGH JUNE 30, 2022; AND APPROVAL OF AN ADDITIONAL INCREASE UPON RECEIPT OF FISCAL YEAR 21-22 ALLOCATION NOT TO EXCEED \$1,262 FOR A MAXIMUM TWO-YEAR TOTAL OF \$28,839 WITHOUT NEED FOR FURTHER BOARD OF SUPERVISORS APPROVAL – SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-038-A1

4X) APPROVAL OF AGREEMENT WITH REDWOOD COMMUNITY SERVICES, INC., IN THE AMOUNT OF \$336,337 TO PROVIDE FAMILY URGENT RESPONSE SYSTEM MOBILE RESPONSE SERVICES TO CURRENT AND FORMER FOSTER YOUTH THROUGH AGE 21 FOR SOCIAL SERVICES, FAMILY AND CHILDREN'S SERVICES, EFFECTIVE OCTOBER 1, 2021 THROUGH JUNE 30, 2022 – SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-177

- 4Y) APPROVAL OF ANNUAL ALLOCATION OF FUNDS IN THE AMOUNT OF SIXTY EIGHT THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$68,750) TO THE UKIAH VALLEY BASIN GROUNDWATER SUSTAINABILITY AGENCY, FOR AGENCY ADMINISTRATION AND IMPLEMENTATION OF THE GROUNDWATER SUSTAINABILITY PLAN, UNTIL SUCH A TIME THAT A REGULATORY FEE OR OTHER FUNDING MECHANISM IS IMPLEMENTED (UKIAH AREA) – SPONSOR: TRANSPORTATION**

Approved;

- 4Z) APPROVAL OF RETROACTIVE AMENDMENT TO LEGAL SERVICES AGREEMENT NO. 19-182-A1 WITH CHRISTIANA DARLINGTON, DBA CLERE INC. IN AN AMOUNT NOT TO EXCEED \$45,500, FOR SEPARATE LEGAL REPRESENTATION FOR THE AIR QUALITY MANAGEMENT DISTRICT EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022, AND AUTHORIZATION FOR THE AIR POLLUTION CONTROL OFFICER – SPONSOR: AIR QUALITY MANAGEMENT DISTRICT**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-182-A2

- 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: PUBLIC HEALTH**

Presenter/s: Dr. Andrew Coren, Health Officer.

Public Comment: Carrie Shattuck.

Board Action: No Action Taken.

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

Presenter/s: Carmel Angelo, Chief Executive Officer; and Judy Morris, Deputy Chief Executive Officer.

Public Comment: None.

Board Action: No Action Taken.

6A) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION APPROVING ZERO PROPERTY TAX SHARING AGREEMENT FOR THE UKIAH VALLEY FIRE DISTRICT ANNEXATION OF THE CITY OF UKIAH (LAFCo APPLICATION REFERRAL FILE NO. D-2021-02) – SPONSOR: SUPERVISOR MULHEREN

Presenter/s: Supervisor Mulheren.

Public Comment: Sage Sangiacomo.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts Resolution of the Mendocino County Board of Supervisors Approving a Zero Property Tax Sharing Agreement for the Ukiah Valley Fire District Annexation of the City of Ukiah (LAFCo Application Referral File No. D-2021-02); 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: Resolution 21-146

RESOLUTION NO. 21-146

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING A ZERO TAX SHARING AGREEMENT FOR THE UKIAH VALLEY FIRE DISTRICT ANNEXATION OF THE CITY OF UKIAH (LAFCo APPLICATION REFERRAL FILE NO. D-2021-02)

6C) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF THE BOARD OF SUPERVISORS' RESPONSES TO THE 2020-2021 GRAND JURY REPORTS AND DISBANDING OF THE GRAND JURY AD HOC COMMITTEES FOR THE GRAND JURY REPORTS TITLED "MENDOCINO COUNTY'S TRAILING INFORMATION TECHNOLOGY", "HOMELESSNESS IN MENDOCINO COUNTY IS A COMMUNITY CONCERN" AND "MEETING MENDOCINO COUNTY'S NEEDS FOR HOUSING REQUIRES COORDINATION AND PLANNING"; AND DIRECT THE CLERK OF THE BOARD TO RETURN ORIGINALS TO THE COUNTY COUNSEL'S OFFICE FOR SUBMISSION – SPONSOR: COUNTY COUNSEL AND GRAND JURY AD HOC COMMITTEES (IT AD HOC COMMITTEE OF CHAIR GJERDE AND VICE-CHAIR WILLIAMS) AND (HOMELESSNESS AND HOUSING GRAND JURY RESPONSE AD HOC COMMITTEE OF SUPERVISORS HASCHAK AND MULHEREN)

Presenter/s: Christian M. Curtis, County Counsel; Supervisor Haschak; Supervisor Mulheren; Chair Gjerde; and Supervisor Williams.

Public Comment: Patrick Hickey; and Karen Mattson.

Board Directive: FORMATION OF AN AD HOC COMMITTEE comprised of Supervisors Gjerde and Haschak to focus on issues concerning Housing in Mendocino County.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors approves the Board of Supervisors' responses to the 2020-21 Grand Jury Reports; disbands the Grand Jury ad hoc committees for the Grand Jury Reports titled "Mendocino County's Trailing Information Technology", "Homelessness In Mendocino County Is A Community Concern" and "Meeting Mendocino County's Needs For Housing Requires Coordination And Planning"; directs the Clerk of the Board to return originals to the County Counsel's Office for submission; 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: 10:10 A.M. – 10:25 A.M.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF EXTRA HELP APPOINTMENT OF LLOYD WEER TO FULFILL CRITICALLY NEEDED DUTIES AFTER HIS RETIREMENT, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 7522.56 – SPONSOR: AUDITOR-CONTROLLER

Presenter/s: Chamise Cubbison, Acting Auditor-Controller.

Public Comment: None.

THIS ITEM WAS DIRECTED TO RETURN IN THE AFTERNOON, IN ORDER TO ALLOW STAFF TO COMPILE DATA REQUESTED BY THE BOARD OF SUPERVISORS

5E) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF THE USE OF MEASURE B FUNDS IN THE AMOUNT OF \$240,000 PER YEAR FOR A PERIOD OF 4 YEARS TO CONTRIBUTE TO THE OPERATIONS OF CRISIS RESPITE SERVICES IN THE CITY OF FORT BRAGG FOR COASTAL RESIDENTS – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

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

Public Comment: Bernie Norvell.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that the Board of Supervisors approves request to use Measure B funds in the amount of \$240,000 per year for a period of 4 years to contribute to the operations of Crisis Respite Services in the City of Fort Bragg for Coastal Residents. 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

5F) DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATION TO THE BOARD OF SUPERVISORS FROM BEHAVIORAL HEALTH AND RECOVERY SERVICES ON STATUS REPORT OF ACTIVITIES RELATED TO THE MENTAL HEALTH TREATMENT ACT CITIZEN'S OVERSIGHT COMMITTEE PROJECTS AND PROGRAMS – SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

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

Public Comment: None.

Board Action: Upon motion IT IS ORDERED that the Board of Supervisors accepts Status Report from Behavioral Health and Recovery Services of activities related to the Mental Health Treatment Act Citizen's Oversight Committee projects and programs; and provides direction as appropriate. 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 REGARDING THE EMPLOYEE HEALTH PLAN CURRENT FINANCIAL STATUS AND RENEWAL, RECOMMENDING THE EMPLOYEE HEALTH PLAN FUNDING/PREMIUMS INCREASE EMPLOYER/EMPLOYEE CONTRIBUTIONS BY 12% FOR CALENDAR YEAR 2022, EFFECTIVE JANUARY 9, 2022, AND PROVIDE DIRECTION REGARDING FUNDING FOR THE INCURRED BUT NOT REPORTED CLAIMS – SPONSOR: EXECUTIVE OFFICE

Presenter/s: Cherie Johnson, Deputy Chief Executive Officer; Katie S. Ford, Acting Human Resources Manager/Wellness Coordinator, Human Resources; Peter McNamara, Consultant, Keenan & Associates; and Michael Ahn, Consultant, Keenan & Associates.

Public Comment: Patrick Hickey.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors receives update regarding the Employee Health Plan Renewal current financial status and renewal, recommends the Employee Health Plan funding/premiums increase Employer/Employee contributions by 12% for calendar year 2022, effective January 9, 2022; provides direction regarding funding the incurred but not reported claims; and authorizes Chair to sign same.

Aye: 4 – Supervisor McGourty, Supervisor Mulheren, Supervisor Gjerde and Supervisor Williams

No: 1 – Supervisor Haschak

Absent: 0 – None

ADJOURNED TO CLOSED SESSION: 12:22 P.M

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

9B) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - AGRICULTURAL COMMISSIONER

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. SCUK-CVPT-2018-70200

9D) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ONE CASE - ADMINISTRATIVE APPEAL OF CITATION # AC_2021-0520 (N.SHEPPARD)

9E) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ONE CASE - WILLITS ENVIRONMENTAL CENTER V. THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO - CASE No. 21CV00474

9F) PURSUANT TO GOVERNMENT CODE SECTION 54956.9D(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION BASED ON THE RECEIPT OF A CLAIM PURSUANT TO THE GOVERNMENT CLAIMS ACT OR SOME OTHER WRITTEN COMMUNICATION FROM A POTENTIAL PLAINTIFF THREATENING LITIGATION, WHICH NON-EXEMPT CLAIM OR COMMUNICATION IS AVAILABLE FOR PUBLIC INSPECTION. (GOVERNMENT CODE § 54956.9 (E)(3)) - ONE CASE

9G) PURSUANT TO GOVERNMENT CODE SECTION 54956.9D(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION BASED ON: *FACTS AND CIRCUMSTANCES THAT MIGHT RESULT IN LITIGATION AGAINST THE COUNTY BUT WHICH THE COUNTY BELIEVES ARE NOT YET KNOWN TO A POTENTIAL PLAINTIFF OR PLAINTIFFS, WHICH FACTS AND CIRCUMSTANCES NEED NOT BE DISCLOSED. (GOVERNMENT CODE § 54956.9 (E)(1)) - ONE CASE

RECONVENED IN OPEN SESSION: 3:01 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Christian M. Curtis, County Counsel.

Board Action: With respect to Agenda Item 9a), the item was withdrawn. With respect to Agenda Items 9b) - 9g), no action was taken.

6B) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF UPDATE REGARDING THE STRATEGIC PLANNING PROCESS – SPONSOR: STRATEGIC PLAN AD HOC COMMITTEE OF SUPERVISORS HASCHAK AND MCGOURTY

Presenter/s: B.J. Bischoff, Consultant; Anne Molgaard, Transitional Director, Public Health; and Gary Hochman, Consultant.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors accepts update and provides input regarding the next steps in the Strategic Planning Process. 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

5C) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF A PRESENTATION RELATED TO NEW JAIL FACILITY INCLUDING UPDATE ON TIMELINE FOR COMPLETION AND CONSTRUCTION COSTS; AND DIRECTION TO STAFF RELATED TO THE \$3.6 MILLION IN ESTIMATED ADDITIONAL FUNDING THAT WILL BE NECESSARY TO AWARD CONSTRUCTION CONTRACTS FOR THE PROJECT – SPONSORS: EXECUTIVE OFFICE AND SHERIFF-CORONER

Presenter/s: Steve Dunncliff, Deputy Chief Executive Officer; Eric Fadness, Principal, Nacht & Lewis; and Sheriff Matthew Kendall.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors accepts the presentation related to the new jail facility including update on timeline for completion, construction costs; and provides direction to staff related to the \$3.6 million in estimated additional funding anticipated as necessary to complete this project. 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

RETURNED TO ITEM 5B

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF EXTRA HELP APPOINTMENT OF LLOYD WEER TO FULFILL CRITICALLY NEEDED DUTIES AFTER HIS RETIREMENT, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 7522.56 – SPONSOR: AUDITOR-CONTROLLER**Presenter/s:** Chamise Cubbison, Acting Auditor-Controller.**Public Comment:** None.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors approves the Extra Help appointment of Lloyd Weer to fulfill critically needed duties with the scope of work including the Single Audit, the preparation and issuance of the Annual Financial Report, consultation for the major upgrade of the enterprise finance program (Munis) and training of staff in additional aspects of the preparation of the annual Cost Allocation Plan, all of which will occur during the 180 days following his retirement, with a requested limit of \$12,000. The motion carried by the following vote:

Aye: 3 – Supervisor McGourty, Supervisor Mulheren, and Supervisor Haschak

No: 2 – Supervisor Gjerde and Supervisor Williams

Absent: 0 – None

6D) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**Board Action:** No Action Taken.**5G) CHIEF EXECUTIVE OFFICER'S REPORT – SPONSOR: EXECUTIVE OFFICE**

Withdrawn.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:31 P.M.

Attest: ATLAS M.A. PEARSON
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