

BOARD OF SUPERVISORS

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STEVE MADRONE
Fifth District



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Interim County Administrative Officer
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County Counsel
KATHY HAYES
Clerk of the Board

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

AGENDA

Tuesday, July 13, 2021

9:00 AM

Regular Meeting - Virtual

In accordance with Executive Order N-08-21 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, 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 253-215-8782, enter Meeting ID 872 3190 5106 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. Staff will then ask you to state your name and begin your comment. 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 or the ADA Coordinator at 844-365-0352 or by email at ada@co.humboldt.ca.us

A. ROLL CALL

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

These matters are routine in nature and are usually approved by a combined single vote.

Board of Supervisors

1. Informational Report on the Reappointment of John McBeth to the Humboldt County Aviation Advisory Committee (Supervisor Rex Bohn)

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

Attachments: [Staff Report](#)
[Roster.pdf](#)

Clerk of the Board

2. Quarterly Report of Current and Projected Vacancies of Humboldt County Appointed Boards, Committees and Commissions through September 30, 2021

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

Attachments: [Staff Report](#)
[Vacancies.pdf](#)

3. Approval of the Action Summary - Meeting of June 29, 2021

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of June 29, 2021 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

Attachments: [Staff Report](#)
[6-29-2021 Action Summary](#)
[Approved Action Summary.pdf](#)

County Administrative Office

4. Supplemental Budget Request for Information Technology to Purchase CrowdStrike Falcon Complete Anti-Virus and Endpoint Security Protection in Fiscal Year 2021-22 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:
1. Approve the attached supplemental budget in fund 3550 budget unit 118 Information Technology (IT) in fiscal year (FY) 2021-22 in the amount of \$115,668 for the purchase of CrowdStrike Falcon Complete Anti-Virus and Endpoint Security Protection. (4/5 Vote Required)

Attachments: [Staff Report](#)
[CrowdStrike Falcon Complete Quote 22671203.pdf](#)
[Supplemental Budget 21-609.pdf](#)

5. Updated Information Technology Policies

Recommendation: That the Board of Supervisors:
1. Adopt the updated Information Systems Acceptable Use Policy; and
2. Adopt the updated Information Systems Policy.

Attachments: [Staff Report](#)
[Information Systems Acceptable Use Policy \(5-18-21\).pdf](#)
[Information Systems Policy \(5-18-21\).pdf](#)

6. New Appointments and Re-appointments to the Humboldt County Workforce Development Board (HC-WDB)

Recommendation: That the Board of Supervisors:
1. Review the attached membership applications from Megan Bonham and Michelle Vassel (Attachments 1 and 2);
2. Appoint Megan Bonham and Michelle Vassel to the HC-WDB for a two-year term effective immediately and pursuant to the HC-WDB Bylaws;
3. Ratify the HC-WDB re-appointments of Rosemary Den Ouden, Daniel Dixon,

Michael Hetticher, Jeff Hunerlach, Libby Maynard, and Pru Ratliff to the HC-WDB for a term of two years effective immediately, in accordance with the HC-WDB Bylaws (Attachment 3);

4. Ratify the appointments to the HC-WDB Executive Committee of Shelley Nilsen as Chair and Lee Cunningham as Vice Chair (Attachment 3); and

5. Ratify the resignations from the HC-WDB of Dena McCullough (former Chair of the HC-WDB Executive Committee), Mike Newman (former Vice Chair of the HC-WDB Executive Committee), and Jessica Dalton (former HC-WDB member) (Attachment 3).

Attachments: [Staff Report](#)
[Attach 1_Bonham, Megan_Redacted.pdf](#)
[Attach 2_Vassel, Michelle_Redacted.pdf](#)
[Attach 3_Nomination Committee.pdf](#)

7. Deallocation of Information Technology Technician Position and Allocation of Information Technology Systems Supervisor Position

Recommendation: That the Board of Supervisors:

1. Approve the deallocation of 1.0 full-time equivalent Information Technician II position (class 0189, salary range 432) in budget unit 3550-118 to be effective the pay period following Board approval; and
2. Approve the allocation of 1.0 full-time equivalent Information Technology Systems Supervisor position (class 0645, salary range 468) in budget unit 3550-118 to be effective the pay period following Board approval.

Attachments: [Staff Report](#)

County Clerk/Recorder/Registrar of Voters

8. Temporary Increase in County Clerk Recorder Full Time Equivalent (FTE)

Recommendation: That the Board of Supervisors:

1. Allocate one temporary Full Time Equivalent (FTE) Recordable Documents Examiner I/II position - Class Number 0155, Salary Range 295-324, 37.5 hours a week.

Attachments: [Staff Report](#)

Department of Health and Human Services: Behavioral Health

9. Professional Services Agreement with Christian Agricola Regarding the Provision of Psychiatric Services within the Humboldt County Correctional Facility and Other Behavioral Health Facilities Located Throughout Humboldt County

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Christian Agricola regarding the provision of psychiatric services at the Humboldt County Correctional Facility, and other behavioral health facilities located throughout Humboldt County, for the period of July 1, 2021 through June 30, 2022;
 2. Authorize the Department of Health and Human Services - Behavioral Health Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Christian Agricola, 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 fully executed original copy of the attached professional services agreement with Christian Agricola to the Department of Health and Human Services - Contract Unit for further processing.

- Attachments:** [Staff Report](#)
[Agricola signed Final FY 21-22 Agricola Psychiatric Services Agreement \(6-24-21\)](#)
[Agricola - Certificate of Coverage](#)
[Agricola - Umbrella policy](#)
[Agricola - Privacy Policy Statement](#)
[Executed Agreement with Christian Agricola.pdf](#)

Department of Health and Human Services: Public Health

10. Update on Local Conditions Surrounding COVID-19

- Recommendation:** That the Board of Supervisors:
1. Receive a written report from Department of Health and Human Services (DHHS) - Public Health and the Humboldt County Health Officer regarding the current status of novel coronavirus (COVID-19) in Humboldt County.

- Attachments:** [Staff Report](#)
[Written COVID-19 Report for July 13, 2021](#)

Department of Health and Human Services: Social Services

11. Professional Services Agreement with Kevin Kelly Regarding the Performance of Court-Ordered Psychological Evaluations of Youth and Adult Clients

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Chair of the Board to execute, the attached

professional services agreement with Kevin Kelly regarding the performance of court-ordered psychological evaluations of youth and adult clients in an amount not to exceed \$30,000 for the period of July 1, 2021 through June 30, 2022;

2. Authorize the Department of Health and Human Services - Child Welfare Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Kevin Kelly, 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 fully executed original copy of the attached professional services agreement with Kevin Kelly to the Department of Health and Human Services - Contract Unit for further processing.

Attachments:

[Staff Report](#)

[Kelly Auto ins exp 11.2021.pdf](#)

[Kevin Kelly Gen Liability Ins exp. 2.1.22.pdf](#)

[Kevin Kelly PL Ins exp 07.2022.pdf](#)

[Kevin Kelly Psychologist License exp 1.31.22.pdf](#)

[Revised FY 21-22 Kelly Psychological Evaluation Services Agreement signed by R Executed Agreement with Kevin Kelly.pdf](#)

12. Professional Services Agreement with Accurate Drug Testing Services Regarding the Provision of Drug, Alcohol and DNA Collection, Screening and Confirmation Services

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Accurate Drug Testing Services regarding the provision of drug, alcohol and deoxyribonucleic acid collection, screening and confirmation services in an amount not to exceed \$80,000 for the period of July 1, 2021 through June 30, 2023;
2. Authorize the Department of Health and Human Services - Child Welfare Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Accurate Drug Testing Services 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 fully executed original copy of the attached professional services agreement with Accurate Drug Testing Services to the Department of Health and Human Services - Contract Unit for further processing.

Attachments:

[Staff Report](#)

[Accurate CL COI exp 1.2022.pdf](#)

[Accurate Drug Testing Services Contract FY 21-23 SIGNED by RISK \(RM 06-28-2](#)

[Wennerholm DC Mal practice ins exp 8.2021.pdf](#)

[Executed Agreement with Accurate Drug Testing.pdf](#)

Planning and Building Department**13. Morris Lot Line Adjustment and Joint Timber Management Plan (4/5 Vote Required)**

APNs: 208-142-033, 207-142-035

Record Number: PLN-2020-16532

- Recommendation:** That the Board of Supervisors:
1. Approve (by 4/5 vote) the Joint Timber Management Plan (JTMP) and Guide (Attachment B) prepared pursuant to Section 51119.5 of the California Government Code (C.G.C.) (Note: A 4/5th vote is required);
 2. Find the project exempt from environmental review pursuant to Sections 15061(b)(3) and 15305 of the California Environmental Quality Act (CEQA) Guidelines and make all of the required findings (Attachment D) to approve the Lot Line Adjustment;
 3. Direct the Planning Division staff to record the Declaration with the JTMP and the Notices of Lot Line Adjustment and Certificate of Subdivision Compliance; and
 4. Direct the Clerk of the Board to give notice of the decision to owners, the County Assessor's Office and any other interested party.

- Attachments:**
- [Staff Report](#)
 - [Attachment A - Declaration.pdf](#)
 - [Attachment B - JTMP.pdf](#)
 - [Attachment C - Draft FRC Minutes 11.18.2020.pdf](#)
 - [Attachment D1 - Findings.docx](#)
 - [Attachment D2 - Maps.pdf](#)

14. Advance Salary Step from Step A to Step C for Alyssa Suarez, Planner II (4/5 Vote Required)

- Recommendation:** That the Board of Supervisors:
1. Approve the advanced salary step for Alyssa Suarez, Planner II.

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

Probation**15. Allocation of 1.0 Full-time Equivalent (FTE) Correctional Cook (0433) and Related Supplemental Budget, Probation Department Budget Unit 234 (4/5 Vote Required)**

- Recommendation:** That the Board of Supervisors:
1. Approve the allocation an additional 1.0 FTE Correctional Cook (0433) (salary range \$15.96 - \$20.49) position to the Probation Department in Budget Unit 234;

and

2. Approve the attached supplemental budget in the amount of \$66,124 in budget 234 to cover the cost of that position

Attachments: [Staff Report](#)
[234-07.13.21.xlsx](#)

Public Works

16. Lease with Carrington Company of 627 H Street For Use As Conflict Counsel Offices

Recommendation: That the Board of Supervisors:
1. Approve and authorize the Chair of the Board to sign the attached Lease Agreement with Carrington Company for 627 H Street, Eureka, for use as Conflict Counsel offices.

Attachments: [Staff Report](#)
[LL exec 627 H St Lease.pdf](#)
[Exhibit B - Conceptual Space Layout and Program.pdf](#)
[2021-6-1 Exhibit C - Scope of Consultant Services.docx](#)
[2021-6-1 Exhibit D - Consultant Contract Terms and Conditions.docx](#)
[2021-6-1 Exhibit E - Construction Protocols.docx](#)
[2021-6-1 Exhibit F - Receipt of Notice of Completion.docx](#)
[Executed Lease.pdf](#)

17. Convey Property in the Southwest Quadrant of the Interchange of Loleta Drive and State Highway 101 to Loleta Community Services District (4/5 Vote Required)

Recommendation: That the Board of Supervisors:
1. Find that property described in Exhibit A and shown in Exhibit B of the attached Resolution is no longer needed by county;
2. Adopt and authorize the Chair of the Board to execute the attached Resolution to Convey Property to Loleta Community Services District (Attachment 2);
3. Approve and authorize the Chair of the Board to execute the attached Transfer Agreement (Attachment 3);
4. Approve and authorize the Chair of the Board to execute the attached Grant Deed (Attachment 4); and
5. Direct the Clerk of the Board to return the original executed Grant Deed, Resolution for Property Conveyance, and Transfer Agreement to the Land Use Division staff for further processing, retaining a copy of the same with meeting records.

Attachments: [Staff Report](#)
[Attachment 1 - Project Vicinity and Proposed Property Boundary maps](#)
[Attachment 2 - Resolution to convey property from County of Humboldt to Loleta C](#)
[Attachment 3 - Transfer Agreement for County-owned excess right of way](#)
[Attachment 4 - Grant Deed](#)
[Attachment 5 - Notice of Intention and Notice of Publication](#)
[Attachment 6 - Notice of Planning Commission Decision and Record of Action](#)
[Attachment 7 - Notice of Exemption](#)
[Executed Grand Deed.pdf](#)
[Executed Transfer Agreement.pdf](#)
[Resolution 21-71.pdf](#)
[Recorded Resolution 21-71.pdf](#)

18. Extend Term of the Lease at the Courthouse Café (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the Lessee's option to extend the term of the lease at the Courthouse Cafe with Christopher J. Rohrs to Sept. 30, 2022;
2. Remove the temporary waiver of monthly rent payment obligation from Christopher J. Rohrs, effective on Jul. 1, 2021; and
3. Authorize Public Works to prepare, sign and submit a notice of removing the temporary waiver of monthly rents.

Attachments: [Staff Report](#)
[Attachment No. 1 - Lease](#)
[Attachment No. 2 - First Amendment](#)
[Attachment No. 3 - Option No. 1](#)
[Attachment No. 4 - Temporary Waiver of Rent](#)
[Attachment No. 5 - Option No. 2](#)
[Attachment No. 6 - Lessee Notice](#)

19. Surplus Vehicles/Sale of Surplus Vehicles

Recommendation: That the Board of Supervisors:

1. Declare four (4) vehicles surplus;
2. Authorize the sale of vehicles to College of the Redwoods Law Enforcement Training Center; and
3. Deposit the revenue from the sale in the Motor Pool Fund.

Attachments: [Staff Report](#)

20. Amendments to the Solid Waste Container Site and Transfer Station Agreements for Fiscal Year 2021-22

- Recommendation:** That the Board of Supervisors:
1. Find that the public health, safety, and well-being require a five (5) year extension of the northern solid waste container site operation and hauling agreement with Humboldt Sanitation Company, Inc.;
 2. Approve, and authorize the Chair of the Board to execute, the attached tenth amendment to the northern solid waste container site operation and hauling agreement with Humboldt Sanitation Company, Inc.;
 3. Approve, and authorize the Chair of the Board to execute, the attached twelfth amendment to the southern solid waste container site operation agreement with Recology Eel River;
 4. Approve, and authorize the Chair of the Board to execute, the attached eleventh amendment to the Redway Transfer Station operation and maintenance agreement with Recology Eel River; and
 5. Direct the Clerk of the Board to return one (1) fully executed original copy of each attached amendment to the Department of Public Works for further processing.

- Attachments:** [Staff Report](#)
[Tenth Amendment Humboldt Sanitation Northern Container Site Agreement.pdf](#)
[Twelfth Amendment to Recology Southern Container Site Agreement.pdf](#)
[Eleventh Amendment to Recology Redway Transfer Station Agreement.pdf](#)
[Signed Tenth Amendment.pdf](#)
[Signed Twelfth Amendment.pdf](#)
[Signed Eleventh Amendment.pdf](#)

21. Surplus Vehicles/Sale of Surplus Vehicles City of Ferndale Police Department

- Recommendation:** That the Board of Supervisors:
1. Declare two (2) vehicles surplus;
 2. Authorize the sale of vehicles to City of Ferndale Police Department; and
 3. Deposit the revenue from the sale in the Motor Pool Fund.

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

Sheriff

22. Animal Shelter Fiscal Year 2020-2021 Supplemental Budget and Appropriations Transfer Requests (4/5 Vote Required)

- Recommendation:** That the Board of Supervisors:

1. Approve the fiscal year (FY) 2020-2021 supplemental budget request for budget unit 1100-221700 Animal Shelter for an Animal Control Vehicle (Attachment 1) (4/5 vote required);
2. Approve the FY 2020-2021 appropriations transfer request for budget unit 1100-221700 Animal Shelter for a trailer; and
3. Authorize the Auditor-Controllers' Office to make any technical corrections for any fixed asset object code corrections for all Sheriff's Office budget units for FY 2020-2021.

Attachments: [Staff Report](#)
[Supplemental Budget Request for Budget Unit 1100-221700](#)
[Appropriation Transfer Request for Budget Unit 1100-221700](#)

23. Set a Public Hearing pursuant to Government Code Section 7283.1(d) to Provide Information to the Public about Immigration and Customs Enforcements (ICE) Access to Individuals 2020 as well as Semi-Annual Reporting for the Measure K Sanctuary Ordinance and to Receive and Consider Public Comment on August 17, 2021

Recommendation: That the Board of Supervisors:

1. Direct the Clerk of the Board to Schedule a public hearing on Tuesday, August 17, 2021, at 9 a.m., or as soon thereafter as the matter may be heard, to provide information about ICE's access to individuals and allow public comment; and
2. Direct the Clerk of the Board to post and publish the required public hearing notice at least 30 days prior to the public hearing.

Attachments: [Staff Report](#)
[Public Hearing Notice-Summary 7.13.2021](#)

24. Amendment to Service Agreement with Everbridge for County-Wide Emergency Mass Notification Services

Recommendation: That the Board of Supervisors:

1. Approve the amendment to the service agreement with Everbridge, authorizing an automatic annual renewal of services; and
2. Authorize the Chair of the Board of Supervisors to sign the Amendment to Service Agreement and any extensions, modifications or amendments.

Attachments: [Staff Report](#)
[County of Humboldt_Partially Signed Amendment_06_2021.pdf](#)
[Fully Executed Everbridge Service Agreement 2017\[53\].pdf](#)
[Executed Amendment to Service Agreement with Everbridge.pdf](#)

Treasurer/Tax Collector

25. Professional Services Agreement with Linebarger Goggan Blair & Sampson, LLP for Third Party Debt Collection Services

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Chair of the Board to execute, the attached agreement with Linebarger Goggan Blair & Sampson, LLP for third party debt collection services (4/5 vote required); and
 2. Direct the Clerk of the Board to submit two (2) executed originals of the attached agreement to the Humboldt County Treasurer-Tax Collector's Office - Revenue Recovery Division.

- Attachments:** [Staff Report](#)
[LGBS Signed PSA Humboldt 7.1.21](#)
[Executed Agreement with Linebarger Goggan Blair & Sampson.pdf](#)

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

This portion of the meeting is reserved for persons desiring to address the Board on any matter not on this agenda that is under the jurisdiction of the Board. Although the Board may briefly respond to statements or questions, under state law, matters presented under this item cannot be discussed or acted upon by the Board at this time.

F. SPECIAL PRESENTATIONS

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

I. DEPARTMENT REPORTS

County Administrative Office

1. 2021 Redistricting Effort in Humboldt County

- Recommendation:** That the Board of Supervisors:
1. Receive the staff report and presentation on the 2021 redistricting process; and
 2. Provide direction on the oversight mechanism for redistricting.

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

J. PUBLIC HEARINGS

Planning and Building Department

1. Public Hearing on Amendments to the Inland Zoning Regulations, Building Code, and Local Coastal Program Amendment for Accessory Dwelling Units, Case No. PLN-2019-15873

Recommendation: That the Board of Supervisors:

1. Open the public hearing, receive and consider the staff report, and accept public comment;
2. Close the public hearing and deliberate;
3. Adopt Resolution No. _____ (Attachment 1) certifying compliance with the California Environmental Quality Act, and making findings of fact concerning amendments to the Inland Zoning and Building Regulations Pertaining to Accessory Dwelling Units;
4. Adopt Ordinance _____ (Attachment 2) Amending sections 314-3 and 314-69.05 of Chapter 4 of Division 1 of Title III of the HUMBOLDT County Code, AND section 331.5-7 of Chapter 1.5 of Division 3 OF Title III of the HUMBOLDT County Code (Text Amendments to Inland ADU REGULATIONS), Pertaining to Accessory Dwelling Units Outside the Coastal Zone;
5. Regarding the ordinance amending Section 331.5-7 of Chapter 1.5 of Division 3 of Title III of the Humboldt County Code (Text Amendments to AOB Regulations) (Attachment 3):
 - a. Introduce the ordinance and waive the first reading;
 - b. Set the ordinance for adoption at least one week from this hearing date;
 - c. Direct the Clerk of the Board to publish the required pre-adoption summary of the ordinance and to post a certified copy of the full text of the proposed ordinance in the office of the Clerk of the Board, both the publication and posting to be done at least 5 days prior to the Board meeting at which the ordinance will be adopted [Government Code Section 25124(b)(1)];
 - d. Direct the Clerk of the Board, within 15 days after the adoption of the ordinance, to publish a post-adoption summary of the ordinance with the names of the supervisors voting for and against the ordinance, and to post in the office of the Clerk of the Board a certified copy of the full text of the adopted ordinance along with the names of those supervisors voting for and against the ordinance [Government Code Section 25124(b)(1)];
6. Adopt Resolution No. _____ (Attachment 4) certifying compliance with the California Environmental Quality Act, making findings of fact concerning the Proposed Local Coastal Program Amendment, and adopting amendments to the six Local Coastal Plans contained in Exhibit A of the resolution, all Pertaining to Accessory Dwelling Units;
7. Adopt Ordinance _____ (Attachment 5) repealing Ordinance 2651 and adding section 313-69.05; amending sections 313-6 and 313-7, and amending sections 313-107, 313-109, 313-136, 313-137, 313-148, 313-154, 313-155, 313-163, and 313-177 of Chapter 3 of Division 1 of Title III of the HUMBOLDT County Code, COASTAL ZONING CODE; and amending sections 312-6 and 312-9 of Chapter 2 of Division 1 of Title III of the HUMBOLDT County Code, General Provisions, all relating to Accessory Dwelling Units.
8. Direct the Clerk of the Board to publish the Post-Adoption Summaries of the ordinances within 15 days after their passage;
9. Direct Planning and Building Department staff to transmit the Coastal ADU

Ordinance and Coastal Plan Amendments, including all necessary supporting documentation, to the California Coastal Commission as an amendment to the certified Local Coastal Program for their review and certification in accordance with Public Resources Code Section 305143;

10. Direct Planning Department staff to prepare and file a Notice of Exemption with the County Clerk and Office of Planning and Research; and

11. Direct the Clerk of the Board to give notice of the decision to any interested party.

Attachments:

[Staff Report](#)

[Attachment 1 Resolution for inland ordinance 6-8-2021.docx](#)

[Attachment 2 Inland_Cleanup Text Amds 6-8-2021.docx](#)

[Attachment 3 AOB Ordinance Text Amds 6-8-2021.docx](#)

[Attachment 4 Resolution for coastal ordinance_ 6-29-2021.docx](#)

[Attachment 5 Rev_Coastal Ordinance_ 6-8-2021.docx](#)

[Attachment 6 PC Res_ Staff Report_ Suppl 5-6-2021.pdf](#)

[Attachment 7 Post-Adoption Inland Ordinance summary_ 6-8-2021.docx](#)

[Attachment 8 Post-Adoption Coastal Ordinance summary_ 6-29-2021.docx](#)

[Resolution 21-69.pdf](#)

[Resolution 21-70.pdf](#)

[Ordinance 2678.pdf](#)

[Ordinance 2679.pdf](#)

K. DISCUSSION ITEMS

L. MATTERS SET FOR TIME CERTAIN

Board of Supervisors - Closed Session

1. 12:30 p.m. - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d) (1) to discuss existing litigation in the case of Anderson v. Hienrich, et at. Case no. 4:20-cv-06867-YGR.
2. 12:30 p.m. - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d) (1) to discuss existing litigation in the case of Northcoast Environmental Center, et al. v. County of Humboldt, Humboldt Superior Court Case No. CV 2100518.
3. 12:30 p.m. - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d) (1) to discuss existing litigation in the case of Conso v. City of Eureka, et at. Case no. 1:21-cv-04480-RMI.

Planning and Building Department

4. 1:30 p.m. - Appeal of the Planning Commission actions to Approve the Arcata Land Company, LLC, Conditional Use Permit and to Adopt a Mitigated Negative Declaration to allow for commercial cannabis cultivation. The application is for the operation of a combination of outdoor light-deprivation cultivation (2.3 acres) and mixed-light cultivation (5.7 acres) in new enclosed gutter-connected greenhouses, and 30,000 square feet of existing hoop houses dedicated to ancillary propagation activities on APNs 506-231-021 and 505-151-011 (one separate legal parcel). The Project will also include ancillary support features, such as an administrative building, propagation and office building, utility building, new onsite wastewater treatment system, unpaved parking areas, security fencing, and storm water management features (e.g., retention basins).

- Recommendation:** That the Board of Supervisors adopt the attached resolution to do the following:
1. Adopt Findings relative to CEQA Compliance and findings to support denial of the appeal and approval of the Conditional Use Permit; and
 2. Adopt the Initial Study and Mitigated Negative Declaration, State Clearinghouse No. 2021010337; and
 3. Specifies the custodian of the record of proceedings upon which the decision is based is the Planning Department, located at 3015 H Street, Eureka, California; and
 4. Denies the Appeal submitted by James Cotton, Kim Puckett, Paula Proctor, Michael Proctor, Joan Edwards, Lee Torrence, Rebecca Crow, Carol McFarland, Don Nielsen, Terrence McNally, Kerry McNally, Tamara Spivey, Mona Mazzotti, Abraham Moshekh, Duane E Smith, Pamela J Smith, Victor Howard, Lydia Butyrin, Lisa Pelletier, Kathryn Melia, Julie Hochfeld, Nancy Blinn, Warren Blinn, Peggy Bell-Hans, Todd Casebolt, Deni Devine, Jose Mendoca and Leonor Mendoca; and
 5. Approves the Conditional Use Permit for 5.7 acres of new mixed light cannabis cultivation and 2.7 acres of new outdoor light-deprivation cannabis cultivation, with 30,000 square feet of appurtenant propagation area, and associated infrastructure and support facilities, subject to the conditions of approval contained in Attachment 1A of this Resolution; and
 6. Adopts the Mitigation, Monitoring, and Reporting Program in Attachment 1B of this Resolution.

Attachments:[Staff Report](#)[1 - Resolution.docx](#)[2 - Board of Supervisors Staff Report for June 22, 2021](#)[3 - 17198 Cotton Appeal Letter 05.04.2021.pdf](#)[3 - 17198 Holder Law Group Appeal Letter 05.04.2021.pdf](#)[4 - PC Resolution 21-58_Arcata Land Company_12255.pdf](#)[5 - PLN-12255-CUP Staff Report 3.18.2021.pdf](#)[6 - PLN-12255-CUP Staff Report 4.22.21.pdf](#)[7 - Attachment 7a - 12255 IS MND Only.pdf](#)[7 - Attachment 7b - 12255 IS MND Appendices A-J.pdf](#)[7 - Attachment 7c - 12255 IS MND Appendices K.pdf](#)[7 - Attachment 7d - 12255 IS MND Appendices L-O.pdf](#)[7 - Attachment 7e - 12255 IS MND Appendices P part 1.pdf](#)[7 - Attachment 7f - 12255 IS MND Appendices P part 2.pdf](#)[7 - Attachment 7g - 12255 IS MND Appendices Q.pdf](#)[8 - Revised Operations Manual - APP 12255 \(Reduced Scale Alternative\) \(06.04.21\)](#)[9 - 17198 SHN Appeal Response Bio.pdf](#)[10 - GrowSpan Series 1000 Greenhouse - Example Gutter Connected Greenhouse.p](#)[11 - Attachment 11 ALC Pump Data \(06.30.21\).pdf](#)[12 - Attachment 12 SCS Odor Panel Results Carpinteria, CA.pdf](#)[13 - Public Comment_1.pdf](#)[13 - Public Comment_2.pdf](#)[13 - Public Comment_3.pdf](#)[13 - Public Comment_4.pdf](#)[13 - Public comment_5.pdf](#)[14. Byers-Scientific-Vapor-System-Spec-Sheet-CNB-C3.pdf](#)[Public Comment COB Part 1.pdf](#)[Public Comment COB Part 2.pdf](#)[Resolution 21-76.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/>