

CARRE BROWN  
First District

JOHN MCCOWEN  
Second District  
Vice-Chair

JOHN PINCHES  
Third District

KENDALL SMITH  
Fourth District  
Chair

DAN HAMBURG  
Fifth District

CARMEL J. ANGELO  
Chief Executive Officer/Clerk of the Board

JEANINE B. NADEL  
County Counsel

# MENDOCINO COUNTY BOARD OF SUPERVISORS

## AGENDA MARCH 22, 2011 – 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)

**Noticed Public Hearing:**  
**Discussion and Possible Action Regarding Adoption of Resolution Confirming the Fiscal Year 2011/2012 Annual Report of the Mendocino County Lodging Business Improvement District (BID) Thereby Levying an Annual Assessment for the BID in Fiscal Year 2011/2012**  
(9:30 a.m. - See Item No. 5c)

**Noticed Public Hearing:**  
**Discussion and Possible Action Regarding Adoption of Resolution Authorizing Submittal of an Application to the Community Development Block Grant (CDBG) Program for an Economic Development Allocation, California Community Economic Enterprise Fund, Microenterprise Technical Assistance Grant of \$500,000; Authorization to Sign the Application and any Grant-Related Documents**  
(9:30 a.m. - See Item No. 5d)

**Presentation of Retirement System Actuarial Study, Actuarial Audit Findings and Recommendations, Future Actuarial Services, and Adoption of Retirement System Rates for Fiscal Year 2011/12**  
(Approximately 10:00 a.m. - See Item No. 8a)

**Adjourn to Closed Session**  
(Approximately 11:30 a.m. - Followed by Lunch Recess)

**Reconvene for Afternoon Session & Report Out from Closed Session**  
(Approximately 1:30 p.m.)

**Noticed Public Hearing:**  
**Beilenson Hearing for Suspension of Family Planning Services and Treatment for Sexually Transmitted Infection Services at the Ukiah and Willits Clinics Provided through Community Health Services**  
(3:00 p.m. - See Item No. 6d)

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 March 15, 2011 – Board Meeting
- Approval of Minutes of March 15, 2011 – Board Workshop

### 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

- (a) Chief Executive Officer Reports
- (b) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform
- (c) *Noticed Public Hearing – 9:30 a.m.:* Discussion and Possible Action Regarding Adoption of Resolution Confirming the Fiscal Year 2011/2012 Annual Report of the Mendocino County Lodging Business Improvement District (BID) Thereby Levying an Annual Assessment for the BID in Fiscal Year 2011/2012
- (d) *Noticed Public Hearing – 9:30 a.m.:* Discussion and Possible Action Regarding Adoption of Resolution Authorizing Submittal of an Application to the Community Development Block Grant (CDBG) Program for an Economic Development Allocation, California Community Economic Enterprise Fund, Microenterprise Technical Assistance Grant of \$500,000; Authorization to Sign the Application and any Grant-Related Documents

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

- (a) Department of Transportation – Director's Reports (*March 15 and March 22, 2011*)
- (b) Presentation of Report Regarding Applicability of the "Sunnyvale Model" to Mendocino County; Discussion and Possible Action Related to Implementation of Permitting and Customer Service Process Enhancements in Mendocino County – Sponsoring Departments: Health and Human Services Agency, Planning and Building Services, and Transportation
- (c) Informational Updates from the Health and Human Services Agency Director and the Sheriff on Deficit Reduction Strategies as Requested by the Board of Supervisors
- (d) *Noticed Public Hearing – 3:00 p.m.:* Beilenson Hearing for Suspension of Family Planning Services and Treatment for Sexually Transmitted Infection Services at the Ukiah and Willits Clinics Provided through Community Health Services (CHS) – Sponsoring Department: Health and Human Services Agency



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

- (a) Supervisors Reports – Assigned Boards, Councils & Commissions / Other Meetings Attended
- (b) Standing Committees – Chair Reports
- (c) Ad-Hoc Committee Reports
- (d) Discussion and Possible Action Regarding the Formation of an Ad Hoc Committee to Work with the Mendocino County Sheriff and the Mendocino County Chief Executive Officer on Selecting and Hiring a Consultant to Review the Sheriff's Office for Department Efficiencies and Effectiveness. – Sponsor: Supervisor Brown

**ITEM NO. 8 – MISCELLANEOUS**

- (a) Presentation of Retirement System Actuarial Study, Actuarial Audit Findings and Recommendations, Future Actuarial Services, and Adoption of Retirement System Rates for Fiscal Year 2011/12 – Retirement Board
- (b) Discussion Regarding Letter Received from the Mendocino County Employee's Retirement Association (MCERA) Regarding Actuarial Data and Pension Liability – Sponsor: Supervisor Smith

**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)*

**ITEM NO. 11 – CLOSED SESSION**

- (a) Sitting as the IHSS Public Authority Governing Board: Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – Agency Negotiators: Carmel J. Angelo, Teresia Haase, Stacey Cryer, MaryLou Leonard, Susan Era, and Fran Buchanan; Employee Organization(s): IHSS Providers
- (b) Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – Agency Negotiators: Carmel J. Angelo, Teresia Haase, Meredith Ford, and Rick Haeg; Employee Organization(s): All
- (c) Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation – Museum Director (Interim)
- (d) Pursuant to Government Code Section 54956.9 – Conference with Legal Counsel – Existing Litigation: Derek Webb v. County of Mendocino, et al; Mendocino County Superior Court Case No. SCUJ-CVG-10-56352

**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 1010.*

- (a) United States Department of Agriculture (USDA) Request for Comments Regarding its Request for State Off-Highway Vehicle (OHV) Grant Funding for the Current Grants and Cooperative Agreements Cycle. Proposed Projects for which the USDA is Seeking Input Include: Ground Operations - Funding of Ongoing Facility Maintenance for the Infrastructure Supporting the Mendocino National Forest's World-Class OHV Program, as well as Funding for Trail Maintenance Activities; Restoration - Funding the Close and Repair of Unauthorized Trails within the 8,000 Acre Goat Mountain Area of the Grindstone Ranger District; Planning -



Development of Planning Grant for Submittal with this Funding Request. This Grant will Provide Design, Layout, and Environmental Review Associated with Reroute of Trail 44 (Auk Auk Ridge) Away from Private Lands; Law Enforcement - One Year of Law Enforcement Funding Assistance to Supplement Ongoing OHV Management Operations; Preliminary Grant Applications as well as Instructions for Viewing and Commenting on Grant Applications may be Found Online at [www.ohv.parks.ca.gov](http://www.ohv.parks.ca.gov); Questions Regarding the Cooperative Agreement Applications or the Off-Highway Motor Vehicle Recreation Program on the Mendocino National Forest, Please Contact Forest Recreation Officer Tricia Christofferson at (530) 934-1167

- (b) State of California Fish and Game Commission Notice of Receipt of Amended Petition to List the American Pika (*Ochotona Princeps*) as a Threatened Species; Interested Parties may Contact Dr. Eric Loft, Wildlife Branch, Department of Fish and Game, 1812 Ninth Street, Sacramento, CA 95811, or Telephone (916) 445-3555 for Information on the Petition or to Submit Information to the Department Relating to the Petitioned Species

**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 1010. 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 1010
- 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 1010. 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*



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The following items are recommended for approval:

**CRIMINAL JUSTICE**

- (1) Adoption of Proclamation Recognizing Victims' Rights Week April 10 – 16, 2011 – District Attorney
- (2) Authorization of Layoff of One (1) FTE Office Services Supervisor Position from Budget Unit 2310 at the End of the 2010/2011 Fiscal Year (June 30, 2011) – Sheriff
- (3) Authorization of the Mendocino County Sheriff's Office to Submit an Application to the State of California, Department of Parks and Recreation, Off-Highway Vehicle Grant in the Amount of \$79,797 with an Additional \$27,175 (In Kind) from the Mendocino County Sheriff's Office; Authorization of Board Chair to Sign Corresponding Resolution; Authorization of the Sheriff to Sign any Subsequent Agreements, Amendments and/or other Required Documentation; and Authorization of Acceptance of Awarded Amount, and the Designation of Sheriff Allman as the County's Authorized Agent for this Grant – Sheriff

**GENERAL GOVERNMENT**

- (4) Adoption of Resolution Exempting the Mendocino-Little River Cemetery District from the Annual Audit Requirement and Instead Establishing a Biennial Audit Requirement Pursuant to Government Code Section 26909(b) – Auditor-Controller
- (5) Approval of Letter of Support for AB 384 (Chesbro) – Executive Office
- (6) Approval of Nominations to the California Coastal Commission's North Coast Region Vacancy – Executive Office

**HEALTH AND HUMAN SERVICES**

- (7) Approval of Amendment to Agreement No. PH-10-023 with Mendocino Coast Clinics, Inc., Increasing the Total Contract Amount by \$32,982, from \$37,500 to a Maximum Total of \$70,482 for Case Management and Wraparound Services for AT HOME Clients, and to Receive Reimbursement for Additional Grant Related Mileage – Health and Human Services Agency/Adult and Older Adult System of Care
- (8) Authorization of Health and Human Services Agency Community Health Services to Accept the Sustainable Communities Planning Grant and Incentive Program Award in the Amount of \$461,340 – Health and Human Services Agency/Community Health Services
- (9) Authorization of Health and Human Services Agency to Submit a Renewal Application for a \$50,000 Grant to Substance Abuse and Mental Health Services Administration (SAMHSA) for the Stop Act Grant – Health and Human Services Agency/Community Health Services
- (10) Authorization of Health and Human Services Agency to Submit a Renewal Application for a \$123,588 Grant to California Office of Traffic Safety – Health and Human Services Agency/Community Health Services



**HEALTH AND HUMAN SERVICES – CONTINUED**

- (11) Authorization for Health and Human Services Agency to Submit a Renewal Application for a \$125,000 Grant to Substance Abuse and Mental Health Services Administration (SAMHSA) – Health and Human Services Agency/Community Health Services

**PUBLIC RESOURCES**

- (12) Approval of Amended Action on Rezone #R 3-2007 (Delamotte) Previously Approved by the Board of Supervisors September 9, 2008, Certified and Amended by the Coastal Commission on February 11, 2010 and Tentatively Accepted the Coastal Commission Action at the June 22, 2010 Meeting by the Board of Supervisors to Rezone Property from Forestland-160 (FL-160) to Timber Production-160 (TP-160), within the Coastal Zone – Planning and Building Services
- (13) Approval of Coastal Development Permit – Planning and Building Services  
CDP 26-2009 – Richard and JoAnn Parkin (Owners/Applicants) Howard Curtis, AIA (Agent)  
LOCATION: In the Coastal Zone, Approximately 1.5 Miles North of Gualala, on the Northeast Side of Highway One, Approximately 250 Feet South of its Intersection with Glennen Drive (CR 534) at 37121 Glennen Drive (APN 144-170-08).  
REQUEST: Construct “Row and Field Crops” Developments Including a 715 Sq. Foot Garden Storage Building and Attached 475 Sq. Foot Atrium and Hot House, for a Total Structure Size of 1190 Sq. Feet. Associated Development Includes a Production Well, 5,000 Gallon Water Storage Tank, Driveway, and Connected to Utilities.
- (14) Adoption of Resolution Supporting Funding Application for Preparation of a Feasibility Study for Orchard Avenue Extension and Designating the Director of Transportation as County’s Authorized Agent for the Applicable Caltrans Transportation Planning Grant (Ukiah Area) – Transportation

**SUPERVISORS**

- (15) Approval of Letter to the United States Postal Service Requesting Documentation Supporting the Recommendation to Relocate the Ukiah Main Post Office and to Disclose Plans that May Result in Recommendations to Close, Consolidate or Relocate other Post Offices in Mendocino County – Supervisors Brown and McCowen
- (16) Adoption of Proclamation Recognizing and Honoring Cyndi Montesonti, Upon her Retirement, for Thirty Three Years of Service to Mendocino County – Supervisor Smith