

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

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## MENDOCINO COUNTY BOARD OF SUPERVISORS

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# AGENDA

## MARCH 15, 2011 – 11:00 A.M.

BOARD WORKSHOP  
(SEE SEPARATE AGENDA)

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 5)

Televised  
Board Meetings  
(See Page 5)

#### *Open Session*

(11:00 a.m.)

#### *Public Expression*

(Approximately 11:05 a.m. - See Page No. 5)

#### *Adjourn to Lunch Recess*

(Approximately 12:00 Noon)

#### *Reconvene for Afternoon Session*

(Approximately 1:00 p.m.)

#### *Informational Presentation Regarding Mendocino County's General Liability Cost Allocation Program*

(Approximately 1:00 p.m. - See Item No. 6b)

#### *Informational Presentation Regarding Future of Library Services for the County of Mendocino and Request by Library Advisory Board for the Board of Supervisors to Sponsor 1/8 Sales Tax Measure*

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

#### *Convene Board Workshop - Conference Room C*

(Approximately 2:30 p.m. - See Separate Board Workshop Agenda)

#### *Adjourn to Closed Session*

(Approximately 4:30 p.m.)

#### *Report Out of Closed Session*

(Approximately 5:00 p.m.)

#### *Joint Meeting of the Planning Commission and the Mendocino County Board of Supervisors to Review the Draft Environmental Impact Report (DEIR) for the Draft 2007 Ukiah Valley Area Plan (UVAP)*

(Approximately 6:00 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 (11:00 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 15, 2011 – Board Workshop
- Approval of Minutes of February 16, 2011 – Special Session
- Approval of Minutes of March 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

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

- (a) Department of Transportation – Director's Report
- (b) Informational Presentation Regarding Mendocino County's General Liability Cost Allocation Program – Sponsoring Department: General Services Agency
- (c) Informational Presentation Regarding Future of Library Services for the County of Mendocino and Request by the Library Advisory Board for the Board of Supervisors to Sponsor 1/8 Sales Tax Measure – Sponsoring Department: Library

### **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) Joint Meeting of the Planning Commission and the Mendocino County Board of Supervisors to Review the Draft Environmental Impact Report (DEIR) for the Draft 2007 Ukiah Valley Area Plan (UVAP) – 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 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

**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 of California Department of Fish and Game Notice of Proposed Regulatory Action Relative to Sections 7.00 and 7.50, Title 14, California Code of Regulations, Relating to Central Valley Sport Fishing; Any Person Interested may Present Statements, Orally or in Writing, Relevant to this Action at a Hearing to be Held at the Embassy Suites Los Angeles International Airport-North, 9801 Airport Boulevard, Los Angeles, CA, on Thursday, March 3, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same Applies to a Hearing to be Held at the Lake Natoma Inn, 702 Gold Lake Drive, Folsom, CA, on Thursday, April 7, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same also Applies to a Hearing to be Held in the Fish and Game Commission Conference Room, State of California Resources Building, 1416 Ninth Street, Room 1320, Sacramento, CA, on Thursday, April 21, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Written Comments Mailed, Faxed, or E-mailed to the Commission Office Must be Received Before 5:00 p.m. on April 20, 2011. Written Comments may be Sent to Jon K. Fischer, Active Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090. Faxes may be Sent to (916) 653-5040. E-mails may be Sent to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). All Comments must be Received no Later than April 21, 2011, at the Hearing in Sacramento, CA
- (b) State of California Department of Fish and Game Notice of Proposed Regulatory Action Relative to Section 7.50, Title 14, California Code of Regulations, Relating to Klamath River Sport Fishing; The Klamath River System; Any Person Interested may Present Statements, Orally or in Writing, Relevant to this Action at a Hearing to be Held at the Embassy Suites Los Angeles International Airport-North, 9801 Airport Boulevard, Los Angeles, CA, on Thursday, March 3, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same Applies to a Hearing to be Held at the Lake Natoma Inn, 702 Gold Lake Drive, Folsom, CA, on Thursday, April 7, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same also Applies to a Hearing to be Held in the Fish and Game Commission Conference Room, State of California Resources Building, 1416 Ninth Street, Room 1320, Sacramento, CA, on Thursday, April 21, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Written Comments Mailed, Faxed, or E-mailed to the Commission Office Must be Received Before 5:00 p.m. on April 20, 2011. Written Comments may be Sent to Jon K. Fischer, Active Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090. Faxes may be Sent to (916) 653-5040. E-mails may be Sent to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). All Comments must be Received no Later than April 21, 2011, at the Hearing in Sacramento, CA



- (c) State of California Department of Fish and Game Notice of Proposed Regulatory Action Relative to Section 27.80, Title 14, California Code of Regulations, Relating to Ocean Salmon Sport Fishing; Any Person Interested may Present Statements, Orally or in Writing, Relevant to this Action at a Hearing to be Held at the Embassy Suites Los Angeles International Airport-North, 9801 Airport Boulevard, Los Angeles, CA, on Thursday, March 3, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same Applies to a Hearing to be Held at the Lake Natoma Inn, 702 Gold Lake Drive, Folsom, CA, on Thursday, April 7, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same also Applies to a Hearing to be Held in the Fish and Game Commission Conference Room, State of California Resources Building, 1416 Ninth Street, Room 1320, Sacramento, CA, on Thursday, April 21, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Written Comments Mailed, Faxed, or E-mailed to the Commission Office Must be Received Before 5:00 p.m. on April 20, 2011. Written Comments may be Sent to Jon K. Fischer, Active Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090. Faxes may be Sent to (916) 653-5040. E-mails may be Sent to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). All Comments must be Received no Later than April 21, 2011, at the Hearing in Sacramento, CA
- (d) State of California Department of Fish and Game Notice of Proposed Regulatory Action Relative to Sections 353, 354, 360, 361, 362, 363, 364, 365, 366.702, 708, 711, and New Sections 708.1-17, Title 14, California Code of Regulations, Relating to Mammal Hunting Regulations; Any Person Interested may Present Statements, Orally or in Writing, Relevant to this Action at a Hearing to be Held at the Embassy Suites Los Angeles International Airport-North, 9801 Airport Boulevard, Los Angeles, CA, on Thursday, March 3, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same Applies to a Hearing to be Held at the Lake Natoma Inn, 702 Gold Lake Drive, Folsom, CA, on Thursday, April 7, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same also Applies to a Hearing to be Held in the Lake Arrowhead Room, Doubletree Hotel, Ontario Airport, 222 North Vineyard Avenue, Ontario, CA, on Thursday, May 5, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. Written Comments Mailed, Faxed, or E-mailed to the Commission Office Must be Received Before 5:00 p.m. on May 4, 2011. Written Comments may be Sent to Jon K. Fischer, Active Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090. Faxes may be Sent to (916) 653-5040. E-mails may be Sent to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). All Comments must be Received no Later than May 5, 2011, at the Hearing in Sacramento, CA
- (e) State of California Department of Fish and Game Notice of Proposed Regulatory Action Relative to Section 632, Title 14, California Code of Regulations, Relating to Southeastern Farallon Island Special Closure; Any Person Interested may Present Statements, Orally or in Writing, Relevant to this Action at a Hearing to be Held at the Embassy Suites Los Angeles International Airport-North, 9801 Airport Boulevard, Los Angeles, CA, on Thursday, March 3, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard. The Same Applies to a Hearing to be Held at the Lake Natoma Inn, 702 Gold Lake Drive, Folsom, CA, on Thursday, April 7, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Written Comments Mailed, Faxed, or E-mailed to the Commission Office Must be Received Before 5:00 p.m. on April 4, 2011. Written Comments may be Sent to Jon K. Fischer, Active Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090. Faxes may be Sent to (916) 653-5040. E-mails may be Sent to [FGC@fgc.ca.gov](mailto:FGC@fgc.ca.gov). All Comments must be Received no Later than April 7, 2011, at the Hearing in Folsom, CA
- (f) State Water Resources Control Board Notice that on March 15, 2011, the Board will Consider Adoption of the California Ocean Plan Triennial Review Workplan 2011-2013. The Workplan may be Viewed at: [www.waterboards.ca.gov/water\\_issues/programs/ocean/index.shtml](http://www.waterboards.ca.gov/water_issues/programs/ocean/index.shtml). The Agenda may be Vied at: [www.watrboards.ca.gov/board\\_info/agendas/2011/mar/031511agnd.pdf](http://www.watrboards.ca.gov/board_info/agendas/2011/mar/031511agnd.pdf)



**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 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](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) Pamela Hughes
  - (b) Kim Pavich

The following items are recommended for approval:

**GENERAL GOVERNMENT**

- (2) Approval of Minor Amendments to Franchise Area No. 3 and No. 4 Agreements, Transfer Station Operations Agreement & Lease, and Covelo Transfer Station Agreement, all with Solid Wastes of Willits – Executive Office
- (3) Approval of Waiver of Board Policy Regarding the Registered Voter Requirement for Appointees to the Workforce Investment Board (WIB), Including Reappointment of Brooks Lockhart and Robert Jordan to the Workforce Investment Board – Executive Office
- (4) Adoption of Resolution Approving Tentative Agreement Between the County of Mendocino and Teamsters Local 856 Representing the Mendocino County Probation Employees Association Effective Upon Board Approval, through June 30, 2012 – Human Resources

**HEALTH AND HUMAN SERVICES**

- (5) Approval for Mendocino County Health & Human Services Agency Community Health Services to Accept a 2011 National Association of Chronic Disease Directors (NACDD), Action Communities for Health, Innovation and EnVironmental ChangE (ACHIEVE) Grant in the Amount of \$64,000 (Over Three Years); and Approve Memorandum of Understanding to Finalize Acceptance – Health and Human Services Agency/Community Health Services
- (6) Approval of Certification of Assurance of Compliance Authorizing the Alcohol and Other Drug Programs Administrator to Sign the California Emergency Management Agency (Cal EMA) 2010 Comprehensive Drug Courts Implementation Program Grant Award Agreement – Health and Human Services Agency/Adult and Older Adult System of Care
- (7) Approval of Agreement with Legal Services of Northern California in the Amount of \$63,618 to Provide Staffing for the Homelessness Prevention and Rapid Re-Housing Program Grant in Fiscal Year 2010/2011 – Health and Human Services Agency/Social Services

**PUBLIC RESOURCES**

- (8) Approval to Issue Non-Renewals to Individuals/Entities No Longer in Compliance with the Agricultural Preserve Contract – Resource Lands Protection Committee
- (9) Adoption of Resolution Accepting the Findings and Recommendations of Traffic Study No. 10-01 and Declaring Intent to Establish Revised Prima Facie Speed Limit on a One Half Mile Section of Comptche Ukiah Road, CR 223, at Mile Post 5.77 Near Little River Airport Road (Mendocino Area) – Transportation
- (10) Adoption of Resolution Authorizing Submittal of an Application for a Project Under the Forest Highway Program (Covelo Area) – Transportation



**SUPERVISORS**

- (11) Adoption of Resolutions in Support of Continued State Funding for the 12<sup>th</sup> District Agricultural Association and the Mendocino County Fair and Apple Show – Supervisors McCowen and Hamburg
  
- (12) Approval of Correspondence to the United States Forest Service Regarding the Mendocino National Forest – Supervisor Pinches
  
- (13) Adoption of Proclamation in Support of the 73<sup>rd</sup> Annual Redwood Region Logging Conference, to be Held March 17-19, 2011 – “Green Then, Green Now, Green Forever” – Supervisor Smith