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



DARCIE ANTLE
Interim Chief Executive Officer/
Interim Clerk of the Board

CHRISTIAN M. CURTIS
County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES –May 17, 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 9:00 A.M.)

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

Staff Present: Darcie Antle, Interim Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Deputy Clerk of the Board; and Kristie Watson, Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Supervisor Mulheren.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

Presenter/s: Dusty Whitney; Troy James; Carrie Shattuck; Mark Donahue; David King; Julie Beardsley; Michael Katz; Dr. Andy Coren; Patrick Hickey; Annemarie Weibel; Blaire AuClair; Paul Hansbury; Susan Tibbon; Ron Edwards; Monique Ramirez; and Wendy.

AGENDA ITEM NO. 3 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:

3X) APPROVAL OF SECOND AMENDMENT TO BOS AGREEMENT 20-039 WITH WEST BUSINESS DEVELOPMENT CENTER TO ADJUST THE COST MATRIX FOR THE CDBG CV-1 (COVID) FUNDS FOR MICROENTERPRISE TECHNICAL AND FINANCIAL ASSISTANCE TO REFLECT A DECREASE IN FINANCIAL ASSISTANCE, AN INCREASE IN TECHNICAL ASSISTANCE, AND EXTEND THE TERMINATION DATE TO JULY 31, 2023 - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Supervisor Mulheren; and Adrienne Thompson, Administrative Services Manager.

Public Comment: Stacey Keiko.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors directs staff to review alternative options for the $120,000 of Microenterprise financial assistance and seek a contractor to do those business grants in the amounts of $3,000 to $10,000 in line with the original grant. 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

3E) APPROVAL OF TRANSMISSION OF LETTER REQUESTING GOVERNOR GAVIN NEWSOM WORK WITH THE OFFICE OF ENERGY INFRASTRUCTURE SAFETY TO TEMPORARILY HALT PG&E'S ENHANCED VEGETATION MANAGEMENT (EVM) PROGRAM IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Haschak.

Public Comment: Walter Smith; Sarah Reith; Carrie Shattuck; and Paul Hansbury.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors approves transmission of letter to request Governor Newsom to work with Office of Energy Infrastructure Safety to temporarily halt PG&E's Enhanced Vegetation Management (EVM) Program in Mendocino County, including modifications that add direction that PGE work with Mendocino County Fire Safe Council and other local entities working on healthy forests, add direction to have PGE present plans for mitigation and erosion control, and recommend undergrounding and increasing the rate of technical capabilities on the line; and authorize 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

3T) APPROVAL OF THE COUNTY OF MENDOCINO CANNABIS DEPARTMENT UPDATE - SPONSOR: CANNABIS

Presenter/s: Supervisor Haschak; and Kristin Nevedal, Cannabis Director.

Public Comment: Corinne Powell; Michael Katz; Ron Edwards; Monique Ramirez; Paul Hansbury; David King; Blaire AuClair; and Chia Rodriguez.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to return with an answer as to whether the current cannabis ordinance process is as streamlined as possible, and if not, provide recommendations on more streamlined versions with pros and cons.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors approves the County of Mendocino Cannabis Department Update. 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

AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Williams.

Public Comment: Ellen Drell; and Carrie Shattuck.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that Consent Calendar items 3a) – 3d), 3f) – 3s), 3u) – 3w), and 3y) – 3af) 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 MINUTES OF APRIL 5, 2022 REGULAR MEETING - SPONSOR: EXECUTIVE OFFICE

Approved;

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

Approved;

1. William Cull, Archaeologist, Archaeological Commission of Mendocino County;
2. Dan Lewis, Member, Gualala Municipal Advisory Council;
3. Marcus Magdaleno, Inland Area Representative, Mendocino County Business Improvement District;
4. John Dixon, Coastal Region Representative, Mendocino County Business Improvement District; and
5. Diana Wiedemann, Planning Commission Representative, Airport Land Use Commission.

3C) ADOPTION OF RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF $45,443.88 FROM THE WILLIAM J. AND MELVINA K. TONEY REVOCABLE TRUST TO THE HISTORICAL SOCIETY OF MENDOCINO COUNTY TO COVER CAPITAL EXPENSES RELATED TO THE SOCIETY'S PROPERTY - SPONSOR: SUPERVISOR MCGOURTY

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-109

RESOLUTION 22-109

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE TRANSFER OF FUNDS FROM THE WILLIAM J. AND MELVINA K. TONEY REVOCABLE TRUST DEPOSITED INTO THE MENDOCINO COUNTY MUSEUM ENDOWMENT FUND TO THE HISTORICAL SOCIETY Of MENDOCINO COUNTY

3D) ADOPTION OF RESOLUTION COMMITTING TO SIGNIFICANTLY REDUCE THE AMOUNT OF TRASH AND LITTER IN COASTAL WATERSHEDS THROUGH ENHANCED VISITOR EDUCATION AND OUTREACH IN COLLABORATION WITH MARIN AND SONOMA COUNTIES, AND IN COORDINATION WITH LOCAL JURISDICTIONS, FEDERAL AND STATE AGENCIES, TRIBAL PARTNERS AND COMMUNITY NON-PROFITS; AND AUTHORIZATION OF THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH MARIN COUNTY, SONOMA COUNTY AND LEAVE NO TRACE TO ACCOMPLISH THIS GOAL - SPONSOR: SUPERVISOR WILLIAMS AND SUPERVISOR GJERDE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-110; Interim Agreement *22-103

RESOLUTION 22-110

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO SIGNIFICANTLY REDUCE THE AMOUNT OF TRASH AND LITTER IN COASTAL WATERSHEDS THROUGH ENHANCED VISITOR EDUCATION AND OUTREACH, IN COLLABORATION WITH SONOMA AND MARIN COUNTIES, AND IN COORDINATION WITH LOCAL JURISDICTIONS, FEDERAL AND STATE AGENCIES, TRIBAL PARTNERS AND COMMUNITY NONPROFITS AND AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH MARIN COUNTY, SONOMA COUNTY AND LEAVE NO TRACE TO ACCOMPLISH THIS GOAL

3F) APPROVAL OF TRANSMISSION OF LETTER REQUESTING THE OFFICE OF ENERGY INFRASTRUCTURE SAFETY TO TEMPORARILY HALT PG&E'S ENHANCED VEGETATION MANAGEMENT (EVM) PROGRAM IN MENDOCINO COUNTY - SPONSOR: SUPERVISOR WILLIAMS

Approved and Chair is authorized to sign same;

3G) 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 22-111

RESOLUTION 22-111

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

3H) 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 22-112

RESOLUTION 22-112

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

3I) ACCEPTANCE OF THE CAMPING TRANSIENT OCCUPANCY TAX ALLOCATION, FOR FISCAL YEAR 2021-22, AS PROPOSED BY THE MENDOCINO COUNTY FIRE CHIEFS ASSOCIATION - SPONSOR: EXECUTIVE OFFICE

Approved;

3J) APPROVAL OF AGREEMENT WITH WESTPORT VOLUNTEER FIRE DEPARTMENT, INC. IN THE AMOUNT OF $45,454.55 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR PURCHASE OF A 4X4 WATER TENDER, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-104

3K) APPROVAL OF AGREEMENT WITH REDWOOD COAST FIRE PROTECTION DISTRICT IN THE AMOUNT OF $45,454.55 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR PURCHASE OF WATER TENDER VEHICLE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-105

3L) APPROVAL OF AGREEMENT WITH BROOKTRAILS TOWNSHIP COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF $45,454.55 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR PURCHASE OF A FIRE DEPARTMENT SQUAD VEHICLE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-106

3M) APPROVAL OF AGREEMENT WITH MENDOCINO FIRE PROTECTION DISTRICT IN THE AMOUNT OF $45,454.55 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS FOR PURCHASE OF A TENDER VEHICLE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-107

3N) APPROVAL OF AGREEMENT WITH PIERCY FIRE PROTECTION DISTRICT IN THE AMOUNT OF $45,454.55 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS TO PURCHASE A 1995 INTERNATIONAL TYPE 3 4X4 FIRE TRUCK, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-108

3O) APPROVAL OF RETROACTIVE AGREEMENT WITH WILLITS COMMUNITY TELEVISION, INC. IN THE AMOUNT OF $33,000 FROM THE PUBLIC EDUCATION AND GOVERNMENT (PEG) ACCESS GRANT FUNDING TO PROVIDE PEG ACCESS PRODUCTION AND PROGRAMMING EQUIPMENT, EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-109

3P) APPROVAL OF RETROACTIVE AGREEMENT WITH THE CITY OF FORT BRAGG IN THE AMOUNT OF $33,000 FROM THE PUBLIC EDUCATION AND GOVERNMENT (PEG) ACCESS GRANT FUNDING TO PROVIDE PEG ACCESS PRODUCTION AND PROGRAMMING EQUIPMENT, EFFECTIVE JULY 1, 2021 THROUGH JUNE 30, 2022 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-110

3Q) APPROVAL OF AGREEMENT WITH LACO ASSOCIATES TO PROVIDE DISASTER PREVENTION, RECOVERY, RESILIENCY, AND MITIGATION GRANT RESEARCH AND GRANT WRITING SERVICES IN THE AMOUNT $100,000 EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023 - SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-111

3R) ADOPTION OF RESOLUTION DECLARING MENDOCINO COUNTY'S INTENT TO USE PROCEEDS OF INDEBTEDNESS TO REIMBURSE ITSELF FOR EXPENDITURES RELATED TO THREE CAPITAL IMPROVEMENT PROJECTS; FORT BRAGG JUSTICE CENTER HVAC REPLACEMENT, ADMINISTRATION CENTER ROOF UPGRADES PHASE 3, AND AGRICULTURE ROOF REPLACEMENT - SPONSOR: EXECUTIVE OFFICE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-113

RESOLUTION 22-113

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS SETTING FORTH THE OFFICIAL INTENT OF THE COUNTY OF MENDOCINO TO REIMBURSE CERTAIN EXPENDITURES RELATED TO CAPITAL IMPROVEMENT PROJECTS FOR FORT BRAGG JUSTICE CENTER HVAC REPLACEMENT, ADMINISTRATION CENTER ROOF UPGRADES PHASE 3, AND AGRICULTURE ROOF REPLACEMENT FROM PROCEEDS OF INDEBTEDNESS

3S) ADOPTION OF RESOLUTION APPROVING AND ACCEPTING THE REVENUE AGREEMENT NO. CY MEND-01 WITH CALIFORNIA HEALTH FACILITIES FINANCING AUTHORITY FOR INVESTMENT IN MENTAL HEALTH WELLNESS GRANT PROGRAM FOR CHILDREN AND YOUTH, FOR DEVELOPMENT OF A NEW CRISIS RESIDENTIAL TREATMENT PROGRAM IN THE AMOUNT OF $1,860,243, EFFECTIVE FEBRUARY 25, 2022 THROUGH SEPTEMBER 30, 2025 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-114

RESOLUTION 22-114

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS TO AUTHORIZE MENDOCINO COUNTY BEHAVIORAL HEALTH AND RECOVERY SERVICES DIRECTOR TO SIGN THE CALIFORNIA HEALTH FACILITIES FINANCING AUTHORITY AGREEMENT NO. CY MEND-01

3U) APPROVAL OF FIFTH AMENDMENT TO BOS AGREEMENT 15-056 WITH THOMSON REUTERS/AUMENTUM IN THE AMOUNT OF $100,000, FOR A NEW TOTAL CONTRACT AMOUNT OF $2,664,533, RELATED TO THE ACQUISITION OF COUNTY-WIDE PROPERTY TAX SOFTWARE SYSTEM, AUTHORIZING THE ADDITION OF PROFESSIONAL CONSULTING SERVICES AND TRAVEL - SPONSOR: INFORMATION SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 15-056-A5

3V) APPROVAL OF AGREEMENT WITH KARPEL SOLUTIONS IN THE AMOUNT OF $194,900 FOR THE REPLACEMENT OF THE PUBLIC DEFENDER/ALTERNATE DEFENDER'S OFFICE CASE MANAGEMENT SYSTEM; AND APPROVAL OF AGREEMENT WITH KARPEL SOLUTIONS FOR SOFTWARE HOSTING OF SAID SYSTEM, EFFECTIVE UPON FULL EXECUTION THROUGH AUGUST 21, 2024 - SPONSOR: INFORMATION SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-112; Agreement 22-113

3W) APPROVAL OF CHANGE ORDER NO. 2 FOR BOS AGREEMENT 21-001 WITH NOKIA OF AMERICA CORPORATION, IN THE AMOUNT OF $149,835.51, FOR A REVISED TOTAL AGREEMENT AMOUNT OF $1,387,003.18, FOR MICROWAVE RADIO COMMUNICATIONS SYSTEM WEATHERPROOF CABINET ENCLOSURES AT SANHEDRIN, AND EXTENDING THE AGREEMENT THROUGH JUNE 30, 2023 - SPONSOR: INFORMATION SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-001-A3

3Y) APPROVAL OF AGREEMENT WITH THE MENDOCINO COUNTY TOURISM COMMISSION FOR THE SERVICES, ACTIVITIES, AND PROGRAMS OF THE MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT (BID) IN AN AMOUNT ESTIMATED AT $1,425,000, EFFECTIVE JULY 1, 2022, THROUGH JUNE 30, 2023 - SPONSOR: PLANNING AND BUILDING SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-114

3Z) 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 No: Resolution 22-115

RESOLUTION 22-115

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

3AA) APPROVAL OF SUBMISSION OF GRANT APPLICATION FOR PROJECTED ANNUAL ALLOTMENT OF $358,898.00 OF FUNDS AVAILABLE THROUGH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, EMERGENCY PREPAREDNESS OFFICE, FOR THE PUBLIC HEALTH EMERGENCY PREPAREDNESS (PHEP), HOSPITAL PREPAREDNESS PROGRAM (HPP), AND PANDEMIC INFLUENZA (PAN FLU) 2022-2027 FUNDING FOR THE PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2027; AND ADOPTION OF RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF FUNDS - SPONSOR: PUBLIC HEALTH

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-116

RESOLUTION 22-116

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING MENDOCINO COUNTY'S APPLICATION FOR , AND ACCEPTANCE OF, FUNDS FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH AND MEDICAL EMERGENCY PREPAREDNESS PROGRAM AND AUTHORIZING THE PUBLIC HEALTH DIRECTOR TO SIGN THE REVENUE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH AND MEDICAL EMERGENCY PREPAREDNESS PROGRAM

3AB) APPROVAL OF AGREEMENT WITH FORD STREET PROJECT IN THE AMOUNT OF $103,680, TO PROVIDE VOCATIONAL SERVICES FOR CALIFORNIA WORK OPPORTUNITY AND RESPONSIBILITY TO KIDS PARTICIPANTS, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023 - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-115

3AC) APPROVAL OF AGREEMENT WITH EXEMPLAR HUMAN SERVICES, LLC IN THE AMOUNT OF $210,000 PER YEAR FOR A TOTAL OF $420,000, TO PROVIDE AUTOMATED PERFORMANCE MANAGEMENT REPORTS AND SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES, EMPLOYMENT AND FAMILY ASSISTANCE SERVICES, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2024 - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-116

3AD) APPROVAL OF AGREEMENT WITH UKIAH SENIOR CENTER IN THE AMOUNT OF $51,050 TO PROVIDE HEALTH AND WELFARE OUTREACH SERVICES, FINANCIAL SERVICES, AND INFORMATION REFERRALS TO ELDERLY INDIVIDUALS AND PERSONS WITH DISABILITIES IN UKIAH AND SURROUNDING AREAS, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023 - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-117

3AE) ADOPTION OF RESOLUTION APPROVING AMENDMENT NUMBER 4 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 20-014/DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 190028 WITH WYLATTI RESOURCE MANAGEMENT, INC., FOR LEACHATE MONITORING AND HAULING SERVICES FOR LAYTONVILLE AND CASPAR LANDFILLS, FOR THE TERM ENDING JUNE 30, 2023 (LAYTONVILLE AND CASPAR AREAS) - SPONSOR: TRANSPORTATION

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-117; Agreement 22-118

RESOLUTION 22-117

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AMENDMENT NUMBER 4 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 20-014/DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 190028, WITH WYLATTI RESOURCE MANAGEMENT, INC., FOR LEACHATE MONITORING AND HAULING SERVICES FOR LAYTONVILLE AND CASPAR LANDFILLS, FOR THE TERM ENDING JUNE 30, 2023 (LAYTONVILLE AND CASPAR AREAS)

3AF) APPROVAL OF TEMPORARY ROAD CLOSURE OF A PORTION OF ALBION STREET, COUNTY ROAD 407D, IN FRONT OF THE MACCALLUM HOUSE FOR THE DURATION OF THE OPENING PARTY OF THE MENDOCINO FILM FESTIVAL FROM 9:00 A.M. TO 10:00 P.M., ON JUNE 3, 2022, SPONSORED BY MENDOCINO FILM FESTIVAL (VILLAGE OF MENDOCINO) - SPONSOR: TRANSPORTATION

Approved.

5A) DISCUSSION AND POSSIBLE ACTION INCLUDING RECONSIDERATION AND RESCINDING OF THE BOARD OF SUPERVISORS' ACTION ON MAY 3, 2022, APPROVING ITEM 3.U; AND APPROVAL OF AMENDED 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 - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams.

Public Comment: Walter Smith.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors reconsiders and rescinds the Board of Supervisors' action on May 3, 2022 approving Item 3u; approves amended 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 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

4A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION CONFIRMING ACCEPTANCE OF THE FISCAL YEAR 22/23 MENDOCINO COUNTY BUSINESS IMPROVEMENT DISTRICT (BID) ANNUAL REPORT THEREBY LEVYING AN ANNUAL ASSESSMENT FOR THE BID FISCAL YEAR 22/23 - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Adrienne Thompson, Administrative Services Manager; Marcus Magdaleno, Mendocino County Business Improvement District Chair; and Travis Scott, Visit Mendocino.

Public Comment: Jo Bradley; and Michael Katz.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors continues the item to June 21st, 2022. The motion failed by the following vote:

Aye: 2 –Supervisor Haschak and Supervisor Gjerde

No: 3 – Supervisor McGourty, Supervisor Mulheren, Supervisor Williams

Absent: 0 – None

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors approves the item as presented and directs staff to 1) work with BID stakeholders to review city contributions and determine what can be done in future years to reduce the general fund contribution and 2) reach out to UC Cooperative extension to determine whether or not they have a resource that could assist with analyzing success on utilization of the BID. The motion carried by the following vote:

Aye: 3 – Supervisor McGourty, Supervisor Mulheren, Supervisor Williams

No: 2 – Supervisor Haschak and Supervisor Gjerde

Absent: 0 – None

4E) 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 DENYING THE APPEAL AND MODIFYING THE APPROVAL OF CDP_2017-0038 BY AMENDING THE PROJECT TO BE A SINGLE STORY SINGLE FAMILY RESIDENCE WITH APPURTENANT STRUCTURES, ADOPTING AN ADDITIONAL FINDING AND REVISED CONDITIONS OF APPROVAL, AND ADOPTING THE MITIGATED NEGATIVE DECLARATION RELATED THERETO (CONTINUED FROM FEBRUARY 8, 2022) - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Sam Waldman, Applicant Agent; Jason Kirkman, Applicant; Julia Krog, Director, Planning and Building Services; and Annemarie Weibel, Appellant.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors continues the item to September 20, 2022. 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: 11:49 A.M. – 12:00 P.M.

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

7A) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: DARCIE ANTLE, CHERIE JOHNSON, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): ALL

7B) PURSUANT TO GOVERNMENT CODE SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - PROPERTY: APN 003-130-46 AND PHYSICAL ADDRESS: 1101 S. DORA STREET, UKIAH, CA. AGENCY NEGOTIATORS: DARCIE ANTLE, JANELLE RAU, IZEN LOCATELLI, AND BEKKIE EMERY. UNDER NEGOTIATION: PROPERTY ACQUISITION, PRICE AND TERMS

7C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: MERIBETH DERMOND V. COUNTY OF MENDOCINO, ET AL. - CASE NO. SCUK-CVPO-2020-74369

7D) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE

RECONVENED IN OPEN SESSION: 1:50 P.M.

AGENDA ITEM NO. 7 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Williams.

Public Comment: None.

Board Action: With respect to agenda items 7a) – 7d), no reportable action was taken.

4D) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING A POSSIBLE SALES TAX ORDINANCE TO BE SUBMITTED TO THE VOTERS - SPONSOR: COUNTY COUNSEL AND EXECUTIVE OFFICE

Presenter/s: Christian Curtis, County Counsel; Darcie Antle, Interim Chief Executive Officer; and Katrina Bartolomie, Assessor/County Clerk-Recorder/Registrar of Voters.

Public Comment: John Riordan; Wendy; Carrie Shattuck; Emily Tecchio; Dave Latoof; Devin Boer; Ben MacMillan; Monique Ramirez; and Ron Edwards.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors directs staff to begin working on a draft sales tax ordinance regarding allocations for fire and water and return to the full Board for further direction on June 8th, 2022. 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

4B) DISCUSSION AND POSSIBLE ACTION INCLUDING APPROVAL OF THE FINAL VERSION OF THE STRATEGIC PLAN; AND APPROVAL OF RETROACTIVE AMENDMENT TO BOS AGREEMENT NO. 21-111 WITH BISCHOFF PERFORMANCE IMPROVEMENT CONSULTING IN THE AMOUNT OF $25,000 FOR A NEW TOTAL OF $100,000, TO PROVIDE FACILITATION AND CONSULTATION SERVICES FOR THE MENDOCINO COUNTY STRATEGIC PLAN, EFFECTIVE JUNE 22, 2021 THROUGH A NEW END DATE OF JUNE 30, 2022 (ORIGINAL END DATE OF JANUARY 31, 2022) - SPONSOR: PUBLIC HEALTH

Presenter/s: Maya Stuart, Program Manager, Public Health.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors approves the final version of the Strategic Plan which includes items that can be addressed immediately and items that require additional research and funding; authorizes establishment of Working Groups and implementation of the Initial Launch steps; approves retroactive Amendment to BOS Agreement No. 21-111 with Bischoff Performance Improvement Consulting, in the amount of $25,000 for a new total of $100,000, to provide facilitation and consultation services for the Mendocino County strategic plan, effective June 22, 2021 through a new end date of June 30, 2022 (original end date of January 31, 2022); authorizes the Strategic Plan Project Manager or designee to sign any future amendments that do not increase the annual maximum amount; 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: Agreement 21-111-A1

4C) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF UPDATE REGARDING RE-ESTABLISHMENT OF A STAND-ALONE MENDOCINO COUNTY WATER AGENCY AND UPDATE FROM FUNDING AD HOC COMMITTEE (COUNTYWIDE) - SPONSOR: WATER AGENCY

Presenter/s: Howard Dashiell, Director, Transportation; and John Woodling, GEI Consultants Inc.

Public Comment: Carrie Shattuck; Devon Boer; and Elizabeth Salomone.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors accepts update regarding re-establishment of a stand-alone Mendocino County Water Agency and update from Funding Ad Hoc Committee (Countywide); and provides direction to the Drought Ad Hoc committee to create some different funding and staffing scenarios. 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: 3:58 P.M. – 4:09 P.M.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING MENDOCINO COUNTY BROADBAND PLANNING - SPONSOR: SUPERVISOR WILLIAMS

Presenter/s: Supervisor Williams; and Jeff Tyrell, Consultant.

Public Comment: Wendy; Carrie Shattuck; Paul Hansbury; Ron Edwards; and Michael Katz.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct Planning and Building staff to work with Jeff Tyrell to get up to speed on project specifics and timelines and ensure that the existing project will support the type of review and return to the Board if any additional approvals are needed.

Board Action: No Action Taken.

4F) DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCTION AND WAIVE FIRST READING OF AN ORDINANCE AMENDING CHAPTER 6.32 - CANNABIS BUSINESS TAX TO ADD SECTION 6.32.055 - RELIEF FROM MINIMUM TAX - NOTICE AND AFFIDAVIT OF FALLOWING - SPONSOR: COUNTY COUNSEL AND CANNABIS

Presenter/s: Christian Curtis, County Counsel; and Matthew Kiedrowski, Deputy County Counsel.

Public Comment: Michael Katz; Monique Ramirez; Paul Hansbury; Ron Edwards; Corinne Powell; Blaire AuClair; Ellen Drell; and Chantal Simonpietri.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors introduces and waives first reading of an Ordinance amending Chapter 6.32 - Cannabis Business Tax to add Section 6.32.055 - Relief From Minimum Tax - Notice and Affidavit of Fallowing. 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

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

Presenter/s: No Action Taken

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

Withdrawn.

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

Board Action: No Action Taken.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 6:20 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