

**BOARD OF SUPERVISORS**

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First District  
MICHELLE BUSHNELL  
Second District  
MIKE WILSON  
Third District  
VIRGINIA BASS  
Chair - Fourth District  
STEVE MADRONE  
Vice Chair - Fifth District



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ELISHIA HAYES  
County Administrative Officer  
SCOTT MILES  
Interim 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 - Final**

**Tuesday, August 30, 2022**

**9:00 AM**

**Regular Meeting - Hybrid**

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**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 720-707-2699, enter Meeting ID 837 7339 9098 and press star (\*) 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.

**PLEASE TURN OFF YOUR TV OR LIVE STREAM TO AVOID DELAYS.**

When it is time for public comment on the item you wish to speak on, 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 qualified disabilities as required under the Americans with Disabilities Act. 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**

**Aviation**

22-1021

1. Professional Services Agreement with Kimley Horn and Associates, Inc. for Acquisition of Aqueous Film Forming Foam (AFFF) Materials Testing Equipment

***Recommendation:***

That the Board of Supervisors:

1. Approve, and authorize Chair of the Board to execute, the attached Professional Services Agreement with Kimley Horn and Associates, Inc. regarding Per- and Polyfluoroalkyl Substances (PFAS) Materials Testing Equipment; and
2. Authorize the Director of Aviation to execute any amendments after review 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 Kimley Horn and Associates, Inc. to the Department of Aviation.

***Attachments:***

[Staff Report](#)

[Kimley-Horn PFAS Materials Testing Equipment - PSA\\_RM Signed.pdf](#)

[Executed Agreement.pdf](#)

22-1044

2. Purchase of One Cyclone Ultra-High Pressure Rubber and Paint Removal System

***Recommendation:***

That the Board of Supervisors:

1. Authorize the purchase of one Cyclone Technologies, LLC's Ultra-High Pressure Rubber and Paint Removal System.

**Attachments:** [Staff Report](#)  
[Humboldt County Airport Authority 4006ST Quote 2022](#)  
[4006ST HGAC pricing sheet SM10-20 5.31.22](#)

[22-1129](#)

3. Purchase of One (1) New Caterpillar Model 259D3 Compact Construction Equipment

**Recommendation:** That the Board of Supervisors:  
1. Authorize the purchase of one (1) New Caterpillar Model 259D3 Compact Construction Equipment.

**Attachments:** [Staff Report](#)  
[Peterson CAT Quote #206560-02](#)  
[Peterson CAT Supplemental Information for Quote 206560-02](#)

[22-1135](#)

4. Resolution Authorizing the Submittal of an Application, Acceptance of an Allocation of Funds, and Execution of a Grant Agreement with the California Department of Transportation (DOT), for an Airport Improvement Program (AIP) Matching Grant

**Recommendation:** That the Board of Supervisors:  
1. Adopt the attached resolution authorizing the submittal of an application, acceptance of an allocation of funds, and execution of a grant agreement with the California Department of Transportation (DOT), for an airport improvement program (AIP) matching grant.

**Attachments:** [Staff Report](#)  
[Rev 2022-08-16 Resolution - CA DOT AIP Matching Grants.rtf](#)  
[Resolution 22-102.pdf](#)

### **Board of Supervisors**

[22-1052](#)

5. Continuation of the Local Emergency Due to Drought

**Recommendation:** That the Board of Supervisors:  
1. Declare that a local emergency remains in effect, per Resolution 21-77, until September 27, 2022, enabling the County of Humboldt and other local government entities to adequately plan, prepare and implement policy to be able to effectively respond to the threat posed by the drought.

**Attachments:** [Staff Report](#)  
[Resolution 21-77.pdf](#)

[22-1058](#)

6. Proclaim September 2022 as National Recovery Month (Supervisor Bass)

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

**Attachments:** [Staff Report](#)  
[Recovery Happens Flyer.pdf](#)  
[Proclamation.pdf](#)

[22-1119](#)

7. Proclaim September 11-17, 2022 as Assisted Living Week in Humboldt County (Supervisor Madrone)

**Recommendation:** That the Board of Supervisors:  
1. Adopt the proclamation.

**Attachments:** [Staff Report](#)  
[Assisted Living Proclamation.pdf](#)

[22-1138](#)

8. Suicide Prevention and Awareness Proclamation (Supervisor Bass)

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

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

[22-1151](#)

9. Appoint Jamie Jensen and Ellen Murphy to the Human Rights Commission Representing the Third District (Supervisor Wilson)

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

**Attachments:** [Staff Report](#)  
[Human Rights Commisssin Roster as of 083022.pdf](#)

### **Clerk of the Board**

[22-1082](#)

10. 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 Form.pdf](#)

[22-1156](#)

11. Approval of the Action Summary - Meeting of August 16, 2022

**Recommendation:** That the Board of Supervisors:  
1. Approve the Action Summary for the meeting of Aug. 16, 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](#)  
[08-16-2022 Action Summary.pdf](#)  
[Executed Action Summary.pdf](#)

[22-1155](#)

12. Approval of the Action Summary - Meeting of August 23, 2022

**Recommendation:** That the Board of Supervisors:  
1. Approve the Action Summary for the meeting of August 23, 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](#)  
[August 23, 2022 Action Summary.pdf](#)  
[Executed Action Summary.pdf](#)

**County Administrative Office**

[22-1048](#)

13. Installation of an Americans with Disabilities Act Accessible Beach Access Mat at Clam Beach

**Recommendation:** That the Board of Supervisors:  
1. Approve the proposed installation of an Americans with Disabilities Act accessible beach access mat at Clam Beach.

**Attachments:** [Staff Report](#)  
[Attachment 1 - Site Map.pdf](#)  
[Attachment 2 - Exhibits.pdf](#)  
[Attachment 3 - Executed MOU with State Parks Clam Beach.pdf](#)  
[Attachment 4 - February 2022 Meeting Notes.pdf](#)  
[Attachment 5 - June 2022 Public Comments.pdf](#)  
[Attachment 6 - SNPL 2001-2021 Clam Beach Boundary Nests.pdf](#)

[22-1167](#)

14. Approval of Settlement Agreement with the State Controller Regarding Case CV2200584 The People vs. Karen Paz Dominguez and the County of Humboldt

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

1. Approve the settlement agreement with the State Controller Regarding Case CV2200584 The People vs. Karen Paz Dominguez and the County of Humboldt; and
2. Authorize the Chair of the Board to sign the settlement agreement.

**Attachments:** [Staff Report](#)  
[Settlement Agreement.pdf](#)  
[Action Plan and Milestones.pdf](#)  
[SCO Lawsuit Against Auditor Controller and the County.pdf](#)  
[Settlement Agreement Signed by the Board Chair.pdf](#)

[22-1086](#)

15. Establish Fixed Asset Lines for Budget Unit 3552-152 ADA Compliance and Approve Appropriation Transfer (4/5 Vote Required)

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

1. Approve an appropriation transfer request establishing fixed asset lines in fiscal year (FY) 2021-22 in budget unit 3552-152 ADA Compliance for ADA Compliance Capital Projects (Attachment 1) (4/5 vote required).

**Attachments:** [Staff Report](#)  
[Budget Appropriation Transfer for Budget Unit 3552-152](#)

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

[22-1060](#)

16. Agreement with Ascendant Strategy Management Group, LLC for Software Maintenance and Support of ClearPoint, a Performance Management Software Platform

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

1. Approve and authorize the Chair to execute the attached agreement between Ascendant Strategy Management Group, LLC and the Department of Health and Human Services, for the period of Sept. 21, 2022 through Sept. 20, 2027; and
2. Authorize the Department of Health and Human Services (DHHS) Director, or designee thereof, to execute any subsequent amendments to the agreement upon review and approval from County Counsel, Risk Management and the County Administrative Office.

**Attachments:** [Staff Report](#)  
[Agreement with Ascendant Strategy Management Group, LLC](#)  
[Certificates of Insurance](#)  
[Executed Agreement.pdf](#)

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

[22-1059](#)

17. Memorandum of Understanding with Davis Guest Home regarding the Provision of Long-Term Residential Mental Health Treatment Services

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

1. Approve, and authorize the Chair of the Board to execute, the attached memorandum of understanding with Davis Guest Home regarding the Provision of Long-Term Residential Mental Health Treatment Services;
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 memorandum of understanding with Davis Guest Home 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 copy of the attached memorandum of understanding with Davis Guest Home to the Department of Health and Human Services - Contract Unit for further processing.

**Attachments:** [Staff Report](#)  
[Memorandum of Understanding with Davis Guest Home regarding the Provision of Professional Services Agreement with Davis Guest Home For FY 19-22](#)  
[First Amendment to the Professional Services Agreement with Davis Guest Home](#)  
[Second Amendment to the Professional Services Agreement with Davis Guest Home](#)  
[Executed MOU.pdf](#)

[22-1063](#)

18. Professional Services Agreement with Arcata House Partnership Regarding the Provision of Peer Coaching and Support Services to Eligible Individuals Living at the Arcata Bay Crossing Apartment Complex

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

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Arcata House Partnership regarding the provision of peer coaching and support services to eligible individuals living at the Arcata Bay Crossing apartment complex for the period of July 1, 2022, through June 30, 2025;
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 Arcata House Partnership, after review and approval by County Counsel, Risk Management and the County Administrative Office; and

3. Direct the Clerk of the Board to return two (2) fully executed original copies of the attached professional services agreement with Arcata House Partnership, to the Department of Health and Human Services - Contract Unit for further processing.

**Attachments:**

[Staff Report](#)

[Professional Services Agreement with Arcata House Partnership Regarding the Pr Executed Agreement.pdf](#)

[22-1117](#)

19. Professional Services Agreement with Traditions Behavioral Health, a Psychological Corporation, Regarding the Provision of Licensed Personnel to Fill Various Psychiatrist Positions at Department of Health and Human Services - Behavioral Health Facilities

**Recommendation:**

That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Traditions Behavioral Health, a Psychological Corporation, regarding the provision of licensed personnel to fill various psychiatrist positions at Department of Health and Human Services - Behavioral Health facilities for the period of July 1, 2022 through June 30, 2023;
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 Traditions Behavioral Health, a Psychological Corporation, 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 professional services agreement with Traditions Behavioral Health, a Psychological Corporation, to the Department of Health and Human Services - Contract Unit for further processing.

**Attachments:**

[Staff Report](#)

[Professional Services Agreement with Traditions Behavioral Health, a Psychological COUNTY-OF-HUMBOLDT\\_Traditions-Psyc\\_22-23-WC-\(TRWC3\\_5-18-2022\\_ TBH 2022 Confirmation of Coverage](#)

[TBH Humboldt](#)

[TBHPsychiatryofCalifornia,PC,dbaTraditionsBehavioralHealth\\_POLCLNT\\_LIA Executed Agreement.pdf](#)

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

[22-1090](#)

20. Annual Certification of Compliance for the Child Health Disability Prevention, Health Care Program for Children in Foster Care and California Children's Services Programs for Fiscal Year



2022-2023

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

1. Authorize the Chair of the Board to execute the attached certification statements for the Child Health and Disability Prevention, Health Care Program for Children in Foster Care and California Children's Services Programs; and
2. Direct the Clerk of the Board to return the three (3) fully executed original copies of the attached certification statements to the Department of Health and Human Services - Public Health Administration for submission to the California Department of Health Care Services.

**Attachments:** [Staff Report](#)  
[Child Health and Disability Prevention Program Certification Statement](#)  
[Health Care Program for Children in Foster Care Certification Statement](#)  
[California Children's Services Programs Certification Statement](#)  
[Executed Certifications.pdf](#)

[22-1095](#)

21. Request to Increase Ambulance Fee for Service Areas 3 (Eureka) and 4 (Fortuna/ Garberville)

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

1. Approve and authorize an increase in billing rates for ambulance services provided in Service Areas 3 (Eureka) and 4 (Fortuna/Garberville).

**Attachments:** [Staff Report](#)  
[Request to Increase Ambulance Fee for Service Areas 3 \(Eureka\) and 4 \(Fortuna/](#)

[22-1096](#)

22. Request to Increase Ambulance Fees for Service Area 1 (Northwestern Humboldt County)

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

1. Approve and authorize an increase in billing rates for ambulance services provided in Service Area 1 (Northwestern Humboldt County).

**Attachments:** [Staff Report](#)  
[Arcata-Mad River Ambulance, LLC's rate increase request, with current and prop](#)

[22-1120](#)

23. Memorandum of Understanding by and between the County of Humboldt and the Board of Trustees of the California State University for HIV and HCV Testing and Prevention Services

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

1. Approve the Memorandum of Understanding (MOU) by and between the County of Humboldt and the Board of Trustees of the California State University (Humboldt State University);

2. Authorize the Public Health Director, or designee thereof, to sign the MOU; and
3. Authorize the Public Health Director, or designee thereof, to sign all future amendments and documents directly related to this grant agreement upon review and approval of County Counsel and Risk Management.

**Attachments:**

[Staff Report](#)

[Memorandum of Understanding by and between County of Humboldt and Board of Supervisors](#)

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

[22-1045](#)

24. Approval of the Memorandum of Understanding for the California Department of Social Services Work Number Express Service Agreement

**Recommendation:**

That the Board of Supervisors:

1. Approve the attached Memorandum of Understanding with the California Department of Social Services regarding participation in the Work Number Express (TALX Corporation) Service Agreement;
2. Grant a waiver of the Nuclear Free Ordinance;
3. Authorize the Board Chair to execute four originals of the Memorandum of Understanding, and;
4. Direct the Clerk of the Board to return three fully executed original copies of the attached Memorandum of Understanding with the California Department of Social Services (CDSS) to the DHHS-Contract Unit for forwarding to DHHS-Social Services.

**Attachments:**

[Staff Report](#)

[Memorandum of Understanding for the California Department of Social Services](#)

[CL 7-6-22 2](#)

[MSA 5-22-70-29 Package \(3\)](#)

[Vermont Fair Credit Reporting Act MSA Form - Signed](#)

[Signed MOU.pdf](#)

**Public Defender**

[22-1056](#)

25. Thomson Reuters West Publishing Agreement for Online Research Services

**Recommendation:**

That the Board of Supervisors:

1. Approve the attached agreement between the County of Humboldt Public Defender and Thomson Reuters West Publishing; and
2. Authorize the Purchasing Agent to execute the attached contract agreement with Thomson Reuters West Publishing for online legal research subscription services.

**Attachments:** [Staff Report](#)  
[Thomson Reuters West Law Software Agmt 2022.pdf](#)

### **Public Works**

[22-703](#)

26. Consultant Services Agreement with PACE Engineering, Inc. Regarding the Provision of Electrical Engineering Services for the Courthouse Transformers Replacement Project

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

1. Approve the selection of PACE Engineering, Inc. as the consulting firm to provide electrical engineering services for the Courthouse Transformers Replacement Project;
2. Approve, and authorize Chair of the Board to execute, the attached consultant services agreement with PACE Engineering, Inc. regarding the provision of electrical engineering services for the Courthouse Transformers Replacement Project;
3. Authorize the Public Works Director, or a designee thereof, to execute any and all subsequent amendments to the attached consultant services agreement with PACE Engineering, Inc. after review and approval by County Counsel, Risk Management, and the County Administrative Office; and
4. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached consultant services agreement with PACE Engineering, Inc. to the Department of Public Works for further processing.

**Attachments:** [Staff Report](#)  
[RFP No. DPW2022-001 - Consultant Proposal Ratings.pdf](#)  
[170239 - PACE Consultant Services Agreement Final 08-25-2022.pdf](#)  
[Executed Agreement.pdf](#)

[22-1087](#)

27. Accept Completed Contracts for Storm Damage Repairs to Mattole Road (F3C010) Post Miles 36.06 and 36.16 (4/5 Vote Required)

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

1. Approve, and authorize the Director of Public Works to execute, the attached Contract Change Order Number 2-Supplement 1 for Contract Number 217207 (Post Mile 36.06) for the total amount of \$20,758.26 (4/5 Vote Required);
2. Accept the completed contracts, including all change orders approved by the Public Works Department, between Wahlund Construction, Inc., and Humboldt County for construction of Storm Damage Repairs to Mattole Road (F3C010) Post Miles 36.06 and 36.16; and
3. Approve the final claims for payment, as submitted by the Public Works Department to the Auditor/Controller, in the amount of \$20,758.26 for Post Mile 36.06 and \$280.00 for Post Mile 36.16, which will bring the total amounts paid

to 100 percent of the contracts.

*Attachments:*      [Staff Report](#)  
[Contract Change Order Number 2-Supplement 1 for Post Mile 36.06](#)  
[Executed Project Agreement and Contract Change Orders](#)  
[Acceptance Statements](#)

[22-1133](#)

28. Authorize a Temporary Increase in Pay for Paul Donoho, Road Maintenance Supervisor, Pursuant to Section 12.4 of the American Federation of State, County and Municipal Employees (AFSCME) Memorandum of Understanding (MOU)

*Recommendation:*      That the Board of Supervisors:  
1. Authorize a temporary increase in pay for Road Supervisor, Paul Donoho (class 0204, range 416) as though promoted to Road Superintendent (class 0201, range 468) beginning Sept. 11, 2022, and continuing until Mar. 4, 2023.

*Attachments:*      [Staff Report](#)

[22-1134](#)

29. Authorize a Temporary Increase in Pay for Scott Carns, Road Maintenance Worker III, Pursuant to Section 12.4 of the American Federation of State, County and Municipal Employees (AFSCME) Memorandum of Understanding (MOU)

*Recommendation:*      That the Board of Supervisors:  
1. Authorize a temporary increase in pay for Road Maintenance Worker III, Scott Carns (class 0230, range 376) as though promoted to Road Supervisor (class 0204, range 416) beginning Sept. 11, 2022, and continuing until Oct. 29, 2022.

*Attachments:*      [Staff Report](#)

## E. SPECIAL PRESENTATIONS

## F. ITEMS PULLED FROM CONSENT

## G. MATTERS INITIATED BY BOARD MEMBERS

## H. DEPARTMENT REPORTS

### *Planning and Building Department*

[22-1123](#)

1. Planning Commission Letter on Water Storage Requirements

- Recommendation:** That the Board of Supervisors:
1. Consider the Letter Submitted by the Planning Commission; and
  2. Provide Direction to the Planning Commission.

- Attachments:** [Staff Report](#)  
[PC Letter to BOS 8.11.2022](#)  
[22-1132](#)

2. Monthly Report from Drought Task Force (DTF)

- Recommendation:** That the Board of Supervisors:
1. Receive the report from the Drought Task Force.

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

## I. PUBLIC HEARINGS

### Planning and Building Department

[22-1088](#)

1. Pacific Gas and Electric (PG&E) Appeal of the Planning Commission's Denial of a Coastal Development Permit for the Installation of Three Utility Poles and a Voltage Regulator along Patrick's Point Drive

- Recommendation:** That the Board of Supervisors:
1. Open the public hearing and receive the staff report, testimony by the appellant (applicant), and public; and
  2. Close the public hearing; and
  3. Adopt the resolution (Resolution 22-\_\_). (Attachment 1) which does the following:
    - a. Finds that project exempt from environmental review pursuant to Section 15270 of the CEQA Guidelines; and
    - b. Finds that the proposed project is inconsistent with the Trinidad Area Local Coastal Plan; and
    - c. Denies the Appeal submitted by Pacific Gas & Electric; and
    - d. Denies the Coastal Development Permit.
  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 BOS Resolution 17854.docx](#)  
[Attachment 2 - Appeal.pdf](#)  
[Attachment 3 -PC Staff Report 07.07.22.pdf](#)  
[Attachment 4 - PC Resolution 22-083 PG&E Denial\\_14376.pdf](#)  
[Attachment 5 - CPUC Correspondence.pdf](#)  
[Attachment 6 - Public Comment Combined 8.11.22.pdf](#)  
[Public Comment.pdf](#)

[22-1104](#)

2. An Appeal of the Planning Commission's Approval of a Conditional Use Permit for 24,634 Square Feet of Existing Commercial Cannabis Cultivation Consisting of 22,380 Square Feet of Outdoor and 2,254 Square Feet of Mixed Light Cultivation, the Appeal Relates Specifically to the Addition of Conditional of Approval A. 25 Requiring 20% Rainwater Catchment within 2 years as Well as Staff Recommended Condition of Approval A11 which Requires Capping of a Second Well

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

1. Open the public hearing and receive the staff report, testimony by appellant, and testimony from the public; and
2. Close the public hearing; and
3. Adopt the resolution (Resolution 22-\_\_). (Attachment 1) which does the following:
  - a. Finds that the Board of Supervisors has considered the Addendum to the Mitigated Negative Declaration for the Commercial Medical Marijuana Land Use Ordinance that was prepared for the Dyerville Farms, LLC project); and
  - b. Finds that the proposed project complies with the General Plan and Zoning Ordinance; and
  - c. Sustain the Appeal submitted by Dyerville Farms LLC; and
  - d. Approves the Conditional Use 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 BOS Resolution 8.24.22](#)  
[Attachment 1 Exhibit B - Cultivation Operations Plan](#)  
[Attachment 1 Exhibit C - Site Plan](#)  
[Attachment 2 Appeal Filed by Dyerville Farms LLC](#)  
[Attachment 3 Planning Commission Staff Report for Dyerville Farms LLC](#)  
[Attachment 4 PC Resolution 22-082 Dyerville Farm 12424](#)  
[Attachment 5 Hydrologic Report](#)

[22-1109](#)

3. An Appeal of the Planning Commission's Approval of a Conditional Use Permit for 18,492 Square

Feet of Existing Outdoor Commercial Cannabis Cultivation, the Appeal Relates Specifically to the Addition of Conditional of Approval A6 Requiring 20% Rainwater Catchment within 2 Years

- Recommendation:** That the Board of Supervisors:
1. Open the public hearing and receive the staff report, testimony by appellant, and testimony from the public; and
  2. Close the public hearing; and
  3. Adopt the resolution (Resolution 22-\_\_\_). (Attachment 1) which does the following:
    - a. Finding the Board of Supervisors have considered the Addendum to the Mitigated Negative Declaration for the Commercial Medical Marijuana Land Use Ordinance that was prepared for the MHG, LLC project); and
    - b. Finding the proposed project complies with the General Plan and Zoning Ordinance; and
    - c. Sustain the Appeal submitted by MHG LLC; and
    - d. Approving the Conditional Use 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 BOS Resolution 8.24.22](#)

[Attachment 1 Exhibit B - Cultivation Operation Plan](#)

[Attachment 1 Exhibit C - Site Plan](#)

[Attachment 2 Appeal Filed by MHG LLC](#)

[Attachment 3 MHG LLC Staff Report PC 07.07.2022](#)

[Attachment 4 Resolution of the Planning Commission No. 22-054 MHG LLC](#)

[Attachment 5 Public Comment provided to the Planning Commission MHG LLC Resolution 22-103.pdf](#)

## J. DISCUSSION ITEMS

## K. MATTERS SET FOR TIME CERTAIN

### Board of Supervisors

[22-1142](#)

1. 12:00 PM - 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

[22-1152](#)

2. 12:00 PM - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d) (1) to discuss existing litigation in the case of Timothy Brennfleck v. Shannon Conway, et al., Humboldt County Superior Court Case No. CV2200567

[22-1140](#)

3. 12:00 PM - Conference with Labor Negotiator - Pursuant to Government Code section 54957.6 it is the intention of the Board of Supervisors to meet in closed session to review the County's position and instruct its designated labor negotiator. Labor negotiators: Tabatha Miller, Paige Plummer, and Jack Hughes. Employee Organizations (represented and unrepresented): SEIU/In-Home Support Services, American Federation of State, County and Municipal Employees (AFSCME local 1684), Humboldt County Attorneys Association, Humboldt Deputy Sheriffs Organization (Law Enforcement Non-Management Unit), Humboldt Deputy Sheriffs Organization (Law Enforcement Management Unit), Appointed Department Heads, and Management and Confidential employees

**L. PUBLIC COMMENT ON NON-AGENDA ITEMS - 1:30 PM**[22-1199](#)

1. Public Comment Sign-In Sheet

*Attachments:*            [Public Comment Sign-In Sheet.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, the accessible entrance to the Courthouse is the 4th Street entrance. Accessible parking is available adjacent to the 4th Street entrance and on the 4th Street side of the K Street lot. If you are a person with a qualified disability, and need a modification or accommodation 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/>**



