



MENDOCINO COUNTY BOARD OF SUPERVISORS
ACTION MINUTES – JUNE 7, 2016

MENDOCINO
 COUNTY
 BOARD OF
 SUPERVISORS

CARRE BROWN
 FIRST DISTRICT

JOHN McCOWEN
 SECOND DISTRICT
 VICE-CHAIR

TOM WOODHOUSE
 THIRD DISTRICT

DAN GJERDE
 FOURTH DISTRICT
 CHAIR

DAN HAMBURG
 FIFTH DISTRICT

CARMEL J. ANGELO
 CHIEF EXECUTIVE
 OFFICER/
 CLERK OF THE BOARD

KATHARINE L. ELLIOTT
 COUNTY COUNSEL

BOARD RESOURCE
 INFORMATION:

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BEFORE THE BOARD OF SUPERVISORS
COUNTY OF MENDOCINO • STATE OF CALIFORNIA
FAIR STATEMENT OF PROCEEDINGS
 (PURSUANT TO CALIFORNIA GOVERNMENT CODE §25150)

REGULAR MEETING SPECIAL SESSION PLANNING MATTERS

AGENDA ITEM NO. 1 – OPEN SESSION (ROLL CALL AND PLEDGE OF ALLEGIANCE – 9:03 A.M.)

Present: Supervisors Carre Brown, John McCowen, Tom Woodhouse, Dan Gjerde, and Dan Hamburg. Chair Gjerde presiding.

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer/Clerk of the Board; Ms. Katharine L. Elliott, County Counsel; and Ms. Karla Van Hagen, Deputy Clerk of the Board.

Pledge of Allegiance: Mr. Alan D. Flora.

AGENDA ITEM NO. 3 – PUBLIC EXPRESSION

Presenter/s: Mr. Louis Bigfoot; Ms. Mariea Kubanis, Legal Secretary II, County Counsel; Ms. Charlotte Scott, Deputy County Counsel;

Board Action: No action taken.

AGENDA ITEM NO. 4 – CONSENT CALENDAR

Presenter/s: Chair Gjerde.

Board Directive: Consent Calendar item 4(l) removed for separate consideration.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Woodhouse, and carried unanimously; IT IS ORDERED that Consent Calendar items 4(a-k, m-o, q) are approved/rejected as follows:

- (a) Claim of Karen Green – Rejected;
- (b) April 19, 2016, Regular Board Meeting – Approved;
- (c) May 3, 2016, Regular Board Meeting – Approved;
- (d) May 16, 2016, Regular Board Meeting – Approved;
- (e) May 17, 2016, Regular Board Meeting – Approved;

- (f) Approval of Recommended Appointments/Reappointments – Approved;
 - 1) Patty Madigan, Mendocino County Fish and Game Commission, 5th District Representative;
 - 2) Craig Blencowe, Mendocino County Resource Conservation District, Long-Term Director;
 - 3) Charles F. Moffett, Mendocino - Little River Cemetery District, Trustee;
 - 4) Jim Tarbell, Mendocino Transit Authority, County A Representative;
 - 5) Christine Boyd, Redwood Valley Municipal Advisory Council, Member;
 - 6) Alex de Grassi, Redwood Valley Municipal Advisory Council, Member;
 - 7) Katrina Van Lewte Frey, Redwood Valley Municipal Advisory Council, Member;
 - 8) Melinda Hunter, Redwood Valley Municipal Advisory Council, Member;
 - 9) Debra Ramirez, Redwood Valley Municipal Advisory Council, Member;
 - 10) Sheilah Rogers, Redwood Valley Municipal Advisory Council, Member;
 - 11) Cassandra Taaning, Redwood Valley Municipal Advisory Council, Member;
 - 12) Estelle P. Clifton, Redwood Valley Municipal Advisory Council, Alternate;
 - 13) Marybeth Kelly, Redwood Valley Municipal Advisory Council, Alternate;
 - 14) Nedra Lancaster, Westport-Ten Mile Cemetery District, Trustee; and
 - 15) Jane Vartanian, Westport-Ten Mile Cemetery District, Trustee.

- (g) Adoption of Resolution Exempting the Comptche Community Services District from the Current Biennial Audit Requirement and Instead Establishing a Five-Year Audit Requirement Pursuant to Government Code Section 26909 (b)(2) – Auditor – Controller - Adopted and Chair is authorized to sign same -

RESOLUTION 16-062

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS EXEMPTING THE COMPTCHE COMMUNITY SERVICES DISTRICT FROM THE BIENNIAL AUDIT REQUIREMENT AND ESTABLISHING A FIVE-YEAR AUDIT REQUIREMENT

- (h) Adoption of Proclamation Recognizing June 2016, as Lesbian, Gay, Bisexual, and Transgender Pride Month in Mendocino County - Supervisors Brown and McCowen – Adopted and Chair is authorized to sign same;
- (i) Adoption of Resolution Authorizing Submittal of a CalRecycle Beverage Container Recycling City/County Payments Regional Application – County Counsel - Adopted and Chair is authorized to sign same –

RESOLUTION 16-063

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING SUBMITTAL OF A REGIONAL BEVERAGE CONTAINER RECYCLING CITY/COUNTY PAYMENT APPLICATION FOR WHICH THE COUNTY OF MENDOCINO IS ELIGIBLE

- (j) Adoption of Resolution Authorizing the Submittal of a Grant Application to California Office of Emergency Services (CalOES) for the Victim Witness Assistance Program for the Grant Period July 1, 2016, through June 30, 2017 – District Attorney – Adopted and Chair is authorized to sign same –

RESOLUTION 16-064

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING VICTIM WITNESS ASSISTANCE PROGRAM

- (k) (BOS Agreement No. 16-023) Approval of At-Will Employment Agreement Between the County of Mendocino and Mr. Richard Welsh to Serve as Mendocino County Assistant District Attorney in the Amount of \$173,845 – District Attorney – Approved and Chair is authorized to sign same;
- (m) Adoption of Proclamation Recognizing June 15, 2016, as World Elder Abuse Awareness Day in Mendocino County – Health and Human Services Agency – Adopted and Chair is authorized to sign same;
- (n) (BOS Agreement No. 16-024) Approval of Agreement with Mendocino County Office of Education in the Amount of \$175,000 to Provide CalFresh Outreach Services to School Children in Mendocino County for Fiscal Year 2016-17 – Health and Human Services Agency – Approved and Chair is authorized to sign same;
- (o) (BOS Agreement No. 16-025) Approval of Agreement with Ford Street Project in the Amount of \$103,680 to Provide Vocational Services and Living Skills for CalWORKs Participants Who are Mandated to Participate in the Welfare-to-Work Program in Fiscal Year 2016-17 – Health and Human Services Agency – Approved and Chair is authorized to sign same;
- (p) ~~Approval of Agreement with NEOGOV in the Amount of \$70,941 for Fiscal Year 2016/17 and \$56,941 Recurring Thereafter, to Purchase Additional Online Employment Services Software and Licensing that Includes Recruitment, Selection, Applicant Tracking, Report and Analysis, Human Resources Automation Services, Unlimited Customer Support, Provisioning, Training, Setup and Implementation, Position Control Integration and Subscription with Governmentjobs.com for Unlimited Job Postings and Advertisement – Human Resources – withdrawn by Department~~
- (q) (BOS Agreement No. 14-037 A1) Approval of Amendment to Agreement No. 14-037 with West Company, Increasing the Agreement from \$277,500 to \$340,500, to Continue Operating the County's Microenterprise Technical Assistance Services Program Funded by the County's 2012 Community Development Block Grant (CDBG) Program – Planning and Building Services – Approved;
- (r) (BOS Agreement No. 16-026) Adoption of Resolution Approving Department of Transportation (DOT) Agreement No. 160050 in the Amount of \$12,655, Accepting the Grant Deed Conveying Real Property from Benjamin A. Fetzer, Trustee, and Jacob S. Fetzer, Trustee, for the Acquisition of Rights of Way Needed for Construction of the Forsythe Creek Bridge Replacement Project on Reeves Canyon Road, CR 219, M.P. 0.46 (Redwood Valley Area) – Transportation - Adopted and Chair is authorize to sign same -

RESOLUTION 16-065

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NO. 160050 (IN THE AMOUNT OF \$12,655 .00), WITH AND ACCEPTING THE GRANT DEED CONVEYING REAL PROPERTY FROM BENJAMIN A. FETZER, TRUSTEE AND JACOB S. FETZER, TRUSTEE, FOR THE ACQUISITION OF RIGHTS OF WAY NEEDED FOR CONSTRUCTION OF THE FORSYTHE CREEK BRIDGE REPLACEMENT PROJECT ON REEVES CANYON ROAD, CR 219, M.P. 0.46 (REDWOOD VALLEY AREA)

- (s) (BOS Agreement No. 16-027) Adoption of Resolution Approving Department of Transportation (DOT) Agreement No. 160051 in the Amount of \$5,235, Accepting the Grant Deed Conveying Real Property from Richard Fetzer, Trustee, for the Acquisition of Rights of Way Needed for Construction of the Forsythe Creek Bridge Replacement Project on Reeves Canyon Road, CR 219, M.P. 0.46 (Redwood Valley Area) – Transportation – Adopted and Chair is authorized to sign same -

RESOLUTION 16-066

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING DEPARTMENT OF TRANSPORTATION AGREEMENT NO. 160051 (IN THE AMOUNT OF \$5,235.00), WITH AND ACCEPTING THE GRANT DEED CONVEYING REAL PROPERTY FROM RICHARD FETZER, TRUSTEE, FOR THE ACQUISITION OF RIGHTS OF WAY NEEDED FOR CONSTRUCTION OF THE FORSYTHE CREEK BRIDGE REPLACEMENT PROJECT ON REEVES CANYON ROAD, CR 219, M.P. 0.46 (REDWOOD VALLEY AREA)

- (t) Approval of the Outdoor Festival Application and Authorization for Tax Collector to Issue Outdoor Festival License for the Annual Redwood Run 2016, Sponsored by the Kiwanis of the Redwoods, to be Held June 9-12, 2016, in Piercy, California – Treasurer/Tax Collector– Approved;
- (u) Approval of the Outdoor Festival Application for the Kate Wolf Music Festival, to be Held June 23-26, 2016, at the Black Oak Ranch in Laytonville, California and Authorization for the Tax Collector to issue License – Treasurer/Tax Collector - Approved.

AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:

- 4(l) Approval of Disbanding the Marijuana Ad Hoc Committee to Review Mendocino County's 9.31 Medical Marijuana Cultivation Regulation Ordinance and Referring the Development of a Permanent Ordinance to the Board of Supervisors' General Government Standing Committee (Sponsor: Executive Office)

Presenter/s: Supervisor McCowen; Supervisor Woodhouse; Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Chuck Morris, Agricultural Commissioner; and Ms. Sarah Dukett, Administrative Analyst II, Executive Office.

Public Comment: None.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Woodhouse, that the Board of Supervisors Disband the Medical Marijuana Adhoc committee and any future referral be made to the General Government Committee. *[motion withdrawn]*

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Woodhouse, and carried unanimously; IT IS ORDERED that the Board of Supervisors Disband the Medical Marijuana Adhoc Committee.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor Woodhouse, and carried (4/1, with Supervisor McCowen dissenting); IT IS ORDERED that the Board of Supervisors refer the Development of a Permanent Ordinance to the Board of Supervisors' General Government Standing Committee.

AGENDA ITEM NO. 5C – DISCUSSION AND POSSIBLE ACTION REGARDING THE STATUS OF ADULT MENTAL HEALTH SERVICES TRANSITION AND RELATED ACTIVITIES AND THE KEMPER CONSULTING GROUP MENTAL HEALTH SERVICES REVIEW – SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Jenine Miller, Behavioral Health Director; Health and Human Services Agency; and Ms. Tammy Moss Chandler, Director, Health and Human Services Agency.

Public Comment: None.

Board Action: No action taken.

(BOS AGREEMENT NO. 13-016 A8) AGENDA ITEM NO. 5E – DISCUSSION AND POSSIBLE APPROVAL OF AMENDMENT EIGHT TO AGREEMENT NO. 13-016 WITH ORTNER MANAGEMENT GROUP (OMG), INCREASING THE CURRENT CONTRACT MAXIMUM OF \$7,620,000 BY \$400,000, FOR A NEW MAXIMUM OF \$8,020,000 AND ALSO STIPULATING THAT OMG WILL NO LONGER ACCEPT NEW ADULT MENTAL HEALTH CLIENTS AS OF JUNE 1, 2016; BUT WILL CONTINUE TO SERVE ALL CURRENT CLIENTS AND THOSE NEEDING EMERGENCY MEDICATION SUPPORT SERVICES THROUGH JUNE 30, 2016 – SPONSOR: HEALTH AND HUMAN SERVICES AGENCY

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Ms. Jenine Miller, Behavioral Health Director; Health and Human Services Agency; and Ms. Tammy Moss Chandler, Director, Health and Human Services Agency.

Public Comment: Mr. Mark Montgomery, Ortnr Management Group.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor Brown, and carried unanimously; IT IS ORDERED that the Board of Supervisors approves Amendment Eight to Agreement No. 13-016 with Ortnr Management Group (OMG), specifying that OMG will cease providing specialty mental health services to new Adult clients as of June 30, 2016, and continue serving current clients or those in need of emergency medication support services through June 20, 2016; and increasing the current contract maximum of \$7,620,000 by \$400,000, for a new maximum of \$8,020,000; authorizes the HHS A Director to sign any future amendments to the Agreement that do not affect the annual maximum amount; and further, authorizes Chair to sign same.

BOARD RECESS: 9:56 A.M. – 10:04 A.M.

AGENDA ITEM NO. 5D – NOTICED PUBLIC HEARING – DISCUSSION AND POSSIBLE ACTION TO APPROVE THE MENDOCINO COUNTY PROPOSED BUDGET FOR FISCAL YEAR (FY) 2016-17, INCLUDING ALL RECOMMENDED ACTIONS AND ADJUSTMENTS – SPONSOR: EXECUTIVE OFFICE

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Alan D. Flora, Assistant Chief Executive Officer; Ms. Sarah Dukett, Administrative Analyst II, Executive Office; Ms. Heidi Dunham, Director, Human Resources; Mr. David Eyster, District Attorney; Ms. Linda Thompson, Public Defender; Ms. Patricia Littlefield, Alternate Defender; Mr. Thomas Allman, Sheriff; Mr. Buck Ganter, Chief Probation Officer, Probation; Mr. Steve Dunncliff, Director, Planning and Building Services; Ms. Tammy Moss Chandler, Director, Health and Human Services Agency; Mr. Robert Scaglione, Director, Air Pollution Control Officer; Air Quality Management District.

SUPERVISOR WOODHOUSE ABSENT: 11:47 A.M. – 11:51 A.M.

Public Comment: Ms. Randi Dalton.

LUNCH RECESS: 11:59 AM – 1:29 P.M

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

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Brown, and carried unanimously; IT IS ORDERED that the Board of Supervisors approves the FY 2016-17 Mendocino County Proposed Budget as recommended, and direct the Auditor-Controller to prepare the required documents for adoption of the FY 2016-17 Final Budget on June 21, 2016.

Board Action: No action taken.

AGENDA ITEM NO. 10 – COMMUNICATIONS RECEIVED AND FILED

- (a) State of California Fish and Game Commission, May 6, 2016, Notice of Proposed Regulatory Action to Amend Sections 300, 311, and 745.5, Title 14, California Code of Regulations Regarding Upland Game Bird Hunting. For more information, contact Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090 or (916) 653-4899

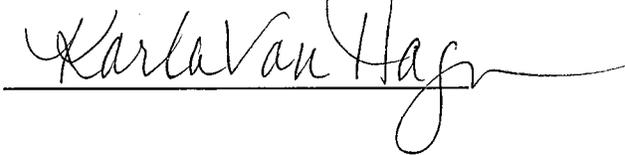
- (b) State of California, Fish and Game Commission, May 6, 2016, Notice of Proposed Regulatory Action to Add Section 250.2, Title 14, California Code of Regulations, Relating to Establishing a Non-Lead Ammunition Coupon Program. For more information, contact Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090 or (916) 653-4899.
- (c) State of California, Fish and Game Commission, May 4, 2016, Notice of Findings Regarding Fisher (Pekania). For more information, contact Michael Yaun, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090 or (916) 653-4899.
- (d) State of California, Fish and Game Commission, May 6, 2016, Notice of Proposed Regulatory Action to Amend Sections 550, 550.5, 551, 552, 630, and 702, and Repeal Subsections 703(a)(2) and 703(c), Title 14, California Code of Regulations, Regarding Department of Fish and Wildlife Lands Pass Program and Land Public Uses. For more information, contact Julie Horenstein, Department of Fish and Wildlife, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090 or (916) 324-3772.
- (e) State Water Resources Control Board, Weekly Update Report for the Russian River May 6 -12, 2016. For more information, contact John Mendoza at John.Mendoza@scwa.ca.gov. or (707) 547-1929.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 3:45 P.M.



DAN GJERDE, Chair

Attest: KARLA VAN HAGEN
Deputy Clerk of the Board



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) 3463-4441.
- 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.co.mendocino.ca.us/bos
- 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.co.mendocino.ca.us/bos

Thank you for your interest in the proceedings of the Mendocino County Board of Supervisors