ATTACHMENT P

GLENN MCGOURTY
1st District
Supervisor

MAUREEN MULHEREN
2nd District
Supervisor
Chair

JOHN HASCHAK
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

TED WILLIAMS
5th District
Supervisor

DARCIE ANTLE
Chief Executive Officer/
Clerk of the Board

JAMES R. ROSS
Interim 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 – March 26, 2024

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.

Staff Present: Darcie Antle, Chief Executive Officer; James R. Ross, Interim County Counsel; Lillian Bearden, Deputy Clerk of the Board; and Atlas M.A. Pearson, Senior Deputy Clerk of the Board.

The Pledge of Allegiance was led by: Supervisor Mulheren.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

Presenter/s: Katherine Blank; Megan Wolf; Mark Donegan; Katherine Reel; Martha Moreno-Sanchez; and A'Kesh Eidi.

AGENDA ITEM NO. 3 – APPROVAL OF CONSENT CALENDAR

Presenter/s: Chair Mulheren; James Ross, Interim County Counsel; and Julia Krog, Director, Planning and Building Services.

Public Comment: None.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Williams, IT IS ORDERED that Consent Calendar items 3a) – 3n) are hereby approved as follows. The motion carried by the following vote:

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

No: 0 – None

Absent: 0 – None

3A) APPROVAL OF MINUTES OF MARCH 12, 2024, REGULAR MEETING – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3B) APPROVAL OF MINUTES OF MARCH 13, 2024, REGULAR CLOSED SESSION MEETING – SPONSOR: EXECUTIVE OFFICE

Approved and Chair is authorized to sign same;

3C) ACCEPTANCE OF THE FINAL CAMPING TRANSIENT OCCUPANCY TAX ALLOCATION FOR FISCAL YEAR 2022-23, AS PROPOSED BY THE MENDOCINO COUNTY FIRE CHIEFS ASSOCIATION, IN THE AMOUNT OF $128,225.48 (SEE ATTACHMENT A); AND APPROPRIATE $128,225.48 IN FUND 1240, ORG CODE FSC; AND AUTHORIZATION FOR THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO NEGOTIATE AND ENTER INTO AGREEMENTS WITH FIRE AGENCIES, NOT TO EXCEED THE AMOUNTS APPROPRIATED - SPONSOR: EXECUTIVE OFFICE

Approved;

3D) APPROVAL OF RETROACTIVE AGREEMENT (FIRST AMENDMENT TO AGREEMENT NO. PA-23-54, MH-22-050) WITH RELIAS, LLC., TO INCREASE THE AMOUNT BY UP TO $20,986.08, FOR A NEW TOTAL AMOUNT OF $59,062.08, TO MONITOR AND PROVIDE REQUIRED ANNUAL TRAINING FOR ALL BEHAVIORAL HEALTH AND RECOVERY SERVICES AND PUBLIC HEALTH STAFF, EFFECTIVE DECEMBER 1, 2022, THROUGH NOVEMBER 30, 2025 - SPONSOR: BEHAVIORAL HEALTH AND RECOVERY SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-040

3E) APPROVAL OF SECOND AMENDMENT TO BOS AGREEMENT NO. 23-025 WITH 4LEAF, INC., INCREASING THE AMOUNT BY AN ADDITIONAL $404,541.70 FOR CONTRACT PLANNING SERVICES, FOR A NEW TOTAL AMOUNT OF $3,210,541.70 – SPONSOR: CANNABIS

Approved and Chair is authorized to sign same;

Enactment No: Agreement 23-025-A2

3F) APPROVAL OF RETROACTIVE AGREEMENT WITH REDWOOD PUBLIC LAW, LLP, A CALIFORNIA LIMITED LIABILITY PARTNERSHIP, IN THE AMOUNT OF $10,000 TO PROVIDE LEGAL ADVICE AND ANALYSIS REGARDING THE NEGOTIATION OF TAX SHARING AGREEMENTS BETWEEN THE COUNTY OF MENDOCINO AND OTHER LOCAL ENTITIES EFFECTIVE MARCH 15, 2024, THROUGH JULY 31, 2024 - SPONSOR: COUNTY COUNSEL

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-041

3G) APPROVAL OF RENEWING THE FINDING MADE IN RESOLUTION NO. 23-145 THAT THE DETERIORATED ROOF STRUCTURE OF THE AGRICULTURE AND FARM ADVISOR BUILDING AND THE IMPENDING INCLEMENT WEATHER CONSTITUTES AN EMERGENCY THAT REQUIRES IMMEDIATE ACTION TO MITIGATE ADDITIONAL DAMAGES OF COUNTY PROPERTY AND THAT THIS EMERGENCY WILL NOT PERMIT A DELAY RESULTING FROM COMPETITIVE SOLICITATION FOR BIDS AND IMMEDIATE ACTION IS NECESSARY TO RESPOND TO THE EMERGENCY AND THERE IS A NEED TO CONTINUE WITH THE CONTRACT TO RESOLVE THE EMERGENCY – SPONSOR: GENERAL SERVICES AGENCY

Approved;

3H) APPROVAL OF RENTAL AGREEMENT BETWEEN THE MENDOCINO COUNTY FAIR AND APPLE SHOW (ASSOCIATION) AND SIERRA NEVADA WORLD MUSIC FESTIVAL (RENTER) FOR THE PERIOD OF JUNE 15, 2024 THROUGH JUNE 27, 2024 – SPONSOR: GENERAL SERVICES AGENCY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-042

3I) ADOPTION OF RESOLUTION AMENDING THE POSITION ALLOCATION TABLE AS FOLLOWS: BUDGET UNIT 1020, ADD 1.0 FTE EXECUTIVE DIVISION MANAGER $110,323.20 - $134,076.80/ANNUALLY AND DELETE 1.0 FTE PRINCIPAL ADMINISTRATIVE ANALYST, POSITION NUMBER 4386 - SPONSOR: HUMAN RESOURCES

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-044

3J) APPROVAL OF NOVATION AMENDMENT TO BOS AGREEMENT NO. 22-133 BETWEEN IMPERIAL COUNTY OFFICE OF EDUCATION (ICOE) AND MENDOCINO COUNTY LIBRARY IN THE AMOUNT OF APPROXIMATELY $20,000 ANNUALLY FOR THE PROVISION, INSTALLATION, AND MAINTENANCE OF ADVANCED NETWORK (DATA) SERVICES TO COUNTY LIBRARY SITES, EFFECTIVE FROM THE DATE OF SIGNING THROUGH JUNE 30, 2024, AND AUTOMATICALLY RENEWING UNTIL TERMINATION OF AGREEMENT - SPONSOR: LIBRARY

Approved and Chair is authorized to sign same;

Enactment No: Agreement 22-133-A1

3K) APPROVAL OF AGREEMENT WITH CONDUENT HEALTHY COMMUNITIES CORPORATION IN THE AMOUNT OF $56,000, TO SUPPORT MENDOCINO COUNTY PUBLIC HEALTH (PH) IN COMPLETING ITS COMMUNITY HEALTH NEEDS ASSESSMENT, AND IN DEVELOPING THE PH STRATEGIC PLAN FOR 2024-2029, EFFECTIVE UPON SIGNATURE THROUGH JUNE 30, 2025 – SPONSOR: PUBLIC HEALTH

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-043

3L) APPROVAL OF RETROACTIVE AGREEMENT (THIRD AMENDMENT TO AGREEMENT NO. SS-22-028) WITH TRI-CITIES ANSWERING SERVICE AND CALL CENTER, INC. IN THE AMOUNT OF $20,000, FOR A NEW TOTAL OF $65,000, TO PROVIDE MANDATORY 24/7 ANSWERING SERVICES FOR EMERGENCY RESPONSE SERVICES, EFFECTIVE JULY 1, 2022, THROUGH A NEW END DATE OF JUNE 30, 2024 (PREVIOUS END DATE: DECEMBER 31, 2023) - SPONSOR: SOCIAL SERVICES

Approved and Chair is authorized to sign same;

Enactment No: Agreement 24-044

3M) ADOPTION OF RESOLUTION ESTABLISHING THE TOTAL MILEAGE OF COUNTY MAINTAINED ROADS AT 1,017.05 MILES AS OF DECEMBER 31, 2023 (COUNTY WIDE) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Resolution 24-045

3N) ADOPTION OF RESOLUTION APPROVING AMENDMENT NUMBER FIVE (5) TO BOS AGREEMENT NO. 20-015/DEPARTMENT OF TRANSPORTATION AGREEMENT NUMBER 190094 WITH O'NEIL'S SEPTIC SERVICE FOR LEACHATE MONITORING AND HAULING SERVICES FOR SOUTH COAST LANDFILL, FOR THE TERM ENDING JUNE 30, 2024 (GUALALA AREA) – SPONSOR: TRANSPORTATION/SOLID WASTE

Adopted and Chair is authorized to sign same;

Enactment No: Agreement 20-015-A3; Resolution 24-046

AGENDA ITEM NO. 4 – REGULAR CALENDAR

4A) DISCUSSION AND POSSIBLE ACTION INCLUDING ACCEPTANCE OF INFORMATIONAL REPORT(S) FROM THE ASSESSOR/CLERK-RECORDER/REGISTRAR OF VOTERS, ACTING AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR, DISTRICT ATTORNEY, SHERIFF AND VARIOUS COUNTY DEPARTMENT HEADS OR DESIGNEE(S) – SPONSOR: EXECUTIVE OFFICE

Presenter/s: Jeff Adair, Emergency Services Coordinator, Executive Office; and Katrina Bartolomie, Assessor/Clerk-Recorder/Registrar of voters.

Public Comment: Sally Webster; and Mark Donegan.

Board Action: No Action Taken.

4B) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION'S DENIAL OF MINOR USE PERMIT AND VARIANCE (U_2021-0016/V_2021-0005) TO ESTABLISH AND OPERATE A GAS STATION WITH TEN (10) GAS PUMPS, TWO (2) SEPARATE ILLUMINATED CANOPIES, TWENTY-EIGHT (28) NEW PARKING SPACES, LANDSCAPING, CONVERSION OF PART OF AN EXISTING STRUCTURE TO A CONVENIENCE STORE, AND CONCURRENT VARIANCE FOR A SIXTY-FIVE (65) FOOT TALL BUSINESS IDENTIFICATION SIGN, INCREASE IN THE ALLOWABLE SIGN AREA, AND TO REDUCE THE FRONT YARD SETBACK; LOCATED AT 9621 AND 9601 NORTH STATE STREET, REDWOOD VALLEY; APNS: 162-100-58 AND 162-100-59 WHICH MAY INCLUDE ADOPTION OF A RESOLUTION OR ADDITIONAL DIRECTION TO STAFF – SPONSOR: PLANNING AND BUILDING SERVICES

Presenter/s: Julia Krog, Director, Planning and Building Services; Liam Crowley, Planner, Planning and Building Services; Matthew Kiedrowski, Deputy County Counsel; Brian Mumkin, Applicant Attorney; Jonathon Ramos, Underground Gas Tank Expert; Dalene Whitlock, Principle, W-Trans; Mahmood Alam, Applicant; and James Ross, Interim County Counsel.

Public Comment: Dolly Riley; Sean Pieal; Bob Parmanture; Tom Roils; Deborah Heckert; Maria Fiero; Robert Clifton; Christine Boyd; Nagesh Vorsteal; Lucea Portent; Judy Lennie; Michael Mendez; Gizmo; Tom Allman; Enrique Espinoza; Peter McNamee; and Don Hess.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors directs the Planning and Building Services Director to work with Supervisor Williams and Supervisor McGourty to document denial based on health, safety, peace, morals, comfort, and general welfare, referencing the Planning Commission and other correspondence; and continues the hearing to May 7th, 2024. 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. 6 – CLOSED SESSION

Presenter: Chair Mulheren.

Public Comment: None.

ADJOURNED TO CLOSED SESSION: 12:05 P.M.

6A) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - INTERIM COUNTY COUNSEL

6B) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: DARCIE ANTLE, CHERIE JOHNSON, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): SERVICE EMPLOYEES' INTERNATIONAL UNION (SEIU) LOCAL 1021, MENDOCINO COUNTY DEPUTY SHERIFFS' ASSOCIATION (DSA), MENDOCINO COUNTY LAW ENFORCEMENT MANAGEMENT ASSOCIATION (MCLEMA), MENDOCINO COUNTY MANAGEMENT ASSOCIATION, MENDOCINO COUNTY ASSOCIATION OF CONFIDENTIAL EMPLOYEES (MCACE), MENDOCINO COUNTY DEPARTMENT HEAD ASSOCIATION, MENDOCINO COUNTY PROBATION EMPLOYEES' ASSOCIATION (MCPEA)TEAMSTERS LOCAL 856, MENDOCINO COUNTY PUBLIC AUTHORITY AND SEIU LOCAL 2015 (IHSS), AND UNREPRESENTED

RECONVENED IN OPEN SESSION TO HEAR ITEMS 4C, 4D, AND 4F: 1:09 P.M.

AGENDA ITEM NO. 4 – REGULAR CALENDAR

4C) DISCUSSION AND POSSIBLE ACTION INCLUDING CONDUCTION OF A PUBLIC WORKSHOP REGARDING COLLABORATION ON IDENTIFICATION OF POTENTIAL SYSTEM IMPROVEMENT WITHIN PLANNING AND BUILDING SERVICES AND ENVIRONMENTAL HEALTH; AND DIRECTION TO STAFF AS IT RELATES TO THE WORKSHOP - SPONSORS: SUPERVISOR WILLIAMS AND SUPERVISOR MCGOURTY

Presenter/s: Supervisor Williams; Supervisor McGourty; Julia Krog, Director Planning and Building Services; John Burkes, Assistant Director, Planning and Building Services; Marlayna Duley, Director, Environmental Health; Keith Hoyt, Senior Building Inspector, Planning and Building Services; Russ Ford, Senior Planner, Planning and Building Services; and Gretchen McLaughlin, Code Enforcement Manager, Planning and Building Services.

Public Comment: Dee Palastin; John Redding; Sara Wagner; Megan Durban; Devon Boer; Deborah Gomush; Ishvi Aum; Robert Saulsvel; Ann Solander; Katie Pence; Deborah Lennex; Andy Cortchek; Amy Rin; Gary Macklah; and Mark Mertle.

Board Action: Upon motion by Supervisor Haschak, seconded by Supervisor Gjerde, IT IS ORDERED that the Board of Supervisors refers any items relating to potential system improvement within Planning and Building Services and Environmental Health to the General Government Committee to be vetted prior to returning to the Board of Supervisors for approval as deemed appropriate. 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) CHIEF EXECUTIVE OFFICER'S REPORT (CONTINUED FROM FEBRUARY 27TH, 2024) - SPONSOR: EXECUTIVE OFFICE

Presenter/s: Darcie Antle, Chief Executive Officer.

Public Comment: None.

Board Action: No Action Taken.

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

Withdrawn.

4F) SUPERVISORS' REPORTS REGARDING BOARD SPECIAL ASSIGNMENTS, STANDING AND AD HOC COMMITTEE MEETINGS, AND OTHER ITEMS OF GENERAL INTEREST - SPONSOR: BOARD OF SUPERVISORS

Presenter/s: Supervisor Gjerde; Supervisor Haschak; Supervisor McGourty; Supervisor Williams; and Supervisor Mulheren.

Public Comment: Carrie Shattuck.

AGENDA ITEM NO. 6 – CLOSED SESSION

Presenter: Chair Mulheren.

Public Comment: None.

ADJOURNED TO CLOSED SESSION: 4:05 P.M.

6A) PURSUANT TO GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - INTERIM COUNTY COUNSEL

6B) PURSUANT TO GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - AGENCY NEGOTIATORS: DARCIE ANTLE, CHERIE JOHNSON, AND JON HOLTZMAN; EMPLOYEE ORGANIZATION(S): SERVICE EMPLOYEES' INTERNATIONAL UNION (SEIU) LOCAL 1021, MENDOCINO COUNTY DEPUTY SHERIFFS' ASSOCIATION (DSA), MENDOCINO COUNTY LAW ENFORCEMENT MANAGEMENT ASSOCIATION (MCLEMA), MENDOCINO COUNTY MANAGEMENT ASSOCIATION, MENDOCINO COUNTY ASSOCIATION OF CONFIDENTIAL EMPLOYEES (MCACE), MENDOCINO COUNTY DEPARTMENT HEAD ASSOCIATION, MENDOCINO COUNTY PROBATION EMPLOYEES' ASSOCIATION (MCPEA)TEAMSTERS LOCAL 856, MENDOCINO COUNTY PUBLIC AUTHORITY AND SEIU LOCAL 2015 (IHSS), AND UNREPRESENTED

RECONVENED IN OPEN SESSION: 6:05 P.M.

AGENDA ITEM NO. 6 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Mulheren.

Board Action: With respect to agenda items 6a) and 6b), no reportable action was taken.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 6:05 P.M.

Attest: ATLAS M.A. PEARSON
Senior Deputy Clerk of the Board

MAUREEN MULHEREN, Chair

NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS

- Effective March 1, 2009, Board of Supervisors minutes are produced in "action only" format
- LIVE WEB STREAMING OF BOARD MEETINGS is available via the County's YouTube Channel, which can be found here: https://www.youtube.com/@MendocinoCountyVideo
- 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: https://mendocino.legistar.com/Calendar.aspx
- For technical assistance or any requests for official meeting records of the Mendocino County Board of Supervisors, please contact the Clerk of the Boards Office at (707) 463-4441
- Additional resource information: https://www.mendocinocounty.org/government/board-of-supervisors

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