

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  
Chief Executive Officer/  
Clerk of the Board

CHRISTIAN M. CURTIS  
County Counsel

COUNTY ADMINISTRATION CENTER  
501 Low Gap Road, Room 1070  
Ukiah, CA 95482  
(707) 463-4441 (t)  
(707) 463-5649 (f)  
cob@mendocinocounty.org

## MENDOCINO COUNTY BOARD OF SUPERVISORS

### ACTION MINUTES –July 26, 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 9:02 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, Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Deputy Clerk of the Board; Kim Saylor, Deputy Clerk of the Board; and Caruna Gillespie, Work Experience Trainee.

**The Pledge of Allegiance was led by:** Supervisor Mulheren.



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

**Presenter/s:** Mark Donahue; Ron Edwards; Dr. Andy Coren; Michael Katz; Patrick Hickey; and Michael Schafer.

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

**Presenter/s:** Chair Williams.

**Public Comment:** Michael Katz; and Ron Edwards.

**Board Action:** Upon motion by Supervisor Mulheren, seconded by Supervisor Haschak, IT IS ORDERED that Consent Calendar items 3a) – 3t) 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 JULY 12, 2022 REGULAR MEETING- SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

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

Approved;

1. Hannah Bird, Member, Hopland Municipal Advisory Council;
2. Howard Dashiell, Trustee, Potter Valley Cemetery District;
3. Mac Magruder, Trustee, Potter Valley Cemetery District; and
4. Shelly Barrett, Alternate, Assessment Appeals Board.

**3C) ADOPTION OF RESOLUTION PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE ELK VOLUNTEER FIRE DEPARTMENT'S "GREAT DAY IN ELK" PARADE, TO BE HELD IN ELK, CALIFORNIA, ON SATURDAY, AUGUST 27, 2022 FROM 12:00 P.M. UNTIL 1:00 P.M. - SPONSOR: SUPERVISOR WILLIAMS**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-160

**RESOLUTION 22-160**

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS PURSUANT TO CALTRANS/CALIFORNIA HIGHWAY PATROL'S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAYS IN ORDER TO OBTAIN A PERMIT FROM CALTRANS FOR THE ELK VOLUNTEER FIRE DEPARTMENT'S "GREAT DAY IN ELK" PARADE, TO BE HELD IN ELK, CALIFORNIA, ON SATURDAY, AUGUST 27, 2022

**3D) APPROVAL OF AGREEMENT WITH ELK COMMUNITY SERVICES DISTRICT IN THE AMOUNT OF \$20,000 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS TO PURCHASE TRANSPORT EMERGENCY MEDICAL SERVICES EQUIPMENT AND SUPPLIES, EFFECTIVE UPON FULL EXECUTION THROUGH JUNE 30, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-187



**3E) APPROVAL OF AGREEMENT WITH FORT BRAGG FIRE PROTECTION AUTHORITY IN THE AMOUNT OF \$390,721.12 FOR THE PURCHASE AND INSTALLATION OF A FIRE TRAINING STRUCTURE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-188

**3F) APPROVAL OF AGREEMENT WITH HOPLAND FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$69,769.29 FOR THE PURCHASE AND INSTALLATION OF A FIRE TRAINING STRUCTURE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-189

**3G) APPROVAL OF AGREEMENT WITH LONG VALLEY FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$69,769.29 FOR THE PURCHASE AND INSTALLATION OF A FIRE TRAINING STRUCTURE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-190

**3H) APPROVAL OF AGREEMENT WITH REDWOOD COAST FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$69,769.29 FOR THE PURCHASE AND INSTALLATION OF A FIRE TRAINING STRUCTURE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-191

**3I) APPROVAL OF AGREEMENT WITH UKIAH VALLEY FIRE AUTHORITY IN THE AMOUNT OF \$399,971 FOR THE PURCHASE AND INSTALLATION OF A FIRE TRAINING STRUCTURE, EFFECTIVE UPON FULL EXECUTION THROUGH DECEMBER 31, 2023 - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-192

**3J) APPROVAL OF RETROACTIVE AMENDMENT TO AGREEMENT NO. BOS 22-015 WITH COVELO FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$0 FOR A TOTAL OF \$31,300 FROM ONE-TIME PACIFIC GAS AND ELECTRIC DISASTER SETTLEMENT FUNDS TO PURCHASE TRANSPORT EMERGENCY MEDICAL SERVICES EQUIPMENT AND SUPPLIES, EFFECTIVE JANUARY 27, 2022 THROUGH A NEW END DATE OF JUNE 30, 2023 (ORIGINAL END DATE OF JUNE 30, 2022) - SPONSOR: EXECUTIVE OFFICE**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-015-A1



**3K) ADOPTION OF RESOLUTION ESTABLISHING THE PROPOSITION 4 GANN SPENDING LIMIT APPROPRIATIONS FOR THE COUNTY OF MENDOCINO; AND ADOPTION OF RESOLUTION ESTABLISHING THE PROPOSITION 4 GANN SPENDING LIMIT APPROPRIATIONS FOR THE SPECIAL DISTRICTS GOVERNED BY THE BOARD OF SUPERVISORS FOR FISCAL YEAR 2022-23 - SPONSOR: AUDITOR-CONTROLLER TREASURER-TAX COLLECTOR**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-161; Resolution 22-162

RESOLUTION 22-161

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING THE APPROPRIATIONS LIMIT FOR THE COUNTY OF MENDOCINO FOR FISCAL YEAR 2022-23

RESOLUTION 22-162

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ESTABLISHING THE APPROPRIATIONS LIMIT FOR SPECIAL DISTRICTS GOVERNED BY THE MENDOCINO COUNTY BOARD OF SUPERVISORS FOR FISCAL YEAR 2022-23

**3L) APPROVAL OF AGREEMENT WITH ANCHOR HEALTH MANAGEMENT, INC. (DBA REDWOOD QUALITY MANAGEMENT COMPANY) IN THE AMOUNT OF \$3,257,000 FOR ADMINISTRATIVE SERVICES, UTILIZATION REVIEW SERVICES, QUALITY ASSURANCE AND PERFORMANCE IMPROVEMENT, INPATIENT HOSPITALIZATION FEES, PHYSICIAN FEES, AND YOUTH PLACEMENT FEES FOR MEDICALLY NECESSARY SPECIALTY MENTAL HEALTH SERVICES AND MENTAL HEALTH SERVICES ACT COMMUNITY SERVICES AND SUPPORT PROGRAMS FOR ALL AGES OF MEDI-CAL BENEFICIARIES AND THE INDIGENT POPULATION, EFFECTIVE JULY 1, 2022 THROUGH JUNE 30, 2023 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-193

**3M) APPROVAL OF AGREEMENT WITH PLANET LABS PBC. TO PROVIDE SATELLITE IMAGING SERVICES IN THE AMOUNT \$351,240.00 EFFECTIVE JULY 27, 2022 THROUGH JULY 26, 2023 - SPONSOR: CANNABIS**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-194

**3N) ADOPTION OF ORDINANCE ADDING CHAPTER 5.200 TO TITLE 5 OF THE MENDOCINO COUNTY CODE IMPOSING A COUNTY ESSENTIAL SERVICES TRANSACTIONS AND USE TAX - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Ordinance 4510

ORDINANCE 4510

ORDINANCE ADDING CHAPTER 5.200 TO TITLE 5 OF THE MENDOCINO COUNTY CODE IMPOSING A COUNTY ESSENTIAL SERVICES TRANSACTIONS AND USE TAX



**30) ADOPTION OF RESOLUTION CALLING FOR AN ELECTION TO PRESENT THE VOTERS OF MENDOCINO COUNTY A PROPOSED ORDINANCE ADDING CHAPTER 5.22 OF THE MENDOCINO COUNTY CODE TO IMPOSE A COUNTY ESSENTIAL SERVICES SALES TAX AND ORDERING CONSOLIDATION OF SAID ELECTION WITH THE GENERAL ELECTION CALLED FOR ON NOVEMBER 8, 2022 - SPONSOR: COUNTY COUNSEL**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-163

RESOLUTION 22-163

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO, STATE OF CALIFORNIA, CALLING FOR AN ELECTION TO PRESENT TO THE VOTERS OF THE COUNTY A PROPOSED ORDINANCE ADDING CHAPTER 5.200 OF THE MENDOCINO COUNTY CODE TO IMPOSE A COUNTY ESSENTIAL SERVICES SALES TAX, AND ORDERING CONSOLIDATION OF SAID ELECTION WITH THE CONSOLIDATED GENERAL ELECTION CALLED FOR NOVEMBER 8, 2022 (COUNTYWIDE)

**3P) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: JAIL - BUDGET UNIT 2510, ADD 1.0 FTE INMATE SERVICES COORDINATOR - \$29.73 - \$36.14/HOUR - SPONSOR: HUMAN RESOURCES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-164

RESOLUTION 22-164

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) APPROVAL OF ONE TIME PURCHASE OF A QUANTIFIT2 RESPIRATOR FIT TESTING SYSTEM WITH BLUETOOTH WITH THREE (3) YEAR SERVICING WARRANTY FROM DISTRIBUTOR, OHD, LLLP IN THE AMOUNT OF \$10,550.00 FOR THE DEPARTMENT OF ENVIRONMENTAL HEALTH, REDWOOD EMPIRE HAZARDOUS INCIDENT TEAM (REHIT) - SPONSOR: PUBLIC HEALTH**

Approved;

**3R) ADOPTION OF RESOLUTION APPROVING RETROACTIVE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES IN THE AMOUNT OF \$1,604,205 TO PROVIDE ADOPTION SERVICES FOR THE MENDOCINO COUNTY DEPARTMENT OF SOCIAL SERVICES, FAMILY AND CHILDREN'S SERVICES, EFFECTIVE JULY 1, 2022 TO JUNE 30, 2027 - SPONSOR: SOCIAL SERVICES**

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 22-165; Interim Agreement \*22-195

RESOLUTION 22-165

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE MENDOCINO COUNTY DEPARTMENT OF SOCIAL SERVICES TO ENTER INTO AN AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS) FOR CDSS TO PROVIDE ADOPTION SERVICES FOR CHILDREN AND YOUTH IN FOSTER CARE FROM JULY 1, 2022 TO JUNE 30, 2027

**3S) APPROVAL OF RETROACTIVE AMENDMENT TO AGREEMENT NO. BOS-21-065 WITH GOLDFARB AND LIPMAN, LLP IN THE AMOUNT OF \$0, FOR A TOTAL OF \$20,000, TO PROVIDE LEGAL SERVICES ASSOCIATED WITH CAPITAL PROJECTS FOR HOUSING DEVELOPMENT, EFFECTIVE APRIL 21, 2021 THROUGH A NEW END DATE OF JUNE 30, 2023 (ORIGINAL END DATE: DECEMBER 31, 2021) - SPONSOR: SOCIAL SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 21-065-A1



**3T) APPROVAL OF RETROACTIVE AGREEMENT WITH MENDOCINO COAST CHILDREN'S FUND IN THE AMOUNT OF \$20,000 TO PROVIDE OUTREACH SERVICES AND ACTIVITIES SPECIFICALLY DESIGNED TO PROMOTE CALFRESH PARTICIPATION BY SENIORS, WORKING FAMILIES, AND THOSE LIVING IN GEOGRAPHICALLY ISOLATED COMMUNITIES, EFFECTIVE APRIL 1, 2022 THROUGH JUNE 30, 2022 - SPONSOR: SOCIAL SERVICES**

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-196

**AGENDA ITEM NO. 4 – REGULAR CALENDAR****4A) DISCUSSION AND POSSIBLE ACTION INCLUDING DIRECTION TO STAFF REGARDING THE POSSIBLE REASSIGNMENT OF CDBG CV-1 (COVID) GRANT FUNDS TO MICROENTERPRISE TECHNICAL AND FINANCIAL ASSISTANCE PER THE LETTER RECEIVED FROM WEST BUSINESS DEVELOPMENT CENTER, THE COUNTY'S CURRENT CONTRACTOR - SPONSORS: SUPERVISOR HASCHAK AND SUPERVISOR MCGOURTY**

**Presenter/s:** Supervisor Haschak; and Supervisor McGourty.

**Public Comment:** Mary Anne Petrillo.

**Board Action:** Upon motion by Supervisor Haschak, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors discusses the possible reassignment of Grant funds, based on the letter received from West Business Development Center and provides direction to staff regarding the status of the County's current contract for Microenterprise Technical and Financial Assistance. 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 ACCEPTANCE OF STATUS REPORT FROM BEHAVIORAL HEALTH AND RECOVERY SERVICES REGARDING ACTIVITIES RELATED TO THE MENTAL HEALTH TREATMENT ACT CITIZEN'S OVERSIGHT COMMITTEE PROJECTS AND PROGRAMS; AND DIRECTION TO STAFF AS APPROPRIATE - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES**

**Presenter/s:** Dr. Jenine Miller, Director, Behavioral Health and Recovery Services; and Janelle Rau, Director, General Services Agency.

**Public Comment:** None.

**Board Action:** Upon motion by Supervisor McGourty, seconded by Supervisor Mulheren, IT IS ORDERED that the Board of Supervisors accepts the status report from Behavioral Health and Recovery Services regarding activities related to the Mental Health Treatment Act Citizen's Oversight Committee Projects and Programs. 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) CHIEF EXECUTIVE OFFICER'S REPORT - SPONSOR: EXECUTIVE OFFICE**

**Presenter/s:** Darcie Antle, Chief Executive Officer; and Sheriff Kendall.

**Public Comment:** None.

**Board Action:** No Action taken.

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

Withdrawn.

**4E) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST**

**Presenters:** Supervisor McGourty; Supervisor Mulheren; Supervisor Haschak; Supervisor Gjerde; and Supervisor Williams.

**Board Action:** Ron Edwards; and Michael Katz.

*ADJOURNED TO CLOSED SESSION: 10:49 A.M.*

**6A) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: DARCIE ANTLE, CHERIE JOHNSON, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): ALL****6B) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - AG COMMISSIONER****6C) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE****6D) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: ONE CASE****6E) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ONE CASE - AMANDA CARLEY V. COUNTY OF MENDOCINO, ET AL. - CASE NO. SCU-K-CVG-2017-69021****6F) PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: ONE CASE - COUNTY OF MENDOCINO, ET AL. V. AMERISOURCEBERGEN DRUG CORPORATION, ET AL. - CASE NO. 1:18-CV-02712****6G) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**

*RECONVENED IN OPEN SESSION: 4:42*

**AGENDA ITEM NO. 6 – REPORT OUT OF CLOSED SESSION**

**Presenter:** Chair Williams.

**Public Comment:** None.

**Board Action:** With respect to agenda items 6a and 6f), no reportable action was taken. With respect to agenda items 6b) and 6g), the Board voted unanimously to dismiss the Ag Commissioner. With respect to agenda items 6c) and 6d), the Board voted unanimously to authorize initiation of litigation. With respect to agenda item 6e), the Board voted unanimously to authorize County Counsel to seek appellate review.



THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:35 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*