AGENDA
APRIL 7, 2009 – 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

Order of Agenda:
Open Session, Roll Call & Pledge of Allegiance
Public Expression
Adoption of Consent Calendars
Regular Agenda Items
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)

MEETING HIGHLIGHTS

Open Session
(9:00 a.m.)

Public Expression
(Approximately 9:05 a.m.)

Adoption of Proclamation Recognizing the 50th Anniversary of the Willits Branch of the American Association of University Women (AAUW)
(Approximately 9:15 a.m. – See Item No. 7b)

Adoption of Proclamation Recognizing April 6-12, 2009, as National Public Health Week and Proclaim April 6-12, 2009, as Public Health Week in Mendocino County
(Approximately 9:15 a.m. – See Item No. 6a)

Discussion and Possible Action Regarding Resolving Projected Shortfall in Fiscal Year 2008/2009 Budget
(Appproximately 10:30 a.m. – See Item No. 5e)

Adjourn to Lunch Recess
(Approximately 12:00 Noon)

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

Adjourn to Closed Session
(Approximately 2:30 p.m. – See Item Nos. 11a-b)

Reconvene in Open Session/Report Out from Closed Session
(Following the Conclusion of Closed Session Business)

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 March 16, 2009, Special Budget Session
- Approval of Minutes of March 16, 2009, Special Closed Session
- Approval of Minutes of March 17, 2009, Board Meeting
- Approval of Minutes of March 17, 2009, Joint Board and Planning Commission Session
- Approval of Minutes of March 23, 2009, Special Session
- Approval of Minutes of March 24, 2009, Off-Site Board Meeting
- Approval of Minutes of March 31, 2009, Special Session

ITEM NO. 4 – CONSENT CALENDARS

- Regular Consent Calendar (See Attached)
- Air Quality Management District 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 – CHIEF EXECUTIVE OFFICER

(a) Legislative Report
(b) Budget Officer Report
(c) Chief Executive Officer Report and Economic Stimulus Action Plan Update
(d) Discussion and Possible Action Regarding Underground Utilities Program, Funded by the Pacific Gas & Electric Company Rule 20A Allocations; and Approval of Referral to the Public Resources Committee for Direction
(e) Timed Item – 10:30 a.m.: Discussion and Possible Action Regarding Resolving Projected Shortfalls in the Fiscal Year 2008/2009 Budget
(f) Discussion and Possible Action Regarding Board of Supervisors Compensation in Accordance with Mendocino County Code Section 3.04.071

ITEM NO. 6 – DEPARTMENTAL MATTERS AND REPORTS

(a) Timed Item – 9:15 a.m.: Discussion and Possible Action Including Adoption of Proclamation Recognizing April 6-12, 2009, as National Public Health Week and Proclaim April 6-12, 2009, as Public Health Week in Mendocino County – Sponsoring Department: Health and Human Services Agency/Community Health Services
(b) Department of Transportation – Director’s Report

ITEM NO. 7 – COMMITTEE REPORTS/SUPERVISORS REPORTS

(a) Supervisors Reports
(b) Timed Item – 9:15 a.m.: Discussion and Possible Action Regarding Adoption of Proclamation Recognizing the 50th Anniversary of the Willits Branch of the American Association of University Women (AAUW) – Sponsor: Supervisor Smith
(c) Discussion and Possible Action Regarding a Request that the Board of Supervisors Send a Letter to the Minerals Management Service (MMS) in Opposition for Consideration of the Mendocino Coast for Off-Shore Oil and Gas Leasing, Also Requesting a Public Hearing on the Mendocino Coast – Sponsors: Supervisors Colfax and McCowen

(d) Discussion and Possible Action Including Approval of Board Delegation of Supervisors Smith and Colfax to Represent the County at the April 16, 2009, Minerals Management Service (MMS) Public Meeting in San Francisco, California, Regarding Off-Shore Oil and Gas Leasing – Sponsor: Supervisor Smith

(e) Discussion and Possible Action Including Approval of a Comment Letter Regarding the Northwest Training Range Complex Environmental Impact Statement (EIS/OEIS) Overseas Environmental Impact Statement for the U.S. Navy Weapons Testing Program (NWTRC) – Sponsors: Supervisors McCowen and Smith

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**ITEM NO. 8 – MISCELLANEOUS**

**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 the following 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

| (a) | Commission on the Status of Women          (12) |
| (b) | Building Appeals Board                     (7)  |
| (c) | Mental Health Board                        (3)  |
| (d) | Workforce Investment Board                 (7)  |
| (e) | Air Quality Management District Hearing Board (4) |
| (f) | Public Health Advisory Board               (2)  |
| (g) | Alcohol and Drug Abuse Advisory Board      (3)  |
| (h) | Cemetery District of Fish Rock             (3)  |
| (i) | Mendocino County Forest Council            (4)  |
| (j) | Laytonville Area Municipal Advisory Council (4) |
| (k) | Grievance Appeals Committee                (3)  |
| (l) | In-Home Supportive Services (IHSS) Advisory Committee (7) |
| (m) | Cemetery District of Hopland               (1)  |
| (n) | Mendocino County Museum Advisory Board     (4)  |
| (o) | Mendocino County Airport Land Use Commission (4) |
| (p) | Cemetery District of Westport-Ten Mile     (1)  |
| (q) | Cemetery District of the Redwoods          (2)  |
| (r) | Child Care Planning Council                (3)  |
| (s) | Solid Waste Hearing Panel                  (2)  |
| (t) | Mendocino County Resources Conservation District (1) |
| (u) | Area Agency on Aging (AAA) Advisory Council (3) |
| (v) | Indian Gaming Local Community Benefit Committee (2) |
| (w) | Animal Care and Control Appeals & Advisory Board (1) |
| (x) | Developmental Disabilities Board – Area I (2) |
| (y) | Mendocino County Archaeological Commission (1) |
| (z) | Library Advisory Board                     (1)  |
| (aa)| Mendocino Historical Review Board          (1)  |
| (bb)| Retirement Board                           (1)  |
ITEM NO. 11 – CLOSED SESSION (AT THE CONCLUSION OF OPEN SESSION BUSINESS)
(a) Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiator – Agency Negotiators: Alison Glassey; Meredith Ford; and Fran Buchanan; Employee Organization(s): All
(b) Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation – Chief Executive Officer

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 1090.
(a) Pacific Gas and Electric (PG&E) Company Potter Valley Hydroelectric Project, No. 77:
   • Response to the March 4, 2009 Letter from Ellison Folk on Behalf of Friends of the Eel River (“FOER”) Regarding the Potter Valley Powerhouse Bypass Project
   • Friends of the Eel River (“FOER”) Motion to Intervene on Federal Energy Regulatory Commission (FERC) Project No. 77-212, Dated March 19, 2009
   • FERC Letter Order Accepting PG&E’s Quality Control and Inspection Plan, Civil Drawings et al
   • FERC Letter Order Granting an Additional 30 Days for PG&E to File Their FERC Form 80
   • FERC Environmental Assessment; Application for Amendment of License for Temporary Diversion and Restoration of Water to Lake Pillsbury, FERC Project No.77-222
(b) Fish and Game Commission California: Notice of Proposed Regulatory Action Relative to Section 124, Title 14, California Code of Regulations, Relating to Commercial Halibut Trawl Gear, Which Will Be Published in California Regulatory Notice Register on March 27, 2009. For questions, contact Ms. Marija Vojkovich at (805) 568-1246; Public Hearing will be held Thursday, May 14, 2009, at 8:30 a.m., at 1416 Ninth Street, RM 1320, Sacramento, California
(c) State Water Resources Control Board: Notice of a Public Meeting on May 26, 2009 Regarding Southern California Costal Water Research Project to Perform a Project to Re-assess the Areas Designated for Water Quality Protection as Shellfish Harvesting Areas and Aquaculture. For More Information Reply to mgjerde@waterboards.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 1090. 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 1090.
- 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 1090. 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

- NEW! 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 are available online. Please Access the Selected Agenda from the Board's Website to View Additional Information: www.co.mendocino.ca.us/bos
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 item is recommended for denial:

1. Claim Against the County
   - Claim of the School House Plaza at Brutocao, LLC (Paul M. Mahoney, Esq.)

The following items are recommended for approval:

**Criminal Justice**

2. Approval of Budget Transfer in the Amount of $29,000 from Jail-COPS Service and Supplies and Inmate Welfare Fund to Fixed Assets, Enabling a Purchase of Bakery Equipment, and to Add the Bakery Equipment to the Fixed Asset List – Sheriff

**General Government**

3. Adoption of Resolution Approving the Temporary and Partial Closure of a Portion of Center Street, County Road 114 (Hopland Area), as Part of the Bi-Annual Hopland Passport Weekend Scheduled for May 3-4, 2009 and October 24-25, 2009 – Clerk of the Board

**Public Resources**

4. Approval of Coastal Development Permit – Planning and Building Services
   - CDP No. 63-2008 Judith Chapman (Owner); Mauri Knapp (Agent)
   - LOCATION: In the Coastal Zone, Approximately ¼ Mile East of the Town of Mendocino, on the East Side of Gurley Lane (CR 407 Z), Approximately 200 Feet North of its Intersection with Little Lake Road (CR 408) at 10651 Gurley Lane (APN 119-100-01)
   - REQUEST: Place a New 1,500 Square Foot Single-Story Single-Family Residence (Manufactured Home) with a Maximum Height of 13’ 6”.
   - Associated Development Includes Approximately 100 Linear Feet of Driveway Development, Conversion of a Test Well to a Production Well, Connection to the Community Services District for Septic Service, and Installation of a Propane Tank. Approval of Coastal Development Permit(s)

5. Adoption of Resolution Approving Department of Transportation Agreement No. 090054 with Geo-Logic Associates (San Bernardino, CA) for Water Quality Monitoring Report Preparation for Caspar, South Coast and Laytonville Landfills – Transportation

6. Adoption of Resolution Approving Department of Transportation Agreement No. 090076 (Mendocino Redwood Company, LLC) for the Acquisition of Right of Way Needed for Reconstruction and Widening of Haul Road Bridge, CR 104, M.P. 0.75 (Ukiah Area) – Transportation

7. Adoption of Resolution Approving Department of Transportation Agreement No. 090077 (DDR DB Mendocino LP, formerly known as DDR DB Mendocino LLC) for the Acquisition of Right of Way Needed for Reconstruction and Widening of Haul Road Bridge, CR 104, M.P. 0.75 (Ukiah Area) – Transportation

**Public Resources**

8. Adoption of Resolution of Support for the Petition for Temporary Urgency Change as Filed by the Russian River Flood Control and Water Conservation Improvement District (RRFCWCID) to Retain More Water in Lake Mendocino – Supervisors Brown and McCowen
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 approval:

1. Referral from the Air Quality Management District to the Public Resources Committee for Discussion and Direction Regarding Funding for Contract Planning Services in Fiscal Year 2009/2010 to Meet the Requirements of AB 32

2. Referral from the Air Quality Management District to the Public Resources Committee for Discussion and Direction Regarding Update of the District’s Database
AGENDA TITLE: The Sheriff is Requesting Approval to Make a Budget Transfer from Jail-Cops Service and Supplies and Inmate Welfare Fund to Fixed Assets, Enabling a Purchase of Bakery Equipment, and to Add the Bakery Equipment to the Fixed Asset List

SUMMARY OF REQUEST: The Sheriff’s Office desires to start baking bread as a cost cutting measure.

In 2008, the Sheriff’s Office spent $28,924.54 for bread. This equated to an average cost of $1.096 per loaf of bread. Based on information provided by Zach Schat, we have estimated the cost of baking our own bread to be .72 cents per loaf.

Attached is a cost comparison between purchasing and baking. In our calculations, baking will be $9,321.54 less expensive than continuing to purchase. The equipment will be paid off in 3 years and we realize the full benefit of the savings.

The Sheriff’s Office, in cooperation with General Services, will be purchasing refurbished equipment as opposed to new. We received a quote for new equipment and the cost would be $33,892.69 versus refurbished at $18,366.52.

Additional benefits of having a bread making operation: is to offer Probation to get bread from the Sheriff’s Office for Juvenile Hall and to provide job training to inmates.

The Sheriff is requesting approval to make a budget transfer $29,000.00 from Jail-COPS Service/Supplies and Inmate Welfare Fund to Fixed Assets to purchase the necessary bakery equipment.

FISCAL IMPACT:

<table>
<thead>
<tr>
<th>Source of Funding</th>
<th>Current F/Y Cost</th>
<th>Annual Recurring Cost</th>
<th>Budgeted in Current F/Y</th>
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<tr>
<td>Jail COPS and Inmate Welfare Fund</td>
<td>29,000.00</td>
<td>None</td>
<td>Yes</td>
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VOTE REQUIREMENT: Majority (4/5ths)

RECOMMENDED ACTION/MOTION: Approve the Sheriff’s request to make a budget transfer from Jail-COPS Service and Supplies and Inmate Welfare Fund to Fixed Assets, enabling a purchase of bakery equipment, and to add the bakery equipment to the Fixed Asset list.

ALTERNATIVES: Do not approve Sheriff’s request.

CEO REVIEW (NAME):

RECOMMENDATION: Agree  Disagree  No Opinion  Alternate  Staff Report Attached

BOARD ACTION (DATE: 3-19-2009):  Approved  Referred to  Other

RECORDS EXECUTED:  Agreement:  Resolution:  Ordinance:  Other

Revised-01/09
AGENDA TITLE: Adoption of Resolution Approving the Temporary and Partial Closure of a Portion of Center Street, County Road 114 (Hopland Area), as Part of the Bi-Annual Hopland Passport Weekend Scheduled for May 3 – 4, 2009, and October 24-25, 2009

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: October 17, 2000: The Board of Supervisors has approved either by Minute Order or by Resolution, the temporary and partial road closure of a portion of Center Street in Hopland as part of the Bi-Annual Hopland Passport Wine event beginning in 2000.

SUMMARY OF REQUEST: The Hopland Passport Association is the seeking endorsement and permission of the Board of Supervisors to temporarily and partially close a portion of Center Street in Hopland as part of the bi-annual Hopland Passport wine event. Said event would be held between 11:00 a.m. and 5:00 p.m. each day. Cooperation will be given to the California Highway Patrol and to the Mendocino County Sheriff’s Department in allowing traffic to proceed on the highway, as only one lane is needed to conduct said event. In order for the event to be held, the Hopland Passport Association needs to seek permission from the Mendocino County Board of Supervisors, pursuant to the Department of Transportation and California Highway Patrol’s Joint Policy Guidelines for Special Events on State Conventional Highway Rights of Ways, in order to file the necessary permits with CalTrans.

FISCAL IMPACT:

Source of Funding | Current F/Y Cost | Annual Recurring Cost | Budgeted in Current F/Y
N/A | Yes | No

SUPERVISORIAL DISTRICT: 1 2 3 4 5 All VOTE REQUIREMENT: Majority 4/5ths

RECOMMENDED ACTION/MOTION: That the Board adopts a resolution granting permission for the Hopland Passport Association to hold an event on Center Street in Hopland, on May 3 – 4, 2009, and October 24-25, 2009; and forward a copy of the resolution to Hopland Passport Association, for submission to the California State Department of Transportation District Permit engineer in Eureka, California.

ALTERNATIVES: Do not grant permission for the Hopland Passport Association to hold the Bi-Annual Hopland Passport Weekend Scheduled for May 3 – 4, 2009, and October 24-25, 2009

CEO REVIEW (NAME): ______________________________________ PHONE: 463-4441
RECOMMENDATION: Agree □ Disagree □ No Opinion □ Alternate □ Staff Report Attached □

BOARD ACTION (DATE: ____________): □ Approved □ Referred to ____________________ □ Other ________

RECORDS EXECUTED: □ Agreement: __________ □ Resolution: __________ □ Ordinance: ________ □ Other ________
TO: Board of Supervisors    DATE: March 24, 2009
FROM: Planning & Building Services    MEETING DATE: April 7, 2009
DEPARTMENT RESOURCE/CONTACT: Frank Lynch    PHONE: 4281
Present ☐ On Call ☑

Consent Agenda ☑ Regular Agenda ☐ Noticed Public Hearing ☐ Time Allocated for Item: ______

**AGENDA TITLE:** Authorization of the issuance of Coastal Development Permit #CDP 63-2008 (Chapman)

**PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** None

**SUMMARY OF REQUEST:** Place a new 1,500 square foot single-story single-family residence (manufactured home) with a maximum height of 13 feet, 6 inches. Associated development includes approximately 100 linear feet of driveway development, conversion of a test well to a production well, connection to the community services district for septic service, and installation of a propane tank.

**SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:** http://www.co.mendocino.ca.us/planningfb/projects.

**ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):**

**FISCAL IMPACT:**

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<td>N/A</td>
<td>N/A</td>
<td>Yes ☑ No ☑ ☑</td>
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</table>

**SUPERVISORIAL DISTRICT:** 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☑ All ☐ VOTE REQUIREMENT: Majority ☑ 4/5ths ☑

**RECOMMENDED ACTION/MOTION:** That the Board of Supervisors authorizes the issuance of Coastal Development Permit # 52-2008

**ALTERNATIVES:** That the Board of Supervisors requires that Coastal Development Permit #CDP 63-2008 (Chapman) be scheduled for a public hearing and processed pursuant to Mendocino County Code Section 20.536.010

**CEO REVIEW (NAME):** __________________________________________ PHONE: 463-4441

**RECOMMENDATION:** Agree ☑ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☑

**BOARD ACTION (DATE: ______________):** ☑ Approved ☐ Referred to ____________________ ☑ Other ______

**RECORDS EXECUTED:** ☑ Agreement: _________ ☑ Resolution: _________ ☑ Ordinance: _________ ☑ Other ______

Revised-01/09
AGENDA TITLE: Adoption of Resolution Approving and Executing Department of Transportation Agreement No. 090054 with Geo-Logic Associates (San Bernardino, Ca) for Water Quality Monitoring Report Preparation for Caspar, South Coast and Laytonville Landfills

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: The Board of Supervisors at their 13 September 2005 meeting approved the Department of Transportation - Solid Waste Division to issue a Request for Proposal (RFP). At its meeting of 10 January 2006, the Board of Supervisors took action to award the professional services agreement for landfill groundwater monitoring report preparation services to Geo-Logic Associates. The agreement was executed for the term of 1 January 2006 through 30 April 2009.

SUMMARY OF REQUEST: (See attached sheet)

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: Not Applicable

ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☑

FISCAL IMPACT:

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<td>BU 4511 Franchise Fees</td>
<td>$44,038</td>
<td>$44,038</td>
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SUPERVISORIAL DISTRICT: 1 ☐ 2 ☐ 3 ☒ 4 ☒ 5 ☒ All ☐ VOTE REQUIREMENT: Majority ☑ 4/5ths ☐

RECOMMENDED ACTION/MOTION: By Resolution, approve DOT Agreement No. 090054 with Geo-Logic Associates (San Bernardino, CA) for Water Quality Monitoring Report preparation for Caspar, South Coast and Laytonville Landfills and authorize/direct Board Chair to execute said Agreement on behalf of Mendocino County.

ALTERNATIVES: An alternative (not recommended) would be to not approve the Agreement with Geo-Logic Associates and direct the Department of Transportation - Solid Waste Division to conduct another Request for Proposal (RFP) for landfill groundwater monitoring report preparation services.

CEO REVIEW (NAME): ____________________________ PHONE: 463-4441

RECOMMENDATION: Agree ☐ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☐
Summary of Request: (cont.)

This new Agreement would extend Geo-Logic Associates services for an additional (3) three-year term for an amount not to exceed $168,559. It is recommended the Board of Supervisors approve the new Agreement with Geo-Logic Associates for the continued professional engineering geologist analysis and reporting to the Regional Water Quality Control Board (WQCB) of statistically significant tolerance limits and trend analysis depiction for the closed Caspar, South Coast and Laytonville County Landfills.

The Detection Monitoring Program in its current configuration was instituted in 2006 in response to the requirements of the WQCB. The Detection Monitoring Program is a joint effort between County field staff following specific field protocol, a state certified public health laboratory for sample analysis, and a professional engineering geologist firm that analyzes trend depiction and provides interruptive reporting services. The professional engineering geologist service is the subject of this Agreement.

Solid Waste Division staff provides the manpower by collecting groundwater depth data and monitoring well, surface water, leachate and gas well samples. In collecting the samples, staff follows procedures contained in the initial scope of work outlined by Geo-Logic as part of their 2006 Agreement with the Department of Transportation. Staff completes a chain-of-custody document and delivers water and gas samples to a local, certified public health laboratory. The sample results are transmitted by the certified public health laboratory to the professional engineering geologist, Geo-Logic. Geo-Logic determines whether the samples exceed statistically significant tolerance limits, and also conducts a trend analysis depiction using an industry recognized database program (SANITAS).

The professional engineering geologist compiles the quarterly reports required by WQCB for each of the three landfills. The reports interpret the sample results by comparing and contrasting them to the ongoing trend analysis. The SANITAS database program is employed for this purpose. The required testing is performed to a precision in parts-per-billion, and many factors can and do create anomalies. The anomalies are explained by the engineering geologist through the use of blank or split samples, or confirmed by county staff in follow-up testing.

Since March 2006, Geo-Logic has been providing professional engineering geologist analysis and reporting to the WQCB for the Solid Waste Division. After Board approval was granted on 13 September 2005, the Solid Waste Division conducted a Request for Proposal (RFP). The RFP mailing list contained 10 firms deemed capable of the scope of work.

In 2005, the RFP review committee selected Geo-Logic as the top ranked proposal offering the best product at the fairest price. At its meeting of 10 January 2006, the Board took action to award Geo-Logic Associates the professional services agreement for landfill groundwater monitoring report preparation services. The agreement was executed for the term of 1 January 2006 through 30 April 2009.
TO:    Board of Supervisors  
FROM:  Department of Transportation  
DATE:   31 March 2009  
MEETING DATE:  7 April 2009  

DEPARTMENT RESOURCE/CONTACT: Howard N. Dashiell  
PHONE: 463-4363  
Present ☐ On Call ☑

Consent Agenda ☑ Regular Agenda ☐ Noticed Public Hearing ☐ Time Allocated for Item: Not Applicable

AGENDA TITLE: Adoption of Resolution Approving Department of Transportation Agreement No. 090076 (Mendocino Redwood Company, LLC) for the acquisition of Right of Way needed for reconstruction and widening of Haul Road Bridge, CR 104, M.P. 0.75 (Ukiah Area)

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: None

SUMMARY OF REQUEST: Rights of way are needed for the above-referenced project to widen Haul Road Bridge in order to allow for the installation of bike lanes and a continuous left turn median lane. Mendocino Redwood Company, LLC owns the property that the County needs to acquire and have signed County Road Right of Way Acquisition Contract, Department of Transportation Agreement No. 090076 whereby they agree to convey to the County the said right of way needed. The Department of Transportation is now requesting Board approval of Department of Transportation Agreement No. 090076.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: Not Applicable

ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☑

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<th>Source of Funding</th>
<th>Current F/Y Cost</th>
<th>Annual Recurring Cost</th>
<th>Budgeted in Current F/Y</th>
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<tr>
<td>STIP and County Road Funds</td>
<td>$1,700.00</td>
<td>Not Applicable</td>
<td>Yes ☑ No ☐</td>
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SUPERVISORIAL DISTRICT: 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☑  VOTE REQUIREMENT: Majority ☑ 4/5ths ☐

RECOMMENDED ACTION/MOTION: By Resolution, accept and approve County Road Right of Way Acquisition Contract, Department of Transportation Agreement No. 090076 with Mendocino Redwood Company, LLC, in connection with Department of Transportation Project No. A-0701 and authorize and direct the Board Chair to execute said Agreement.

ALTERNATIVES: An alternative (not recommended) would be to postpone approval of Department of transportation Agreement No. 090076, thereby delaying acquisition of rights of way needed for the project.

CEO REVIEW (NAME):  
PHONE: 463-4441

RECOMMENDATION: Agree ☐ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☐

BOARD ACTION (DATE: _________): ☑ Approved ☐ Referred to _________ ☑ Other _________

RECORDS EXECUTED: ☑ Agreement: _________ ☑ Resolution: _________ ☑ Ordinance: _________ ☑ Other _________

W:\Agenda\04-07-09\04-07-09 4a6-DOT 090076 MRC - AS.doc  
Revised-01/09
TO: Board of Supervisors  DATE: 31 March 2009
FROM: Department of Transportation  MEETING DATE: 7 April 2009

DEPARTMENT RESOURCE/CONTACT: Howard N. Dashiell  PHONE: 463-4363  Present ☐  On Call ☑

Consent Agenda ☒  Regular Agenda ☐  Noticed Public Hearing ☐  Time Allocated for Item: N/A

AGENDA TITLE: Adoption of Resolution Approving Department of Transportation Agreement No. 090077 (DDR DB Mendocino LP, formerly known as DDR DB Mendocino LLC) for the acquisition of Right of Way needed for reconstruction and widening of Haul Road Bridge, CR 104, M.P. 0.75 (Ukiah Area)

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: None

SUMMARY OF REQUEST: Rights of way are needed for the above-referenced project to widen Haul Road Bridge in order to allow for the installation of bike lanes and a continuous left turn median lane. DDR DB Mendocino LP, formerly known as DDR DB Mendocino LLC owns the property that the County needs to acquire and have signed County Road Right of Way Acquisition Contract, Department of Transportation Agreement No. 090077 whereby they agree to convey to the County the said right of way needed. The Department of Transportation is now requesting Board approval of Department of Transportation Agreement No. 090077.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: Not Applicable
ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☒

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SUPERVISORIAL DISTRICT: 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☑  VOTE REQUIREMENT: Majority ☒ 4/5ths ☐

RECOMMENDED ACTION/MOTION: By Resolution, accept and approve County Road Right of Way Acquisition Contract, Department of Transportation Agreement No. 090077 with DDR DB Mendocino LP, formerly known as DDR DB Mendocino LLC, in connection with Department of Transportation Project No. A-0701 and authorize and direct the Board Chair to execute said Agreement.

ALTERNATIVES: An alternative (not recommended) would be to postpone approval of Department of transportation Agreement No. 090077, thereby delaying acquisition of rights of way needed for the project.

CEO REVIEW (NAME):  PHONE: 463-4441
RECOMMENDATION:  Agree ☐  Disagree ☐  No Opinion ☐  Alternate ☐  Staff Report Attached ☐

BOARD ACTION (DATE: _____________): ☐ Approved  ☐ Referred to  ☐ Other ☐
RECORDS EXECUTED: ☐ Agreement: __________  ☐ Resolution: __________  ☐ Ordinance: __________  ☐ Other __________
TO:          Board of Supervisors  DATE:        April 1, 2009
FROM:     Supervisors Brown and McCowen  MEETING DATE:     April 7, 2009
DEPARTMENT RESOURCE/CONTACT:  Kristi Furman  PHONE: 463-4221
Consent Agenda ☒  Regular Agenda ☐  Noticed Public Hearing ☐  Time Allocated for Item: N/A

■ AGENDA TITLE: Adoption of Resolution of Support for the Petition for Temporary Urgency Change as Filed by the Russian River Flood Control and Water Conservation Improvement District (RRFCWCID) to Retain More Water in Lake Mendocino

■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: March 24, 2009: The Board adopted a resolution declaring a local emergency and imminent threat of disaster due to drought conditions.

■ SUMMARY OF REQUEST: On April 1, 2009 the Russian River Flood Control and Water Conservation Improvement District filed a Petition for Temporary Urgency Change with the State Water Resources Control Board, Division of Water Rights, requesting that the current water year (2008-2009) be reclassified from a Normal Year to a Dry Year from May 1st to May 31st, and Critically Dry Year from June 1st to November 31st as defined in Decision 1610. This change will allow more water to be retained in Lake Mendocino for use by fisheries, municipalities and agriculture.

If “normal year” water releases remain in effect it is expected that Lake Mendocino will be effectively dewatered by late July. Analysis performed by the Sonoma County Water Agency indicates that a combination of “dry” and “critically dry” releases will maintain water in Lake Mendocino until late October 2009.

The effort to reduce the currently mandated releases from Lake Mendocino and to retain more water in the Lake is consistent with the purpose and intent of the resolution adopted by the Board of Supervisors on March 24 that declared a local emergency and imminent threat of disaster due to drought. Accordingly, Supervisors Brown and McCowen request unanimous consent for the resolution of support for the Temporary Urgency Change Petition filed by the Russian River Flood Control and Water Conservation Improvement District.

It is further requested that copies of the resolution be transmitted to the State Water Resources Control Board, Division of Water Rights; the Flood Control District; State Senator Patricia Wiggins and Assemblymember Wesley Chesbro. This item is time sensitive in that the Flood Control District will present the Petition to the State Water Resources Control Board at a workshop to be held April 7 in Sacramento.

■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: http://www.waterrights.ca.gov/hearings/russian_river_frost/

■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☒

| FISCAL IMPACT: |
|-----------------|-------|--------|--------|-----------|
| Source of Funding | Current F/Y Cost | Annual Recurring Cost | Budgeted in Current F/Y |
| N/A | Yes ☒ | No ☐ |

■ SUPERVISORIAL DISTRICT: 1 ☒ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☒  ■ VOTE REQUIREMENT: Majority ☒ 4/5ths ☐

■ RECOMMENDED ACTION/MOTION: Adopt the resolution as presented authorizing the Chair to sign same; further, direct the Clerk of the Board to expedite the execution and transmittal of said resolution as described.

■ ALTERNATIVES: Do not adopt the Resolution.

■ CEO REVIEW (NAME): Phone: 463-4441

■ RECOMMENDATION: Agree ☒  Disagree ☐  No Opinion ☐  Alternate ☐  Staff Report Attached ☐

BOARD ACTION (DATE: ___________): ☐ Approved ☐ Referred to ______________________ ☐ Other ________

RECORDS EXECUTED: ☐ Agreement: _________ ☐ Resolution: _________ ☐ Ordinance: _________ ☐ Other ________

Revised-01/09
TO: Air Quality Management District Board
DATE: March 11, 2009

FROM: Air Quality Management District
MEETING DATE: April 7, 2009

DEPARTMENT RESOURCE/CONTACT: Chris Brown
PHONE: 4354

Consent Agenda ☒ Regular Agenda ☐ Noticed Public Hearing ☐ Time Allocated for Item: ______

AGENDA TITLE: Refer the Air Quality Management District to the Public Resources Committee for discussion and direction regarding funding for contract planning services in fiscal year 2009/2010 to meet the requirements of AB 32.

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:
None.

SUMMARY OF REQUEST: The Air Quality Management District Board has charged the District with the responsibility of meeting the County’s requirements of the AB 32 - Greenhouse Gas Legislation. To meet the requirements the District would need to fill the Air Quality Planner position that is currently vacant however the District does not have the funding to fill the position on a full time basis. District staff would like to discuss the possibility of contracting with Dow and Associates, in association with MCOG, for contract planning services for fiscal year 2009/2010 to provide a shared resource with the Cities and the County to meet the requirements of the AB 32 - Greenhouse Gas Legislation.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:
ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

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SUPERVISORIAL DISTRICT: 1 ☒ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☒ VOTE REQUIREMENT: Majority ☒ 4/5ths ☐

RECOMMENDED ACTION/MOTION: Approve the District’s request for referral to the Public Resources Committee for discussion and direction regarding funding for contract planning services in fiscal year 2009/2010 to meet the requirements of AB 32.

ALTERNATIVES: Refer the item to the General Government and Finance Committee.

CEO REVIEW (NAME): Lisa Badenfort
PHONE: 463-4441

RECOMMENDATION: Agree ☐ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☐

BOARD ACTION (DATE: ____________): ☐ Approved ☐ Referred to ________________________ ☐ Other ________

RECORDS EXECUTED: ☐ Agreement: __________ ☐ Resolution: __________ ☐ Ordinance: __________ ☐ Other ________

A^AQMD Board|Agenda-09-04 Referral to Committee – GHG Planner
AGENDA TITLE: Refer the Air Quality Management District to the Public Resources Committee for discussion and direction regarding upgrade of the District’s database.

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:
None.

SUMMARY OF REQUEST: For more than 15 years the Air Quality Management District has been building an internal database for management of many of its programs including the Stationary Source Permitting Program, the Burn Permit Program, and Accounts Receivable. Several other programs are planned to be incorporated into the database. With the current technology available there are several options to be considered including the availability of support from the Information Servicers Division. Prior to moving forward District staff would like to discuss the options with the Board’s committee and receive direction regarding the program options and the funding for the project.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:
ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

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SUPERVISORIAL DISTRICT: 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☒  ■ VOTE REQUIREMENT: Majority ☒ 4/5ths ☐

RECOMMENDED ACTION/MOTION: Approve the District’s request for referral to the Public Resources Committee for discussion and direction regarding upgrade of the District’s database.

ALTERNATIVES: Refer the item to the General Government and Finance Committee.

CEO REVIEW (NAME): Lisa Badenfort PHONE: 463-4441
RECOMMENDATION: Agree ☐ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☒
TO: Board of Supervisors  DATE: March 23, 2009
FROM: Tom Mitchell, Chief Executive Officer  MEETING DATE: April 7, 2009

DEPT RESOURCE/CONTACT: Tom Mitchell, CEO  PHONE: 463-4441

Consent Agenda ☐ Regular Agenda ☑ Noticed Public Hearing ☐ Time Allocated for Item: 15 min

■ AGENDA TITLE: Discussion and Possible Action on Underground Utilities Program, Funded by the Pacific Gas & Electric Rule 20A allocations; and Referral to Public Resources Committee for Direction

■ PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: County planning with regard to Underground Utilities has been underway since the early 2000’s and periodic updates have been provided to the Board. The most recent project is underway in the unincorporated town of Gualala.

■ SUMMARY OF REQUEST: The County of Mendocino is presently receiving $625,000 per year in its Pacific Gas & Electric (PG&E) Rule 20A allocations for undergrounding of utilities. The most current project, undergrounding electrical and phone lines in the Town of Gualala has been through multiple revisions and is currently the County’s top priority project. The Rule 20A Fund contains approximately $6,404,358 of unallocated funds for future projects. Due to changes in the Gualala project, some portion of those funds may be needed to complete that project.

The County Executive Office has reestablished the Underground Committee, compromised of County Counsel, Chief Executive Officer and Director of Transportation, to discuss future projects and the priority order of completion. The Committee has met and is prepared to discuss those recommendations with the Public Resources Committee.

The complexity of these projects and their individual requirements will require further discussion with PG&E and AT&T once the review has taken place. Each of these projects will require a local share cost for surveying and Department of Transportation staff time, so it is important that the Committee make recommendations to the Board of Supervisors for future funding.

The County Executive Officer will also seeking approval from the Public Resources Committee to request of the California Public Utilities Commission (CPUC) a rule change allowing local surveying and inspection costs be funded through the Rule 20A Program.

In addition, a local citizen’s group in Anderson Valley has expressed an interest in working with the County to move forward with such a project in their area.

■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:

■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☐

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BOARD ACTION (DATE: _____________): ☑ Approved ☐ Referred to ____________________ ☑ Other ______

RECORDS EXECUTED: ☐ Agreement: _________ ☑ Resolution: _______ ☑ Ordinance: _______ ☐ Other
RECOMMENDED ACTION/MOTION: The Board of Supervisors is requested to refer this item to the Public Resources Committee for further discussion and recommendations to the Executive Office regarding future projects.

ALTERNATIVES: Provide alternative recommendation or direction

CEO REVIEW (NAME): Tom Mitchell, CEO

RECOMMENDATION: Agree ☒ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☒
AGENDA TITLE: Discussion and Possible Action regarding Resolving Projected Shortfall in FY 2008-09 Budget


SUMMARY OF REQUEST: The Board of Supervisors directed, on March 16, 2009, that the Executive Office return on April 7, 2009 with options to fully address the remaining projected FY 2008-09 Budget shortfall that has resulted from decreases in local revenues due to current statewide economic conditions.

The Executive Office will report on further developments and recommendations to address the projected shortfall in FY 2008-09 and will provide the Board with options for resolving the shortfall this fiscal year.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: by 5:00 PM Friday, April 3, at http://www.co.mendocino.ca.us/administration/

RECOMMENDED ACTION/MOTION: It is recommended that the Board of Supervisors receive and deliberate on information presented and take any actions necessary to resolve the projected shortfall in the FY 2008-09 Budget.

ALTERNATIVES: Provide other direction to staff.

CEO REVIEW (NAME): Alison Glassey, ACEO  PHONE: 463-4441
RECOMMENDATION: Agree  Disagree  No Opinion  Alternate  Staff Report Attached

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SUPERVISORIAL DISTRICT: 1  2  3  4  5  All  VOTE REQUIREMENT: Majority  4/5ths

RECOMMENDED ACTION/MOTION: It is recommended that the Board of Supervisors receive and deliberate on information presented and take any actions necessary to resolve the projected shortfall in the FY 2008-09 Budget.

ALTERNATIVES: Provide other direction to staff.

CEO REVIEW (NAME): Alison Glassey, ACEO  PHONE: 463-4441
RECOMMENDATION: Agree  Disagree  No Opinion  Alternate  Staff Report Attached
AGENDA TITLE: Discussion and Possible Action regarding Board of Supervisors compensation in accordance with County Ordinance Section 3.04.071

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: Sec. 3.04.071 Board Compensation.

(A) Effective sixty (60) days after the final adoption of this Section, each member of the Board of Supervisors shall receive as compensation for services the yearly base salary of Sixty-Eight Thousand Dollars ($68,000), payable biweekly.

(B) At the first regularly scheduled meeting in April of every odd-numbered year, the Board of Supervisors shall review their compensation and adjust as determined to be appropriate. (Ord. No. 4191 (part), adopted 2007; Ord. No. 4193 (part), adopted 2007.)

SUMMARY OF REQUEST: In December 2008, the Chief Executive Officer requested that the Human Resources Director conduct a survey of Board of Supervisors compensation. The same benchmark counties used for all Mendocino County bargaining units were surveyed to determine whether the current salary range is appropriate.

The results of the survey indicate that the Board of Supervisors is presently paid 13% below market when compared to the same formula that is applied to all employee bargaining units.

During this review it is important to note that the Board of Supervisors did not receive the January, 2008 COLA of 3%, the July 2008 market adjustments of up to 3%, and the January 2009 COLA of 3.5% that other elected officials and department heads received.

It is important to note that the compensation for the Elected Department heads is by Board Resolution linked to the Department Head Bargaining Unit and does not receive the same public discussion that is expected of Elected Board of Supervisor’s compensation since any such increases mirrors that of the County Department Heads memorandum of understanding.

Previously during the September 24, 2007 Board of Supervisors meeting, a board member had discussed the establishment of a citizen’s advisory panel; however that is not a requirement of the current ordinance. The Chief Executive Officer is recommending against such a process since the compensation is presently below market, based on the data submitted by the Director of Human Resources.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:

ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):
MENDOCINO COUNTY BOARD OF SUPERVISORS

ONLINE AGENDA SUMMARY

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SUPERVISORIAL DISTRICT: 1 2 3 4 5 All

VOTE REQUIREMENT: Majority 4/5ths

RECOMMENDED ACTION/MOTION: The Board of Supervisors is requested to adopt the following recommendations:
1. Receive the attached report and comment as appropriate
2. Accept the recommendations of Human Resources and Chief Executive Officer and adjust the Board of Supervisors salary by the same amount as previously given to elected department heads since January, 2008 in the first pay period of January, 2010. The Board will not receive any additional compensation for calendar years 2008 or 2009 in recognition of the current budget deficits.

ALTERNATIVES: Take no action regarding a salary adjustment.

CEO REVIEW (NAME): Tom Mitchell, CEO

PHONE: 463-4441

RECOMMENDATION: Agree

Staff Report Attached

BOARD ACTION

- Approved
- Records Executed
- Date of Meeting
- Referred to
- Other
AGENDA TITLE: Approve Proclamation Recognizing April 6-12, 2009 as National Public Health Week and Proclaim April 6-12, 2009 as Public Health Week in Mendocino County – HHSA Community Health Services

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: Yes, on 4/8/08 the BOS approved and signed the proclamation declaring 4/7-13/08 as Public Health Week.

SUMMARY OF REQUEST: In conjunction with the American Public Health Association (APHA), we request that the Board of Supervisors declare April 6-12, 2009 as Public Health Week. This year the National focus/theme is “Building the Foundation for a Healthy America”. It is our plan to release a series of media articles focusing on the role public health plays in improving our nation’s health. A few examples of Public Health at work include education and prevention programs, ensuring safe food handling in restaurants, vaccines and testing for preventable diseases. This year, by means of an Awards Tea, the Health and Human Services Agency will recognize a few of these “unsung” Community Health Service programs that serve to build our foundation for a healthier community.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:

ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

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RECOMMENDED ACTION/MOTION: Approve and authorize Board chairperson to sign the Proclamation recognizing April 6-12, 2009 as National Public Health Week and proclaim April 6-12, 2009 as Public Health Week in Mendocino County. Please return one proclamation with original signature. - HHSA Community Health Services

ALTERNATIVES: Do not declare this week as Public Health Week in Mendocino County.

CEO REVIEW (NAME): Jennifer Wyatt  PHONE: 463-4441
RECOMMENDATION: Agree  Disagree  No Opinion  Alternate  Staff Report Attached

BOARD ACTION (DATE: _____________): ☐ Approved  ☐ Referred to ______________________ ☐ Other ________
RECORDS EXECUTED: ☐ Agreement: _________ ☐ Resolution: _________ ☐ Ordinance: _________ ☐ Other  
Revised-01/09
TO: Board of Supervisors       DATE: March 23, 2009
FROM: Supervisor Smith       MEETING DATE: April 7, 2009

DEPARTMENT RESOURCE/CONTACT: Kristi Furman       PHONE: 463-4221
Consent Agenda ☐       Regular Agenda X       Noticed Public Hearing ☐       Time Allocated for Item: 10 min.

AGENDA TITLE: Adoption of Proclamation Recognizing the 50th Anniversary of the Willits Branch of the American Association of University (AAUW) Women

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: The Board of Supervisors adopted a resolution recognizing the 125th Anniversary of the American Association of University Women on October 3, 2006.

SUMMARY OF REQUEST: The American Association of University Women (AAUW), formed in 1881, has been a catalyst for change, providing a powerful voice for women and girls, with more than 100,000 members, 1,000 branches, and 500 college and university partners throughout the nation. The Board of Supervisors wishes to recognize the 50th Anniversary of the Willits Branch of AAUW. The organization is to be commended for its many valuable contributions to the citizens of Mendocino County, including a scholarship program and a new educational program at the Willits High School, called Career Coaches, established in 2009. Representatives will be in attendance to receive the proclamation, and to comment on the importance of the AAUW.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: http://www.aauw.org/
ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☐

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SUPERVISORIAL DISTRICT: 1 ☐  2 ☐  3 ☐  4 ☐  5 ☐  All ☒  VOTE REQUIREMENT: Majority ☒  4/5ths ☐

RECOMMENDED ACTION/MOTION: That the Board adopts the proclamation, authorizing the Chair to sign same.

ALTERNATIVES: Determine other means of recognition of the Willits AAUW 50th Anniversary.

CEO REVIEW (NAME): ______________________  PHONE: 463-4441
RECOMMENDATION: Agree ☐  Disagree ☐  No Opinion ☐  Alternate ☐  Staff Report Attached ☐

BOARD ACTION (DATE: _____________): ☐ Approved ☐ Referred to ______________________ ☐ Other ________
RECORDS EXECUTED: ☐ Agreement: __________  ☐ Resolution: _________  ☐ Ordinance: _________  ☐ Other
TO: Board of Supervisors  
DATE: March 31, 2009

FROM: Supervisor Colfax and Supervisor McCowen  
MEETING DATE: April 7, 2009

DEPARTMENT RESOURCE/CONTACT: Kristi Furman  
PHONE: 463-4221  
Present ☑  On Call ☐

Consent Agenda ☐  Regular Agenda ☑  Noticed Public Hearing ☐  Time Allocated for Item: 15 min.

■ AGENDA TITLE: Discussion and Possible Action Regarding a Request that the Board of Supervisors Send a Letter to the Minerals Management Service (MMS) in Opposition to Consideration of the Mendocino Coast for Off-shore Oil and Gas Leasing, Also Requesting a Public Hearing on the Mendocino Coast

■ SUMMARY OF REQUEST: For over twenty-six years, beginning in 1982, the Mendocino Coast was protected by a Congressional moratorium on off-shore oil and gas drilling, and received additional protection since 1990 by Presidential Executive Orders. The current Executive Order was withdrawn effective August 1, 2008 and the Congressional Moratorium was allowed to expire October 1, 2008, leaving the Mendocino Coast vulnerable to the threat of oil and gas leasing.

The Minerals Management Service of the Federal Interior Department has initiated a new five year oil and gas leasing program for the Outer Continental Shelf. Four meetings will be held nationwide to gather information on where and how to develop the energy resources of the outer continental shelf. The public comment period has been extended until September 21. The nearest hearing will be in San Francisco on April 16.

Leasing is proposed in the Point Arena Basin, encompassing nearly the entire Mendocino County coast and part of Humboldt. See the attached map and excerpt from the Draft Proposed Outer Continental Shelf (OCS) Oil and Gas Leasing Program 2010-2015 for additional information.

The Mendocino Coast is not suitable for off-shore oil and gas drilling due to the threat to our scenic beauty, the threat to our tourist and fishing industries and the devastating impact that an off shore oil spill would cause.

In keeping with Mendocino County’s storied history of being in the forefront of ocean protection efforts, and the traditional support of the Board of Supervisors for such efforts, it is requested that this Board send a strong letter opposing the consideration of the Mendocino Coast for off-shore oil and gas leasing and also requesting that the Minerals Management Service hold a local hearing on the Mendocino Coast prior to the close of the public comment period. A draft letter will be available on Monday, April 6, 2009.

■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: http://www.mms.gov/omm/pacific/index.htm

■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE): ☒

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■ SUPERVISORIAL DISTRICT: □ 1 □ 2 □ 3 □ 4 □ All ☑  ■ VOTE REQUIREMENT: Majority ☑ 4/5ths ☐

■ RECOMMENDED ACTION/MOTION: Discuss and give direction on whether or not to send the letter as requested.

■ ALTERNATIVES: Determine other means of expressing Mendocino County’s position on the issue.

■ CEO REVIEW (NAME):  
PHONE: 463-4441

RECOMMENDATION: Agree ☐  Disagree ☐  No Opinion ☐  Alternate ☐  Staff Report Attached ☑

BOARD ACTION (DATE: _____________): ☑ Approved ☐ Referred to _____________ ☐ Other ________

RECORDS EXECUTED: ☑ Agreement: _____________ ☑ Resolution: _____________ ☑ Ordinance: _____________ ☐ Other

Revised-01/09
TO: Board of Supervisors  DATE: March 31, 2009
FROM: Supervisor Smith  MEETING DATE: April 7, 2009

DEPARTMENT RESOURCE/CONTACT: Kristi Furman  PHONE: 463-4221  Present ☑️  On Call ☐

Consent Agenda ☐  Regular Agenda ☑️  Noticed Public Hearing ☐  Time Allocated for Item: 5 min.

AGENDA TITLE: Discussion and Possible Action Including Approval of Board Delegation of Supervisors Smith and Colfax to Represent the County at the April 16, 2009, Minerals Management Service (MMS) Public Meeting in San Francisco, California, Regarding Off-shore Oil and Gas Leasing

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: April 4, 2006 (Resolution No. 06-044) and July 17, 2007.

SUMMARY OF REQUEST: The Minerals Management Service of the Federal Interior Department has announced a draft Proposed OCS Oil and Gas Leasing Program for 2010-2015. Four meetings will be held nationwide to gather information on where and how to develop the energy resources of the outer continental shelf. The public comment period has been extended until September 21. The nearest public meeting will be held in San Francisco on April 16.

It is recommended that the Board appoint a delegation of Supervisors Smith and Colfax to attend the April 16, public meeting to express the Board’s opposition to the proposed off-shore oil and gas leasing, also reiterating the Board’s request that a local hearing be scheduled prior to the close of the public comment period.

See companion agenda item: Discussion and Possible Action Regarding a Request that the Board of Supervisors Send a Letter to the Minerals Management Service (MMS) in Opposition to Consideration of the Mendocino Coast for Off-shore Oil and Gas Leasing, Also Requesting a Public Hearing on the Mendocino Coast.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: http://www.mms.gov/omm/pacific/index.htm
ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

FISCAL IMPACT:

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SUPERVISORIAL DISTRICT: 1 ☐  2 ☐  3 ☐  4 ☐  All ☑️  VOTE REQUIREMENT: Majority ☑️  4/5th ☐

RECOMMENDED ACTION/MOTION: That the Board authorize Supervisors Smith and Colfax to represent the County at the April 16, 2009, Minerals Management Service (MMS) public meeting in San Francisco, California, regarding off-shore oil and gas leasing.

ALTERNATIVES:

CEO REVIEW (NAME):  PHONE: 463-4441
RECOMMENDATION:  Agree ☐  Disagree ☐  No Opinion ☐  Alternate ☐  Staff Report Attached ☐

BOARD ACTION (DATE: _____________): ☑️ Approved  ☐ Referred to ______________________  ☐ Other ________
RECORDS EXECUTED: ☑️ Agreement: _________ ☑️ Resolution: _________ ☑️ Ordinance: _________  ☐ Other
TO: Board of Supervisors  DATE: April 1, 2009
FROM: Supervisors Smith and McCowen  MEETING DATE: April 7, 2009
DEPARTMENT RESOURCE/CONTACT: Kristi Furman  PHONE: 463-4221 Present ☒ On Call ☐
Consent Agenda ☐ Regular Agenda ☒ Noticed Public Hearing ☐ Time Allocated for Item: 15 min.

AGENDA TITLE: Discussion and Possible Action Including Approval of a Comment Letter Regarding the Northwest Training Range Complex Environmental Impact Statement (EIS/OEIS) Overseas Environmental Impact Statement for the U. S. Navy Weapons Testing Program (NWTRC)

PREVIOUS BOARD/BOARD COMMITTEE ACTIONS: February 24, 2009: Public Expression regarding concerns with the impacts of this proposed testing program in northern California; March 3, 2009: Board discussion followed by Board direction to send a letter of concern to State and Federal Representatives of both California and Oregon requesting a thirty (30) day extension of the public comment period and requesting a public hearing be held in Mendocino County; March 31, 2009: presentation from the United States Naval Representatives regarding the Northwest Training Range Complex followed by Public Expression and Board discussion and direction for Supervisors Smith and McCowen to work with staff to prepare a comment letter to the Northwest Training Range Complex (NWTRC) Environmental Impact Statement for the Board’s consideration on April 7.


The Comment Letter is not in opposition to the need for the U. S. Navy to have appropriate opportunities for testing to remain proficient in order to defend our nation and insure the readiness and safety of the members of our armed forces. The comment letter reflects the concerns of numerous members of the public and the Board that the expanded operations in the NWTRC as proposed in Alternative No. 2, the Navy preferred alternative, will potentially result in unnecessary harm to the marine environment, particularly marine mammals and fish species and is intended to encourage the Navy to adopt additional mitigation measures that will not compromise the Navy’s objectives, but will be more environmentally protective. The Board is requested to discuss the letter, modify as may be appropriate, and approve sending the letter. (The draft letter will be available on Monday, April 6, 2009.) Additional information from previous Board meetings is on file with the Clerk of the Board.

SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT: http://www.nwtrangecomplexeis.com/EIS.aspx

ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

FISCAL IMPACT:

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SUPERVISORIAL DISTRICT: 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☒ VOTE REQUIREMENT: Majority ☒ 4/5ths ☐

RECOMMENDED ACTION/MOTION: That the Board review and approve the letter authorizing the Chair to sign same; further, direct the Clerk of the Board to transmit the letter prior to the close of the public comment period on April 13, 2009.

ALTERNATIVES: To take no action (not recommended).

CEO REVIEW (NAME): Phone: 463-4441

RECOMMENDATION: Agree ☒ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☐

BOARD ACTION (DATE: _____________): ☐ Approved ☐ Referred to ☐ Other ☐

RECORDS EXECUTED: ☐ Agreement: ☐ Resolution: ☐ Ordinance: ☐ Other ☐

Revised-01/09