

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 –June 8, 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 Haschak.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

Presenter/s: Carrie Shattuck; John McCowen; Keith Hewitt; Katherine Hoffer; and Travis Killmer.

4B) DISCUSSION AND POSSIBLE ACTION INCLUDING AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE FORT BRAGG JUSTICE CENTER HVAC REPLACEMENT, 700 SOUTH FRANKLIN STREET, FORT BRAGG, IN THE AMOUNT OF \$400,000 WITH \$350,000 TO BE ALLOCATED FROM THE GENERAL RESERVES; AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO ENTER CONTRACTS AND APPROVE CHANGE ORDERS FOR THE PROJECTS, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142; AND APPROVAL OF CORRESPONDING APPROPRIATION TRANSFER OF FUNDS FROM FUND 1100, ORG CODE ND, ACCOUNT STRING 770017 TO FUND 1201, ORG CODE CI, ACCOUNT STRING 864360 - SPONSOR: GENERAL SERVICES AGENCY

Presenter/s: Janelle Rau, Director, General Services Agency; and Doug Anderson, Assistant Facilities Manager, Facilities and Fleet.

Public Comment: None.

THE BOARD ANNOUNCED THAT IT WILL RETURN TO THE ITEM DURING THE AFTERNOON SESSION, AFTER COUNSEL REVIEWS INFORMATION REGARDING RESERVES.

5C) DISCUSSION AND POSSIBLE ACTION INCLUDING PRESENTATION ON COMMUNITY HOUSING LAND TRUST NON-PROFIT HOUSING MENDOCINO COAST; AND DIRECTION TO STAFF REGARDING CONSIDERATION OF SUPPORT FOR THE NON-PROFIT - SPONSORS: SUPERVISOR GJERDE AND SUPERVISOR WILLIAMS

Presenter/s: Supervisor Gjerde; and Sarah McCormick, City of Fort Bragg.

Public Comment: Carrie Shattuck; and Ron Edwards.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors receives presentation on Housing Mendocino Coast, and requests that County staff explore grant opportunities to support the non-profit to develop new housing for workers who earn up to 120% of the Area Median Income. 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

4C) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING ADOPTION OF RESOLUTION AUTHORIZING THE COUNTY OF MENDOCINO TO SUBMIT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATIONS TO THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) FOR THE 2022 NOTICE OF FUNDING AVAILABILITY (NOFA) IN THE AMOUNT OF \$750,000 TO REQUEST FUNDING FOR TWO PROJECTS; 1. MICROENTERPRISE TECHNICAL ASSISTANCE FOR MICRO BUSINESS DEVELOPMENT IN THE AMOUNT OF \$500,000; 2. PLANNING AND TECHNICAL ASSISTANCE MASTER ENVIRONMENTAL STUDY REPORT IN THE AMOUNT OF \$250,000 FOR THE NOYO HARBOR DISTRICT - SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Adrienne Thompson, Administrative Services Manager, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors adopts the Resolution to authorize the County to submit CDBG applications to HCD for the 2022 NOFA to request funding in the amount of \$750,000 for two projects; 1. Microenterprise Technical Assistance for Micro Business Development in the Amount of \$500,000; 2. Planning and Technical Assistance Master Environmental Study Report in the Amount of \$250,000 for the Noyo Harbor District; and authorizes Chair to sign same. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

BOARD RECESS: 10:10 A.M. – 10:30 A.M.

5B) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING TEMPORARY CAMPING FOR PROFIT ON PRIVATE PROPERTY - SPONSORS: SUPERVISOR WILLIAMS, SUPERVISOR MCGOURTY, AND PLANNING AND BUILDING SERVICES

Presenter/s: Supervisor Williams; Supervisor McGourty; Julia Krog, Director, Planning and Building Services; and Eric Norris, Consultant.

Public Comment: Carrie Shattuck; Tyler Nelson; Devin Boer; Ron Edwards; Lee Howard; Cosmo Canabra; Ellen Beakner; and Cathy Brown.

Board Directive: GENERAL CONSENSUS OF THE BOARD to Direct staff to deprioritize sites that do not pose a risk to public safety.

Board Action: No Action Taken.

5D) DISCUSSION AND POSSIBLE ACTION REGARDING RECOMMENDATION FROM THE CHIEF EXECUTIVE OFFICER (CEO)/COUNTY ADMINISTRATIVE OFFICER (CAO) AD HOC TO CONTINUE WITH THE CEO MODEL AND MAKE CHANGES TO COUNTY ORDINANCE FOR IMPROVEMENTS TO THE MODEL - SPONSORS: SUPERVISORS MULHEREN AND GJERDE

Presenter/s: Supervisor Mulheren.

Public Comment: Carrie Shattuck.

Board Action: Upon motion by Supervisor McGourty, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors approves recommendation from the Ad Hoc committee evaluating the Chief Executive Officer (CEO)/County Administrative Officer (CAO) ordinance and continue with a hybrid CEO ordinance, making changes to County Ordinance Chapter 2.28. 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

ADJOURNED TO CLOSED SESSION: 12:37 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

RECONVENED IN OPEN SESSION: 2:02 P.M.

AGENDA ITEM NO. 7 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Williams.

Public Comment: None.

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

5A) DISCUSSION AND POSSIBLE ACTION REGARDING CLARIFICATION OF EMERGENCY MEDICAL SERVICES INCLUDING AMBULANCE TRANSPORT AS PUBLIC SAFETY; REVIEW CURRENT SERVICE GAPS AND RISKS; AND DIRECTION TO STAFF TO RETURN WITH PLAN - SPONSORS: SUPERVISOR WILLIAMS AND SUPERVISOR MULHEREN

Presenter/s: Chair Williams; Jen Banks, Coastal Valley EMS; Bekkie Emery, Emergency Services Coordinator; and Christian M. Curtis, County Counsel.

Public Comment: Chief Eubanks; Doug Hutchison; Tamara Allonise; Leonard Winter; Sage Sangiacomo; Mike LeShafer; Ben MacMillan; and Francois Christen.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors directs staff to work with the ambulance service agencies to meet and figure out the real economic needs as well as a funding source; and requests that County Counsel return with an opinion on the County's legal obligations. 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

4D) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING POTENTIAL SALES TAX FOR SUBMISSION TO THE VOTERS - SPONSORS: COUNTY COUNSEL AND EXECUTIVE OFFICE

Presenter/s: Christian Curtis, County Counsel.

BOARD RECESS: 4:33 P.M. – 4:43 P.M.

Public Comment: Bree Clotter; Patrick Hickey; Janet Pauli; Michelle Savoy; Randy Dorn; Guinness McFadden; Devin Boer; Dave Latoof; Tamara Aloneze; Phil Williams; Ed O'Brien; Ben MacMillan; Peter McNamee; Ron Edwards; Kyle Farmer; Linda Bailey; Mike LaSchafer; Susan Short; Rosalyn Crowder; and Ellen Drell.

Board Action: Upon motion by Supervisor Gjerde, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors directs staff as to specifics of a potential sales 2/8 of a sales cent tax for submission to the voters as discussed during the meeting. The motion failed by the following vote:

Aye: 2 – Supervisor Haschak and Supervisor Gjerde

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

Absent: 0 – None

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors directs county counsel to work on specifics of a potential sales tax for submission to the voters as discussed during the meeting and figure out fraction of increase at the next meeting. The motion carried by the following vote:

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

No: 1 – Supervisor Gjerde

Absent: 0 – None

4A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO APPROVE THE MENDOCINO COUNTY PROPOSED BUDGET FOR FISCAL YEAR (FY) 2022-23, INCLUDING ALL RECOMMENDED ACTIONS AND ADJUSTMENTS - SPONSORS: EXECUTIVE OFFICE AND AUDITOR-CONTROLLER

Presenter/s: Christian Curtis, County Counsel.

Public Comment: None.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors reconsiders the Board's action from the first day of the pending Budget Hearings, on June 7, 2022, approving the FY 2022-23 Mendocino County Proposed Budget, as recommended, and directing the Auditor-Controller to prepare the required documents for adoption of the FY 2022-23 Final Budget on June 21, 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 Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors amends the FY 2022-23 Mendocino County Proposed Budget as follows:

a. release \$4.5 million from the County's General Reserve at the close of FY 2021-22 for placement in a new general fund Designated Reserve of \$4.5 million for FY 2022-2023 Bond Issuance related projects, including the following projects:

- i. Administration Center Roof Upgrades, Phase 3
- ii. Agriculture Roof Replacement
- iii. Fort Bragg Justice Center HVAC replacement
- iv. Mendocino County Jail Expansion Project; and

b. increase appropriations CI 82-7802 Operating Transfer in \$350,000 ND 86-5802 Operating Transfer Out \$350,000, CI 86-4360 Facility Improvements \$350,000; and

c. accept the Executive Office Budget Report and presentations from all departments for FY 2022-23 Budget Hearings; and

d. approve the FY 2022-23 CEO Proposed Budget and Recommendations, as amended today; and

e. direct the Auditor-Controller to prepare the required documents for adoption of the FY 2022-23 Final Budget on June 21, 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

THE BOARD RETURNED TO ITEM 4B

4B) DISCUSSION AND POSSIBLE ACTION INCLUDING AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ESTABLISH A CAPITAL IMPROVEMENT PROJECT TO COMPLETE FORT BRAGG JUSTICE CENTER HVAC REPLACEMENT, 700 SOUTH FRANKLIN STREET, FORT BRAGG, IN THE AMOUNT OF \$400,000 WITH \$350,000 TO BE ALLOCATED FROM THE GENERAL RESERVES; AUTHORIZATION FOR THE FACILITIES AND FLEET DIVISION MANAGER TO ACT AS PROJECT MANAGER TO ENTER CONTRACTS AND APPROVE CHANGE ORDERS FOR THE PROJECTS, PURSUANT TO PUBLIC CONTRACT CODE SECTION 20142; AND APPROVAL OF CORRESPONDING APPROPRIATION TRANSFER OF FUNDS FROM FUND 1100, ORG CODE ND, ACCOUNT STRING 770017 TO FUND 1201, ORG CODE CI, ACCOUNT STRING 864360 - SPONSOR: GENERAL SERVICES AGENCY

Presenter/s: Janelle Rau, Director, General Services Agency; Doug Anderson, Assistant Facilities Manager, Facilities and Fleet; and Christian Curtus, County Counsel.

Board Action: Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that the Board of Supervisors authorizes the Facilities and Fleet Division Manager to establish a Capital Improvement project to complete Fort Bragg Justice Center HVAC replacement, 700 South Franklin Street, Fort Bragg, in the amount of \$400,000, with \$350,000 to be allocated from the designated reserve fund for Bond Issuance related projects, authorizes the Facilities and Fleet Division Manager to act as project manager to enter contracts and approve change orders for the project, pursuant to Public Contract Code section 20142; and authorizes Chair to sign the same. The motion carried by the following vote:

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

No: 0 – None

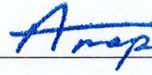
Absent: 0 – None

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 7:00 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