

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 –February 8, 2022

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

**AGENDA ITEM NO. 2 – PUBLIC EXPRESSION**

**Presenter/s:** Ron Edwards; and Carrie Shattuck.

**AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR**

**Presenter/s:** Chair Williams.

**Public Comment:** Ron Edwards.

**Board Action:** Upon motion by Supervisor Gjerde, seconded by Supervisor Mulheren, IT IS ORDERED that Consent Calendar items 3a) – 3q), and 3s) – 3ai) 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

**3A) APPROVAL OF RECOMMENDED APPOINTMENTS/REAPPOINTMENTS - SPONSOR: EXECUTIVE OFFICE**

Approved;

1. Elora Babbini, Second District Representative, Mendocino County Planning Commission;
2. Lesli Langslet, Fourth District Representative, Community Development Commission;
3. Michael Carter, Public Appointee, Mendocino Council of Governments;
4. Katrina Kessen, At Large Member, Mendocino County Tourism Commission; and
5. Henry Mayer, Member, Gualala Municipal Advisory Council.

**3B) ADOPTION OF PROCLAMATION RECOGNIZING FEBRUARY 2022 AS AFRICAN AMERICAN/BLACK HISTORY MONTH IN MENDOCINO COUNTY - SPONSOR: SUPERVISORS MULHEREN AND HASCHAK**

Adopted;

**3C) ACCEPTANCE OF REPORT ON THE DEBRIS REMOVAL PROGRAM AND DISBANDMENT OF THE DEBRIS REMOVAL AD HOC COMMITTEE - SPONSOR: SUPERVISORS HASCHAK AND MCGOURTY**

Approved;

**3D) APPROVAL OF AGREEMENT WITH FORT BRAGG FIRE PROTECTION AUTHORITY IN THE AMOUNT OF \$90,909.10 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR PURCHASE OF STRUCTURAL AND WILDLAND GEAR, AND EQUIPMENT, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSORS: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-032

**3E) APPROVAL OF THE PUBLIC FACILITIES CORPORATION (PFC) ANNUAL REPORT - SPONSOR: EXECUTIVE OFFICE**

Approved;



**3F) APPROVAL OF AGREEMENT WITH WESTPORT VOLUNTEER FIRE DEPARTMENT, INC. 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 22-033

**3G) APPROVAL OF AGREEMENT WITH LONG VALLEY FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$45,454-55 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR PURCHASE OF EQUIPMENT AND SUPPLIES, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-034

**3H) APPROVAL OF RETROACTIVE AGREEMENT WITH MENDOCINO COUNTY FIRE SAFE COUNCIL IN THE AMOUNT OF \$150,000 (\$75,000 PER YEAR FOR TWO YEARS) OF ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS FOR ITS COMMUNITY CHIPPER PROGRAM, EFFECTIVE NOVEMBER 1, 2021 THROUGH OCTOBER 31, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-035

**3I) APPROVAL OF RETROACTIVE AGREEMENT WITH MENDOCINO COUNTY FIRE SAFE COUNCIL IN THE AMOUNT OF \$650,000 (\$130,000 PER YEAR FOR FIVE YEARS) OF ONE-TIME PACIFIC GAS AND ELECTRIC (PG&E) DISASTER SETTLEMENT FUNDS FOR ITS DEFENSIBLE SPACE PROGRAM, EFFECTIVE NOVEMBER 1, 2021 THROUGH OCTOBER 31, 2026 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-036

**3J) ADOPTION OF PROCLAMATION RECOGNIZING AND HONORING HUMAN RESOURCES MANAGER JUANIE CRANMER UPON HER RETIREMENT ON FEBRUARY 20, 2022 - SPONSOR: EXECUTIVE OFFICE**

Adopted;

**3K) APPROVAL OF RETROACTIVE AGREEMENT WITH REDWOOD COMMUNITY SERVICES IN THE AMOUNT OF \$75,000 TO PROVIDE ON-CALL DRIVERS TO TRANSPORT MENDOCINO COUNTY RESIDENTS ON A 5150 HOLD FROM MENDOCINO COUNTY TO OUT-OF-COUNTY PSYCHIATRIC HOSPITALS, EFFECTIVE AUGUST 15, 2021 THROUGH DECEMBER 31, 2021 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-037

**3L) ADOPTION OF AN ORDINANCE TERMINATING THE URGENCY MORATORIUM ON COMMENCEMENT OF PHASE THREE CANNABIS CULTIVATION PERMITTING UNDER MENDOCINO COUNTY CODE CHAPTERS 10A.17 AND 20.242 - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4502

#### ORDINANCE 4502

AN ORDINANCE OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TERMINATING THE URGENCY MORATORIUM ON THE COMMENCEMENT OF PHASE THREE CANNABIS CULTIVATION PERMITTING UNDER MENDOCINO COUNTY CODE CHAPTERS 10A.17 AND 20.242



**3M) APPROVAL OF FIRST AMENDMENT TO AGREEMENT NO. BOS 21-113 WITH KARPEL SOLUTIONS, IN THE AMOUNT OF \$3,500 FOR A NEW TOTAL AMOUNT OF \$371,175, FOR THE ACQUISITION AND IMPLEMENTATION OF A CRIMINAL JUSTICE CASE MANAGEMENT SYSTEM - SPONSOR: DISTRICT ATTORNEY**

Adopted and Chair is authorized to sign same;

Enactment No: Agreement 21-113-A1

**3N) ADOPTION OF RESOLUTION AUTHORIZING THE GENERAL SERVICES AGENCY DIRECTOR/PURCHASING AGENT TO SUBMIT AN APPLICATION TO ACCEPT PER CAPITA FUNDING (APPROXIMATELY \$400,000) FOR COUNTY OWNED PARKS THROUGH THE CALIFORNIA DROUGHT, WATER, PARKS, CLIMATE, COASTAL PROTECTION, AND OUTDOOR ACCESS FOR ALL ACT OF 2018 - SPONSOR: GENERAL SERVICES AGENCY**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-031

RESOLUTION 22-031

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING APPLICATION FOR PER CAPITA GRANT FUNDS

**3O) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 2070 - DELETE 1.0 FTE LEGAL SECRETARY II, POSITION NO. 3312, AND 1.0 FTE SUPERVISING LEGAL SECRETARY, POSITION NO. 3324; ADD 2.0 FTE LEGAL ADMINISTRATIVE ASSISTANT; AND AUTHORIZE THE RECLASSIFICATION OF INCUMBENTS - SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-032

RESOLUTION 22-032

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

**3P) ADOPTION OF RESOLUTION AUTHORIZING ADOPTION OF NEW CLASSIFICATIONS OF BUSINESS SYSTEMS ANALYST \$35.41-\$43.04/HOUR; SENIOR BUSINESS SYSTEMS ANALYST \$40.72-\$49.50/HOUR; AND AMEND POSITION ALLOCATION TABLE FOR BUDGET UNIT 1960 AS FOLLOWS: ADD 2.0 FTE BUSINESS SYSTEMS ANALYST; ADD 1.0 FTE SENIOR BUSINESS SYSTEMS ANALYST - SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-033

RESOLUTION 22-033

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



**3Q) ADOPTION OF RESOLUTION AUTHORIZING ADOPTION OF SALARY REVISION OF SUPERVISING HEALTH PROGRAM COORDINATOR FROM \$25.63-\$31.16/HOUR TO \$34.56-\$42.01/HOUR; AND AMEND POSITION ALLOCATION TABLE FOR BUDGET UNIT 4013 AS FOLLOWS: ADD 1.0 FTE SUPERVISING HEALTH PROGRAM COORDINATOR - SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-034

RESOLUTION 22-034

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

~~**3R) ADOPTION OF RESOLUTION AUTHORIZING RE-ESTABLISHMENT OF DIRECTOR PUBLIC HEALTH AND ADOPTION OF SALARY \$133,369.60 – \$162,115.20; AND AMEND POSITION ALLOCATION TABLE FOR BUDGET UNIT 4010 AS FOLLOWS: ADD 1.0 FTE DIRECTOR PUBLIC HEALTH; DELETE 1.0 FTE ASSISTANT HEALTH AND HUMAN SERVICES AGENCY DIRECTOR, POSITION No. 4085 – SPONSOR: HUMAN RESOURCES**~~

Withdrawn.

**3S) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AUTHORIZING THE PROCESSING OF A CONSOLIDATED COASTAL DEVELOPMENT PERMIT, LCP\_2021-0001 (CALTRANS, ELK CREEK BRIDGE), BY THE CALIFORNIA COASTAL COMMISSION, FOR THE CALIFORNIA DEPARTMENT OF TRANSPORTATION, TO REPLACE THE ELK CREEK BRIDGE, LOCATED AT APPROXIMATELY POST MILE MARKER 31.4 OF STATE ROUTE 1 (SR 1) - SPONSOR: PLANNING AND BUILDING SERVICES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-035

RESOLUTION 22-035

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE PROCESSING OF A CONSOLIDATED COASTAL DEVELOPMENT PERMIT BY THE CALIFORNIA COASTAL COMMISSION FOR CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) TO REPLACE THE EXISTING ELK CREEK BRIDGE, WIDENING THE SHOULDERS AND APPROACHES AT EACH END OF THE NEW BRIDGE AND DECREASING THE CURVE RADIUS AT POST MILE MARKER 31.4 ON STATE ROUTE 1 (SR 1) IN MENDOCINO COUNTY

**3T) APPROVAL OF AGREEMENT BETWEEN STONE CREEK ENVIRONMENTAL CONSULTING AND MENDOCINO COUNTY PLANNING AND BUILDING SERVICES (PBS) IN THE AMOUNT OF \$248,180, TO PROVIDE SERVICES RELATED TO THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PROGRAM, NPDES (COMMONLY KNOWN AS STORM WATER), INCLUDING BUT NOT LIMITED TO COMPLIANCE WITH LOW IMPACT DEVELOPMENT (LID) STANDARDS, UPDATE OF THE LID MANUAL, STAFF TRAINING, STORM WATER MANAGEMENT MEETINGS, ILLICIT DISCHARGE DETECTION, AND STATE PERMIT REQUIREMENTS, EFFECTIVE UPON EXECUTION THROUGH DECEMBER 31, 2024 - SPONSOR: PLANNING AND BUILDING SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-038

**3U) ACCEPTANCE OF INFORMATIONAL REPORT REGARDING THE ISSUANCE OF EMERGENCY COASTAL DEVELOPMENT PERMIT EM\_2021-0010 (MARTIN) TO REPLACE SEPTIC TANK, LOCATED AT 18725 N HIGHWAY 1, FORT BRAGG, APN: 017-140-13 - SPONSOR: PLANNING AND BUILDING SERVICES**

Approved;



**3V) ADOPTION OF A RESOLUTION AUTHORIZING THE PROCESSING OF A CONSOLIDATED COASTAL DEVELOPMENT PERMIT, LCP\_2021-0002 (CALTRANS, ALBION BRIDGE), BY THE CALIFORNIA COASTAL COMMISSION, FOR THE CALIFORNIA DEPARTMENT OF TRANSPORTATION, TO INSPECT, REPAIR, AND UPGRADE VARIOUS UNDERCARRIAGE SECTIONS TO THE ALBION BRIDGE ON STATE ROUTE 1 (SR 1) AT POSTMILE MARKER 43.70 IN MENDOCINO COUNTY - SPONSOR: PLANNING AND BUILDING SERVICES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-036

RESOLUTION 22-036

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE PROCESSING OF A CONSOLIDATED COASTAL DEVELOPMENT PERMIT BY THE CALIFORNIA COASTAL COMMISSION FOR THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) TO INSPECT, REPAIR, AND UPGRADE VARIOUS UNDERCARRIAGE SECTIONS TO THE ALBION BRIDGE ON STATE ROUTE 1 AT POSTMILE 43.70

**3W) ACCEPTANCE OF COMMUNICATION OF RECEIPT OF ANNUAL GROWTH FUNDS FOR COMMUNITY CORRECTIONS PARTNERSHIP (CCP) FOR FY2021-22 - SPONSOR: PLANNING AND BUILDING SERVICES**

Approved;

**3X) APPROVAL OF RETROACTIVE REVENUE AGREEMENT WITH PARTNERSHIP HEALTHPLAN OF CALIFORNIA FOR FUNDS IN THE AMOUNT OF \$367,653 TO SUPPORT CRITICAL HOUSING AND HOUSING-RELATED NEEDS OF PARTNERSHIP HEALTHPLAN MEMBERS THROUGH LOCAL INNOVATION GRANT ON HOUSING, EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022 - SPONSOR: PUBLIC HEALTH**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-039

**3Y) ADOPTION OF RESOLUTION APPROVING THIRD AMENDMENT TO REVENUE AGREEMENT 19-234 WITH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH IN THE AMOUNT OF \$8,857 FOR A NEW TOTAL OF \$3,017,579 FOR WOMEN, INFANTS AND CHILDREN PROGRAM SERVICES, EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2022 - SPONSOR: PUBLIC HEALTH**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-037; Interim Agreement \*19-234-A3

RESOLUTION 22-037

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING THE REVENUE AMENDMENT NO. 19-10160 A03 BETWEEN THE WOMEN, INFANTS AND CHILDREN DIVISION OF THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH AND THE MENDOCINO COUNTY PUBLIC HEALTH DEPARTMENT

**3Z) APPROVAL OF RETROACTIVE AGREEMENT WITH RNS COMMUNICATIONS, INC. IN THE AMOUNT OF \$14,400 TO PROVIDE ADVERTISEMENT AT LOCAL DEPARTMENT OF MOTOR VEHICLE OFFICES TO PROMOTE COVID-19 VACCINATION, EFFECTIVE SEPTEMBER 1, 2021 THROUGH AUGUST 31, 2022 - SPONSOR: PUBLIC HEALTH**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-040



**3AA) RATIFICATION OF SUBMISSION OF GRANT APPLICATION FOR \$459,210 OF FUNDS AVAILABLE THROUGH THE CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO GRANT PROGRAM TO EXPAND RETAILER COMPLIANCE CHECKS, DEVELOP A RETAILER TRAINING PROGRAM AND PROVIDE PUBLIC EDUCATION OUTREACH TO RESIDENTS OF MENDOCINO COUNTY, FOR THE PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2025; AND ADOPTION OF RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION, AND ACCEPTANCE OF FUNDS - SPONSOR: PUBLIC HEALTH**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-038

RESOLUTION 22-038

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF THE CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO GRANT PROGRAM FUNDS

**3AB) APPROVAL OF RETROACTIVE AGREEMENT WITH SARAH MARIKOS, DBA DATA STRATEGY CONSULTING, LLC., IN THE AMOUNT OF \$120,000 TO PROVIDE EPIDEMIOLOGY SERVICES, EFFECTIVE FEBRUARY 1, 2022 THROUGH DECEMBER 31, 2022 - SPONSOR: PUBLIC HEALTH**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-041

**3AC) APPROVAL OF FIRST AMENDMENT TO AGREEMENT NO. BOS 22-014 WITH BELL MEMORIALS & GRANITE WORKS INC. IN THE AMOUNT OF \$857.75 FOR A NEW AGREEMENT TOTAL OF \$96,550.53 TO PURCHASE ONE GRANITE MONUMENT TITLED "MENDOCINO COUNTY FALLEN PEACE OFFICERS MEMORIAL" AND ONE 20 FOOT FLAGPOLE WITH AMERICAN FLAG EFFECTIVE UPON EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: SHERIFF-CORONER**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-014-A1

**3AD) APPROVAL OF RETROACTIVE AGREEMENT WITH SUMMIT FOOD SERVICE, LLC IN THE AMOUNT OF \$500,000 TO PROVIDE EMERGENCY KITCHEN SERVICES AT THE MENDOCINO COUNTY JAIL FOR THE PERIOD OF FEBRUARY 1, 2022, THROUGH JUNE 30, 2022 - SPONSOR: SHERIFF-CORONER**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-042

**3AE) APPROVAL OF RETROACTIVE AGREEMENT WITH THE COMMUNITY DEVELOPMENT COMMISSION OF MENDOCINO COUNTY IN THE AMOUNT OF \$250,107 TO SUPPORT A LANDLORD LIAISON POSITION AND ASSOCIATED SERVICES UNDER THE DIRECT SERVICE ACTIVITY OF RAPID REHOUSING, EFFECTIVE SEPTEMBER 1, 2021 THROUGH SEPTEMBER 30, 2022 - SPONSOR: SOCIAL SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-043

**3AF) APPROVAL OF THE POLICY COUNCIL ON CHILDREN AND YOUTH/CHILD ABUSE PREVENTION COMMISSION'S REVISED BY-LAWS - SPONSOR: SOCIAL SERVICES**

Approved;



**3AG) ADOPTION OF RESOLUTION ADOPTING THE NOTICE OF INTENT TO COMPLY WITH REGULATORY REQUIREMENTS OF SENATE BILL 1383, SHORT-LIVED CLIMATE POLLUTANTS: ORGANIC WASTE REDUCTIONS, AND AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO SUBMIT THE NOTICE OF INTENT TO COMPLY TO CALRECYCLE (COUNTYWIDE) - SPONSOR: TRANSPORTATION**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-039

**RESOLUTION 22-039**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING THE NOTICE OF INTENT TO COMPLY WITH REGULATORY REQUIREMENTS OF SENATE BILL 1383, SHORT-LIVED CLIMATE POLLUTANTS: ORGANIC WASTE REDUCTIONS, AND AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO SUBMIT THE NOTICE OF INTENT TO COMPLY TO CALRECYCLE (COUNTYWIDE)

**3AH) ACCEPTANCE OF THE DECEMBER 31, 2021 REPORT OF MENDOCINO COUNTY POOLED INVESTMENTS - SPONSOR: TREASURER-TAX COLLECTOR**

Approved;

**3AI) ADOPTION 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 2022 - SPONSOR: TREASURER-TAX COLLECTOR**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4503

**ORDINANCE 4503**

AMENDMENT OF MENDOCINO COUNTY CODE SECTION 5.130.010 DELEGATING AUTHORITY TO INVEST TO COUNTY TREASURER FOR CALENDAR YEAR 2022

**4A) ADOPTION OF RESOLUTION DECLARING MENDOCINO COUNTY'S INTENT TO USE PROCEEDS OF INDEBTEDNESS TO REIMBURSE ITSELF FOR EXPENDITURES RELATED TO THE JAIL EXPANSION PROJECT - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Darcie Antle, Assistant Chief Executive Officer.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Gjerde, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors adopts Resolution declaring Mendocino County's intent to use proceeds of indebtedness to reimburse itself for expenditures related to the Jail Expansion Project; 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 22-040

**RESOLUTION 22-040**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS SETTING FORTH THE OFFICIAL INTENT OF THE COUNTY OF MENDOCINO TO REIMBURSE CERTAIN EXPENDITURES RELATED TO THE DEVELOPMENT OF THE JAIL EXPANSION PROJECT FROM PROCEEDS OF INDEBTEDNESS

*CHAIR WILLIAMS PASSED THE GAVEL TO VICE-CHAIR MCGOURTY*



**5A) DISCUSSION AND POSSIBLE ACTION INCLUDING AN INFORMATIONAL UPDATE ON THE COASTAL EMERGENCY WINTER SHELTER - SPONSOR: SUPERVISOR WILLIAMS**

**Presenter/s:** Chair Williams; Thomas O'Neal, Captain, Fort Bragg Police Department; Bernie Norvell, Mayor, City of Fort Bragg; and Bekkie Emery, Director, Social Services.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors accepts the informational update on the Coastal Emergency Winter Shelter. 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*

**4B) DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF A RESOLUTION AUTHORIZING THE COUNTY OF MENDOCINO CANNABIS PROGRAM DIRECTOR TO UPDATE, AMEND AND IMPLEMENT REVISIONS TO THE MENDOCINO COUNTY LOCAL EQUITY PROGRAM MANUAL TO MAXIMIZE ASSISTANCE TO THE EXTENT PERMITTED BY STATE LAW, REGULATIONS AND GUIDANCE - SPONSOR: CANNABIS**

**Presenter/s:** Kristin Nevedal, Director, Cannabis Program.

**Public Comment:** Michael Katz; Paul Hansbury; Susan Tibbon, and Ron Edwards.

**Board Action:** Upon motion by Supervisor McGourty, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors adopts a Resolution authorizing the County Cannabis Program Director to update, amend and implement revisions to the Mendocino County Local Equity Program Manual to maximize assistance to the extent permitted by State law, regulations and guidance; and authorizes Chair to sign same.

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

No: 0 – None

Absent: 0 – None

Enactment No: Resolution 22-041

**RESOLUTION 22-041**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE COUNTY CANNABIS PROGRAM DIRECTOR TO UPDATE, AMEND AND IMPLEMENT REVISIONS TO THE MENDOCINO COUNTY LOCAL EQUITY PROGRAM MANUAL TO MAXIMIZE ASSISTANCE TO THE EXTENT PERMITTED BY STATE LAW, REGULATIONS AND GUIDANCE

*BOARD RECESS: 10:25 A.M. – 10:40 A.M.*

**4E) CHIEF EXECUTIVE OFFICER'S REPORT - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Darcie Antle, Assistant Chief Executive Officer.

**Public Comment:** Ron Edwards.

**Board Action:** No Action Taken.



**4F) DISCUSSION AND POSSIBLE ACTION INCLUDING REVIEW, ADOPTION, AMENDMENT, CONSIDERATION OR RATIFICATION OF LEGISLATION PURSUANT TO THE ADOPTED LEGISLATIVE PLATFORM - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Judy Morris, Deputy Chief Executive Officer.

**Public Comment:** None.

**Board Action:** No Action Taken.

*ADJOURNED TO CLOSED SESSION: 11:01 A.M.*

**7A) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: CARMEL J. ANGELO, CHERIE JOHNSON, DARCIE ANTLE, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): ALL****7B) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE**

*ADJOURNED TO LUNCH: 12:00 P.M.*

*RECONVENED IN OPEN SESSION: 1:30 P.M.*

**AGENDA ITEM NO. 7 – REPORT OUT OF CLOSED SESSION**

**Presenter:** Chair Williams.

**Board Action:** With respect to agenda item 7a), direction was given to staff. With respect to agenda item 7b), the board voted unanimously to enter amicus curiae status in City of Fort Bragg v. Mendocino Railway Mendocino County Superior Court Case 21CV00850

**4C) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO CONSIDER AN APPEAL OF THE COASTAL PERMIT ADMINISTRATOR FOR APPROVAL OF A COASTAL DEVELOPMENT PERMIT (CDP\_2017-0038) TO CONSTRUCT A TWO STORY SINGLE FAMILY RESIDENCE WITH APPURTENANT STRUCTURES, LOCATED AT 1401 NORTH HIGHWAY 1, ALBION; APN: 126-010-04 INCLUDING POSSIBLE ADOPTION OF A RESOLUTION MAKING REQUIRED FINDINGS AND AFFIRMING THE ACTION OF THE COASTAL PERMIT ADMINISTRATOR - SPONSOR: PLANNING AND BUILDING SERVICES**

**Presenter/s:** Julia Krog, Assistant Director, Planning and Building Services; Jason Kirkman, Applicant; Sam Waldman; Brian Momsen; Rixanne Wehren, Appellant; Annemarie Weibel; Christian M. Curtis, County Counsel; and Matthew Kiedrowski, Deputy County Counsel.

**Public Comment:** Diana Weidemann; Van Phillips; and Jim Ellis.

**Board Action:** Upon motion by Supervisor Gjerde, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors continues the item to May 17, provided that the applicant provides revised plans to the county and the public by February 16 in order to provide sufficient time for review of the plans and accompanying environmental documents. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

*BOARD RECESS: 3:23 P.M. – 3:40 P.M.*



**4D) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO CONSIDER AN APPEAL OF THE ZONING ADMINISTRATOR APPROVAL OF MINOR USE PERMIT (U\_2020-0004) TO CONVERT AN EXISTING SINGLE-STORY, 30 ROOM MOTEL INTO A 21 UNIT APARTMENT COMPLEX, LOCATED AT 16580 N HIGHWAY 101, WILLITS (APNS: 147-170-03 & 147-180-14) - SPONSOR: PLANNING AND BUILDING SERVICES**

**Presenter/s:** Julia Krog, Assistant Director, Planning and Building; Cody Bartholomew, Applicant; and Shanda Beltran, Appellant Agent.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors continues the project to April 5th, at which time it will come back before the Board of Supervisors. 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

**5B) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**

**Presenter/s:** Supervisor Hashcak.

**Public Comment:** None

**Board Action:** No Action Taken.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 4:17 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](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*