

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

FEBRUARY 15, 2011 – 9:00 A.M.

BOARD WORKSHOP & REGULAR BOARD SESSION

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)

Convene Board Workshop

*(9:00 a.m. Farm Advisor/Agriculture Conference Room
890 North Bush Street, Ukiah
See Separate Board Workshop Agenda)*

Adjourn to Closed Session

(Approximately 11:30 a.m. – Followed by Lunch Recess)

Reconvene in Board Chambers for Afternoon Session & Report Out from Closed Session

(1:30 p.m.)

Convene as the Air Quality Management District for Noticed Public Hearing

(1:30 p.m. – See Page No. 7)

Reconvene as the Board of Supervisors

(Immediately Following the Above-Referenced Item)

Discussion and Possible Action Regarding the Second Quarter Mid-year Budget Report on the Status of County Departmental Budgets for Fiscal Year 2010/2011

(Approximately 1:45 p.m. - See Item No. 5c)

Discussion and Possible Action Regarding Update on State Mandated Process of Developing a Final Plan to Adjust District Boundaries for the County of Mendocino

(Approximately 3:30 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

- 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 January 25, 2011 – Board Meeting
- Approval of Minutes of January 25, 2011 – Special Meeting (Board Workshop)
- Approval of Minutes of February 1, 2011 – Board Meeting

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) *Timed Item – 1:45 p.m.:* Discussion and Possible Action Regarding the Second Quarter Mid-year Budget Report on the Status of County Departmental Budgets for FY 2010/2011
- (d) Discussion and Possible Action Including Adoption of Resolution Amending the Position Allocation Table for the Mendocino County Sheriff's Office Authorizing the Elimination of Positions

ITEM NO. 6 – DEPARTMENTAL MATTERS AND REPORTS

- (a) Department of Transportation – Director's 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) *Timed Item – 3:30 p.m.:* Discussion and Possible Action Regarding Update on State Mandated Process of Developing a Final Plan to Adjust Supervisorial District Boundaries for the County of Mendocino – Sponsoring Departments: County Counsel, Executive Office, Assessor/Clerk-Recorder, Planning and Building Services, and General Services Agency/Information 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

- (a) Air Quality Management District (*See Page 7 for Separate Agenda*)



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

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 – Agricultural Commissioner (*Continued from January 25, 2011*)
- (d) Pursuant to Government Code Section 54956.8 – Conference with Real Property Negotiator – Property: APN: 10815007; 10815008; 10816007; 10817001; 10818102; 10818110; 10818111; 10818201; and 10818206; Physical Address: Wente Lake; Parties: San Francisco Bay Area Council, Boy Scouts of America; Agency Negotiators: Carmel J. Angelo; Under Negotiation: Terms of Lease

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) State Water Resources Control Board, Division of Water Quality Notice of Public Hearing and Subsequent Board Meeting to Consider Adoption of Proposed Amendments to the Water Quality Control Plan for Enclosed Bays and Estuaries of California, Part 1, Sediment Quality Objectives: Public Hearing to be Conducted on Monday, April 4, 2011, at 10:00 a.m., Joe Serna Jr./Cal-EPA Headquarters Building, Sierra Hearing Room, 1001 I Street, Second Floor, Sacramento, CA 95814. The State Water Board will Consider Adopting the Proposed Amendments on Wednesday, April 6, 2011, at 9:00 a.m., Joe Serna Jr./Cal-EPA Headquarters Building, Coastal Hearing Room, 1001 I Street, Second Floor, Sacramento, CA 95814. The Proposed Amendments to the Plan and the Accompanying Draft Staff Report may be Obtained Via the State Water Board Website at: http://www.waterboards.ca.gov/water_issues/programs/bptcp/sediment.shtml, or by Contacting Chris Beegan at cbeegan@waterboards.ca.gov, or (916) 341-5577. Interested Persons or Parties are Encouraged to Submit their Comments in Writing. In Order to be Fully Considered by the State Water Board Prior to the Public Hearing and Subsequent Meeting, Written Comments must be Received by 12:00 Noon on Tuesday, March 15, 2011. Please Indicate in the Subject Line: "Comment Letter – Sediment Quality Objectives Amendment." Comments may be Mailed to: Jeanine Townsend, Clerk to the Board, State Water Resources Control Board, 1001 I Street, 24th Floor, Sacramento, CA 95814, or by E-mail to commentletters@waterboards.ca.gov (if Less than 15 Megabytes in Total Size), or by Fax at (916) 341-5620. For Comments that are Hand Delivered, Couriers must Check in with Lobby Security Personnel on the First Floor of the Building at the Above Address. Questions Regarding Comment Submittal may be Directed to Ms. Townsend at (916) 341-5600



- (b) Federal Energy Regulatory Commission Notice of Order Granting Temporary Amendment of License Article 52 to Allow Completion of Repairs to Wood Stave Penstock (Issued January 20, 2011): On December 22, 2010 Pacific Gas and Electric Company Requested a Temporary Variance from the Required Instream Flow Requirements for the Potter Valley Hydroelectric Project. The Project Diverts Water Out of the Eel River and Discharges it Into the East Branch Russian River in Northern California. This Order Authorizes the Temporary Amendment of License Article 52 to Allow Reduced Flows During the Proposed Completion of Repairs to the Wood Stave Penstock that Terminates at the Potter Valley Powerhouse
- (c) California Natural Resources Agency Notice of California Department of Fish and Game (CDFG) Participation in Wetland-Related Activities, and Work Plan Specifying CDFG's Role in the Identification, Monitoring, Assessment, and Protection of California Wetlands: Questions Concerning the Work Plan can be Directed to Carl Wilcox, Water Branch Chief, at: (916) 445-1231 or cwilcox@dfg.ca.gov, or to Glenda Marsh at (916) 445-1739 or gdmars@dfg.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 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
- 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
- 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.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

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 denial:

- (1) Claims Against the County
 - (a) Claim of Floyd C. Lawrence
 - (b) Claim of Jessica Cuevas

The following items are recommended for approval:

GENERAL GOVERNMENT

- (2) Adoption of Resolution of the Mendocino County Board of Supervisors Ratifying the Ordinance of the Ukiah Valley Fire District Adopting the 2010 Edition of the California Fire Code with Amendments, Regulating and Governing the Safeguarding of Life and Property from Fire and Explosions, and for Providing for the Issuance of Permits, Repealing all other Ordinances and Parts of Ordinances of the Ukiah Valley Fire District in Conflict Herewith – County Counsel
- (3) Approval of Communications Vault Lease with the California Highway Patrol for Occupancy of Vault Space and Shared Use of the VHF Combining System at the Point Arena Edge Wireless Microwave Site (APN 027-306-13) – General Services Agency
- (4) Approval of Agreement with Duran Construction for the ADA Access to Restrooms and Play Area and Site Repairs Project at the Redwood Valley Lions Park and Authorize the Chair to Execute the Agreement Upon Receipt of the Bidder's Required Bonds and Certificates of Insurance; and Authorize the Facilities and Fleet Division Manager to Act as Project Manager and Approve Change Orders for the Project, Pursuant to Public Contract Code Section 20142 – General Services Agency
- (5) Approval of Agreement with Delta Health Systems, in the Amount of \$46,267 Annually to Provide Claims Administration Services for the Non-Medicare Eligible Retiree Health Plan Effective January 1, 2011 – Human Resources
- (6) Approval of Agreement with Delta Health Systems, in the Amount of \$324,323 Annually to Provide Claims Administration Services for the Employee Health Plan Effective January 1, 2011 – Human Resources
- (7) Approval of Amendment to Agreement with Anthem Blue Cross to Provide Network Services (Outside of Mendocino County) for the County's Employee and Non-Medicare Eligible Retiree Health Plans Effective January 1, 2011 – Human Resources
- (8) Adoption of Resolution Approving the Request to Sell Tax-Defaulted Property Subject to the Power of Sale – Treasurer-Tax Collector

HEALTH AND HUMAN SERVICES

- (9) Adoption of Resolution Authorizing the Destruction of Records, Papers, or Documents in the Mendocino County Division of Environmental Health and Animal Care Services that are Older than Five Years and Provide no Benefit to Support Further Retention – Health and Human Services Agency/Community Health Services
- (10) Approval of Agreement with Redwood Children's Services in the Amount of \$6,000 for Coordination of Child Abuse Prevention Activities on Behalf of Children's Action Committee (CAC) of the Policy Council on Children & Youth/Child Abuse Prevention Commission (PCCY/CAPC) in Fiscal Year 2010/2011 – Health and Human Services Agency/Children and Family System of Care



HEALTH AND HUMAN SERVICES – CONTINUED

- (11) Approval of Payment of State Dated Invoices for Data Base Management Provided by FEI.Com, Inc. for May and June 2010 – Health and Human Services Agency/Community Health Services

PUBLIC RESOURCES

- (12) Approval of Coastal Development Permit – Planning and Building Services
CDP No.: 30-2008, R.C. Smith(Owner/Applicant)
LOCATION: In the Coastal Zone, in the Surfwood Subdivision, on the West Side of Baywood Drive (Private), Approximately 1,800 Feet South of its Intersection with State Highway One at 44811 Baywood Drive, Mendocino (APN 118-330-46)
REQUEST: Coastal Development Administrative Permit to Allow for the Demolition of an Approximately 2,000 Square Foot Barn
- (13) Adoption of Resolution Approving and Executing Department of Transportation Agreement No. 110015, Amendment No. 2 to Board of Supervisors Agreement No. 08-128 (Department of Transportation Agreement No. 080069), Aviation Consulting Services Agreement with Mead & Hunt, Inc., for Preparation of Plans, Specifications and Estimates for Various Improvements to Runway 10-28 at Round Valley Airport (Covelo Area)
- (14) Adoption of Resolution Authorizing Advertisement for Bids, 2010 Asphalt Concrete Overlay on Comptche Ukiah/Orr Springs Road (CR 223) Between M.P. 19.77 and M.P. 21.93 (Comptche Area) – Transportation
- (15) Adoption of Resolution Authorizing Advertisement for Bids, Department of Transportation Project for 2006 Storm Damage Repairs on Mountain View Road, CR 510 at M.P. 14.45 (Boonville Area) – Transportation
- (16) Adoption of Resolution Authorizing Advertisement for Bids, Department of Transportation Project for 2006 Storm Damage Repairs on Mendocino Pass Road, CR 338 at M.P. 2.74 (Covelo Area) – Transportation
- (17) Adoption of Resolution Authorizing Advertisement for Bids, Department of Transportation Project for 2006 Storm Damage Repairs on East Side Calpella Road, CR 227 at M.P. 3.70 (Redwood Valley Area) – Transportation

SUPERVISORS

- (18) Approval of Child Care Planning Council Advocacy Platform – Supervisor McCowen/Child Care Planning Council



SITTING AS THE
MENDOCINO COUNTY AIR QUALITY MANAGEMENT DISTRICT
FEBRUARY 15, 2011 – 1:30 P.M.

COUNTY ADMINISTRATION CENTER • 501 LOW GAP ROAD • BOARD CHAMBERS • UKIAH, CALIFORNIA

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, THE MENDOCINO COUNTY LIBRARY DISTRICT, THE REDEVELOPMENT AGENCY OF THE COUNTY OF MENDOCINO, AND THE IHSS PUBLIC AUTHORITY GOVERNING BOARD

ORDER OF AGENDA

ALL ITEMS ARE PRESENTED FOR DISCUSSION AND POSSIBLE ACTION

1. DISCUSSION AND POSSIBLE ACTION:

- (a) *Noticed Public Hearing – 1:30 p.m.:* Discussion and Possible Action Regarding Adoption of Resolution to Amend Regulation 1, Air Pollution Control Rules of the Air Quality Management District to Conform with Federal Regulations Regarding Greenhouse Gases and Permitting Thresholds for Large Sources

2. OTHER BUSINESS:

- (a) Public Expression
(b) Matters from Staff
(c) Other Business

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

The Board welcomes participation in the Board meetings. Comments shall be limited so that everyone may be heard. This item is limited to matters under the jurisdiction of the Board which are not on the posted agenda and items which have not already been considered by the Board. 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. No action will be taken.