

**BOARD OF SUPERVISORS**

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**COUNTY OF HUMBOLDT  
BOARD OF SUPERVISORS  
825 FIFTH STREET  
EUREKA, CA 95501  
SUPERVISORS' CHAMBER, FIRST FLOOR  
AGENDA - Final**

Tuesday, February 15, 2022

9:00 AM

Regular Meeting - Virtual

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*In accordance with AB 361 the Humboldt County Board of Supervisors meetings will be held virtually until further notice.*

***Email Public Comment:***

*To submit public comment to the Board please email [cob@co.humboldt.ca.us](mailto:cob@co.humboldt.ca.us), provide your name and the agenda item number(s) on which you wish to comment. All public comment submitted after the agenda has been published will be included with the administrative record after the fact.*

***Zoom Public Comment:***

*When the Board of Supervisors announce the agenda item that you wish to comment on, call the conference line and turn off your TV or live stream. Please call 720 707 2699, enter Meeting ID 881 5627 5493 and press star (\*) 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.*

*When it is time for public comment on the item you wish to speak on, the Clerk of the Board of Supervisors staff will unmute your phone. You'll hear a prompt that will indicate your phone is unmuted. Please state your name and the agenda item number you will be commenting on. You will have 3 minutes to comment.*

*You may access the live stream of the meeting by using the following link:  
<https://humboldt.legistar.com>*

*The County of Humboldt is committed to providing equal access to all county programs, services and activities through the provision of accommodations for individuals with disabilities as required under the Americans with Disabilities Act (ADA). With 72 hours prior notice, a request for reasonable accommodation or modification can be made. Please contact the Clerk of the Board Office at 707-476-2390 or by email [cob@co.humboldt.ca.us](mailto:cob@co.humboldt.ca.us) or the ADA Coordinator at 844-365-0352 or by email at [ada@co.humboldt.ca.us](mailto:ada@co.humboldt.ca.us)*

**A. ROLL CALL**

**B. SALUTE TO THE FLAG**

**C. MODIFICATIONS TO THE AGENDA**

**D. CONSENT CALENDAR**

**Board of Supervisors**

1. Department of Health and Human Services Social Services Deputy Branch Director Kelly Hampton Retirement Resolution (Supervisor Virginia Bass)

**Recommendation:** That the Board of Supervisors:  
1. Authorize the Chair to sign the resolution.

**Attachments:** [Staff Report](#)  
[Kelly Hampton Retirement Resolution 021522.pdf](#)

2. Dissolution of the Cannabis Ad-Hoc Committee

**Recommendation:** That the Board of Supervisors:  
1. Dissolve the Cannabis Ad-Hoc Committee.

**Attachments:** [Staff Report](#)

**Clerk of the Board**

3. Notice of At-Large Vacancy on the Resource Conservation District

**Recommendation:** That the Board of Supervisors:  
1. Receive and file the report

**Attachments:** [Staff Report](#)  
[ResourceConsDistBelliVacancy02042022 .pdf](#)

4. Notice of At-Large Vacancies on the Housing Trust Fund and Homelessness Solutions Committee (HTFHSC)

**Recommendation:** That the Board of Supervisors:

1. Receive and file the report

**Attachments:**

[Staff Report](#)

[HOUSING TRUST FUND AND HOMELESSNESS SOLUTIONS COMMITTEE](#)

5. Approval of the Action Summary - Meeting of February 7, 2022

**Recommendation:** That the Board of Supervisors:

1. Approve the Action Summary for the meeting of February 7, 2022, and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

**Attachments:**

[Staff Report](#)

[02-07-2022 Action Summary.pdf](#)

[MINUTE SHEET 02072022.pdf](#)

[Executed Action Summary and Minute Book.pdf](#)

6. Approval of the Action Summary - Meeting of February 8, 2022

**Recommendation:** That the Board of Supervisors:

1. Approve the Action Summary for the meeting of February 8, 2022, and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

**Attachments:**

[Staff Report](#)

[02-08-2022 Action Summary.pdf](#)

[MINUTE SHEET 02082022.pdf](#)

[Executed Action Summary 02-08-2022.pdf](#)

7. Submittal of Supervisors' Monthly Expense Report on Meetings Pursuant to Government Code Section 53232.3(d)

**Recommendation:** That the Board of Supervisors:

1. Receive and file the Supervisors' Monthly Expense Report.

**Attachments:**

[Staff Report](#)

[Board Member Expense Reporting Forms.pdf](#)

**County Administrative Office**

8. Extension of Extra-Help Hours for Economic Development Budget Unit 1120-275 (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors:

1. Approve the extension of extra-help employment hours for William Tanner Etherton, Administrative Analyst I, to a maximum of 1,920 hours for fiscal year 2021-2022 (4/5 vote required).

**Attachments:** [Staff Report](#)

9. Resolution Approving the Samoa Peninsula Enhanced Infrastructure District (EIFD) Infrastructure Financing Plan (IFP)

**Recommendation:** That the Board of Supervisors:

1. Adopt a Resolution approving the Samoa Peninsula EIFD IFP.

**Attachments:** [Staff Report](#)  
[Resolution Approving the Infrastructure Financing Plan for the Samoa Peninsula](#)  
[Samoa Peninsula EIFD IFP Draft](#)  
[APPENDIX A - Legal Description](#)  
[APPENDIX B - Boundary Map](#)  
[APPENDIX C - Projected Tax Increment Revenue Analysis](#)  
[APPENDIX D - Fiscal Impact Analysis](#)  
[APPENDIX E - General Plan EIR](#)  
[Samoa Peninsula EIFD Creation Timeline](#)  
[Resolution No. 22-16.pdf](#)

10. Assignment of Sheriff's Unused Space on the Fifth Floor of the County Courthouse to the District Attorney's Office Victim Witness and Child Abuse Services Team (CAST) Programs

**Recommendation:** That the Board of Supervisors:

1. Assign the Sheriff's unused space on the fifth floor of the County Courthouse to the District Attorney's Office Victim Witness and CAST programs.

**Attachments:** [Staff Report](#)

**County Clerk/Recorder/Registrar of Voters**

11. Adopt Resolution Authorizing the County to Receive Grant Funding Through the Help America Vote Act (HAVA) Federal Funds, Agreement No. 21G30106; Establish Dedicated Fund; Supplemental Budget (4/5 Vote Required); and Authorize Clerk Recorder to Execute Necessary Documents

**Recommendation:** That the Board of Supervisors:

1. Adopt the attached resolution authorizing the county to receive the sum of \$162,722.68 through federal funds administered by the U.S. Elections Administration Commission (EAC) to assist the County in complying with the requirements of Section 301 of the Help America Vote Act (HAVA) of 2002.
2. Direct the Auditor-Controller to establish a HAVA 301 Fund pursuant to Exhibit D of the Grant Agreement, No. 21G30106.
3. Adopt the attached supplemental budget for FY 2021-22 in the amount of \$162,722.68 (4/5 vote required).
4. Direct the Clerk of the Board to return a certified copy of the attached resolution to the Office of Elections for further processing and submission to the Secretary of State.
5. Authorize the Clerk Recorder to execute the necessary documents and the attached contract to carry out the purpose of the Board's order.

**Attachments:** [Staff Report](#)  
[Board Resolution \(agenda item no. 22-..\).docx](#)  
[Supplemental Budget.xlsx](#)  
[Contract 21G30106 \(HAVA 301 funding\).pdf](#)  
[Resolution No. 22-17.pdf](#)

**Department of Health and Human Services: Administration**

12. Allocation of three Administrative Analyst I/II positions and one Health Education Specialist and Supplemental Budget (Requires 4/5 Vote)

**Recommendation:** That the Board of Supervisors:

1. Allocate three 1.0 full time equivalent (FTE) Administrative Analyst I/II positions (class 0262A/B, salary range 387/420) in budget unit (BU) 400;
2. Allocate one 1.0 FTE Health Education Specialist I/II position (class 1595A/B, salary range 378/411) in BU 414; effective beginning of the pay period following approval; and
3. Approve and authorize the Auditor-Controller to post the attached supplemental budget (Requires 4/5 vote).

**Attachments:** [Staff Report](#)  
[400004 Supplemental Budget.pdf](#)

**District Attorney**

13. Establish a Trust Fund Account for Humboldt County Resentencing Pilot Program (4/5 Vote Required)

- Recommendation:** That the Board of Supervisors:
1. Approve the District Attorney's office request to establish the Humboldt County Resentencing Pilot Program for the Resentencing Pilot Program funding awarded by Assembly Bill 128;
  2. Authorize the Auditor-Controller's office to establish the Humboldt County Resentencing Pilot Program fund in an interest-bearing new trust fund account (4/5 Vote Required); and
  3. Authorize the District Attorney to sign all documents necessary to establish, administer and modify the Humboldt County Resentencing Pilot Program.

**Attachments:** [Staff Report](#)

**Planning and Building Department**

14. J&J Family LLC General Plan Amendment and Zone Reclassification Petition

- Recommendation:** That the Board of Supervisors:
1. Consider the General Plan Amendment and Zone Reclassification Petition as part of the consent agenda; and
  2. Accept the petition by approving the attached resolution (Attachment 1) based on the findings; and
  3. Direct the Clerk of the Board to give notice of the decision to the applicant and any other interested party.

**Attachments:** [Staff Report](#)  
[Attachment 1 BOS Resolution.docx](#)  
[Attachment 2 Application Materials.pdf](#)  
[Attachment 3 16400 Map Set 06.11.2020.pdf](#)

**Public Works**

15. Second Amendment to Lease at 1606 Pickett Road, McKinleyville

- Recommendation:** That the Board of Supervisors:
1. Approve the Second Amendment to Lease with lessor, McKinleyville Community Services District (MCSD), for continued use of the McKinleyville Library facility at 1606 Pickett Road, McKinleyville;
  2. Authorize the Chair of the Board of Supervisors to sign the Second Amendment to Lease; and

3. Direct the Clerk of the Board to return one (1) executed Second Amendment to Lease to Public Works Real Property.

**Attachments:** [Staff Report](#)  
[Attachment 1 - 2016 Lease 1606 Pickett Rd](#)  
[Attachment 2 - 2021 First Amendment to Lease 1606 Pickett Rd](#)  
[Attachment 3 - Second Amendment to Lease](#)  
[Executed Second Amendment to Lease with MCSD - 1606 Pickett Road.pdf](#)

**16. Third Amendment to Lease at 1608 Pickett Road, McKinleyville**

**Recommendation:** That the Board of Supervisors:

1. Approve the Third Amendment to the lease with lessor, McKinleyville Community Services District (MCSD), for continued use of the Sheriff's Substation facility at 1608 Pickett Road; McKinleyville;
2. Authorize the Chair of the Board of Supervisors to sign the Third Amendment to lease; and
3. Direct the Clerk of the Board to return one (1) executed Third Amendment to lease to Public Works Real Property.

**Attachments:** [Staff Report](#)  
[Attachment No. 1 - Lease](#)  
[Attachment No. 2 - First Amendment to Lease](#)  
[Attachment No. 3 - Second Amendment to Lease](#)  
[Attachment No. 4 - Third Amendment to Lease](#)  
[Executed Third Amendment wit MCSD.pdf](#)

**17. License Agreement with Judith L. Dixon for the Russ Rock Quarry and Stockpile Site, APN 313-132-001, on Snow Camp Road (7J010)**

**Recommendation:** That the Board of Supervisors:

1. Authorize the Chair of the Board to sign, in duplicate, the license agreement between the County of Humboldt and Judith L. Dixon (Attachment 1); and
2. Direct the Clerk of the Board to return both executed license agreements to the Department of Public Works Land Use Division for further processing.

**Attachments:** [Staff Report](#)  
[Attachment 1 - 2022 Russ Quarry Borrow Site Agreement](#)  
[Attachment 2 - 2011 Russ Quarry Snow Camp Road Agreement](#)  
[Russ Rock Quarry No.1 and Stockpile Site.pdf](#)

**18. Approval of Sublease with Family Resource Center for use of a Portion of the Premises at the McKinleyville Center, 1615 Heartwood Drive**

**Recommendation:** That the Board of Supervisors:  
1. Approve the Sublease with Family Resource Center (FRC) at the McKinleyville Center, 1615 Heartwood Drive, McKinleyville.

**Attachments:** [Staff Report](#)  
[Attach 1 - FRC Executed Sublease 1615 Heartwood](#)  
[Exhibit A - Master Lease.pdf](#)  
[Exhibit B - Floor Plan.pdf](#)  
[Exhibit C - Parking and Vicinity Map.pdf](#)  
[Sublease with Family Resources Center.pdf](#)

19. Accept Completed Contract for Storm Damage Repair to Redwood House Road (5F200) Post Mile 7.14

**Recommendation:** That the Board of Supervisors:  
1. Ratify the Director of Public Works to sign Contract Change Order Number 3 for the total amount of \$55,000;  
2. Accept the completed contract, including all change orders approved by the Public Works Department, between Wendell John Gray Construction and Humboldt County for construction of the Redwood House Road (5F200) at Post Mile 7.14 Storm Damage Project; and  
3. Approve the final claim for payment, to be submitted by the Public Works Department to the Auditor/Controller, in the amount of \$55,000, which will bring the total amount paid to 100% of the contract.

**Attachments:** [Staff Report](#)  
[Contract Change Order Number 3](#)  
[Executed Project Agreement with Contract Change Orders Number 1 and Number 2](#)  
[Acceptance Statement](#)

20. Memorandum of Understanding with Green DOT Transportation Solutions Regarding Payment of the Costs and Expenses Associated with the Provision of Additional Tribal Transportation Planning Services

**Recommendation:** That the Board of Supervisors:  
1. Approve, and authorize the Chair of the Board to execute, the attached memorandum of understanding with Green DOT Transportation Solutions regarding payment of the costs and expenses associated with the provision of additional tribal transportation planning services in an amount not to exceed \$16,777.50 for the period of Dec. 10, 2020, through April 6, 2021;  
2. Authorize the Public Works Director, or a designee thereof, to execute any and all subsequent amendments to the attached memorandum of understanding with



Green DOT Transportation Solutions, after review and approval by County Counsel, Risk Management and the County Administrative Office; and  
3. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached memorandum of understanding with Green DOT Transportation Solutions to the Department of Public Works for further processing.

**Attachments:**      [Staff Report](#)  
[Memorandum of Understanding- County of Humboldt and Green DOT Transportation MOU Green Dot Transportation.pdf](#)

21. Resolution Authorizing the Humboldt County Department of Public Works to Submit a Notification of Intent to Comply with the Requirements of California Senate Bill 1383 to the California Department of Resources Recycling and Recovery in Accordance with California Senate Bill 619

**Recommendation:** That the Board of Supervisors:

1. Adopt the attached resolution which authorizes the Humboldt County Department of Public Works to submit a Notification of Intent to Comply with the requirements of California Senate Bill 1383 to the California Department of Resources Recycling and Recovery in accordance with California Senate Bill 619; and
2. Direct the Clerk of the Board to return a fully executed certified copy of the attached resolution to the Humboldt County Department of Public Works for submission to the California Department of Resources Recycling and Recovery.

**Attachments:**      [Staff Report](#)  
[Notice of Intent to Comply- CalRecycle.pdf](#)  
[Resolution SB 619 NOI .docx](#)  
[Resolution No. 22-18.pdf](#)

## **E. SPECIAL PRESENTATIONS**

## **F. ITEMS PULLED FROM CONSENT**

## **G. MATTERS INITIATED BY BOARD MEMBERS**

## **H. DEPARTMENT REPORTS**

### **Planning and Building Department**

1. Nuisance Abatement Cost Recovery for Green Valley Motel in Orick (Code Enforcement Case # CE19-0116)

**Recommendation:** That the Board of Supervisors:

1. Direct the Planning and Building Department to pursue recovery of nuisance abatement costs by entering into an escrow purchase agreement; and
2. Authorize the Director of Planning and Building Department to execute escrow purchase agreement to recover nuisance abatement costs and find that the agreement serves a public purpose as described; and
3. Provide additional direction as needed.

*Attachments:* [Staff Report](#)

### **Public Works**

2. Resolution Proclaiming the Existence of a Facilities Emergency at the Humboldt County Probation Building (4/5 Vote Required)

*Recommendation:* That the Board of Supervisors:

1. Adopt the attached resolution which proclaims that the current condition of the Humboldt County Probation Building constitutes a facilities emergency and authorizes the Humboldt County of Department of Public Works to take any and all actions necessary to abate hazardous materials and clean-up the fire damage pursuant to California Public Contract Code Section 22050 (4/5 Vote Required).

*Attachments:* [Staff Report](#)  
[Resolution Proclaiming a Facilities Emergency at the Probation Building.docx](#)  
[Resolution No. 22-19.pdf](#)

## **I. PUBLIC HEARINGS**

## **J. DISCUSSION ITEMS**

## **K. MATTERS SET FOR TIME CERTAIN**

### **Sheriff**

1. 9:30 am - Update from the Drought Task Force addressing whether to maintain the drought proclamation, decision on whether irrigation water for cannabis should be curtailed, update on addressing wells use and direction to create a resiliency coordinator.

*Recommendation:* That the Board of Supervisors:

1. Receive the Report from the Drought Task Force; and
2. Receive an update on the Resiliency Coordinator position and direct staff to return to the Board with the necessary documentation to create and allocate the position to the Office of Emergency Services.

**Attachments:**        [Staff Report](#)  
[US Drought Monitor 01FEB2022.pdf](#)  
[Seasonal Drought Outlook 20JAN-30APR2022](#)  
[HMP Projects](#)  
[Public Comment - K-1 Drought Task Force.pdf](#)

**Public Hearing - Planning and Building Department**

2. 11:00 am - Humboldt's Own LLC appeal of the Planning Commission's addition of a condition requiring a second water source to an approved well as part of the conditional approval of a Special Permit to allow a 64,800 square feet of commercial cannabis cultivation.

**Recommendation:** That the Board of Supervisors:

1. Open the public hearing and receive the staff report, testimony by the appellant (applicant), and testimony from the public on any of the additionally submitted information; and
2. Close the public hearing; and
3. Adopt the resolution (Resolution 21-\_\_). (Attachment 1) which does the following:
  - a. Finds that the Board of Supervisors has considered the Addendum to the Environmental Impact Report for the Commercial Cannabis Land Use Ordinance that was prepared for the Humboldt's Own LLC project); and
  - b. Finds that the proposed project complies with the General Plan and Zoning Ordinance; and
  - c. Approves the Appeal submitted by Humboldt's Own LLC; and
  - d. Approves the Special Permit subject to the recommended conditions of approval.
4. Direct the Clerk of the Board to give notice of the decision to the appellant, the Planning and Building Department, and any other interested party.

**Attachments:**        [Staff Report](#)  
[Attachment 1 Resolution.docx](#)  
[Attachment 2 Appeal Docs 11.03.2021.pdf](#)  
[Attachment 3 PC Staff Report 11786 10.21.21.pdf](#)  
[Attachment 4 PC Resolution 21-167\\_Humboldts Own\\_11786.pdf](#)  
[Attachment 5 Well Completion Report.pdf](#)  
[Attachment 6 Letter from Lindberg Geologic Consulting.pdf](#)  
[Attachment 7 Public Comments submitted to the Planning CommissionBinder1.pdf](#)  
[Attachment 8 2.1 SR.docx](#)  
[Attachment 9 2022 Letter to John Ford 2.10.22.pdf](#)  
[Attachment 10 email.pdf](#)  
[Attachment 11 Public Comment Submitted BOS 2.01.22 Item I-1.pdf](#)

**L. PUBLIC COMMENT ON NON-AGENDA ITEMS****1. Public Comment - Non Agenda Items**

*Attachments:*        [Public Comment - Non Agenda Items.pdf](#)

**M. CLOSED SESSION****N. ADJOURNMENT**

*Any written materials related to an item on this agenda submitted to the Board of Supervisors less than 72 hours prior to the Board meeting, and that are public records subject to the Public Records Act, are available for public inspection in the Office of the Clerk of the Board at 825 5th Street, Suite 111, Eureka (476-2384), during normal business hours.*

*Persons wishing to file documentation on any agenda item for the official record must submit an original and nine (9) copies of each document to the Clerk of the Board of Supervisors, Room 111 of the County Courthouse, 825 5th Street in Eureka (476-2384). Documentation includes, but is not limited to, written correspondence, audio and video tapes, maps, photographs, and petitions. Failure to submit the required number of copies will result in the document/s not being placed in the official record. (Per Board of Supervisors' policy adopted on March 21, 1995.)*

*The Chamber is wheelchair accessible, and disabled parking is available in the lot on K Street, between Fourth and Fifth Streets. If you are a person with a disability, and you need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board at (707) 476-2384, or (707) 445-7299 (fax). Requests for such modifications or accommodations must be made at least three full business days before the start of the meeting.*

**BARRING ANY UNFORESEEN TECHNICAL DIFFICULTIES OR SCHEDULING CHANGES, REGULAR MEETINGS OF THE BOARD OF SUPERVISORS ARE BROADCAST LIVE ON SUDDEN LINK, CHANNEL 10, AND ARE REBROADCAST ON FRIDAY AT 6:30 P.M.**

**County of Humboldt Web Site: <http://humboldt.gov/>**