

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

AUGUST 2, 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 No. 5)

Televised
Board Meetings
(See Page No. 5)

Open Session
(9:00 a.m.)

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

***Presentation on the Impacts of ABx1 26 and ABx1 27,
Discussion and Possible Action to Introduce and
Waive the Reading of an Ordinance Providing for the
Reinstatement and Continuation of the Powers of the
Redevelopment Agency of the County of Mendocino***
(Approximately 9:15 a.m. - See Item No. 5c)

Adjourn to Closed Session
(Approximately 11:00 a.m. - Followed by Lunch Recess)

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

***Noticed Public Hearing:
Review of the
Final Environmental Impact Report (FEIR) and
Ukiah Valley Area Plan (UVAP) Documents,
Certification of the FEIR and Adoption of the UVAP,
Findings and Considerations, and Statement of Overriding
Considerations by Resolution***
(1:30 p.m. - See Item No. 8a)

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 July 26, 2011

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 Executive Office for additional information.

ITEM NO. 5 – COUNTY EXECUTIVE OFFICE MATTERS

- (a) Chief Executive Officer's Report
- (b) Discussion and Possible Action Including Review, Adoption, Amendment, Consideration or Ratification of Legislation Pursuant to the Adopted Legislative Platform
- (c) Presentation on the Impacts of ABx1 26 and ABx1 27, Discussion and Possible Action to Introduce and Waive the Reading of an Ordinance Providing for the Reinstatement and Continuation of the Powers of the Redevelopment Agency of the County of Mendocino

ITEM NO. 6 – DEPARTMENTAL MATTERS AND REPORTS

- (a) Department of Transportation – Director's Report
- (b) General Services Agency – Director's Mid-Year Report

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

ITEM NO. 8 – MISCELLANEOUS

- (a) *Noticed Public Hearing – 1:30 p.m.:* Review of the Final Environmental Impact Report (FEIR) and Ukiah Valley Area Plan (UVAP) Documents, Certification of the FEIR and Adoption of the UVAP, Findings and Considerations, and Statement of Overriding Considerations by Resolution – Sponsoring Department: Planning and Building Services

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 Executive Office for information on specific categorical areas and District vacancies, or visit our website at: www.co.mendocino.ca.us/bos

- (a) Air Quality Management District Hearing Board (Various) (7)
- (b) Alcohol and Drug Abuse Advisory Board (Member) (1)
- (c) Building Appeals Board (Various) (7)
- (d) Cemetery District of Fish Rock (Directors) (1)
- (e) Cemetery District of Hopland (Director) (1)
- (f) Cemetery District of Westport-Ten Mile (Director) (1)
- (g) Commission on the Status of Women (Under Review) (12)
- (h) County Commission on Medical Care (Public Representative) (1)
- (i) Grievance Appeals Committee (Various) (3)
- (j) Gualala Municipal Advisory Council (Alternate) (3)
- (k) Health and Human Services Agency Advisory Board (Education and Community) (6)
- (l) Indian Gaming Local Community Benefit Committee (Under Review) (3)
- (m) In-Home Supportive Services (IHSS) Advisory Committee (Current/Former HHSA Recipient) (7)
- (n) Laytonville Area Municipal Advisory Council (Members and Alternate) (4)
- (o) Mendocino County Archaeological Commission (Native American and Alternates) (3)
- (p) Mendocino County Forest Council (Public Members) (4)
- (q) Mendocino County Museum Advisory Board (3rd and 5th Districts) (2)
- (r) Mental Health Board (1st,2nd,3rd,5th District Consumers) (4)
- (s) Mendocino Historical Review Board (Member) (2)
- (t) Policy Council on Children and Youth (Various) (16)
- (u) Workforce Investment Board (Various) (9)

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, Stacey Cryer, MaryLou Leonard, 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, Meredith Ford, and Rick Haeg; Employee Organization(s): All
- (c) Pursuant to Government Code Section 54956.9c – Conference with Legal Counsel – Initiation of Litigation: One Case
- (d) Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation – Public Defender

ITEM NO. 12 – COUNTY COUNSEL

ITEM NO. 13 – COMMUNICATIONS RECEIVED AND FILED

Communications received and filed are retained by the Executive Office throughout the Board proceedings. To review items described in this section, please contact the Executive Office in Room 1010.

- (a) State of California Fish and Game Commission, Notice of Change of Date of Discussion and/or Adoption Hearing for: Sections 300, 311, and 472, Title 14, Re: Resident & Migratory Upland Game Hunting, *Discussion and Possible Adoption of Proposed Changes*; Section 502, Title 14, Re: Migratory Game Bird (Waterfowl) Regulations for 2011-2012, *Discussion and Possible Adoption of Proposed Changes*; Sections 2.10, 7.50(b)(1), 27.65 and 29.80, Title 14, Re: Sport Fishing for 2011-2012, *Discussion and Possible Adoption of Proposed Changes*; Sections 671.1, 671.8 and 703, Title 14, Re: Inspection of Facilities for Restricted Species, *Discussion and Possible Adoption of Proposed Changes*; Sections 163 and 164, Title 14, Re:

**ITEM No. 13 – COMMUNICATIONS RECEIVED AND FILED – CONTINUED**

Harvest of Herring and Herring Eggs, *Discussion of Proposed Changes (Adoption Scheduled for September 15, 2011 Meeting in Redding)*; the Above-Referenced Rulemakings, Originally Scheduled for August 4, 2011, will be Heard on August 3, 2011, at the State of California Resources Agency Building Auditorium, 1416 Ninth Street, Sacramento, California, at 8:30 a.m.; the Public may Present Oral Comments at the Meeting, or may Send Comments by Mail to the Address Above, or by Email to fgc@fgc.ca.gov(b) State of California Fish and Game Commission, Notice of Proposed Regulatory Action Relative to Sections 163 and 164, Title 14, California Code of Regulations, Relating to the Commercial Herring Fishery; Notice is Given that Any Person Interested May Present Statements, Orally or in Writing, at a Hearing to be Held at the State of California Resources Agency Building Auditorium, 1416 Ninth Street, Sacramento, California, on Thursday, August 4, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Additionally, Any Person Interested may Present Statements, Orally or in Writing, at a Hearing to be Held at the Red Lion Hotel, 1830 Hilltop Drive, Redding, California; Written Comments Mailed, Faxed, or Emailed to the Commission Office, Must be Received Before 5:00 p.m. on September 12, 2011; All Comments Must be Received No Later Than September 15, 2011, at the Hearing in Redding; Written Comments may be Sent to Jon K. Fisher, Deputy Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, or by Fax to (916) 653-5040, or by Email to 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 10 copies to the Executive Office, 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 10 copies to the Executive Office, 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
- A copy of the Agenda Packet is available for public review in the Executive 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
- 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

ANNOUNCING EXPANDED ONLINE INFORMATION

- **LIVE WEB STREAMING OF BOARD MEETINGS:** www.mendocinoaccess.org Requires Windows Media Player Version 9. For technical assistance please contact Mendocino Access 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

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) Approval of Budget Transfers in the Amount of \$67,958 from Interoperable Emergency Communications Grant (IECGP) Funds, \$11,569 from Asset Forfeiture Funds, and \$11,250 from Public Health Budget Unit 4016, to Assist in the Purchase and Installation of Two (2) Law Enforcement and Three (3) Emergency Medical Service Repeaters/Receivers – Sheriff

GENERAL GOVERNMENT

- (2) Approval of Extension of Agreement with Court Appointed Special Advocate of Mendocino County (CASA) for Advocacy Services – Collections
- (3) Authorization of the Discharge from Accountability, the Accounts with Debt Over 10 Years Old or Determined Non-Collectible, Comprised of Fines, Penalties, Fees, and Assessments, as the Cost of Recovery Exceeds that of Collection – Collections
- (4) Adoption of Resolution Authorizing Submittal of a \$700,000 Application to the California State Department of Housing and Community Development (HCD) for Funding Under the Home Investment Partnerships (HOME) Program; Further Authorizing the Execution of a Standard Agreement and Other Documents Necessary to Participate in the Program – Executive Office
- (5) Approval of Modification to the Board of Supervisors 2011 Master Meeting Schedule, Adding an Additional Board of Equalization Meeting – Executive Office
- (6) Approval of Waiver of Board Policy Regarding the Professional Training Requirement for the Alternate Member Position to the Mendocino County Archaeological Commission, and the Appointment of Ms. Lois Lockart to the Archaeological Commission – Executive Office
- (7) Approval of Waiver of Board Policy Regarding the Registered Voter Requirement for the Appointment to the Workforce Investment Board (WIB), and Appointment of Ms. Ann Everett-Contronco to the Workforce Investment Board – Executive Office
- (8) Approval of Agreement with HealthyRoads, Inc. in the Amount Not to Exceed \$137,475 Annually, to Provide Wellness Services in Conjunction with the County's Current Wellness Program to Employees and Non-Medicare Eligible Retirees; and Establishment of Monitoring/Reporting System of Wellness-Based Incentives to the County's Health Plans Effective July 1, 2011 – Human Resources
- (9) Acceptance of the June 30, 2011, Report of Mendocino County Pooled Investments – Treasurer-Tax Collector

HEALTH AND HUMAN SERVICES

- (10) Approval of Agreement with Elaine Buxton, FNP, in the Amount of \$120,000, to Provide Medication Monitoring Services in the Ukiah, Willits and Fort Bragg Area for Mental Health Clients in Fiscal Year 2011/2012 – Health and Human Services Agency/Mental Health Services
- (11) Approval of Agreement with John Garratt, MD, in the Amount of \$98,800, to Provide Psychiatric Services in Ukiah and Fort Bragg in Fiscal Year 2011/2012 – Health and Human Services Agency/Mental Health Services



SUPERVISORS

- (12) Adoption of Proclamation Honoring Carl Stenberg in His Retirement from the Health and Human Services Agency (HHSA) of Mendocino County, Veterans Services – Supervisor Smith
- (13) Adoption of Resolution Pursuant to CalTrans/California Highway Patrol's Joint Policy Guidelines for Special Events on State Conventional Highways in Order to Obtain a Permit from Caltrans for the Elk Volunteer Fire Department's "Great Day in Elk" Parade, to be Held in Elk, California, on Saturday, August 20, 2011 – Supervisor Hamburg
- (14) Approval of Letter of Support Endorsing the Broadband Alliance of Mendocino County (BAMC) Joining Redwood Coast Connect (RCC) – Supervisor Hamburg
- (15) Approval of Letter of Support for SB 668 (Evans); Creating a Means for Public Agencies and Non-Profit Organizations to Replace State Contributions to Counties Allowing Continuation of the Williamson Act Subvention Program – Supervisor Smith
- (16) Approval of Letter of Support for the Brooktrails Fire Department's Grant Application to the Assistance to Firefighters Grant (AFG) Program – Supervisor Pinches