

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

JUNE 21, 2011 – 9:15 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. 4)
—
Televised
Board Meetings
(See Page No. 4)

Open Session
(9:15 a.m.)

Public Expression
(Approximately 9:20 a.m. - See Page No. 4)

Noticed Public Hearing:
**Conduct Public Hearing to Consider Adoption of
Negative Declaration for the Temporary Winter Road
Closure of Usal Road, CR 431, Between M.P. 6.26 and
M.P. 24.30, and if Appropriate, Adopt Resolution
Approving Said Negative Declaration (Whitethorn Area)**
(Approximately 10:00 a.m. - See Item No. 8a)

Adjourn to Lunch Recess
(Approximately 12:00 Noon)

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

Noticed Public Hearing:
**Continued Public Hearing to Review and Discuss the
Draft 2007 Ukiah Valley Area Plan (UVAP), and
Confirmation of a Date Certain on August 2, 2011 to
Certify the Final Environmental Impact Report (EIR) and
Adopt the UVAP**
(Approximately 2:00 p.m. - See Item No. 8b)

Adjourn to Closed Session
(Approximately 5:00 p.m. - See Item No. 11)

Report Out from Closed Session
(Approximately 5:30 p.m.)

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 (9:15 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 June 7, 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 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

ITEM NO. 6 – DEPARTMENTAL MATTERS AND REPORTS

- (a) Department of Transportation – Director's Report (*Continued from June 14, 2011*)
- (b) Presentation and Approval of the Sheriff's Plan to Meet His Budget with a \$19,500,005 Combined Net County Cost for the 2011-12 Fiscal Year – Sponsoring Department: Sheriff
- (c) Discussion and Possible Action Regarding Adoption of Agreement for Services Between the County of Mendocino and Hawkins Delafield & Wood, LLP as Bond Counsel for the 2011 Refunding Certificates of Participation (COPs) – Sponsoring Departments: Executive Office and Treasurer-Tax Collector
- (d) Discussion and Possible Action Regarding Adoption of Agreement for Services Between the County of Mendocino and Hawkins Delafield & Wood, LLP as Bond Counsel for 2011-12 Tax and Revenue Anticipation Notes (TRANS) – Sponsoring Departments: Executive Office and Treasurer-Tax Collector
- (e) Discussion and Possible Action Regarding Adoption of Agreement for Services Between the County of Mendocino and KNN Public Finance for Financial Advisory Services Related to 2011 Refunding Certificates of Participation (COPs) – Sponsoring Departments: Executive Office and Treasurer-Tax Collector
- (f) Discussion and Possible Action Regarding Adoption of Agreement for Services Between the County of Mendocino and KNN Public Finance for Municipal Finance Advisory Consulting Services – Sponsoring Departments: Executive Office and Treasurer-Tax Collector
- (g) Discussion and Possible Action Regarding Adoption of Agreement for Services Between the County of Mendocino and KNN Public Finance for Financial Advisory Services Related to 2011-12 Tax and Revenue Anticipation Notes (TRANS) – Sponsoring Departments: Executive Office and Treasurer-Tax Collector

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.:* Conduct Public Hearing to Consider Adoption of Negative Declaration for the Temporary Winter Road Closure of Usal Road, CR 431, Between M.P. 6.26 and M.P. 24.30, and if Appropriate, Adopt Resolution Approving Said Negative Declaration (Whitethorn Area) – Sponsoring Department: Transportation
- (b) *Noticed Public Hearing.:* Continued Public Hearing to Review and Discuss the Draft 2007 Ukiah Valley Area Plan (UVAP), and Confirmation of a Date Certain on August 2, 2011, to Certify the Final Environmental Impact Report (EIR) and Adopt the UVAP (*Continued from June 14, 2011*) – 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

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) Sitting as the Air Quality Management District Board of Directors: Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation – Air Quality Control Officer (*Continued from June 14, 2011*)

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) Office of Historic Preservation, Department of Parks and Recreation, Notice of California Historical Landmark Nomination for Frog Woman Rock (AKA Squaw Rock): Action Scheduled to Take Place at the Next Quarterly Meeting of the State Historical Resources Commission, August 5, 2011, at 9:00 A.M., City Council Chambers, Auburn City Hall, 1225 Lincoln Way, Auburn, CA 95603; Any Interested Party may Address the Commission Regarding the Nomination Prior to the Commission Taking Action on the Nomination; Written Comments may be Submitted to California State Parks, Attn: Office of Historic Preservation, Milford Wayne Donaldson, FAIA, State Historic Preservation Officer, 1725 23rd Street, Suite 100, Sacramento, CA 95816; It is Requested that Comments be Submitted 15 Days Prior to the Meeting; Further Information is Available Online at www.ohp.parks.ca.gov; Please Contact (916) 445-7000 with Any Questions



ITEM NO. 13 – COMMUNICATIONS RECEIVED AND FILED – CONTINUED

- (b) California Air Resources Board (ARB), Notice of Posted Supplement to the AB 32 Scoping Plan Functional Equivalent Document (FED) Prepared in Accordance with ARB's Certified Regulatory Program and the California Environmental Quality Act: The Supplement is Available Online at www.arb.ca.gov/cc/scopingplan/document/scopingplandocument.htm; Information on a Planned Public Workshop to be Held During the 45-Day Comment Period will be Posted on ARB's Website at www.arb.ca.gov/cc/scopingplan/scopingplan.htm; Comments will be Accepted During a 45-Day Comment Period Beginning on June 13, 2011, and Ends on July 28, 2011; A Board Hearing is Presently Scheduled for August 24, 2011, at 9:00 A.M., at the Byron Sher Auditorium, 1001 I Street, Sacramento, CA; Written Comments Must be Received No Later than July 28, 2011, and Must be Addressed to the Following: Clerk of the Board, Air Resources Board, 1001 I Street, Sacramento, CA 95814, or Electronically at www.arb.ca.gov/lispub/comm/bclist.php;

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 item is recommended for denial:

- (1) Claim Against the County
 - (a) Claim of Jason and Hannah Mayo

The following items are recommended for approval:

CRIMINAL JUSTICE

- (2) Approval of a Four-Year Contract Between the Sheriff's Office and California Forensic Medical Group, and Authorization of the Chair to Sign Same; Further Authorize the Sheriff to Sign the Additional Two One-Year Extensions – Sheriff
- (3) Approval of the 2011 Edward Byrnes Justice Assistance Grant (JAG) from the U.S. Department of Justice, and Designation of Sheriff Tom Allman as the County's Authorized Agent for the Grant – Sheriff
- (4) Approval of the Purchase of a Western Shelter Systems HO20 Emergency Shelter; Approval of a Budget Transfer of \$8,000 from Asset Forfeiture Funds to Cover the Unanticipated Costs; and Approval of Adding the Emergency Shelter to the County Approved List of Fixed Assets – Sheriff

GENERAL GOVERNMENT

- (5) Approval of Appointments-In-Lieu of Election for the August 30, 2011, Special District Election – Assessor/Clerk-Recorder
- (6) Acceptance of the Board of Supervisors' Response to the 2010-2011 Grand Jury Report - "Are We Having Fun Yet" – County Counsel
- (7) Acceptance of the Board of Supervisors' Response to the 2010-2011 Grand Jury Report - "Are We Talking Yet?" – County Counsel
- (8) Acceptance of the Board of Supervisors' Response to the 2010-2011 Grand Jury Report - "Better Than Some Homes" – County Counsel
- (9) Acceptance of the Board of Supervisors' Response to the 2010-2011 Grand Jury Report - "Masters Fixing Disasters" – County Counsel
- (10) Acceptance of the Board of Supervisors' Response to the 2010-2011 Grand Jury Report - "Ricochet Bullets – No Problem!" – County Counsel
- (11) Acceptance of the Board of Supervisors' Response to the 2010-2011 Grand Jury Report - "Won't You Please Adopt One of Us?" – County Counsel
- (12) Approval of the 2011-2012 Recommended Budget per the Auditor's Summary Tabulation Sheet – Executive Office
- (13) Approval of Appropriation Transfer in the Amount of \$300,000 from Facilities and Fleet (BG-Budget Unit 1610) to IT Reserve (IT-Budget Unit 0717) to Fund the Acquisition and Purchase of Microsoft Licensing – General Services Agency



HEALTH AND HUMAN SERVICES

- (14) Adoption of Resolution Authorizing the Board Chair to Sign the Workforce Investment Act (WIA) 2011/2013 Title I Master Subgrant Agreement No. K282483 on Behalf of the Workforce Investment Board (WIB) – Health and Human Services Agency/Community Health Services
- (15) Approval of Agreement with Mendocino Coast Hospitality Center, Inc. in the Amount of \$90,693 to Provide Homeless Resource Services in Fiscal Year 2011-2012 – Health and Human Services Agency/Adult and Older Adult System of Care
- (16) Approval of Agreement with TLC Child & Family Services (Sebastopol, CA) in the Amount of \$656,454 to Provide Emergency Shelter Care for Children Placed by Health and Human Services Agency (HHSA) – Health and Human Services Agency/Children and Family System of Care

PUBLIC RESOURCES

- (17) Approval of Coastal Development Permit – Planning and Building Services
CDP No. 10-2010/CDV No. 2-2011 – Robert Sundstrom(Owner) Sundstrom Stagecoach, LLC(Applicant)
LOCATION: In the Coastal Zone, in the Town of Gualala, on the east side of Highway 1, approximately 500 ft. south of its intersection with Moonrise Dr. (CR No. 514C), at 39301 S. Hwy 1 and 47900 Center St. (CR No. 546) (APN: 145-262-22 and -30) (Parking variance location: 47900 Center St., 145-262-30).
REQUEST: Grade and pave expanded parking area to serve the Gualala Hotel. Construct ~1,584 ft² rear deck to serve additional seating for restaurant and ~144 ft² gazebo adjacent to the rear deck. Demolition of existing ~541 ft² structure with attached deck. Grading activity for the parking lot occurred without the benefit of permits. Variance to allow off-site parking (11 spaces) on adjacent parcel under same ownership.
- (18) Approval of Cooperative Agreement with California Department of Food and Agriculture (CDFA) in the Amount of \$100,469.39 for Quarantine Enforcement Activities in Relation to European Grapevine Moth (EGVM) – Agriculture
- (19) Adoption of Minute Order Approving Department of Transportation's Request to Purchase a Replacement Printer and Add to the Fixed Asset List for Fiscal Year 2010/2011 – Transportation