



**MENDOCINO COUNTY BOARD OF SUPERVISORS**  
**ONLINE AGENDA SUMMARY**

**BOARD AGENDA # 6(b)**

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
- Agenda Summaries must be submitted no later than *noon* Monday, 15 days prior to the meeting date (along with electronic submittals)
- Send 1 complete original single-sided set and 1 photocopy set – Items must be signed-off by appropriate departments and/or Co. Co.  
*Note: If individual supporting document(s) exceed 25 pages each, or are not easily duplicated, please provide 7 hard-copy sets*
- Transmittal of electronic Agenda Summaries, records, and supporting documentation must be emailed to: [bosagenda@co.mendocino.ca.us](mailto:bosagenda@co.mendocino.ca.us)
- Electronic Transmission Checklist:  Agenda Summary  Records  Supp. Doc.  If applicable, list other online information below
- Executed records will be returned to the department within one week. *Arrangements for expedited processing must be made in advance*

**TO:** Board of Supervisors **DATE:** March 17, 2016

**FROM:** Supervisors Gjerde and McCowen **MEETING DATE:** April 5, 2016

**DEPARTMENT RESOURCE/CONTACT:** Supervisor Gjerde **PHONE:** 463-4441 Present  On Call   
Supervisor McCowen **PHONE:** 463-4441 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: 20 min.

■ **AGENDA TITLE:** Discussion and Possible Direction to the Chief Executive Officer to Prepare an Analysis of Potential Fiscal Impact to County Services Posed by a Ballot Initiative Entitled, "The Mental Health Facility Development Initiative of 2016"

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** On March 15, during comment on non-agenda items, Mendocino County Sheriff Tom Allman informed the Board of his intent to circulate a petition to place a temporary sales tax measure on the ballot in order to construct mental health facilities in Mendocino County. A 500 word summary of "The Mental Health Facility Development Ordinance of 2016" was provided to the Board by the Sheriff.

■ **SUMMARY OF REQUEST:** The summary states the initiative would enact a "...temporary (5 year) 1/2 cent sales tax in all parts of Mendocino County to develop facilities in Mendocino County to assist in the diagnosis and treatment of Mental Illness and addiction recovery." The initiative also states that "10% of the funds shall be used for the purpose of establishing and maintaining a public safety/mental health training facility which will be used for training first responders and mental health professionals in proper and modern mental health methods of treatment techniques." Further, for both the mental health and training facilities, the initiative states that, "No funds may be used for other incidental but necessary purposes, including staffing of such facility."

A facility, or facilities, of this type would require significant ongoing expenses to operate. However, the Board of Supervisors and members of the public have no independent fiscal analysis that would assure any new facilities would not operate at a deficit and negatively affect the provision of other mental health services, or services provided by other County Departments. Therefore, it is recommended that the Board direct the Chief Executive Officer to prepare a report on the proposed initiative pursuant to California Elections Code Section 9111, which analyzes at a minimum its fiscal impact and other impacts the Board may desire. The code section is referenced below.

9111. (a) During the circulation of the petition or before taking either action described in subdivisions (a) and (b) of Section 9116, or Section 9118, the board of supervisors may refer the proposed initiative measure to any county agency or agencies for a report on any or all of the following: (1) Its fiscal impact, (2) Its effect on the internal consistency of the county's general and specific plans, including the housing element, the consistency between planning and zoning, and the limitations on county actions under Section 65008 of the Government Code and Chapters 4.2 9commencing with Section 65913) and 4.3 (commencing with Section 65915) of Division 1 of Title 7 of Government Code, (3) Its effect on the use of land, the impact on the availability and location of housing, and the ability of the county to meet its regional housing needs, (4) Its impact on funding for infrastructure of all types, including, but not limited to, transportation, schools, parks, and open space. The report may also discuss whether the measure would be likely to result in

**BOARD ACTION (DATE: \_\_\_\_\_):**  Approved  Referred to \_\_\_\_\_  Other \_\_\_\_\_

**RECORDS EXECUTED:**  Agreement: \_\_\_\_\_  Resolution: \_\_\_\_\_  Ordinance: \_\_\_\_\_  Other \_\_\_\_\_



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*increased infrastructure costs or savings, including the costs of infrastructure maintenance, to current residents and businesses, (5) Its impact on the community's ability to attract and retain business and employment, (6) Its impact on the uses of vacant parcels of land, (7) Its impact on agricultural lands, open space, traffic congestion, existing business districts, and developed areas designated for revitalization, (8) Any other matters the board of supervisors request to be in the report. (b) The report shall be presented to the board of supervisors within the time prescribed by the board of supervisors, but no later than 30 days after the county elections official certifies to the board of supervisors the sufficiency of the petition.*

Further, if the initiative is certified by the County Registrar of Voters to be placed on the ballot, it is requested that there be a subsequent agenda item to give the Board the option to direct the County Auditor to prepare a fiscal impact statement based on the Chief Executive Officer's report and any other relevant information, pursuant to California Elections Code Section 9160(c). If the initiative appears on the ballot, the fiscal impact statement would be included, and printed preceding the arguments for and against the measure. The code section is referenced below.

*9160. (c) Not later than 88 days prior to an election that includes a county ballot measure, the board of supervisors may direct the county auditor to review the measure and determine whether the substance thereof, if adopted, would affect the revenues or expenditures of the county. He or she shall prepare a fiscal impact statement which estimates the amount of any increase or decrease in revenues or costs to the county if the proposed measure is adopted. The fiscal impact statement is "official matter" within the meaning of the Section 13303, and shall be printed preceding the arguments for and against the measure. The fiscal impact statement may not exceed 500 words in length.*

A thorough analysis of the proposed initiative is critical for the Board of Supervisors and the public in considering whether to support its passage. The C.V. Starr Community Center in Fort Bragg provides a recent example of constructing a dream facility without accurately knowing the on-going operational and staffing costs. Just months after constructing a beautiful, \$24 million facility, the Mendocino Coast Recreation and Park District seriously considered mothballing the structure. It took voter approval of a permanent half cent sales tax to guarantee the doors could remain open. The C.V. Starr Center clearly shows the risk of building a facility without having a financially sustainable operational plan in place. No one wants a repeat of that experience.

The County Counsel has prepared a Ballot Title and Summary for the proposed initiative. If the Registrar of Voters certifies that sufficient valid signatures have been collected the initiative will appear on the November 8, 2016 ballot. August 12, 2016 is the final day that all items, including Board approval for the initiative and submittal of a fiscal impact statement from the Auditor, must be completed to make the November ballot. The Board is requested to provide direction at this time to allow sufficient time to prepare the requested reports.

- SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: N/A
- ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

FISCAL IMPACT:			
Source of Funding	Current F/Y Cost	Annual Recurring Cost	Budgeted in Current F/Y
N/A	N/A	N/A	Yes <input type="checkbox"/> No <input type="checkbox"/>

- SUPERVISORIAL DISTRICT: 1  2  3  4  5  All  ■ VOTE REQUIREMENT: Majority  4/5ths

■ **RECOMMENDED ACTION/MOTION:** Direct the Chief Executive Officer to prepare a report analyzing the potential impacts of "The Mental Health Facility Development Initiative of 2016" pursuant to California Election Code Section 9111.

- **ALTERNATIVES:** Provide alternative direction to staff or take no action.
- **CEO REVIEW (NAME):** Alan D. Flora, Assistant CEO PHONE: 463-4441

**RECOMMENDATION:** Agree  Disagree  No Opinion  Alternate  Staff Report Attached

**BOARD ACTION** **Date of Meeting** \_\_\_\_\_  
 Approved \_\_\_\_\_  Referred to \_\_\_\_\_  
 Records Executed \_\_\_\_\_  Other \_\_\_\_\_