

**CARRE BROWN**  
First District  
Chair  
**TOM MITCHELL**  
Chief Executive Officer

**JOHN MCCOWEN**  
Second District

**JOHN PINCHES**  
Third District

**KENDALL SMITH**  
Fourth District

**J. DAVID COLFAX**  
Fifth District  
Vice-Chair  
**JEANINE B. NADEL**  
County Counsel

**KRISTI FURMAN**  
Clerk of the Board

# MENDOCINO COUNTY BOARD OF SUPERVISORS

## AGENDA

MARCH 2, 2010 – 9:00 A.M.

THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETS CONCURRENTLY AS THE BOARD OF DIRECTORS OF THE: MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT, MENDOCINO COUNTY PUBLIC FACILITIES CORPORATION, MENDOCINO COUNTY WATER AGENCY, MENDOCINO COUNTY LIBRARY DISTRICT, REDEVELOPMENT AGENCY OF THE COUNTY OF MENDOCINO, AND THE IHSS PUBLIC AUTHORITY GOVERNING BOARD

### MEETING HIGHLIGHTS

#### Order of Agenda:

Open Session,  
Roll Call &  
Pledge of Allegiance

Public Expression

Adoption of  
Consent Calendar

Regular  
Agenda Items

Closed Session

Selected items have  
been assigned an  
appointed time for  
the convenience  
of the Board and  
the Public

Online Information  
& Web Streaming  
(See Page 4)

Televised  
Board Meetings  
(See Page 4)

**Open Session**  
(9:00 a.m.)

**Public Expression**  
(Approximately 9:05 a.m. - See Page No. 4)

**Presentation of Retirement System Actuarial Study  
and Adoption of Retirement System Rates  
for Fiscal Year 2010/2011**

(Approximately 9:30 a.m. - See Item No. 8b)

**Discussion and Possible Direction Regarding the  
Masonite Site Soil and Groundwater Remediation Issues  
and the Oversight Role of the County**

(Approximately 10:30 a.m. - See Item No. 7d)

**Informational Presentation by USDA Wildlife Services**

(Approximately 11:00 a.m. - See Item No. 8c)

**Adjourn to Lunch Recess**  
(Approximately 12:00 Noon)

**Reconvene for Afternoon Session**  
(Approximately 1:30 p.m.)

**Noticed Public Hearing: Discussion and Possible Action  
Regarding an Appeal of the Planning Commission Action  
Denying Use Permit No. U 8-2009 that would Authorize  
U.S. Cellular to Develop a Wireless Communication Facility  
Including the Construction of a 60-Foot Tall Faux Water Tank  
on Property Used for Vineyard Production (South of Talmage)**

(1:30 p.m. - See Item No. 6d)

**Adjourn to Closed Session**  
(At the Conclusion of Open Session Business)

**Report Out from Closed Session**  
(Following the Conclusion of Closed Session Business)

Welcome to the  
meeting of the  
Mendocino County  
Board of  
Supervisors

Agenda items  
generally occur  
sequentially,  
however, when  
circumstances  
warrant, the order  
of items may be  
changed at the  
discretion of the  
Chair

Please see the end of  
the agenda for  
additional meeting  
information  
including ADA  
accommodations  
and public  
expression



## ORDER OF AGENDA

### ITEM NO. 1 – OPEN SESSION AND ROLL CALL (9:00 A.M.)

- Roll Call will be conducted at the beginning of Open Session

### ITEM NO. 2 – PLEDGE OF ALLEGIANCE

- The Pledge of Allegiance will be recited at the beginning of Open Session

### ITEM NO. 3 – APPROVAL OF MINUTES

- Approval of Minutes of February 23, 2010

### ITEM NO. 4 – CONSENT CALENDAR

- Regular Consent Calendar (*See Attached*)

*The Consent Calendar (Agenda) is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. The Consent Calendar is adopted as the first order of business upon the start of the Open Session portion of the meeting. Any Board member may request that any item be removed from the Consent Calendar for individual consideration. Please consult with the Clerk of the Board for additional information.*

### ITEM NO. 5 – COUNTY EXECUTIVE OFFICE MATTERS

- Chief Executive Officer Reports
- Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform
- ~~Discussion and Possible Action on the Second Quarter Mid-Year Budget Report on the Status of County Departmental Budgets for Fiscal Year 2009-2010; and Further Approve the Report on the Fiscal Year 2010-11 Governor's January State Budget Proposal and Related Impact to Mendocino County (Continued from February 23, 2010, Pursuant to the Board of Supervisors Rules of Procedure – Rule No. 5; Continued to March 22, 2010, Special Meeting)~~

### ITEM NO. 6 – DEPARTMENTAL MATTERS AND REPORTS

- Department of Transportation – Director's Report
- Clerk of the Board Report (*Continued from February 23, 2010, Pursuant to the Board of Supervisors Rules of Procedure – Rule No. 5*)
- Discussion and Possible Action Including Authorization to Fill County Staff Positions Submitted on Staffing Request Forms by Various County Departments and as Recommended by the Executive Office and Human Resources – Sponsoring Department: Human Resources
- Noticed Public Hearing – 1:30 p.m.:* Discussion and Possible Action Regarding an Appeal of the Planning Commission Action of December 17, 2009, Denying Use Permit No. U 8-2009 that Would Authorize U.S. Cellular to Develop a Wireless Communication Facility Including the Construction of a 60-Foot Tall Faux Water Tank on Property Used for Vineyard Production, Located South of Talmage (Case No.: U8-2009; Owner: Ruddick Ranch Inc.-Chris Ruddick; Applicant: California Rural Services-US Cellular; Agent: Eagle Consulting-Allen Potter) – Sponsoring Department: Planning and Building Services

### ITEM NO. 7 – COMMITTEE REPORTS/SUPERVISORS REPORTS

- Supervisors Reports – Assigned Boards, Councils & Commissions / Other Meetings Attended
- Standing Committees – Chair Reports
- Ad-Hoc Committee Reports
- Timed Item – 10:30 a.m.:* Discussion and Possible Direction Regarding the Masonite Site Soil and Groundwater Remediation Issues and the Oversight Role of the County – Sponsor: Supervisor McCowen
- Discussion and Possible Action Regarding Establishing a Board Policy Related to Requests for Letters of Opposition or Support Regarding the Parole of Convicted Criminals – Sponsor: Supervisor Brown



- (f) Discussion and Possible Action Including Approval of a Letter in Opposition to the Parole of Gregory Beck – Sponsor: Supervisor Brown

**ITEM NO. 8 – MISCELLANEOUS**

- (a) Quarterly Presentation of Informational Report by Mr. Greg Giusti, Forest Advisor, Regarding the Status of Forests in Mendocino County, Emerging Issues, and Projects of Interest
- (b) *Timed Item – 9:30 a.m.:* Presentation of Retirement System Actuarial Study and Adoption of Retirement System Rates for Fiscal Year 2010/11 – Sponsor: Board of Retirement
- (c) *Timed Item – 11:00 a.m.:* Informational Presentation by USDA Wildlife Services – Sponsor: Agriculture Department

**ITEM NO. 9 – MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT, MENDOCINO COUNTY PUBLIC FACILITIES CORPORATION, MENDOCINO COUNTY WATER AGENCY, MENDOCINO COUNTY LIBRARY DISTRICT, REDEVELOPMENT AGENCY OF THE COUNTY OF MENDOCINO, AND THE IHSS PUBLIC AUTHORITY GOVERNING BOARD**

**ITEM NO. 10 – APPOINTMENTS TO BOARDS AND COMMISSIONS**

*The Board of Supervisors is actively seeking qualified candidates to fill various vacancies. Please consult with the Clerk of the Board for information on specific categorical areas and District vacancies, or visit our website at: [www.co.mendocino.ca.us/bos](http://www.co.mendocino.ca.us/bos)*

- (a) Commission on the Status of Women (Various)
- (b) Building Appeals Board (Various)
- (c) Mental Health Board (Various)
- (d) Workforce Investment Board (Various)
- (e) Air Quality Management District Hearing Board (Various)
- (f) Cemetery District of Fish Rock (Director)
- (g) Mendocino County Forest Council (Public Member)
- (h) Laytonville Area Municipal Advisory Council (Members; Alternate)
- (i) Grievance Appeals Committee (Various)
- (j) In-Home Supportive Services Advisory Committee (Various)
- (k) Cemetery District of Hopland (Director)
- (l) Mendocino County Museum Advisory Board (1<sup>st</sup>, 4<sup>th</sup>, 5<sup>th</sup> Districts)
- (m) Mendocino County Airport Land Use Commission (Commissioner)
- (n) Child Care Planning Council (Various)
- (o) Solid Waste Hearing Panel (Public Member, Technical Expert)
- (p) Area Agency on Aging (AAA) Advisory Council (Member)
- (q) Indian Gaming Local Community Benefit Committee (Local)
- (r) Developmental Disabilities Board – Area I (Member)
- (s) Mendocino County Archaeological Commission (Alternate)
- (t) Library Advisory Board (Various)
- (u) Little River Airport Advisory Committee (Various)
- (v) Cemetery District of Westport-Ten Mile (Director)
- (w) Community Development Commission (Tenant Commissioner/Coastal)
- (x) Policy Council on Children and Youth (Various)
- (y) Law Library Board of Trustees (Trustee)
- (z) Gualala Municipal Advisory Council (Alternate, Member)
- (aa) Cemetery District of Mendocino-Little River (Member)
- (bb) Cemetery District of Potter Valley (Member)
- (cc) FIRST 5 Mendocino (Various)
- (dd) North Coast Railroad Authority (Member)
- (ee) Mendocino Historical Review Board (Member)
- (ff) Health and Human Services Agency Advisory Board (Various)
- (gg) Alcohol and Drug Abuse Advisory Board (Member)



**ITEM NO. 11 – CLOSED SESSION (FOLLOWING THE CONCLUSION OF OPEN SESSION BUSINESS)**

- (a) Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – Agency Negotiators: Carmel Angelo, Teresia Haase, Meredith Ford, and Rick Haeg; Employee Organization(s): All

**ITEM NO. 12 – COUNTY COUNSEL**

**ITEM NO. 13 – COMMUNICATIONS RECEIVED AND FILED**

*Communications received and filed are retained by the Clerk of the Board throughout the Board proceedings. To review items described in this section, please contact the Clerk of the Board staff in Room 1090.*

- (a) Mendocino County Lodging Quarterly Update – BID Year 4 Quarter 3
- (b) Fish and Game Commission Notice of Proposed Regulatory Action Relative to Section 7.50, Title 14, California Code of Regulations, Relating to Central Valley Sport Fishing; Written Comments Must be Submitted on or before April 16, 2010; for More Information E-Mail [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov)

**PUBLIC EXPRESSION: (PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA)**

- *Members of the public are welcome to address the Board on items not listed on the agenda and within the jurisdiction of the Board of Supervisors. The Board is prohibited by law from taking action on matters not on the agenda, but may ask questions to clarify the speaker's comment and/or briefly answer questions. The Board limits testimony on matters not on the agenda to 3 minutes per person and not more than 10 minutes for a particular subject at the discretion of the Chair of the Board.*
- *Individuals wishing to address the Board under Public Expression are welcome to do so throughout the meeting day. To best facilitate these items, please review and complete the public comment/speaker form available at the back of the Boardroom and present to the Clerk of the Board, the Chair of the Board, or your respective District Supervisor. If you wish to submit written comments, please provide 9 copies to the Clerk of the Board staff, located in the Administration Center, Room 1090. All meetings are tape-recorded and speakers are reminded to announce their names as they approach the podium.*

**AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE**

- The Board of Supervisors complies with ADA requirements and upon request, will attempt to reasonably accommodate individuals with disabilities by making meeting material available in appropriate alternative formats (pursuant to Government Code Section 54953.2). Anyone requiring reasonable accommodation to participate in the meeting should contact the Clerk of the Board's Office by calling (707) 463-4221 at least five days prior to the meeting.

**ADDITIONAL MEETING INFORMATION FOR INTERESTED PARTIES**

- If you wish to address the Board on any matter on the agenda, please review and complete the public comment/speaker form available at the back of the Boardroom. If you wish to submit written comments, please provide 9 copies to the Clerk of the Board staff, located in the Administration Center, Room 1090
- The Board of Supervisors' agenda is posted on the County of Mendocino website at: [www.co.mendocino.ca.us/bos](http://www.co.mendocino.ca.us/bos)
- A copy of the Agenda Packet is available for public review in the Clerk of the Board's Office, Room 1090. Proposed actions and supporting documents are considered draft until acted upon by the Board
- Additional information on specific agenda items may be obtained by contacting the sponsoring departments. Contact information for County departments may be obtained at [www.co.mendocino.ca.us/ndx.htm](http://www.co.mendocino.ca.us/ndx.htm)
- Board proceedings are broadcast on the local Public Access Channel to accommodate greater public access; tune in at the corresponding Open Session time as posted on the front page of the Agenda
- 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](http://www.co.mendocino.ca.us/bos)

**ANNOUNCING EXPANDED ONLINE INFORMATION**

- **LIVE WEB STREAMING OF BOARD MEETINGS:** [www.uvctv.org](http://www.uvctv.org) (Requires Windows Media Player Version 9 – for Technical Assistance Please Contact Ukiah Valley Community Television (707) 357-0624
- Board Meeting Agenda Summary reports and supporting documentation are available online. Please Access the Selected Agenda from the Board's Website to View Additional Information: [www.co.mendocino.ca.us/bos](http://www.co.mendocino.ca.us/bos)

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



*The Consent Calendar (Agenda) is considered routine and non-controversial. The Board will adopt the Consent Calendar at one time without discussion. The Consent Calendar is adopted as the first order of business upon the start of the Open Session portion of the meeting. Any Board member may request that any item be removed from the Consent Calendar for individual consideration. Please consult with the Clerk of the Board for additional information.*

The following items are recommended for denial:

- (1) Claims Against the County
  - (a) Dianna Allison
  - (b) Cody Bass
  - (c) Capital Wellness Collective, Inc.
  - (d) Phillip J. Lopez
  - (e) Sara Madison

The following items are recommended for approval:

**CRIMINAL JUSTICE**

- (2) Approval of Submission of a Recovery Act Anti-Drug Abuse (ADA) Enforcement Team Program Grant Application to the California Emergency Management Agency (CAL EMA), Due on March 9, 2010; and Approval of District Attorney Signatory Authority for the Grant Application – District Attorney

**GENERAL GOVERNMENT**

- (3) Approval of Agreement with Ms. Carmel Angelo to Serve as Mendocino County Chief Executive Officer Effective March 10, 2010 – Board of Supervisors
- (4) Approval of Appointment to the Westport County Water District to Establish a Quorum Pursuant to Government Code §1780 – Clerk of the Board
- (5) Approval of Revisions to the County of Mendocino's Owner-Occupied Housing Rehabilitation Program Guidelines, Increasing Maximum Assistance from \$40,000 to \$70,000 – Executive Office
- (6) Approval of Letter to Congressman Mike Thompson, Requesting Continued Federal Funding for the Resource Conservation and Development Council (RC&DC) Program – Executive Office
- (7) Adoption of Resolution Ratifying the Board of Supervisors Review and Determination to Terminate the State of Emergency as Initially Declared March 24, 2009 – Executive Office/Emergency Services

**HEALTH AND HUMAN SERVICES**

- (8) Approval of Agreement with St. Helena Hospital (St. Helena) for Inpatient Psychiatric Hospitalization (Retroactive to July 1, 2009); and Authorize the Health and Human Services Agency Director to Sign Any Future Amendments to the Agreements that Do Not Affect the Maximum Allowable Amount Authorized by the Board of Supervisors – Health and Human Services/Mental Health Branch
- (9) Approval of Agreement with St. Helena Hospital Center for Behavioral Health (Vallejo) for Inpatient Psychiatric Hospitalization (Retroactive to July 1, 2009); and Authorize the Health and Human Services Agency Director to Sign Any Future Amendments to the Agreement that Do Not Affect the Maximum Allowable Amount Authorized by the Board of Supervisors – Health and Human Services/Mental Health Branch



**HEALTH AND HUMAN SERVICES – CONTINUED**

- (10) Approval of Agreement with Mendocino Private Industry Council Inc. (MPIC) in the Amount of \$697,500 to Provide Employment Services to 114 Veterans and their Eligible Spouses Beginning February 1, 2010 through June 30, 2011 – Health and Human Services Agency/Community Health Services/Workforce Investment Board

**PUBLIC RESOURCES**

- (11) Approval of USDA Wildlife Services Annual Work Plan for Fiscal Year 2009/2010 for \$135,000.00 (County Cost) – Department of Agriculture
- (12) Approval of Cooperative Service Agreement between Mendocino County and USDA/APHIS Wildlife Services (WS) – Department of Agriculture

**SUPERVISORS**

- (13) Adoption of Proclamation Recognizing March 2010, as Women’s History Month in Mendocino County – Supervisor Brown
- (14) Approval of Letter of Support for The Community Forestry Conservation Act of 2009, as Currently Submitted in Both the U.S. House of Representatives (H.R. 3302) and U.S. Senate (S. 1501); and Approval for Said Letter to be Sent to Federal Representatives – Supervisor Smith



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

**BOARD AGENDA #** 4(2)

- 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)*
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- Electronic Transmission Checklist: X Agenda Summary  Records X 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:** 02/11/10

**FROM:** Mendocino County District Attorney's Office **MEETING DATE:** 03/02/10

**DEPARTMENT RESOURCE/CONTACT:** Meredith Lintott **PHONE:** 463-4194 Present  On Call X

Consent Agenda X Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

■ **AGENDA TITLE: REQUESTING MENDOCINO COUNTY BOS APPROVAL OF SUBMITTING A RECOVERY ACT ANTI-DRUG ABUSE (ADA) ENFORCEMENT TEAM PROGRAM GRANT APPLICATION TO THE CALIFORNIA EMERGENCY MANAGEMENT AGENCY (CAL EMA) DUE ON MARCH 9, 2010 AND BOS APPROVAL OF DA SIGNATORY AUTHORITY FOR THE GRANT APPLICATION**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** N/A

■ **SUMMARY OF REQUEST:** The District Attorney's Office is requesting the Mendocino County BOS to approve submission of the Recovery Act Anti-Drug Abuse (ADA) Enforcement Team grant application to the California Emergency Management Agency (CalEMA) due March 9, 2010, and DA signatory authority for this grant application. This ADA grant is specific to funding for ADA personnel positions. This is a Recovery Act grant and is an add-on the existing ADA grant.

■ **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
California Emergency Management Agency (CalEMA)	March 1, 2010 through February 28, 2012 Grant Funding - \$286,232; no County match required	None	Yes <input type="checkbox"/> No X

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

■ **RECOMMENDED ACTION/MOTION:** Approval of Submitting the Grant Application to the California Emergency Management Agency (Cal EMA) for the Recovery Act Anti-Drug Abuse Enforcement Program. Please send three signed copies to the District Attorney's Office.

■ **ALTERNATIVES:** Denial of submission of the application for funding through the Recovery Act Anti-Drug Abuse Enforcement Program will result in forfeiture of an opportunity to fund required personnel positions to staff the Anti-Drug Abuse Enforcement Program.

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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

**BOARD AGENDA # 4 (3)**

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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**TO:** Board of Supervisors **DATE:** February 23, 2010  
**FROM:** Clerk of the Board **MEETING DATE:** March 2, 2010  
**DEPARTMENT RESOURCE/CONTACT:** Jeanine B. Nadel **PHONE:** 463-4446 Present  On Call   
Teresa Haase **PHONE:** 463-4261

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: N/A

**■ AGENDA TITLE: Approval of Agreement with Ms. Carmel Angelo to Serve as Mendocino County Chief Executive Officer Effective March 10, 2010**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** **February 9, 2010:** Mr. Tom Mitchell, Mendocino County Chief Executive Officer, resigned effective March 9, 2010; **February 22, 2010:** The Board met in Special Session to consider Public Employee Appointment – Chief Executive Officer, announcing the appointment of Ms. Carmel Angelo to serve as Chief Executive Officer effective March 10, 2010, pursuant to the terms of an agreement to be ratified on March 2, 2010.

**■ SUMMARY OF REQUEST:** On February 9, 2010, the Board announced the resignation of Mendocino County’s Chief Executive Officer, Mr. Tom Mitchell, effective March 9, 2010. In addressing the impending vacancy, the Board held a Special Session to consider the organizational structure of the Chief Executive Officer model of governance as compared to the County Administrative Officer model. Following discussion on the issue, no action was taken, and the Board adjourned to Closed Session to consider the appointment of a Chief Executive Officer. Following the Closed Session proceedings, Chair Brown announced that the Board appointed Ms. Carmel Angelo, by a unanimous vote, to the position of Chief Executive Officer, subject to the terms of an employment agreement to be approved on the Board’s March 2, 2010, agenda.

It is recommended that the Board approve the attached agreement reflecting the terms and conditions of employment.

- SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**
- 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
BU 1020	As Budgeted	\$150,000+Benefits	Yes <input type="checkbox"/> No <input type="checkbox"/>

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

**■ RECOMMENDED ACTION/MOTION:** Approval of agreement with Ms. Carmel Angelo to serve as Mendocino County Chief Executive Officer, effective March 10, 2010, authorizing the Chair to sign same.

**■ ALTERNATIVES:** None recommended.

**■ CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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**TO:** Board of Supervisors **DATE:** February 22, 2010

**FROM:** Clerk of the Board **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Kristi Furman **PHONE:** 463-4221 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: N/A

**■ AGENDA TITLE: Approval of Appointment to the Westport County Water District to Establish a Quorum Pursuant to Government Code §1780(h)(1)**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** August 29, 2006; October 7, 2008.

**■ SUMMARY OF REQUEST:** Pursuant to Government Code §1780(h)(1), the Board of Supervisors is authorized to make appointments to an elected boards under certain circumstances. Due to the lack of a quorum on the Westport County Water District Board (currently has three vacancies on the five member board), it is requested that the Board appoint a member to the District Board to establish a quorum, term to commence in consultation with the County Elections Official and County Counsel.

*1780 (h) (1) Notwithstanding any other provision of this section, if the number of remaining members of the district board falls below a quorum, then at the request of the district secretary or a remaining member of the district board, the appropriate board of supervisors or the city council shall promptly appoint a person to fill the vacancy, or may call an election to fill the vacancy.*

*(2) The board of supervisors or the city council shall only fill enough vacancies by appointment or by election to provide the district board with a quorum.*

**■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

<http://www.leginfo.ca.gov/cgi-bin/waisgate?WAIISdocID=12508629844+1+0+0&WAIISaction=retrieve>

**■ 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			Yes <input type="checkbox"/> No <input type="checkbox"/>

**■ SUPERVISORIAL DISTRICT:** 1  2  3  4  5  All  **■ VOTE REQUIREMENT:** Majority  4/5<sup>ths</sup>

**■ RECOMMENDED ACTION/MOTION:** That the Board of Supervisors appoint \_\_\_\_\_ to the Westport County Water District to establish a quorum pursuant to Government Code §1780; and further, direct the Clerk of the Board to transmit notification of this action to the Elections Office and Westport County Water District representatives.

**■ ALTERNATIVES:** Take no action, which would result in the District continuing without a quorum to conduct the business of the District.

**■ CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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

**BOARD AGENDA # 4(5)**

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**TO:** Board of Supervisors **DATE:** February 15, 2010

**FROM:** Executive Office **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Steve Dunicliff **PHONE:** 4441 Present  On Call   
**PHONE:** \_\_\_\_\_

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

**■ AGENDA TITLE: Approval of Revisions to the County of Mendocino’s Owner-Occupied Housing Rehabilitation Program Guidelines, Increasing Maximum Assistance From \$40,000 to \$70,000**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** Owner-Occupied Housing Rehabilitation Program Guidelines were originally created and approved by the Board approximately 15 years ago.

**■ SUMMARY OF REQUEST:** The County of Mendocino operates an Owner-Occupied Housing Rehabilitation Program, which is administered by the Community Development Commission of Mendocino County (CDC). A \$450,000 Community Development Block Grant (CDBG) award received by the County in 2008 has provided funding for CDC to again provide this service. The Program allows homeowners who meet CDBG criteria as members of the “Targeted Income Group” (TIG) to finance health and safety improvements to their homes, using below market interest rate (BMIR) loans. These BMIR loans are typically structured over 15 years, with fixed interest rates from 0% – 3%. CDC has recently completed two rehabs, and a third is nearly complete; all of these projects have needed the entire \$40,000 loan amount possible under the current guidelines. To provide greater flexibility in the administration of the Program, it has been determined that an increased loan amount is necessary to address more health and safety improvements in eligible homes. CDBG staff has preliminarily approved a loan limit increase to \$70,000; it is requested that the Board approves this revision so the increase can be implemented. The full Program Guidelines are available for review at the Clerk of the Board’s Office.

**■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:** N/A

**■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):**

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

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

**■ RECOMMENDED ACTION/MOTION:** Approve the revisions to the County of Mendocino’s Owner-Occupied Housing Rehabilitation Program Guidelines and increase maximum assistance from \$40,000 to \$70,000.

**■ ALTERNATIVES:** Leave the current \$40,000 limit in place. This alternative requires CDC to leave a greater number of health and safety concerns unaddressed when working with qualified homeowners.

**■ CEO REVIEW (NAME):** Steve Dunicliff **PHONE:** 463-4441

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

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



**MENDOCINO COUNTY BOARD OF SUPERVISORS**

BOARD AGENDA # \_\_\_\_\_

**ONLINE AGENDA SUMMARY**

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

Attached

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**BOARD ACTION**

Approved \_\_\_\_\_

Records Executed \_\_\_\_\_

**Date of Meeting** \_\_\_\_\_

Referred to \_\_\_\_\_

Other \_\_\_\_\_



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

**BOARD AGENDA #** 4 (6)

- 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:** February 19, 2010

**FROM:** Executive Office **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Steve Dunicliff **PHONE:** 4441 Present  On Call   
**PHONE:** \_\_\_\_\_

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

**■ AGENDA TITLE: Approval of Letter to Congressman Mike Thompson, Requesting Continued Federal Funding for the Resource Conservation and Development Council (RC&DC) Program; Authorization for Chair to Sign Same**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** N/A

**■ SUMMARY OF REQUEST:** The North Coast Resource Conservation and Development Council (NCRC&DC) is a non-profit entity that works in partnership with the USDA’s Natural Resources Conservation Service. The mission of the NCRC&DC is to “promote partnerships that will initiate, support and implement projects responsive to the needs of the people in the NCRC&DC Area, focusing on opportunities in agriculture, economic, and community development, and education.” Federal appropriations received by the Council provide funding for a Federal Coordinator; Phil Giles serves this role for the NCRC&DC. In collaboration with the Coordinator, Council members seek outside funding to address local needs as identified in area plans. Recent Council projects include a Mendocino County woody biomass assessment, financial analysis of a 15 megawatt biomass plant located near Fort Bragg, a feasibility study of a 1 megawatt biomass facility at Parlin Fork Camp, rainwater harvesting demonstration at Fort Bragg High School learning garden, and a rainwater harvesting demonstration at Talmage State Preschool family garden. Funding for the RC&DC Program has been frozen since 2003; President Obama’s fiscal year 2010-2011 budget proposal eliminates funding for the RC&DC Program. To ensure the continuation of local conservation and economic development activities, the Board is asked to approve a letter addressed to Congressman Mike Thompson, requesting continued funding of this program.

**■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:** <http://www.ncrcanddc.org/>

**■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):**

<b>FISCAL IMPACT:</b>			
Source of Funding	Current F/Y Cost	Annual Recurring Cost	Budgeted in Current F/Y
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:** Approve the letter to Congressman Mike Thompson, requesting continued Federal funding for the Resource Conservation and Development Council (RC&DC) Program, and authorize the Chair to sign same.

**■ ALTERNATIVES:** Do not approve the letter as written

**■ CEO REVIEW (NAME):** Steve Dunicliff **PHONE:** 463-4441

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

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



**MENDOCINO COUNTY BOARD OF SUPERVISORS**

BOARD AGENDA # \_\_\_\_\_

**ONLINE AGENDA SUMMARY**

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

Attached

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**BOARD ACTION**

- Approved \_\_\_\_\_
- Records Executed \_\_\_\_\_

**Date of Meeting** \_\_\_\_\_

- Referred to \_\_\_\_\_
- Other \_\_\_\_\_



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

**BOARD AGENDA # 4 (7)**

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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**TO:** Board of Supervisors **DATE:** February 10, 2010

**FROM:** Office of Emergency Services **MEETING DATE:** March 2, 2010

**DEPT RESOURCE/CONTACT:** Kyle Knopp **PHONE:** 463-4441 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

**■ AGENDA TITLE: Adoption of Resolution Ratifying the Board of Supervisors Review and Determination to Terminate the State of Emergency as Initially Declared March 24, 2009**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** Board of Supervisors adopted Resolution No. 09-069, on March 24, 2009, Declaring Local Emergency; Apr 7, 2009: Resolution No. 09-075; Apr 21, 2009: Resolution No. 09-080; May 5, 2009: Resolution No. 09-085; May 19, 2009: Resolution No. 09-100; Jun 2, 2009: Resolution No. 09-104; Jun 16, 2009: Resolution No. 09-121; Jun 23, 2009: Dual Resolutions 09-126, 09-127 for extra extension on July 7 to cover 3 week period; July 14, 2009: Resolution No. 09-143; July 21, 2009: Dual Resolutions 09-162 and 09-163 for extra extension on Aug 4 to cover 3 week period; Aug 11, 2009: Resolution No. 09-172; Aug 18, 2009: Resolution No. 09-185; Sept 1, 2009: Resolution No. 09-197; Sept 15, 2009: Resolution 09-201; Sept 22, 2009: Resolution No. 09-210; Oct 6, 2009: Resolution No. 09-221; Oct 20, 2009: Resolution No. 09-235; Nov 3: Reso No. 09-246; Nov. 10, 2009: Dual Reso 09-258 and 09-259 for extra extension on Nov 24, 2010 to cover 3 week period; Dec. 1, 2009: Reso No. 09-263; Dec. 15, 2009: Dual Reso 09-271 and 09-272 for extra extension on Dec 29 to cover 3 week period until Jan. 5, 2010: Reso No. 10-003 to extend coverage. February 2, 2010, Drought Resolution to extend coverage to March 3, 2010.

**■ SUMMARY OF REQUEST:** It is requested that the Board of Supervisors adopt the proposed resolution, to discontinue the Declaration of a State of Emergency previously declared by Mendocino County by the Board of Supervisors on March 24, 2009.

Continued...

**■ 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			Yes <input type="checkbox"/> No <input type="checkbox"/>

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

**■ RECOMMENDED ACTION/MOTION: Adopt Resolution Ratifying the Board of Supervisors Review and Determination to Terminate the State of Emergency as Initially Declared March 24, 2009**

**■ ALTERNATIVES:** Continue, by declaration, the state of local emergency.

**■ CEO REVIEW (NAME):** Carmel Angelo **PHONE:** 463-4441

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

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

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



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Continued...

The Mendocino County Water Agency having held a Work Session with the Mendocino County Board of Supervisors on February 9, 2010, has concluded that the local emergency due to drought conditions for Mendocino County could be discontinued mid February. The drought will be terminated with this resolution canceling drought conditions last authorized on February 2, 2010.

In accordance with the California Emergency Services Act, the Board of Supervisors has reviewed the need for continuing the local emergency every 30 days and adopted resolutions approving same; the last review and extension was February 2, 2009, and it has been determined during this period that the declaration be terminated effective March 2, 2010.

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**BOARD ACTION**

- Approved \_\_\_\_\_
- Records Executed \_\_\_\_\_

**Date of Meeting** \_\_\_\_\_

- Referred to \_\_\_\_\_
- Other \_\_\_\_\_



- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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- 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:** January 6, 2010

**FROM:** HHSA- Mental Health Branch **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Susana Wilson **PHONE:** 472-2336 Present  On Call   
**Branch Director Name:** Mary Elliott **PHONE:** 463-4880 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

■ **AGENDA TITLE:** Approval of Agreement with St. Helena Hospital (St. Helena) for Inpatient Psychiatric Hospitalization (Retroactive to July 1, 2009); and Authorize the Health and Human Services Agency Director to Sign Any Future Amendments to the Agreement that Do Not Affect the Maximum Allowable Amount Authorized by the Board of Supervisors - Health and Human Services Agency - Mental Health Branch

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** BOS #06-299, BOS #09-057A, BOS #08-171A

■ **SUMMARY OF REQUEST:** The Mendocino County Health and Human Services Agency Mental Health Branch is contracting with St. Helena Hospital (St. Helena) for one dedicated inpatient hospital bed between St. Helena Hospital and St. Helena Hospital Center for Behavioral Health for the residents of Mendocino County in need of these services. Rates per patient per day are \$950 when bed is occupied. When the County does not have a patient in a bed, a minimum fee of \$863.00 for the dedicated bed is assessed, unless the hospital has denied a patient. County obligation shall be reduced if hospital receives reimbursement from Medicare or any other insurance or worker’s compensation program.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **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
Medi-Cal/Managed Care/Realignment	\$358,095	\$358,095	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

■ **SUPERVISORIAL DISTRICT:** 1  2  3  4  5  All  **VOTE REQUIREMENT:** Majority  4/5<sup>ths</sup>

■ **RECOMMENDED ACTION/MOTION:** Approve and authorize the Board Chair to sign the agreement with St. Helena Hospital (St. Helena) for inpatient psychiatric hospitalization (retroactive to July 1, 2009); and authorize the Health and Human Services Agency Director to sign any future amendments to the agreement that do not affect the maximum allowable amount authorized by the Board of Supervisors – Health and Human Services Agency – Mental Health Branch

■ **ALTERNATIVES:** Instruct the Branch to seek other inpatient hospital facilities.

■ **CEO REVIEW (NAME):** Jennifer Wyatt **PHONE:** 463-4441

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

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

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



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**TO:** Board of Supervisors **DATE:** January 19, 2010

**FROM:** HHSA- Mental Health Branch **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Susana Wilson **PHONE:** 472-2336 Present  On Call   
**Branch Director Name:** Mary Elliott **PHONE:** 463-4880 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

■ **AGENDA TITLE: Approval of Agreement with St. Helena Hospital Center for Behavioral Health (Vallejo), for Inpatient Psychiatric Hospitalization (Retroactive to July 1, 2009); and Authorize the Health and Human Services Agency Director to Sign Any Future Amendments to the Agreement that Do Not Affect the Maximum Allowable Amount Authorized by the Board of Supervisors - Health and Human Services Agency - Mental Health Branch**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** BOS #07-275A, BOS #06-300

■ **SUMMARY OF REQUEST:** The Mendocino County Health and Human Services Agency Mental Health Branch is contracting with St. Helena Hospital Center for Behavioral Health (Vallejo) for one dedicated inpatient hospital bed between St. Helena Hospital Center for Behavioral Health and St. Helena Hospital for the residents of Mendocino County in need of these services. Rates per patient per day are \$914 when bed is occupied. When the County does not have a patient in a bed, a minimum fee of \$863 for the dedicated bed is assessed, unless the hospital has denied a patient. County obligation shall be reduced if hospital receives reimbursement from Medicare or any other insurance or worker’s compensation program.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **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
Medi-Cal/Managed Care/Realignment	\$274,200	\$274,200	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

■ **SUPERVISORIAL DISTRICT:** 1  2  3  4  5  All  **VOTE REQUIREMENT:** Majority  4/5<sup>ths</sup>

■ **RECOMMENDED ACTION/MOTION: Approve and authorize the Board Chair to sign the agreement with St. Helena Hospital Center for Behavioral Health (Vallejo) for inpatient psychiatric hospitalization (retroactive to July 1, 2009); and authorize the Health and Human Services Agency Director to sign any future amendments to the agreement that do not affect the maximum allowable amount authorized by the Board of Supervisors - Health and Human Services Agency - Mental Health Branch**

■ **ALTERNATIVES:** Instruct the Branch to seek other inpatient hospital facilities.

■ **CEO REVIEW (NAME):** Jennifer Wyatt **PHONE:** 463-4441

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

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

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



- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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**TO:** Board of Supervisors **DATE:** February 22, 2010

**FROM:** HHSA- Comm. Hlth. Srvcs. EFAS- WIB **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Susana Wilson **PHONE:** 472-2336 Present  On Call   
**Branch Director Name:** Stacey Cryer **PHONE:** 472-2799 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

■ **AGENDA TITLE: Approve Contract with Mendocino Private Industry Council Inc. (MPIC) in the Amount of \$697,500 to Provide Employment Services to 114 Veterans and their Eligible Spouses Beginning February 1, 2010 through June 30, 2011 - Health & Human Services Agency (HHSA)- Community Health Services, Workforce Investment Board.**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: On February 3, 2009 the Board of Supervisors approved a special project, funded with WIA, Governor Discretionary dollars, with the Mendocino Private Industry Council. (Contract #09-013)**

■ **SUMMARY OF REQUEST: The Governor and the State Workforce Investment Board asked for requests for proposals from the Local Workforce Investment areas for a project entitled Veterans Employment Assistance Program – VEAP to be funded with WIA Governor Discretionary dollars. Mendocino County has been awarded Workforce Investment Act (WIA), American Recovery and Reinvestment Act (ARRA) funds in the amount of \$750,000. Veterans and their eligible spouses will receive employment and support services to assist them in reentering civilian employment. The Mendocino Private Industry Council Inc. contract in the amount of \$697,500 will provide the services county wide in partnership with Veterans Services of the following entities: Mendocino County, Mendocino College, Employment Development Department and Department of Rehabilitation. The balance will be utilized for the administrative functions of the HHSA/WIA Administrative Unit. The project term will be February 1, 2010 through June 30, 2011.**

■ **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
State of California EDD/WIA	\$750,000	N/A	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

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

■ **RECOMMENDED ACTION/MOTION: Approve and authorize the Board Chair to sign the contract with Mendocino Private Industry Council Inc. (MPIC) in the amount of \$697,500 to provide employment services to 114 Veterans and their eligible spouses beginning February 1, 2010 through June 30, 2011 - Health & Human Services Agency (HHSA)- Community Health Services, Workforce Investment Board.**

■ **ALTERNATIVES: Do not approve the contract and request staff to RFP an alternate contractor.**

■ **CEO REVIEW (NAME):** Jennifer Wyatt **PHONE:** 463-4441

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

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

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



**MENDOCINO COUNTY BOARD OF SUPERVISORS**  
**AGENDA SUMMARY** More Information on File with Clerk of the Board

BOARD AGENDA # 4(11)

- Agenda Summaries must be submitted no later than *noon* Monday, 15 days prior to the meeting date.
- Send 14 complete sets (original, single-sided+13 copies) - Items must be cleared through appropriate departments and/or County Counsel.
- 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:** February 1, 2010

**FROM:** Department of Agriculture **AGENDA DATE:** March 2, 2010

**DEPARTMENT** Tony Linegar **PHONE:** 4208 Present  On Call   
**RESOURCE/CONTACT:**

Consent  Regular Agenda  Est. Time for Item: \_\_\_\_\_ Urgent  Routine

Email Agenda Summary and Records to [cob@co.mendocino.ca.us](mailto:cob@co.mendocino.ca.us): Transmitted  Not Applicable

■ **AGENDA TITLE: Approval of USDA Wildlife Services Annual Work Plan for Fiscal Year 2009-2010 for \$135,000.00 (County Cost)**

■ **PREVIOUS BOARD OR BOARD COMMITTEE ACTIONS:** Approval of previous work plan for Fiscal Year 2008-2009 on November 13, 2008. Approval of Fiscal Year 2009-2010 budget which includes funding for this agreement.

■ **SUMMARY:** The contract amount for Fiscal Year 2009-2010 has decreased to \$135,000 (from \$162,000) due to retirement of one Wildlife Services Specialist. This is for 30 staff months or two and one half specialists at a cost of \$54,000 (County cost) per specialist. The purpose of the program is to prevent predation to livestock, crops, and other property, and to protect public health and safety. The cost of the entire program is \$221,500 front ended.

■ **ALTERNATIVES:** Reduce the amount of the work planned thereby reducing the number of specialists.

■ **WILL PROPOSAL REQUIRE ADDITIONAL PERSONNEL?** Yes\*  Number \_\_\_\_\_ No

\*If yes, has this been through the Personnel Process? Yes  No

FISCAL IMPACT:			
Source of Funding	Current F/Y Cost	Annual Recurring Cost	Budgeted in Current F/Y
\$135,000 County General Fund. \$86,000 USDA	\$135,000 to be offset in arrears by approximately \$36,450 NCC approximately \$98,550	Approximately the same each year	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

■ **RECOMMENDED ACTION/MOTION:** Approve work plan authorizing chairman to sign all copies and issue a minute order authorizing same. Return all copies and minute order to the Department of Agriculture.

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

**BOARD ACTION** **Date of Action** \_\_\_\_\_  
 1)  Approved \_\_\_\_\_ 2)  Referred to \_\_\_\_\_  
 3)  Other \_\_\_\_\_



**MENDOCINO COUNTY BOARD OF SUPERVISORS**  
**AGENDA SUMMARY** More Information on File with Clerk of the Board

BOARD AGENDA # 4(12)

-Agenda Summaries must be submitted no later than *noon* Monday, 15 days prior to the meeting date.  
 -Send 14 complete sets (original, single-sided+13 copies) - Items must be cleared through appropriate departments and/or County Counsel.  
 -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: February 1, 2010

FROM: Department of Agriculture AGENDA DATE: March 2, 2010

DEPARTMENT Tony Linegar PHONE: 4208 Present  On Call   
 RESOURCE/CONTACT:

Consent  Regular Agenda  Est. Time for Item: \_\_\_\_\_ Urgent  Routine

Email Agenda Summary and Records to [cob@co.mendocino.ca.us](mailto:cob@co.mendocino.ca.us): Transmitted  Not Applicable

■ **AGENDA TITLE: Approval of Cooperative Service Agreement between Mendocino County and USDA\APHIS Wildlife Services (WS)**

■ **PREVIOUS BOARD OR BOARD COMMITTEE ACTIONS:** Approval of previous 5 year cooperative services agreement on December 7, 2004.

■ **SUMMARY:** In previous years we approved a contract each year. In December 2004 we approved a 5 year cooperative services agreement. We now approve only the financial work plan/budget portion each year, and the service agreement every 5 years. The purpose of the program is to prevent predation to livestock, crops, and other property, and to protect public health and safety.

■ **ALTERNATIVES:** No viable alternatives.

■ **WILL PROPOSAL REQUIRE ADDITIONAL PERSONNEL?** Yes\*  Number \_\_\_\_\_ No

\*If yes, has this been through the Personnel Process? Yes  No

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 checked="" type="checkbox"/> No <input type="checkbox"/>

■ **RECOMMENDED ACTION/MOTION:** Approve Cooperative Service Agreement authorizing chairman to sign all copies and issue a minute order authorizing same. Return all copies and minute order to the Department of Agriculture.

■ **CEO REVIEW (NAME):** \_\_\_\_\_ PHONE: 463-4441

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

**BOARD ACTION** **Date of Action** \_\_\_\_\_  
 1)  Approved \_\_\_\_\_ 2)  Referred to \_\_\_\_\_  
 3)  Other \_\_\_\_\_



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

**BOARD AGENDA # 4(13)**

- 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)
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*Note: If individual supporting document(s) exceed 25 pages each, or are not easily duplicated, please provide 7 hard-copy sets)*
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**TO:** Board of Supervisors **DATE:** February 24, 2010

**FROM:** Supervisor Brown **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Kristi Furman **PHONE:** 463-4221 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: N/A

■ **AGENDA TITLE: Adoption of Proclamation Recognizing March 2010, as Women’s History Month in Mendocino County**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** March 3, 2009, the Board of Supervisors adopted a proclamation in recognition of March as Women’s History Month in Mendocino County.

■ **SUMMARY OF REQUEST:** March is recognized nationwide as National Women’s History Month on an annual basis to honor, recognize, and celebrate the many contributions of women throughout the nation. The Board is requested to honor National Women’s History Month in Mendocino County by proclaiming March 2010, as “Women’s History Month” recognizing the history of women’s achievements and contributions to our County and throughout the nation, and to encourage participation in local events, activities, and programs, particularly the 27<sup>th</sup> Annual Women’s History Gala to be held locally on Sunday, March 14, 2010.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **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			Yes <input type="checkbox"/> No <input type="checkbox"/>

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

■ **RECOMMENDED ACTION/MOTION:** The Board of Supervisors adopts a proclamation recognizing March 2010, as Women’s History Month in Mendocino County, authorizing the Chair to sign same.

■ **ALTERNATIVES:**

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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**TO:** Board of Supervisors **DATE:** February 19, 2010

**FROM:** Supervisor Kendall Smith **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Kyle Knopp **PHONE:** 463-4441 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

■ **AGENDA TITLE:** **Approval of Letter of Support for The Community Forestry Conservation Act of 2009, as Currently Submitted in Both the U.S. House of Representatives (H.R. 3302) and U.S. Senate (S. 1501); And Further Approval for Said Letter to be Sent to Federal Representatives.**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** N/A

■ **SUMMARY OF REQUEST:** The Community Forestry Conservation Act of 2009 presents an opportunity to open up new avenues of financing for sustainable, conservation focused forestry in Mendocino County, and across the United States. This legislation would allow qualifying organizations to issue municipal bonds to purchase forest lands, so long as they are managed in a sustainable manner. Harvesting activity on lands purchased with these bonds would also be exempted from federal taxation, within the margin of a sustainable yield. Local revenues from the Timber Yield Tax are not currently imposed upon by the language of the bill in its present form.

Staff recommends your board approve this letter of support, authorize the Chair to sign, and send appropriately formatted letters to Representative Mike Thompson, Senator Barbara Boxer and Senator Dianne Feinstein.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **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:** **Approve the Letter of Support for The Community Forestry Conservation Act of 2009, as Submitted in Both the U.S. House of Representatives (H.R. 3302) and U.S. Senate (S. 1501); And Further Approve for Said Letter to be Sent to Federal Representatives.**

■ **ALTERNATIVES:** Your Board could take no action, or oppose H.R. 3302 & S. 1501.

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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

**BOARD AGENDA #** 6c

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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**TO:** Board of Supervisors **DATE:** February 22, 2010

**FROM:** Human Resources **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Teresia Haase **PHONE:** 463-4261 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

**■ AGENDA TITLE: Authorization to Fill County Staff Positions Submitted on Staffing Request Forms by Various County Departments and as Recommended by Executive Office and Human Resources.**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:**

**■ SUMMARY OF REQUEST:** Pursuant to the Board of Supervisors directive that Mendocino County Staffing Request Forms for new hires be submitted to the Board for approval, the Executive Office and Human Resources have reviewed ten (10) staffing requests for regular FTE and requests for four (4) extra help hires submitted by various County departments on the Mendocino County Staffing Request Form. The Human Resources and Executive Offices have reviewed, commented and made recommendations regarding the staffing requests and submit this information for the Board of Supervisors' review in the attached Staffing Requests Summary table.

**■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

**■ 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
See attached Table	See attached Table	See attached Table	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

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

**■ RECOMMENDED ACTION/MOTION:** It is recommended that the Board authorize filling of positions as requested by various departments as per attached summary table.

**■ ALTERNATIVES:** Do not approve recommendations and direct staff to study other options.

**■ CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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**TO:** Board of Supervisors **DATE:** February 3, 2010

**FROM:** Planning & Building Services **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Frank Lynch **PHONE:** 4281 Present  On Call   
Dusty Duley **PHONE:** 4281

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: 1 Hour

■ **AGENDA TITLE:** Discussion and possible action regarding an appeal of the Planning Commission action denying Use Permit #U 8-09 that would authorize U.S. Cellular to develop a wireless communication facility including the construction of a 60 foot tall faux water tank on property used for vineyard production, located south of Talmage.

■ **SUMMARY OF REQUEST:** The Planning Commission, after reviewing the record and taking public testimony at the November 19, 2009 meeting, voted 4-3 to deny U.S. Cellular authority to construct a wireless communication facility south of Talmage at the intersection of Ruddick-Cunningham Road (CR#205) and Gielow Lane (CR#206). Staff was directed to return with findings in consideration of this action which were formally adopted at the December 17, 2009 meeting. The primary issues focused upon were visual impacts and U.S. Cellular’s lack of assessment of alternative sites within the 267± acres Ruddick Ranch, LLC ownership where conflicts with surrounding neighborhood would be less significant. Staff notes that the three minority votes were not intended to approve the project but rather reflected those Commissioners interest in continuing the case to allow U.S. Cellular the opportunity to work with the neighborhood and property owners to find an alternative site. Staff is unaware of any attempt by the applicant to meet with neighbors and the property owners to find alternative sites.

U.S. Cellular, within their appeal letter from Agent Allen Potter, advanced their position that the Commission’s project denial violates the Telecommunication Act of 1996 believing that the denial unreasonably discriminates U.S. Cellular from providing functionally equivalent services as competing wireless providers. Further, Mr. Potter notes Section 704 (B)(II)(ii) which calls for a local government to act upon a request for a wireless services facility within a reasonable period of time once application has been filed. The application was filed on April 9, 2009 and a staff report was completed on August 24, 2009. Staff scheduled the case for the following September 16, 2009 Planning Commission meeting which at the applicant’s request was moved to the November 19, 2009 meeting. It should be noted that U.S. Cellular had previously been denied an application within the vicinity, which they did not appeal. That project would have provided the same function as the project now being considered.

Staff acknowledges that U.S. Cellular has attempted to mitigate visual impacts and concerns of Commissioners, staff and neighbors; however, based on public testimony, impacts to nearby private views will be impacted. Staff determined that impacts to public views are mitigated by the stealth design of the project finding that the general public may well be unaware of the true nature of the structure. However, staff notes that there are no similar water towers or like structures in the area. Staff is further unaware of any sincere effort on the part of U.S. Cellular to investigate another alternative site previously identified that lies within the FEMA designated floodway. While likely more challenging to develop, that project site was evidently never fully evaluated by the project

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

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



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

BOARD AGENDA # \_\_\_\_\_

applicant once the challenge was identified. The Board will need to balance the potential adverse visual impacts to private residents against the improved U.S Cellular wireless communication service.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **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:** The Board of Supervisors upholds the appeal and overturns the action of the Planning Commission, adopting a negative declaration and approves Use Permit #U 8-2009 subject to the findings and conditions found in the original staff report dated September 17, 2009 modifying the date to pay the DF&G fees found in Condition Number 27 to March 17, 2010 and changing the permit expiration date in Condition Number 34 to March 2, 2020, and finally further reducing the height of the facility to a maximum of 50 feet.

■ **ALTERNATIVE MOTION 1:** The Board of Supervisors continues the item requesting the applicant hold a neighborhood meeting to determine if feasible alternative locations exist within the Ruddick Ranch, LLC ownership where conflicts with surrounding neighborhood would be less significant.

■ **ALTERNATIVE MOTION 2:** The Board of Supervisors upholds the action of the Planning Commission and denies the appeal.

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

**BOARD ACTION**

- Approved \_\_\_\_\_
- Records Executed \_\_\_\_\_

**Date of Meeting** \_\_\_\_\_

- Referred to \_\_\_\_\_
- Other \_\_\_\_\_



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**TO:** Board of Supervisors **DATE:** January 19, 2010

**FROM:** Supervisor McCowen **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Kristi Furman **PHONE:** 463-4221 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: 30 min.

**■ AGENDA TITLE: Discussion and Possible Direction Regarding the Masonite Site Soil and Groundwater Remediation Issues and the Oversight Role of the County**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** March 17, 2009 the Board of Supervisors authorized sending a letter requesting that the Department of Toxic Substances Control assume lead agency oversight for the investigation and remediation of soil and groundwater contamination at the former Masonite site. (there were other agenda items prior to this)

**■ SUMMARY OF REQUEST:** Questions persist in the community regarding the type and extent of soil and groundwater contamination at the former Masonite site, the remediation timeline and process, and the potential that the County could assume an oversight role in the process. Accordingly, it is requested that the Board of Supervisors review and discuss issues related to soil and groundwater contamination and remediation plans at the former Masonite site, the potential oversight role of the County and give direction as determined by the Board.

Community members continue to question if a proper site characterization has been performed, citing anecdotal reports of improperly disposed of toxic substances and the absence of numerous files that were required to be filed with the Mendocino County Department of Environmental Health. Anecdotal reports attributed to former employees maintain that barrels of toxic substances were buried on site. It has been suggested that outreach could be done to solicit information from former employees on an anonymous or confidential basis in an effort to determine areas that should be investigated more thoroughly. In place of the missing files it has been suggested that more effort could be made to test for chemicals known to be present at other west coast Masonite plants.

Remediation and soil removal at the Masonite ponds has been proceeding and there are plans to complete the process and level the ponds, which will require clearance from Air Quality and a grading permit. Issues have been raised concerning characterization of the ponds and the possibility of exposure to contaminants from soil removal and site grading.

Questions have also been raised regarding the County's ability to provide oversight, require additional testing and bill the responsible party for the cost of doing so, instead of merely approving permits related to discrete tasks. Accordingly, it is requested that staff provide information regarding the legal authority for staff to provide oversight and to be reimbursed for any costs incurred. It is further requested that the Board determine and give direction regarding the appropriate level of staff oversight.

**■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

**■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):**

<b>FISCAL IMPACT: None anticipated.</b>			
Source of Funding	Current F/Y Cost	Annual Recurring Cost	Budgeted in Current F/Y
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:** Discuss soil and groundwater remediation issues at the former Masonite site, the potential oversight role of County staff and give direction as determined by the Board.

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

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



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**TO:** Board of Supervisors **DATE:** February 11, 2010

**FROM:** Supervisor Brown **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Kristi Furman **PHONE:** 463-4221 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: N/A

■ **AGENDA TITLE: Discussion and Possible Action Regarding Establishing a Board Policy Related to Requests for Letters of Opposition or Support Regarding the Parole of Convicted Criminals**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: February 2, 2010:** Board direction to schedule a policy discussion regarding requests for letters of parole for a future Board Meeting.

■ **SUMMARY OF REQUEST:** The Board of Supervisors occasionally receives letters from County criminal justice departments or other agencies requesting that a letter opposing or supporting the parole of a convicted criminals be submitted to a Parole Board. These requests have traditionally been presented for approval by the full Board at a regularly scheduled Board Meeting. During the February 2, 2010, Board Meeting, it was noted that a policy regarding the management of such parole requests needs to be established.

As directed by the Board, attached is a draft policy for the Board's consideration. Notification of the policy discussion has been provided to the District Attorney's Office, Public Defender's Office, Sheriff's Office, and Probation Department.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **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			Yes <input type="checkbox"/> No <input type="checkbox"/>

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

■ **RECOMMENDED ACTION/MOTION:** The Board of Supervisors adopts a policy related to requests for letters of opposition to or support for the parole of convicted criminals.

■ **ALTERNATIVES:** Take no action, refer to the Criminal Justice Committee for development of a policy related to requests for letters opposing or supporting the parole of convicted criminals, or revise the policy as presented to be discussed at a future meeting of the Board of Supervisors.

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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**TO:** Board of Supervisors **DATE:** February 25, 2010

**FROM:** Supervisor Brown **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Kristi Furman **PHONE:** 463-4221 Present  On Call

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: 10 min.

**■ AGENDA TITLE: Approval of Letter in Opposition to the Parole of Gregory Beck**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** The Board transmits letters as necessary on the recommendations of the District Attorney’s Office to oppose the parole of convicted criminals. February 2, 2010: Board approval of letters of opposition and direction to schedule policy discussion regarding future requests.

**■ SUMMARY OF REQUEST:** The Board of Supervisors is requested by the District Attorney’s Office to transmit a letter opposing the parole of Gregory Beck, who was sentenced to life in prison for Torture and Assault with Caustic Chemicals for pouring lighter fluid on his cohabitant and setting her on fire, causing her to be severely burned over much of her body. The victim is permanently disabled, disfigured, and in a convalescent home.

The District Attorney’s Office believes that Gregory Beck poses a continued threat to the safety of our community.

- SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**
- 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			Yes <input type="checkbox"/> No <input type="checkbox"/>

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

**■ RECOMMENDED ACTION/MOTION:** Approve letter of opposition regarding the parole of Gregory Beck, authorizing the Chair to sign same.

**■ ALTERNATIVES:** Take no action.

**■ CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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

**BOARD AGENDA # 8a**

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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**TO:** Board of Supervisors **DATE:** February 24, 2010

**FROM:** Clerk of the Board **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Greg Giusti **PHONE:** 463-4495 Present  On Call   
Kristi Furman **PHONE:** 463-4221

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: 15 min.

**■ AGENDA TITLE: Quarterly Presentation of Informational Report by Mr. Greg Giusti, Forest Advisor, Regarding the Status of Forests in Mendocino County, Emerging Issues, and Projects of Interest**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: December 1, 2009:** Informational report and Board direction to schedule quarterly reports.

**■ SUMMARY OF REQUEST:** The Mendocino County Forest Council Forest Advisor, Greg Giusti, will present a brief verbal report (quarterly report) to the Board of Supervisors on the “state of Mendocino County forests”. Mr. Giusti’s report will contain an overview of volume inventories, reference any emerging forestry issues, review economic trends and forecasts, and highlight projects of interest to the citizens of Mendocino County.

- SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**
- 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			Yes <input type="checkbox"/> No <input type="checkbox"/>

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

**■ RECOMMENDED ACTION/MOTION:** Accept the informational report and provide direction on any follow-up actions warranted.

**■ ALTERNATIVES:** Identify an alternate means of receiving the informational report.

**■ CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



- 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 14 complete sets (original, single-sided+13 copies) – Items must be signed-off by appropriate departments and/or County Counsel
- Transmittal of electronic Agenda Summaries and associated records must be emailed to: [bosagenda@co.mendocino.ca.us](mailto:bosagenda@co.mendocino.ca.us)
- Electronic Agenda Transmission Checklist:  Agenda Summary  Records  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:** February 12, 2010

**FROM:** Board of Retirement **MEETING DATE:** March 2, 2010

**DEPARTMENT RESOURCE/CONTACT:** Jim Andersen **PHONE:** 4328 Present  On Call   
Jennifer Wyatt **PHONE:** 4441

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: \_\_\_\_\_

**■ AGENDA TITLE: PRESENTATION OF RETIREMENT SYSTEM ACTUARIAL STUDY AND ADOPTION OF RETIREMENT SYSTEM RATES FOR FISCAL YEAR 2010/11.**

**■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** Actuarial reports are submitted annually for acceptance and approval of contribution rates by the Board of Supervisors.

**■ SUMMARY OF REQUEST:** The firm of Buck Consultants prepared an actuarial study of the Mendocino County Employees' Retirement Association as of June 30, 2009 (included). The study is being presented to the Board of Supervisors with a recommendation from the Retirement Board (GC Section 31453 (a)) to set the employer rates for fiscal year 2010/11 as computed and recommended by the actuary.

The employer rate recommendation contained within the study (13.25%) was calculated for the period ending June 30, 2009. As of December 31, 2009, the system's asset values have appreciated from \$271,188,485 to \$293,617,669, or roughly \$22.4 million. Asset values since December 31, 2009 have remained somewhat static, and there is continued uncertainty as to what will happen regarding global and national economic recovery during the balance of the fiscal year, thereby affecting the value of assets and actuarial calculations for the next cycle. The specific actuarial assumptions and practices, and the impacts on rates, will be presented to and discussed with the Board of Supervisors.

**■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

**■ 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
County, Courts, Cemetery District	Estimated to be \$9,571,000 gross cost.	NA	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

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

**■ RECOMMENDED ACTION/MOTION:** Approve actuarial report and adopt the Retirement Board's recommended retirement system contribution rates.

**■ ALTERNATIVES:** Government Code Section 31454 (a) states that the Board of Supervisors shall "adjust ... rates of contributions of members, and county and district appropriations in accordance with (emphasis added) the recommendation of the board (of retirement)..."

**■ CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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



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

BOARD AGENDA # 8c

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
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TO: Board of Supervisors DATE: February 1, 2010

FROM: Dept. of Agriculture MEETING DATE: March 2, 2010

DEPARTMENT RESOURCE/CONTACT: Tony Linegar PHONE: 4208 Present  On Call   
 PHONE: \_\_\_\_\_

Consent Agenda  Regular Agenda  Noticed Public Hearing  Time Allocated for Item: 40  
minutes

■ **AGENDA TITLE: Informational Presentation by USDA Wildlife Services**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: None**

■ **SUMMARY OF REQUEST: Jim Shuler, Northern California District Supervisor for USDA Wildlife Services will make a presentation about USDA Wildlife Specialists and the services they provide to Mendocino County.**

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: None**

■ **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: Receive presentation and ask questions.**

■ **ALTERNATIVES:**

■ **CEO REVIEW (NAME):** \_\_\_\_\_ **PHONE:** 463-4441

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

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

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