

GLENN MCGOURTY
1st District
Supervisor
Vice-Chair

**MAUREEN
MULHEREN**
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor
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 – January 4, 2022

**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; and Deena Gera, Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Chair Gjerde.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Sheriff Kendall; Michael Katz; Carrie Shattuck; Ron Edwards; Anna Stockel; Hannah Nelson; Annemarie Weibel; Paul Hansbury, Susan Tibbon; and David Silverstein.

5A) ELECTION OF CHAIR AND VICE-CHAIR OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS FOR CALENDAR YEAR 2022 - SPONSOR: EXECUTIVE OFFICE

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

Public Comment: None.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors nominates and elects Supervisor Williams as Chair and Supervisor McGourty as Vice-Chair of the Mendocino County Board of Supervisors for the 2022 calendar year.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF AN UPDATE AND PRIORITIES FOR THE UPCOMING YEAR FROM GRAHAM KNAUS OF CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) AND CHASTITY BENSON FROM THE CSAC FOUNDATION AND CSAC INSTITUTE FOR EXCELLENCE IN COUNTY GOVERNMENT - SPONSOR: EXECUTIVE OFFICE

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

Public Comment: None.

Board Action: No Action Taken.

CHAIR WILLIAMS PASSED THE GAVEL TO VICE-CHAIR MCGOURTY

6A) DISCUSSION AND POSSIBLE ACTION INCLUDING RECONSIDERATION OF THE BOARD OF SUPERVISOR'S ACTION ON DECEMBER 14, 2021, APPROVING ITEM 4 - CONSENT CALENDAR (ITEMS A - R AS DEPICTED IN ATTACHMENT A TO THIS ITEM) - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams; and Amy Ackerman, Outside Counsel.

Public Comment: None.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors 1) reconsiders the Board of Supervisor's action on December 14, 2021, adopting the consent calendar (as depicted in attachment A); and 2) Upon approval of the motion to reconsider, withdraws item 4c and adopt balance of the consent calendar (as depicted in attachment A - items 4a-b and 4d-r); 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) DISCUSSION AND POSSIBLE ACTION INCLUDING RESCINDING OF THE BOARD OF SUPERVISOR'S ACTION ON DECEMBER 14, 2021, APPROVING EMPLOYMENT AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND CHRISTIAN M. CURTIS TO SERVE AS COUNTY COUNSEL FOR THE TERM OF AUGUST 9, 2020 THROUGH AUGUST 8, 2024, INCLUDING COMPENSATION EFFECTIVE DECEMBER 26, 2021, IN THE AMOUNT OF ONE HUNDRED NINETY-TWO THOUSAND FOUR HUNDRED AND THIRTY-SIX DOLLARS (\$192,436.00)/ANNUALLY PLUS BENEFITS - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams.

Public Comment: Ron Edwards.

Board Action: Upon motion IT IS ORDERED that the Board of Supervisors rescinds the Board of Supervisor's action on December 14, 2021, approving Employment Agreement between the County of Mendocino and Christian M. Curtis to serve as County Counsel for the term of August 9, 2020 through August 8, 2024, including compensation effective December 26, 2021, in the amount of One Hundred Ninety-two Thousand Four Hundred and Thirty-Six Dollars (\$192,436.00)/annually plus benefits. 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

VICE-CHAIR MCGOURTY PASSED THE GAVEL BACK TO CHAIR WILLIAMS

AGENDA ITEM NO. 4 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Williams.

Public Comment: Carrie Shattuck.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Mulheren, IT IS ORDERED that Consent Calendar items 4a) – 4ah) 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

4A) APPROVAL OF MINUTES OF DECEMBER 7, 2021 REGULAR MEETING

Approved;

4B) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS

Approved;

1. Lois Lockart, First District Representative, Behavioral Health Advisory Board;
2. Jo Bradley, Fifth District Representative, Behavioral Health Advisory Board;
3. Priscilla Tarver, Older Adult/Dependent Adult Advocate, In-Home Supportive Services Advisory Committee;
4. Tammy Moss Chandler, Fifth District Representative, Mental Health Treatment Act Citizens Oversight Committee;
5. Arthur Munoz, First District Representative, Civil Service Commission;
6. Shannon Riley, Second District Representative, Mental Health Treatment Act Citizens Oversight Committee;
7. Henry Adam Gaska, First District Representative, Public Safety Advisory Board;
8. Leland Kraemer, Member, Assessment Appeals Board;
9. Traci Peller, Third District Representative, Mendocino County Fish and Game Commission; and
10. Michelle Rich, Second District Representative, Behavioral Health Advisory Board

4C) ADOPTION OF PROCLAMATION RECOGNIZING JANUARY 2022 AS POSITIVE PARENTING AWARENESS MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR HASCHAK

Adopted;

4D) ADOPTION OF RESOLUTION APPROVING AMENDMENT NUMBER SEVEN TO BOARD OF SUPERVISORS AGREEMENT NUMBER 95-040, AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND SOLID WASTES OF WILLITS, INC., FOR THE OPERATION, MAINTENANCE, AND SERVICE OF THE COVELO SOLID WASTE TRANSFER STATION, AMENDING PROVISIONS REGARDING RATE CHANGES AND AUTHORIZING IMPROVEMENTS, TERM DATES FROM FEBRUARY 28, 1995 TO DECEMBER 31, 2029 (COVELO AREA)- SPONSOR: HASCHAK AND TRANSPORTATION

While the Board adopted the entire Consent calendar, due to the retroactive nature of this item, it will be coming back for consideration on the regular calendar at the January 25, 2022 Board of Supervisors meeting;

4E) 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 22-001

RESOLUTION 22-001

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

4F) ADOPTION OF 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 22-002

RESOLUTION 22-002

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

4G) ADOPTION OF RESOLUTION DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE HOPKINS FIRE AS PROCLAIMED BY THE CHIEF EXECUTIVE OFFICER/DIRECTOR OF EMERGENCY SERVICES AND RATIFYING THE EXISTENCE 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 22-003

RESOLUTION 22-003

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DECLARING THE CONTINUATION OF A LOCAL EMERGENCY RELATED TO THE HOPKINS FIRE 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

4H) 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 22-004

RESOLUTION 22-004

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

4I) ADOPTION OF RESOLUTION DESIGNATING THE CHIEF EXECUTIVE OFFICER (CEO) AS OFFICIAL RESPONSIBLE FOR PROPOSING AND FACILITATING THE DEVELOPMENT AND SUBMISSION OF THE FISCAL YEAR (FY) 2022-2023 BUDGET - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-005

RESOLUTION 22-005

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO DESIGNATE THE OFFICIAL(S) RESPONSIBLE FOR SUBMISSION OF THE PROPOSED BUDGET, AND OFFICIAL(S) RESPONSIBLE TO FACILITATE OR MONITOR THE MENDOCINO COUNTY ADOPTED BUDGET, AS REQUIRED UNDER THE AMENDED UNIFORM ACCOUNTING STANDARDS AND PROCEDURES FOR COUNTIES AS PRESCRIBED BY THE STATE CONTROLLER PURSUANT TO GOVERNMENT CODE SECTIONS 29000-29144 AND 30200 OF THE COUNTY BUDGET ACT EFFECTIVE AS OF JANUARY 1, 2022

4J) APPROVAL OF AGREEMENT WITH POTTER VALLEY COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF \$209,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO REIMBURSE GRANTEE FOR THE PURCHASE OF ONE 2008 INTERNATIONAL 7400 4X4, TIMBERWOLF, ROSENBAUER FIRE ENGINE, EFFECTIVE UPON SIGNING THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-001

4K) APPROVAL OF AGREEMENT WITH POTTER VALLEY COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF \$107,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO PURCHASE FIREFIGHTING EQUIPMENT, SUPPLIES FOR EMERGENCY SUPPLY CACHE, A WASHING MACHINE EXTRACTOR FOR WASHING PERSONAL PROTECTIVE EQUIPMENT, AND COMMUNICATIONS UPGRADES, EFFECTIVE UPON SIGNING THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-002

4L) APPROVAL OF AGREEMENT WITH ANDERSON VALLEY COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF \$45,048.48 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO PURCHASE TRANSPORT EMERGENCY MEDICAL SERVICES EQUIPMENT AND SUPPLIES, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2022- SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-003

4M) APPROVAL OF AGREEMENT WITH ELK VOLUNTEER FIRE DEPARTMENT IN THE AMOUNT OF \$20,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO PURCHASE TRANSPORT EMERGENCY MEDICAL SERVICES EQUIPMENT AND SUPPLIES, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-004

4N) APPROVAL OF AGREEMENT WITH POTTER VALLEY COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF \$19,776 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO REIMBURSE GRANTEE FOR THE PURCHASE OF ONE 2020 CUMMINS EMERGENCY BACKUP GENERATOR FOR FIRE STATION 631, AND FOR UPGRADED ELECTRIC PANELS AND SERVICE, EFFECTIVE UPON SIGNING THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-005

4O) APPROVAL OF AGREEMENT WITH LONG VALLEY FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$149,056.01 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO PURCHASE TRANSPORT EMERGENCY MEDICAL SERVICES EQUIPMENT AND SUPPLIES, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-006

4P) APPROVAL OF AGREEMENT WITH ALBION-LITTLE RIVER FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$20,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS TO PURCHASE EMERGENCY MEDICAL SERVICES EQUIPMENT AND SUPPLIES, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-007

4Q) APPROVAL OF AMENDMENT TO BOS-19-241 WITH MENDOCINO COUNTY RESOURCE CONSERVATION DISTRICT FOR UKIAH VALLEY FUELS REDUCTION AND FIRE FUEL BREAK PROJECT MANAGEMENT SERVICES, INCREASING THE AGREEMENT FROM \$1,443,000 TO \$1,468,000, TERM EFFECTIVE UPON EXECUTION THROUGH MARCH 15, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 19-241-A1

4R) APPROVAL OF RETROACTIVE AGREEMENT WITH INTEGRITY SHRED LLC. IN THE AMOUNT OF \$50,000 FOR SECURE AND CONFIDENTIAL ON-SITE DOCUMENT SHREDDING AND DESTRUCTION SERVICES AT VARIOUS DEPARTMENTS WITHIN MENDOCINO COUNTY, EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-008

4S) APPROVAL OF 2021-22 ANNUAL UPDATE TO THE MENTAL HEALTH SERVICES ACT THREE-YEAR PROGRAM AND EXPENDITURE PLAN, AND AUTHORIZATION FOR THE BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN AND SUBMIT THE PLAN TO THE DEPARTMENT OF HEALTH CARE SERVICES - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved;

4T) AUTHORIZATION FOR THE MENDOCINO COUNTY MUSEUM TO PARTICIPATE IN THE COLLECTIONS ASSESSMENT FOR PRESERVATION (CAP) FUNDING PROGRAM FROM THE FOUNDATION FOR ADVANCEMENT IN CONSERVATION (FAIC) AND ACCEPT THE AMOUNT OF \$7,600 TO PROVIDE ASSESSMENTS OF THE COLLECTIONS AND MUSEUM BUILDING TO ASSIST THE INSTITUTION IN PROTECTING AND PRESERVING THE COUNTY'S CULTURAL RESOURCES - SPONSOR: CULTURAL SERVICES AGENCY

Approved;

4U) AUTHORIZATION FOR THE MENDOCINO COUNTY LIBRARY TO ACCEPT AWARD OF \$4,500 TO PARTICIPATE IN THE ZIP BOOKS PROGRAM AND USE DEDICATED CREDIT CARD FOR GRANT PROGRAM PURCHASES - SPONSOR: CULTURAL SERVICES AGENCY

Approved;

4V) AUTHORIZATION FOR THE MENDOCINO COUNTY LIBRARY TO ACCEPT FUNDING OF UP TO \$30,882 TO PARTICIPATE IN THE FEDERAL COMMUNICATIONS COMMISSION EMERGENCY CONNECTIVITY FUND TO PROVIDE PATRONS WITH A MOBILE HOTSPOT LENDING PROGRAM - SPONSOR: CULTURAL SERVICES AGENCY

Approved;

4W) APPROVAL OF SUBMISSION OF APPLICATION FOR THE HHMI TANGLED BANK STUDIOS #PLANTWILDFLOWERS NATIONWIDE EDUCATION AND ACTION INITIATIVE FOR LIBRARIES TO HIGHLIGHT POLLINATOR DIVERSITY AND ENCOURAGE LOCAL EFFORTS TO SUPPORT WILD POLLINATORS IN THE AMOUNT OF \$1000 AND BY PROVIDING EDUCATIONAL ACTIVITY TOOLS - SPONSOR: CULTURAL SERVICES AGENCY

Approved;

4X) APPROVAL OF RETROACTIVE AGREEMENT WITH ROUND VALLEY INDIAN TRIBES NATIVE AMERICAN DOMESTIC VIOLENCE AND SEXUAL ASSAULT PROGRAM IN THE AMOUNT OF \$70,784 TO PROVIDE VICTIM ADVOCACY SERVICES FOR NORTH INLAND MENDOCINO FOR THE TERM OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2022 - SPONSOR: DISTRICT ATTORNEY

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-009

4Y) APPROVAL OF PACIFIC GAS AND ELECTRIC (PG&E) NOTICE OF TREE WORK AT THE COUNTY'S FAULKNER PARK, LOCATED IN BOONVILLE, CALIFORNIA, IN ORDER FOR PG&E TO PERFORM ROUTINE VEGETATION MANAGEMENT, INCLUDING PRUNING, REMOVAL OR TREATMENT OF TREES THAT MAY IMPACT HIGH VOLTAGE LINES AS IDENTIFIED IN THE ATTACHED NOTICE OF TREE WORK AND IDENTIFIED PHOTOGRAPHS - SPONSOR: GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

4Z) ADOPTION OF RESOLUTION AMENDING POSITION ALLOCATION TABLE AS FOLLOWS: PUBLIC DEFENDER, BUDGET UNIT 2080, DELETE 1.0 FTE LEGAL SERVICES SUPERVISOR, ADD 1.0 FTE ADMINISTRATIVE SERVICES MANAGER I; AND AUTHORIZING RECLASSIFICATION OF INCUMBENT LEGAL SERVICES SUPERVISOR TO ADMINISTRATIVE SERVICES MANAGER I - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment Number: Resolution 22-006

RESOLUTION 22-006

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

4AA) ADOPTION OF RESOLUTION AMENDING POSITION ALLOCATION TABLE AS FOLLOWS: MUSEUM, BUDGET UNIT 7110, ADD 1.0 FTE STAFF ASSISTANT I - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment Number: Resolution 22-007

RESOLUTION 22-007

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) ADOPTION OF RESOLUTION AUTHORIZING TITLE CHANGE OF REAL PROPERTY APPRAISER AIDE TO REAL PROPERTY APPRAISER TECHNICIAN AND AMENDING POSITION ALLOCATION TABLE AS FOLLOWS: ASSESSOR, BUDGET UNIT 1120, ADD 2.0 FTE REAL PROPERTY APPRAISER TECHNICIAN - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment Number: Resolution 22-008

RESOLUTION 22-008

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

4AC) AUTHORIZATION TO AWARD AGREEMENT TO eMAZZANTI TECHNOLOGIES IN THE AMOUNT OF \$100,780 FOR THE ELECTRONIC MAIL (GROUPWISE) MIGRATION TO OFFICE 365 AND RELATED SERVICES; AUTHORIZE THE CHIEF EXECUTIVE OFFICER OR HER DESIGNEE TO EXECUTE ANY AND ALL DOCUMENTS IN RELATION TO THE TRANSACTION; AND AUTHORIZE THE CHIEF EXECUTIVE OFFICER OR HER DESIGNEE TO SIGN ANY FUTURE AMENDMENTS TO THE AGREEMENT THAT DO NOT ALTER THE FISCAL ASPECT OF THE AGREEMENT - SPONSOR: INFORMATION SERVICES

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-010

4AD) ADOPTION OF RESOLUTION FINDING THAT STATE AND LOCAL OFFICIALS CONTINUE TO RECOMMEND MEASURES TO PROMOTE SOCIAL DISTANCING IN CONNECTION WITH PUBLIC MEETINGS - SPONSOR: PUBLIC HEALTH

Adopted and Chair is authorized to sign same;

Enactment Number: Resolution 22-009

RESOLUTION 22-009

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO FINDING THAT STATE OR LOCAL OFFICIALS CONTINUE TO RECOMMEND MEASURES TO PROMOTE SOCIAL DISTANCING IN CONNECTION WITH PUBLIC MEETINGS

4AE) APPROVAL OF RETROACTIVE AGREEMENT WITH AMERICAN GUARD SERVICES, INC. IN THE AMOUNT OF \$55,120 TO PROVIDE SECURITY GUARD SERVICES AT PUBLIC HEALTH AND VETERANS SERVICES BUILDINGS, EFFECTIVE OCTOBER 4, 2021 THROUGH OCTOBER 3, 2022 - SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-011

4AF) RATIFICATION OF SUBMISSION OF APPLICATION FOR UP TO \$1,050,000 OF FUNDS AVAILABLE THROUGH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, CALIFORNIA TOBACCO CONTROL PROGRAM TO REDUCE AND END TOBACCO USE AMONG RESIDENTS OF MENDOCINO COUNTY, FOR THE PERIOD OF JANUARY 1, 2022 THROUGH JUNE 30, 2025; ADOPTION OF RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF FUNDS IF GRANTED; AND AUTHORIZATION FOR THE PUBLIC HEALTH DIRECTOR TO SIGN ALLOCATION AGREEMENT IF FUNDING IS AWARDED, AND ANY AMENDMENTS THAT DO NOT EXCEED THE MAXIMUM AMOUNT - SPONSOR: PUBLIC HEALTH

Adopted and Chair is authorized to sign same;

Enactment Number: Resolution 22-010

RESOLUTION 22-010

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH CALIFORNIA TOBACCO CONTROL PROGRAM FUNDS

4AG) APPROVAL OF RETROACTIVE AMENDMENT TO AGREEMENT NO. PH-20-072, PA NO. 21-168, WITH TELECOM SERVICES COMPANY IN THE AMOUNT OF \$0 (TOTAL AGREEMENT AMOUNT \$42,740.60) TO INSTALL THE VIRTUAL MIVB IN THE COUNTY'S VMWARE ENVIRONMENT FOR THE OFFICE OF EMERGENCY SERVICES, EFFECTIVE APRIL 1, 2021 THROUGH A NEW END DATE OF JUNE 30, 2021 (ORIGINAL END DATE APRIL 30, 2021) - SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-012

4AH) APPROVAL OF STORAGE LEASE AGREEMENT WITH ROSE DEVELOPMENT CORPORATION, IN THE AMOUNT OF \$12,600, TO PROVIDE STORAGE SPACE FOR DONATED MOBILE COMMAND CENTER VEHICLE AND LAW ENFORCEMENT EQUIPMENT RELATED TO SEARCH & RESCUE, SWAT AND PATROL VEHICLE UP-FITTINGS, FOR THE PERIOD OF JANUARY 4, 2022 THROUGH JANUARY 3, 2023 - SPONSOR: SHERIFF-CORONER

Approved and Chair is authorized to sign same;

Enactment Number: Agreement 22-013

5C) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF THE 2022 BOARD OF SUPERVISORS MASTER MEETING CALENDAR - SPONSOR: EXECUTIVE OFFICE /CLERK OF THE BOARD

Presenter/s: Carmel J. Angelo, Chief Executive Officer/Clerk of the Board of Supervisors; and Lindsey Daugherty, Senior Deputy Clerk of the Board of Supervisors.

Public Comment: None.

Board Action: Upon motion Supervisor Gjerde, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts the 2022 Board Master Meeting Calendar, and directs the Clerk of the Board to notify County departments of same. The motion carried 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 ADOPTING THE BOARD OF SUPERVISORS RULES OF PROCEDURE - SPONSOR: EXECUTIVE OFFICE /CLERK OF THE BOARD

Presenter/s: Carmel J. Angelo, Chief Executive Officer/Clerk of the Board of Supervisors; and Lindsey Daugherty, Senior Deputy Clerk of the Board of Supervisors.

Public Comment: None.

Board Action: Upon motion Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors adopts Resolution adopting the 2022 Rules of Procedure, including amendments to Rule 31 made in open session. The motion carried the following vote:

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

No: 0 – None

Absent: 0 – None

Enactment Number: Resolution 22-011

RESOLUTION 22-011

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING THE RULES OF ORDER AND PROCEDURE

BOARD RECESS: 10:56 A.M. – 11:10 A.M

5E) DISCUSSION AND POSSIBLE APPROVAL OF BOARD SPECIAL ASSIGNMENTS/APPOINTMENTS AS RECOMMENDED BY THE CHAIR OF THE BOARD - SPONSOR: EXECUTIVE OFFICE /CLERK OF THE BOARD

Presenter/s: Atlas M.A. Pearson, Deputy Clerk of the Board of Supervisors.

Public Comment: None.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts the proposed 2022 Special Assignment Roster as amended. 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 ADOPTION OF RESOLUTION REGARDING BOARD STANDING COMMITTEES FOR 2022 AND ADOPTION OF THE STANDING COMMITTEES MASTER MEETING CALENDAR FOR 2022 - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Lindsey Daugherty, Senior Deputy Clerk of the Board of Supervisors; and Atlas M.A. Pearson, Deputy Clerk of the Board of Supervisors.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors appoints Supervisors Mulheren and Gjerde to the General Government Standing Committee; appoints Supervisors McGourty and Haschak to the Public Health Safety and Resources Standing Committee members; adopts Resolution; 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 Number: Resolution 22-012

RESOLUTION 22-012

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS SETTING THE TIME AND PLACE FOR CONDUCTING BUSINESS OF STANDING BOARD COMMITTEES

5H) DISCUSSION AND POSSIBLE ACTION REGARDING MENDOCINO COUNTY APPOINTMENTS TO THE PUBLIC POLICY FACILITATING COMMITTEE (PPFC) PURSUANT TO THE MEMORANDUM OF UNDERSTANDING AMONG THE UNITED STATES ARMY CORPS OF ENGINEERS (USACE), NATIONAL MARINE FISHERIES SERVICE (NMFS), AND THE SONOMA COUNTY WATER AGENCY (SCWA)2 - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Lindsey Daugherty, Senior Deputy Clerk of the Board of Supervisors.

Public Comment: None.

Board Action: Upon motion Supervisor Gjerde, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors affirms the existing appointments of Supervisor Glenn McGourty and Janet Pauli, Chair of Mendocino County Inland Water and Power Commission (MCIWPC), as Mendocino County's second representative; and affirms the appointment of Chris Watt, Chair of the Russian River Flood Control and Water Conservation Improvement District (RRFCWCID), as the third representative to the Public Policy Facilitating Committee (PPFC); pursuant to the Memorandum of Understanding among the United States Army Corps of Engineers (USACE), National Marine Fisheries Service (NMFS), and the Sonoma County Water Agency (SCWA). 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

6D) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST

Presenter/s: Supervisor Haschak; and Supervisor Gjerde.

Public Comment: None.

Board Action: No Action Taken.

- 51) DISCUSSION AND POSSIBLE ACTION INCLUDING AUTHORIZATION TO ESTABLISH PUBLIC PROJECT FOR THE INSTALLATION OF A FALLEN PEACE OFFICERS MEMORIAL AT THE SHERIFF'S UKIAH OFFICE IN TWO PHASES; APPROVAL OF PHASE I OF THE PROJECT, AN AGREEMENT WITH BELL MEMORIALS & GRANITE WORKS INC. IN THE AMOUNT OF \$95,692.78 TO PURCHASE ONE GRANITE MONUMENT TITLED "MENDOCINO COUNTY FALLEN PEACE OFFICERS MEMORIAL" AND ONE 20 FOOT FLAGPOLE WITH AMERICAN FLAG FOR THE PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2022, WITH THE OPTION TO EXTEND THE AGREEMENT WITHOUT AFFECTING THE MAXIMUM AGREEMENT TOTAL FOR ONE ADDITIONAL PERIOD NOT TO EXCEED ONE YEAR IN ORDER TO COMPLETE THE MEMORIAL; AUTHORIZATION FOR THE SHERIFF'S OFFICE TO PAY A FIFTY PERCENT DEPOSIT IN THE AMOUNT OF \$47,846.39 AT THE EXECUTION OF THE AGREEMENT; APPROVAL OF PHASE II OF THE PROJECT, AUTHORIZATION FOR THE SHERIFF'S OFFICE TO WORK WITH FACILITIES FOR THE SITE PREPARATION FOR THE INSTALLATION OF THE MEMORIAL; APPROVAL OF TRANSFER OF FUNDS IN THE AMOUNT OF \$95,692.78 FROM FUND 2110-760201, STATE ASSET SEIZURE, TO SHERIFF'S OFFICE BUDGET UNIT 2310 AND APPROPRIATION OF FUNDS FOR MEMORIAL; AND ADDITION OF THE MEMORIAL AND FLAGPOLE TO THE COUNTY'S LIST OF FIXED ASSETS - SPONSOR: SHERIFF-CORONER**

Presenter/s: Matthew Kendall, Sheriff-Coroner.

Public Comment: Ron Edwards.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors approves a public project to install a fallen peace officers memorial at the Sheriff's Office Ukiah office in two phases; approves Phase I of the project, an Agreement with Bell Memorials & Granite Works Inc. in the amount of \$95,692.78 to purchase one granite monument titled "Mendocino County Fallen Peace Officers Memorial" and one 20 foot flagpole with American flag for the period of January 1, 2022 through December 31, 2022, with the option to extend the Agreement without affecting the maximum agreement total for one additional period not to exceed one year in order to complete the Memorial; authorizes the Sheriff's Office to pay a fifty percent deposit in the amount of \$47,846.39 at the execution of the Agreement; authorizes the Sheriff to sign future amendments that do not affect the total amount of the Agreement; approves Phase II of the project authorizing the Sheriff's Office to work with Facilities for the site preparation for the installation of the memorial; approves transfer of funds in the amount of \$95,692.78 from Fund 2110-760201, State Asset Seizure, to Sheriff's Office Budget Unit 2130 and appropriation of funds for memorial; adds the memorial and flagpole to the County's list of fixed assets; 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 Number: Agreement 22-014

BOARD RECESS: 11:46 A.M. – 12:00 P.M.

ADJOURNED TO CLOSED SESSION: 12:00 P.M.

9A) PURSUANT TO GOVERNMENT CODE SECTION 54956.9D(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION - ONE CASE

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

9C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9D(2) - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION - ONE CASE

9D) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - AIR POLLUTION CONTROL OFFICER

RECONVENED IN OPEN SESSION: 2:22 P.M.

AGENDA ITEM NO. 9 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Gjerde

Board Action: With respect to agenda items 9a) – 9b), direction was given to staff, agenda item 9c) was withdrawn; and in regards to agenda item item 9d) no action was taken.

6C) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF PRESENTATION OF THE LOCAL CHILD CARE DEVELOPMENT PLAN FOR 2021-2026 - SPONSOR: SUPERVISOR HASCHAK

Presenter/s: Supervisor Haschak.

Public Comment: None.

Board Action: No Action Taken.

5G) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF MENDOCINO COUNTY'S 2022 LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Judy Morris, Deputy Chief Executive Officer; and Paul Yoder, President, Shaw/Yoder Inc.

Public Comment: Michael Katz.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts the Mendocino County 2022 Legislative Platform. 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

5J) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO CONSIDER AN APPEAL OF THE ZONING ADMINISTRATOR FOR APPROVAL OF AN ADMINISTRATIVE PERMIT LOCATED IN YORKVILLE (AP_2021-0014) TO ALLOW A CANNABIS PROCESSING AND NON-VOLATILE MANUFACTURING FACILITY, LOCATED AT 26701 HWY 128, YORKVILLE - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Nash Gonzalez, Recovery Director, Planning and Building Services; Sam "Vandy" Vandewater, Planner III, Planning and Building Services; Sandra Mailliard, Appellant; Larry Mailliard; Tina Walter; Valerie Hanelt; and Lisa Walter, Applicant.

Public Comment: Michael Katz.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors denies the appeal of and modify the Zoning Administrator's approval of Administrative Permit (AP_2021-0014), in the form attached to the agenda packet as item number 19, located near Yorkville to allow an existing structure to be used for cannabis processing and non-volatile manufacturing located in the community of Yorkville at the address of 26701 Highway 128 (APN 049280-24). 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

5K) DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCTION AND WAIVE FIRST READING OF AN ORDINANCE REPEALING ORDINANCE NO. 4491, WHICH AMENDED CHAPTER 6.36 - CANNABIS FACILITIES BUSINESSES AND CHAPTER 20.243 - CANNABIS FACILITIES - SPONSOR: COUNTY COUNSEL

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

Public Comment: Michael Katz.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors introduces and waives first reading of an Ordinance repealing Ordinance No. 4491, which amended Chapter 6.36 - Cannabis Facilities Businesses and Chapter 20.243 - Cannabis Facilities; and directs that the item be brought back at a future meeting, by Planning and Building Services, with proper Environmental Review completed and a work plan. 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

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

TED WILLIAMS, 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