



**MENDOCINO COUNTY BOARD OF SUPERVISORS
ACTION MINUTES – JUNE 7, 2011**

**MENDOCINO
COUNTY
BOARD OF
SUPERVISORS**

**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**

**BOARD RESOURCE
INFORMATION:**

**OFFICE: (707) 463-4221
FAX: (707) 463-7237**

**EMAIL THE BOARD:
BOS@CO.MENDOCINO.CA.US**

**WEBSITE:
WWW.CO.MENDOCINO.CA.US/BOS**

**WATCH LIVE BOARD
MEETINGS VIA
WEB STREAMING
WWW.MENDOCINOACCESS.ORG**

**BOARD
ACTION MINUTES
(SEE LAST PAGE
FOR MORE INFORMATION)**

**NEXT MEETING
(AGENDAS ARE POSTED
ON THURSDAYS)
WWW.CO.MENDOCINO.CA.US/BOS**

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF MENDOCINO • STATE OF CALIFORNIA
FAIR STATEMENT OF PROCEEDINGS
(PURSUANT TO CALIFORNIA GOVERNMENT CODE §25150)**

REGULAR MEETING **SPECIAL SESSION (WORKSHOP)** **PLANNING MATTERS**

AGENDA ITEM NOS. 1 & 2 – OPEN SESSION, ROLL CALL, AND PLEDGE OF ALLEGIANCE (9:08 A.M.)

Present: Supervisor Carre Brown, John McCowen, John Pinches, Kendall Smith, and Dan Hamburg. Chair Smith presiding.

Staff Present: Ms. Carmel J. Angelo, Chief Executive Officer/Clerk of the Board; Ms. Jeanine B. Nadel, County Counsel; Mr. Tim Mitchell, Deputy Clerk of the Board; and Ms. Kristine Lawler, Administrative Assistant.

Pledge of Allegiance: Mr. Lloyd Weer.

PUBLIC EXPRESSION

Presenter/s: Sheriff Tom Allman.

Board Action: No action taken.

T1-198

AGENDA ITEM NO. 3 – APPROVAL OF MINUTES

Presenter/s: Chair Smith.

Board Action: Upon motion by Supervisor McCowen, seconded by Supervisor Hamburg, and carried unanimously; IT IS ORDERED that the minutes of the May 23, 2011, Special Board Meeting; May 24, 2011, Board Meeting; and May 27, 2011, Special Board Meeting, are approved as presented.

Board Directive: BY ORDER OF THE CHAIR the minutes of the May 17, 2011, meeting, are hereby continued.

AGENDA ITEM NO. 4 – CONSENT CALENDAR

Presenter/s: Consent Calendar item 4(2) removed for separate consideration; Consent item 4(5) withdrawn by department.

Public Comment: Mr. Lloyd Weer, Assistant Auditor-Controller; Mr. Jim Hurst, Mendocino Coast Recreation and Park District; Ms. Stacey Cryer, Health and Human Services Agency Director; and Mr. Tony Linegar, Agricultural Commissioner.

Board Action: Upon motion by Supervisor Brown, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED that Consent Calendar items 4(1, 3, 4, and 6-22) are approved as follows:

- (1) Adoption of Resolution Approving a Temporary Loan/Advance for Mendocino Coast Recreation and Park District – Auditor-Controller -- Adopted and the Chair is authorized to sign same --

RESOLUTION NO. 11-080

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING TEMPORARY LOAN TO MENDOCINO COAST RECREATION AND PARK DISTRICT FROM AVAILABLE COUNTY FUNDS

- (3) Adoption of an Ordinance Adding Chapter 5.170 of Title 5 to the Mendocino County Code Imposing a Library Special Transactions (Sales) and Use Tax – County Counsel, Executive Office, and Library -- Adopted and the Chair is authorized to sign same –

ORDINANCE NO. 4277

ORDINANCE ADDING CHAPTER 5.170 OF TITLE 5 TO THE MENDOCINO COUNTY CODE IMPOSING A LIBRARY SPECIAL TRANSACTIONS AND USE TAX

- (4) Adoption of a Resolution Regarding Proposed Ballot Initiative to Impose a One-Eighth Cent (0.125%) Library Special Transactions (Sales) and Use Tax – County Counsel, Executive Office, and Library -- Adopted and the Chair is authorized to sign same --

RESOLUTION NO. 11-081

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO, STATE OF CALIFORNIA CALLING FOR AN ELECTION TO PRESENT TO THE VOTERS OF THE COUNTY A PROPOSED ORDINANCE TITLED "LIBRARY SPECIAL TRANSACTIONS AND USE TAX" AND ORDERING CONSOLIDATION OF SAID ELECTION WITH THE CONSOLIDATED DISTRICTS ELECTION CALLED FOR NOVEMBER 8, 2011

- ~~(5) Approval of Amended Bylaws of the Mendocino County Indian Gaming Local Community Benefit Committee – County Counsel and Executive Office (Withdrawn at the request of the department)~~

- (6) Adoption of Resolution of the Board of Supervisors of the County of Mendocino, State of California, Authorizing the Fort Bragg Unified School District to Issue Series 2011 Bonds Without Further Action to the County – Treasurer-Tax Collector -- Adopted and the Chair is authorized to sign same --

RESOLUTION NO. 11-082

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO, STATE OF CALIFORNIA, AUTHORIZING THE FORT BRAGG UNIFIED SCHOOL DISTRICT TO ISSUE SERIES 2011 BONDS WITHOUT FURTHER ACTION OF THE BOARD OF SUPERVISORS OR OFFICERS OF THE COUNTY

- (7) Approval of Application for Outdoor Festival Permit for the Gaia Festival, to be Held at the Black Oak Ranch, Near Laytonville – Treasurer-Tax Collector -- Approved;

- (8) Approval of Application for Outdoor Festival Permit for the Kate Wolf Festival 2011, Located at 50350 Highway 101, Laytonville – Treasurer-Tax Collector -- Approved;

- (9) Approval of Application for Outdoor Festival Permit for the Redwood Run 2011 – Treasurer-Tax Collector -- Approved;

- (10) BOS 11-050 Adoption of Resolution Approving the Memorandum of Understanding (MOU) Between the In-Home Supportive Services (IHSS) Public Authority Governing Board and Service Employees International Union, Local 6434 (SEIU) Regarding In-Home Supportive Services Providers in Mendocino County for the Term of November 1, 2009, Through October 31, 2011, and Signing of Said MOU – Health and Human Services Agency/Social Services -- Adopted and the Chair is authorized to sign same --

RESOLUTION NO. 11-083

RESOLUTION OF THE MENDOCINO COUNTY IHSS GOVERNING BOARD APPROVING THE MEMORANDUM OF UNDERSTANDING WITH SERVICE EMPLOYEES INTERNATIONAL UNION (SEIU), LOCAL 6434, REGARDING IN-HOME SUPPORTIVE SERVICES (IHSS) PROVIDERS

- (11) BOS 11-051 Approval of Agreement with Yolo County (Woodland, CA) in the Amount of \$194,470 for Medical Consultant Services for the California Children’s Services (CCS) Program for FY 2011-12 and FY 2012-13 – Health and Human Services Agency/Community Health Services -- Approved;
- (12) Approval of Appropriation Transfer within Budget Unit 4016, Emergency Medical Services (EMS) totaling \$55,000 – Health and Human Services Agency/Community Health Services -- Approved;
- (13) Approval of Appropriation Transfer within Budget Unit 4080, California Children’s Services (CCS) Totaling \$150,000 – Health and Human Services Agency/Community Health Services -- Approved;
- (14) BOS 11-052 Approval of Revenue Agreement with Ukiah Adventist Hospital dba Ukiah Valley Medical Center (UVMC) in the Amount of \$75,000 Per Year to Provide One Full-Time Eligibility Worker at UVMC for Medi-Cal Eligibility Services to Patients in Fiscal Years 2011-2012 and 2012-2013 – Health and Human Services Agency/Community Health Services -- Approved;
- (15) Ratification of Submission of an Application for the Provision of a Driving Under the Influence Education Program to be Submitted by Round Valley Indian Health Center; Approve Alcohol and Other Drug Programs Administrator Authority for Signing the Application – Health and Human Services Agency/Adult and Older Adult System of Care -- Approved;
- (16) Approval of Letter of Opposition to SB 744 (Wyland) – Agriculture -- Approved;
- (17) Approval of Coastal Development Permit – Planning and Building Services
 CDP No. 38-2010 – Ronelle McMahon(Owner/Applicant)
 LOCATION: In the Coastal Zone, in the Community of Inglenook, on the East Side of Highway 1, Approx. ½ Mile East of Its Intersection with Camp One Ten Mile Rd. (CR No. 427), at 32951 Camp One Ten Mile Rd. (APN: 069-052-15)
 REQUEST: After the Fact Request to Convert Existing ~4,452 Sq. Ft. Barn to Single Family Residence with Attached Garage. Associated Development Includes Septic System and Utility Connections. Subject Parcel is Developed with Existing Hay and Livestock Barns, Driveway, and Spring -- Approved;
- (18) BOS 11-053 Adoption of Resolution Approving Airport Supervisor Agreement – Department of Transportation Agreement No. 110044 (Little River Area) – Transportation -- Adopted and the Chair is authorized to sign same --

RESOLUTION NO. 11-084

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AIRPORT SUPERVISOR AGREEMENT - DOT AGREEMENT NO. 110044 (LITTLE RIVER AREA)

- (19) Approval of Notice of Completion, Department of Transportation Contract No. 090086, Laytonville Pedestrian Facilities on Willis Avenue, CR 321D, M.P. 0.33 to M.P. 0.53 (Laytonville Area) – Transportation -- Approved;
- (20) Adoption of Proclamation Recognizing June 12-18, 2011, as “Gay Pride Awareness Week in Mendocino County” – Supervisors Brown and Smith -- Adopted and the Chair is authorized to sign same --

- (21) Adoption of Proclamation Recognizing Mendocino County as a “Relay for Life Community,” on Saturday, June 11th and Sunday, June 12th, 2011 – Supervisors McCowen and Brown -- Adopted and the Chair is authorized to sign same --
- (22) Adoption of Resolution Granting Permission for the Mendocino County Fair and Apple Show to Hold a Parade in Boonville on Sunday, September 18, 2011 – Supervisor Hamburg -- Adopted and the Chair is authorized to sign same.

RESOLUTION NO. 11-085

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS REQUESTING PERMISSION FOR THE MENDOCINO COUNTY FAIR AND APPLE SHOW PARADE IN BOONVILLE PURSUANT TO THE DEPARTMENT OF TRANSPORTATION AND CALIFORNIA HIGHWAY PATROL’S JOINT POLICY GUIDELINES FOR SPECIAL EVENTS ON STATE CONVENTIONAL HIGHWAY RIGHTS-OF-WAYS TO CONDUCT

AGENDA ITEM No. 8A – NOTICED PUBLIC HEARING – PUBLIC HEARING AND ADOPTION OF RESOLUTION AUTHORIZING SUBMITTAL OF A \$150,000 GRANT APPLICATION TO THE STATE DISASTER RECOVERY INITIATIVE (DRI) PROGRAM – SPONSORS: EXECUTIVE OFFICE

Presenter/s: Mr. Steve Dunnicliff, Economic Development Coordinator.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED that the Board of Supervisors adopts the resolution authorizing submittal of a \$150,000 grant application to the State Disaster Recovery Initiative.

RESOLUTION NO. 11-086

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AN APPLICATION AND CONTRACT EXECUTION FOR FUNDING FROM THE 2008 DISASTER RECOVERY INITIATIVE PROGRAM AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO WITH THE STATE OF CALIFORNIA FOR THE PURPOSES OF THIS GRANT

THE BOARD OF SUPERVISORS WILL NOW CONVENE AS THE MENDOCINO COUNTY WATER AGENCY BOARD OF DIRECTORS

AGENDA ITEM No. 6C – TIMED ITEM – MENDOCINO COUNTY WATER AGENCY WORKSHOP AND STATUS OF EXISTING PROJECTS/ COMMITMENTS – SPONSORING DEPARTMENT: PLANNING AND BUILDING SERVICES

Presenter/s: Mr. Nash Gonzalez, Planning and Building Services Director; Mr. Howard Dashiell, Department of Transportation Director; and Mr. Steve Dunnicliff, Economic Development Coordinator.

Public Comment: Ms. Janet Olave, Mendocino County Resource Conservation District Executive Director; Mr. Lee Howard; Ms. Devon Jones, Mendocino County Farm Bureau; and Mr. Tony Shaw, Employers Council of Mendocino County.

Board Directive: GENERAL CONSENSUS OF THE BOARD that staff meet with community partners and Board of Supervisors representatives; further review the Water Agency’s list of projects; provide fiscal analysis; and report back to the Board with a comprehensive presentation for additional direction.

Board Directive: GENERAL CONSENSUS OF THE BOARD that the Water Agency Workshop be continued to the next possible Board meeting date.

Board Action: No action taken.

THE MENDOCINO COUNTY WATER AGENCY BOARD OF DIRECTORS WILL NOW RECONVENE AS THE MENDOCINO COUNTY BOARD OF SUPERVISORS

AGENDA ITEM NO. 8B – TIMED ITEM – PRESENTATION OF EMPLOYEE SERVICE AWARDS FOR 15-35 YEARS OF SERVICE – FOLLOWED BY A RECEPTION WITH THE BOARD – SPONSORING DEPARTMENT: HUMAN RESOURCES
Presenter/s: Chair Smith.

Board Action: No action taken.

Board Directive: BY ORDER OF THE CHAIR the Board will adjourn to Conference Room A to attend a reception honoring recognized employees followed by Closed Session and lunch recess. The meeting will reconvene in Open Session at approximately 1:30 p.m.

ADJOURNED TO EMPLOYEE RECEPTION AT 11:35 A.M.

RECONVENED AT 11:36 A.M.

T2-2140

AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE PRESENTATION:

(21) Adoption of Proclamation Recognizing June 12-18, 2011, as “Gay Pride Awareness Week in Mendocino County” – Supervisors Brown and Smith

Presenter/s: Supervisors Smith and Brown.

Public Comment: Jody Johnston, Chair, Mendocino County Pride Alliance Network.

Board Action: Approved with Consent Calendar (above).

ADJOURNED TO EMPLOYEE RECEPTION FOLLOWED BY CLOSED SESSION AND LUNCH RECESS AT 11:42 A.M.

AGENDA ITEM NO. 11A – 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, AND FRAN BUCHANAN; EMPLOYEE ORGANIZATION(S): IHSS PROVIDERS

AGENDA ITEM NO. 11B – 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

AGENDA ITEM NO. 11C – PURSUANT TO GOVERNMENT CODE SECTION 54956.9B – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION – ONE CASE

CHANGE IN CLERK: MS. KRISTINE LAWLER

RECONVENE IN OPEN SESSION - 1:48 P.M.

T1-2351

AGENDA ITEM NO. 11 – REPORT OUT OF CLOSED SESSION

Presenter: Chair Brown reported that no action was taken in Closed Session.

Board Directive: BY ORDER OF THE CHAIR the Board will reconvene in continued Closed Session later in the day.

Board Action: No action taken.

**AGENDA ITEM NO. 7E – OFF AGENDA ITEM – SMITH
PURSUANT TO GOVERNMENT CODE SECTION 54954.2
APPROVAL OF LETTER OF SUPPORT OF S. 179 (BOXER/FEINSTEIN) GULF OF THE FARALLONES AND CORDELL
BANK NATIONAL MARINE SANCTUARIES BOUNDARY MODIFICATION AND PROTECTION ACT**

Presenter/s: Supervisor Smith reported that urgent Board consideration of this matter is necessary due to timelines.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED that this matter arose subsequent to the agenda being published pursuant to Government Code Section 54954.2.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED the Board of Supervisors hereby approves the letter of support as presented, directing staff to expedite the letter to the U.S. Senate Committee on Commerce, Science, and Transportation.

**AGENDA ITEM NO. 7D – OFF AGENDA ITEM – SUPERVISOR SMITH
PURSUANT TO GOVERNMENT CODE SECTION 54954.2
APPROVAL OF LETTER OF SUPPORT OF AB 384 (CHESBRO) REGARDING JACKSON DEMONSTRATION STATE
FOREST (JDSF) PROPERTY ACQUISITION OPTION FOR CONSIDERATION AS A TRANSFER STATION SITE**

Presenter/s: Supervisor Smith reported that urgent Board consideration of this matter is necessary due to timelines.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED this matter arose subsequent to the agenda being published pursuant to Government Code Section 54954.2.; and that the Board of Supervisors hereby approves the letter of support as presented, directing staff to expedite the letter to Senate Natural Resources and Water Committee.

T2-2551

**AGENDA ITEM NO. 6B DISCUSSION AND POSSIBLE ACTION REGARDING ADOPTION OF RESOLUTION
AUTHORIZING ISSUANCE OF 2011-12 TAX AND REVENUE ANTICIPATION NOTES (TRANS) AND AUTHORIZATION
TO EXECUTE CONTRACT OF PURCHASE FOR ISSUANCE OF SAME – SPONSORING DEPARTMENT: TREASURER-TAX
COLLECTOR**

Presenter/s: Ms. Shari L. Schapmire, Treasurer-Tax Collector.

CHAIR SMITH PASSED THE GAVEL TO VICE-CHAIR McCOWEN AT 1:58 P.M.

CHAIR PRO-TEM McCOWEN PRESIDING

CHAIR SMITH PRESIDING AT 2:02 P.M.

Board Action: Upon motion by Supervisor Hamburg, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED that the Board of Supervisors adopts the resolution authorizing the issuance of the 2011-12 tax and revenue anticipation notes in an amount not to exceed \$30,000,000, and authorization to execute Contract of Purchase for issuance of same.

RESOLUTION NO. 11-087

PROVIDING FOR THE ISSUANCE AND SALE OF 2011-12 TAX AND REVENUE ANTICIPATION NOTES IN ONE OR MORE SERIES IN AN AMOUNT NOT EXCEEDING \$30,000,000 AND APPROVING A FORM OF A PRELIMINARY OFFICIAL STATEMENT AND CERTAIN OTHER MATTERS RELATED THERETO

T2-3436

AGENDA ITEM NO. 5C – TIMED ITEM – PRESENTATION AND APPROVAL OF 2011-12 CEO BUDGET RECOMMENDATION(S); WITH RELATED APPROVAL OF LAYOFF LIST AND/OR POSITION ELIMINATION LIST; FURTHER APPROVAL OF RELATED RESOLUTION(S); AND TO FURTHER PROVIDE DIRECTION ON FINAL BUDGET IMPLEMENTATION

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer; Mr. Kyle Knopp, Deputy Chief Executive Officer; and Mr. Lloyd Weer, Assistant Auditor-Controller.

Public Comment: Ms. Janelle Rau, General Services Agency; Sheriff Tom Allman; Mr. Bruce Jones; Ms. Alyssum Wier; Mr. Joe Mortz; Mr. C. David Eyster, District Attorney; Ms. Stacey Cryer, Health and Human Services Agency Director; Mr. Nash Gonzalez, Planning and Building Services Director.

Board Action: Upon motion by Supervisor Pinches, seconded by Supervisor McCowen, and carried (4/1 with Supervisor Smith Dissenting); IT IS ORDERED that the Board of Supervisors approves the FY 2011-12 CEO Budget Recommendation(s); approving layoff list and/or position elimination list; approving related Resolution(s); further providing direction on final budget implementation; and incorporating the recommended change, made by Supervisor Hamburg, to the first sentence of the third paragraph of the letter to Governor Jerry Brown (shown on page 44 of the CEO Budget Recommendations) to read “The absence of a funding mechanism leaves our citizens and sworn staff with trepidation regarding the future of public safety in Mendocino County.”

RESOLUTION NO. 11- 088

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING THE RECOMMENDED REDUCTIONS IN FORCE THROUGH LAYOFFS AND DIRECTION TO STAFF TO PROVIDE THE NECESSARY NOTICES TO AFFECTED EMPLOYEES IN ACCORDANCE WITH CIVIL SERVICE RULE 6 AND APPROPRIATE SECTIONS OF THE LABOR AGREEMENTS WITH THE AFFECTED BARGAINING UNITS

RECESS: 4:15 – 4:26 P.M.

AGENDA ITEM NO. 5A – CHIEF EXECUTIVE OFFICER REPORTS

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer.

Board Action: No action taken.

T4-1093

AGENDA ITEM NO. 7A – SUPERVISORS REPORTS – ASSIGNED BOARDS, COUNCILS & COMMISSIONS / OTHER MEETINGS ATTENDED

AGENDA ITEM NO. 7B – SUPERVISORS REPORTS – STANDING COMMITTEES – CHAIR REPORTS

AGENDA ITEM NO. 7C – SUPERVISORS REPORTS – AD-HOC COMMITTEE REPORTS

Presenter/s: Chair Smith and fellow Board members.

Board Action: No action taken.

T1-1685

AGENDA ITEM NO. 6A – DEPARTMENT OF TRANSPORTATION – DIRECTOR’S REPORT

Presenter/s: Mr. Howard Dashiell, Transportation Director.

Board Action: No action taken.

T1-2051

AGENDA ITEM NO. 10 – APPOINTMENTS TO BOARDS AND COMMISSIONS

Board Action: Upon motion by Supervisor Pinches, seconded by Supervisor McCowen, and carried unanimously; IT IS ORDERED that the Board of Supervisors appoints/reappoints the foregoing listed applicants.

| Board or Commission | Appointee | Category |
|---|------------------|--------------------------------|
| Child Care Planning Council | Catherine McKay | Parent/Consumer Representative |
| Child Care Planning Council | Conan McKay | Public Agency Representative |
| Child Care Planning Council | Denise Gorny | Discretionary Representative |
| Child Care Planning Council | Linda Nagel | Community Representative |
| Child Care Planning Council | Pat Thygesen | Provider Representative |
| Commission on Medical Care | Stacey Cryer | Director |
| Commission on Medical Care | Terrance Burns | Public Representative |
| Commission on Medical Care | Cathy Frey | Public Representative |
| HHSA Advisory Board | Ben Anderson | Community Representative |
| Mendocino County Fish and Game Commission | David Willoughby | Member at Large (Inland) |

T4-2085

AGENDA ITEM NO. 4 – CONSENT CALENDAR – REMOVED FOR SEPARATE CONSIDERATION:

(2) BOS 11-054 Approval of Three-Year Contract with Gallina LLP for Audit Services – Auditor-Controller

Presenter/s: Supervisor McCowen.

Public Comment: Mr. Lloyd Weer, Assistant Auditor-Controller.

Board Action: Foregoing introduced by Supervisor Brown, seconded by Supervisor Pinches, and carried (4/1 with Supervisor McCowen dissenting).

T4-2545

AGENDA ITEM NO. 12 – COUNTY COUNSEL

Presenter/s: Ms. Jeanine B. Nadel, County Counsel

Board Action: No action taken.

ADJOURNED TO CONTINUED CLOSED SESSION AT 5:08 – 5:22 P.M.

T1-2667

AGENDA ITEM NO. 11c – PURSUANT TO GOVERNMENT CODE SECTION 54956.9B – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION – ONE CASE

RECONVENED IN OPEN SESSION – 5:22 P.M.

T1-2667

AGENDA ITEM NO. 11 – REPORT OUT OF CLOSED SESSION - CONTINUED

Presenter: County Counsel reported that, in regards to the Closed Session Item No. 11c - *Significant Exposure to Litigation*, staff has been directed to prepare a Resolution to rescind the elimination of positions in the Sheriff's Office, to be placed on the June 14, 2011, agenda. This direction is in response to the Sheriff's declaration of a conflict with the office of County Counsel, and exposure to litigation which will require the Board of Supervisors to retain outside counsel for the Sheriff. The Board will consider the elimination of the positions again in 60 days from today's date as part of the 2011/2012 budget process.

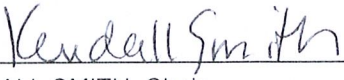
Board Action: Upon motion by Supervisor Pinches, seconded by Supervisor Brown, and carried (3/2, with Supervisors Smith and Hamburg dissenting).

AGENDA ITEM NO. 13 – COMMUNICATIONS RECEIVED AND FILED

- (a) State Water Resources Control Board: Notice of Adoption Hearing and Notice of Availability of Documents Regarding the Proposed Russian River Frost Protection Regulation; The Public Hearing will be Held at a Water Resources Control Board Meeting on September 20, 2011, Starting at 9:00 a.m., Coastal Hearing Room, Joe Serna, Jr./Cal-EPA Building, 1001 I Street, Second Floor, Sacramento, CA 95814; Written Comments, Evidence, and Other Material may be Submitted No Later than Noon on July 5, 2011, and may be Submitted by Email to commentletters@waterboards.ca.gov (if Less than 15 Megabytes in Total Size) or by Fax at (916) 341-5620; Please Indicate in the Subject Line: "Comment Letter – Proposed Russian River Frost Regulation"; Written Comments may also be Delivered to: Jeanine Townsend, Clerk to the Board, State Water Resources Control Board, P.O. Box 100, Sacramento, CA 95812-2000 (by Mail) or 1001 I Street, 24th Floor, Sacramento, CA 95814 (by Hand Delivery)
- (b) State of California Fish and Game Commission: Notice of Proposed Changes in Regulations Regarding Waterfowl Hunting; Any Person Interested may Present Statements, Orally or in Writing, on All Options Relevant to this Action at a Hearing to be Held at the Lexington Plaza Waterfront Hotel, 110 West Fremont Street, Stockton, CA, on Thursday, June 30, 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, on All Actions Relevant to this Action at a Hearing to be Held at the State of California, Resources Agency Building Auditorium, 1416 Ninth Street, Sacramento, CA, on Thursday, August 4, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Written Comments may be Submitted to Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090, or by Fax at (916) 653-5040, or by Email to FGC@fgc.ca.gov; Written Comments Mailed, Faxed, or Emailed to the Commission Office Must be Received Before 5:00 p.m. on August 1, 2011; All Comments Must be Received No Later than August 4, 2011, at the Hearing in Sacramento; Information is on File and Available for Public Review from the Agency Representative, Jon K. Fischer, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090, Phone (916) 653-4899 (Please Direct Requests for the Documents and Inquiries Concerning the Regulatory Process to Sheri Tiemann at the Preceding Address or Phone Number); The Notice of Proposed Action Shall be Posted on the Fish and Game Commission Website at <http://www.fgc.ca.gov>
- (c) State of California Fish and Game Commission: Notice of Proposed Changes in Regulations Regarding Upland Game Hunting; Any Person Interested may Present Statements, Orally or in Writing, on All Options Relevant to this Action at a Hearing to be Held at the Lexington Plaza Waterfront Hotel, 110 West Fremont Street, Stockton, CA, on Thursday, June 30, 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, on All Actions Relevant to this Action at a Hearing to be Held at the State of California, Resources Agency Building Auditorium, 1416 Ninth Street, Sacramento, CA, on Thursday, August 4, 2011, at 8:30 a.m., or as Soon Thereafter as the Matter may be Heard; Written Comments may be Submitted to Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090, or by Fax at (916) 653-5040, or by Email to FGC@fgc.ca.gov; Written Comments Mailed, Faxed, or Emailed to the Commission Office Must be Received Before 5:00 p.m. on August 1, 2011; All Comments Must be Received No Later than August 4, 2011, at the Hearing in Sacramento; Information is on File and Available for Public Review from the Agency Representative, Jon K. Fischer, Acting Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, CA 94244-2090, Phone (916) 653-4899 (Please Direct Requests for the Documents and Inquiries Concerning the Regulatory Process to Sheri Tiemann at the Preceding Address or Phone Number); The Notice of Proposed Action Shall be Posted on the Fish and Game Commission Website at <http://www.fgc.ca.gov>

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 5:22 P.M.

Attest: Tim Mitchell
Deputy Clerk of the Board


KENDALL SMITH, Chair



Attest: Kristine Lawler
Administrative Assistant



NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS

- Effective March 1, 2009, Board of Supervisors minutes will be produced in “action only” format. As an alternative service, public access to recorded Board proceedings will be available on the Board of Supervisors’ website in indexed audio format
- LIVE WEB STREAMING OF BOARD MEETINGS is now available through Mendocino Access Television: www.mendocinoaccess.org (Requires Windows Media Player (Version 9+). If technical assistance is needed, please contact Mendocino Access Television at (707) 357-0624
- Minutes are considered draft until adopted/approved by the Board of Supervisors
- The Board of Supervisors’ action minutes are also posted on the County of Mendocino website at: www.co.mendocino.ca.us/bos
- To request an official record of a meeting of the Mendocino County Board of Supervisors, please contact the Clerk of the Board at (707) 463-4221
- 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

Thank you for your interest in the proceedings of the Mendocino County Board of Supervisors