

BOARD OF SUPERVISORS

REX BOHN
Chair - First District
ESTELLE FENNEL
Vice-Chair - Second District
MIKE WILSON
Third District
VIRGINIA BASS
Fourth District
STEVE MADRONE
Fifth District



COUNTY STAFF

AMY S. NILSEN
County Administrative Officer
JEFFREY S. BLANCK
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 23, 2019

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

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

Board of Supervisors

1. Proclaim the Week of July 21st, 2019 as "Americans with Disabilities Act 29th Anniversary Week" (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Adopt the Proclamation.

Attachments: [Staff Report](#)
[ADA Proclamation](#)

2. Certificate Honoring the Life of Army Sgt. 1st Class Elden C. Justus (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Ratify authorization for the Chair to sign the certificate.

Attachments: [Staff Report](#)
[Certificate honoring Army Sgt 1st Class Elden Charles Justus.pdf](#)

3. Appointment of Eddie Morgan to the Humboldt County Human Rights Committee representing the Fourth District (Supervisor Virginia Bass)

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

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

4. Blue Lake Rancheria Letter of Support for their FY 19 STEP Development Grant request to the US Department of Education (Supervisor Mike Wilson and Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:
1. Authorize the Chair to sign the letter of support; and
2. Direct the Clerk of the Board to forward a fully executed copy to Alison Robbins, Program Director, Blue Lake Rancheria Tribe of California, P.O. Box 428, Blue Lake, CA 95525.

Attachments: [Staff Report](#)
[Blue Lake Rancheria Letter of Support for STEP Grant.pdf](#)
[Executed Blue Lake Rancheria Letter of Support for STEP Grant.pdf](#)

5. Letter of Support for Humboldt Open Door Community Health Center's funding request for the Health Resources and Services Administration (HRSA) Service Area Competition Grant (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:
1. Authorize the Chair to sign the letter of support.

Attachments: [Staff Report](#)
[Open Door Clinic Letter of Support for Grant Application .pdf](#)
[Executed Open Door Clinic Letter of Support for Grant Application.pdf](#)

Clerk of the Board

6. Letter of Appreciation to Rose Gibbens for her Service on the First Five Humboldt Commission

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the letter of appreciation.

Attachments: [Staff Report](#)
[Roster.pdf](#)
[Gibben.pdf](#)
[Vacancy.pdf](#)
[Executed Gibben Letter_Redacted.pdf](#)

7. District Specific Appointments to the Cannabis Micro-Grant and Loan Advisory Committee (CMGLAC)

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

Attachments: [Staff Report](#)
[DistrictAptRoster .pdf](#)
[Resolution 19-45.pdf](#)

8. Quarterly Report of Current and Projected Vacancies on Humboldt County Board of Supervisors Appointed Boards, Committees, and Commissions

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

Attachments: [Staff Report](#)
[Attachment 1](#)

9. Approval of the Action Summary - Meeting of July 9, 2019

Recommendation: That the Board of Supervisors:
1. Approve the Action Summary for the meeting of July 9, 2019 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](#)
[Action Summary 7-9-19](#)

County Administrative Office

10. New Appointment to the Humboldt County Workforce Development Board (WDB)

Recommendation: That the Board of Supervisors:
1. Review the attached membership application for Daniel Dixon; and
2. Appoint Daniel Dixon to the WDB for a 2-year term effective immediately and pursuant to the WDB by-laws.

Attachments:

[Staff Report](#)

[Daniel Dixon - redacted.pdf](#)

Department of Health and Human Services: Administration**11. Approval of Intergovernmental Transfer between Humboldt County Department of Health and Human Services and California Department of Health Care Services**

- Recommendation:** That the Board of Supervisors:
1. Approve the attached Intergovernmental Transfer agreement between the Humboldt County Department of Health and Human Services and the California Department of Health Care Services;
 2. Authorize the Director of the Department of Health and Human Services to sign and execute the attached Intergovernmental Transfer agreement;
 3. Authorize the Department of Health and Human Services to transfer \$2,033,290 (including a 20% California Department of Health Care Services administrative fee) to the California Department of Health Care Services; and
 4. Authorize the Director of the Department of Health and Human Services to execute future amendments and/or documents related to the attached Intergovernmental Transfer agreement after review and approval by County Counsel and Risk Management.

- Attachments:** [Staff Report](#)
[Intergovernmental Agreement Transfer of Funds](#)

Department of Health and Human Services: Mental Health**12. Appointment to the Behavioral Health Board**

- Recommendation:** That the Board of Supervisors:
1. Appoint Vernon Price to the Humboldt County Behavioral Health Board for a three-year term.

- Attachments:** [Staff Report](#)
[VPrice BHB App](#)

13. Professional Services Agreement with Cloney's Pharmacy, Inc. Regarding the Provision of Medication Delivery, Inspection, Replacement and Destruction Services

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Cloney's Pharmacy, Inc. regarding the provision of medication delivery, inspection, replacement and destruction services for the period of July 1, 2019 through June 30, 2020;
 2. Authorize the Department of Health and Human Services - Mental Health Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Cloney's Pharmacy, Inc. after review and approval by County Counsel, Risk Management and the County Administrative Office; and
 3. Direct the Clerk of the Board to return a fully executed original copy of the

attached professional services agreement with Cloney's Pharmacy, Inc. to the Department of Health and Human Services - Contract Unit for further processing.

Attachments:

[Staff Report](#)

[Final FY 19-20 Cloney's Medication Services Agreement](#)

[Cloneys Professional Liability](#)

[Cloneys Commercial Auto and Insurance](#)

[Cloneys Workerscomp Liability Insurance](#)

[W-9](#)

[Executed Final FY 19-20 Cloney's Medication Services Agreement.pdf](#)

14. Professional Services Agreement with Dr. John L. Shaeffer, Inc., Doing Business As American Telepsychiatrists, Regarding the Provision of Telepsychiatry Services to Children and Adults Suffering from Mental Illness

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Dr. John L. Shaeffer, Inc., doing business as American Telepsychiatrists, regarding the provision of telepsychiatry services to children and adults suffering from mental illness for the period of July 1, 2019 through June 30, 2022;
2. Authorize the Department of Health and Human Services - Mental Health Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Dr. John L. Shaeffer, Inc. doing business as American Telepsychiatrists, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return a fully executed original copy of the attached professional services agreement with Dr. John L. Shaeffer, Inc. doing business as American Telepsychiatrists, to the Department of Health and Human Services - Contract Unit for further processing.

Attachments:

[Staff Report](#)

[American Telepsychiatrists Mental Health Services FY 19-22](#)

[COI Humboldt 07 01 2019](#)

[COI Chen](#)

[COI Faroqi](#)

[COI Freedman](#)

[COI Schaeffer](#)

[Executed American Telepsychiatrists Mental Health Services FY 19-22.pdf](#)

15. 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 - Mental 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 - Mental Health facilities for the period of July 1, 2019 through June 30, 2020;
2. Authorize the Department of Health and Human Services - Mental 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 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.

Attachments:

[Staff Report](#)

[TBH Agreement FY 19-20 Final](#)

[TBH 2019 COI](#)

[2018-2019 Gen Liab Humboldt](#)

[2018-2019 WC Humboldt](#)

[2018-2019 General Liability Humboldt waiver of subrogation](#)

[Executed TBH Agreement FY 19-20 Final.pdf](#)

Human Resources

16. Supplemental Budget for the County's Dental Fund in Fiscal Year 2018-19 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the following supplemental budget in Fund 3526, Dental Plan (4/5 vote required):

Revenue:		
3526356-682100	Revenue	\$ 55,000
Expense:		
3526356-6100	Claim Payments	\$ 38,000
3526356-6200	Claim Administration	\$ 17,000

Attachments: [Staff Report](#)

17. Resolution Certifying Review and Re-approval of the Equal Employment Opportunity (EEO) Policy

Recommendation: That the Board of Supervisors:
1. Adopt Resolution No. ____ (attachment A) re-approving the Equal Employment Opportunity Policy.

Attachments: [Staff Report](#)
[Attachment A Reso re-adopting EEO Policy](#)
[Resolution 19-66](#)

Planning and Building Department**18. Resolution Authorizing the Submittal of a California Department of Conservation Grant to Support Climate Action Planning Efforts**

Recommendation: That the Board of Supervisors:
1. Adopt the attached Resolution No. ____:
a. Authorizing the submittal of an application for a California Department of Conservation (DOC) Local and Regional Planning Grant to develop a Natural and Working Lands element for the Humboldt County Regional Climate Action Plan (CAP); and
b. Authorizing the Director of Planning & Building Department to execute all necessary applications, contracts and agreements and amendments thereto, in the name of the County of Humboldt and all other documents required by California DOC for participation in the grant program.

Attachments: [Staff Report](#)
[Attachment A Resolution.docx](#)
[Attachment B DOC Grant Summary Application.pdf](#)
[Resolution 19-67](#)

Public Works**19. First Amendment to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project**

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Chair of the Board to execute, the attached first amendment to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project with California Trout, Inc., Mendocino County Inland Water and Power Commission and Sonoma County Water Agency;
 2. Authorize the Chair of the Board to execute any and all subsequent amendments to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project with California Trout, Inc., Mendocino County Inland Water and Power Commission and Sonoma County Water Agency after review and approval by County Counsel and the County Administrative Office; and
 3. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached first amendment to the Amended Planning Agreement to Undertake Feasibility Study of a Potential Licensing Proposal for the Potter Valley Project with California Trout, Inc., Mendocino County Inland Water and Power Commission and Sonoma County Water Agency to Public Works - Environmental Services for further processing.

Attachments: [Staff Report](#)
[First Amendment to Potter Valley Planning Agreement](#)
[Executed First Amendment to Potter Valley Planning Agreement.pdf](#)

Sheriff**20. Fiscal Year 2018-19 Supplemental Budget Adjustment Request for Humboldt County Drug Task Force Budget Unit 1100-265 (4/5 Vote Required)**

- Recommendation:** That the Board of Supervisors:
1. Approve a supplemental budget adjustment request in the amount of \$30,000 in Budget Unit 1100-265 Humboldt County Drug Task Force to allow for increased costs of services and supplies in fiscal year (FY) 2018-19 (Attachment 1).

Attachments: [Staff Report](#)
[FY1819 DTF Year-end Supplemental Budget Request.pdf](#)
[File Summary](#)

Treasurer/Tax Collector**21. Adjust Revenue Recovery Division Public Hours**

Recommendation: That the Board of Supervisors:
1. Adopt the attached resolution amending Resolution No. 82-170 and rescinding Resolution No. 15-25 in order to change the hours that the Revenue Recovery Division (RRD) is open to the public to 9:00 a.m. through 2:00 p.m. for each business day beginning July 26, 2019.

Attachments: [Staff Report](#)
[RRD Office Hours Reso.doc](#)
[RRD Office Hours Reso Attachment.pdf](#)
[Resolution 19-68](#)

D. 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. It is requested that speakers sign the sheet at the front doors of the Chamber. 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.

Public Comment Sign-In Sheet and Handouts

Attachments: [Public Comment Sign-In Sheet and Handouts.pdf](#)

E. SPECIAL PRESENTATIONS**F. MATTERS SET FOR TIME CERTAIN****Board of Supervisors - Closed Session**

1. 12:00 p.m. - Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS. The County's designated representatives are Amy Nilsen and Jack Hughes. The Employee Organization is the Elected Department Heads Bargaining Unit.

G. ITEMS PULLED FROM CONSENT**H. MATTERS INITIATED BY BOARD MEMBERS****Board of Supervisors**

1. Nordic Aquafarms Proposed Project Presentation (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:
1. Hear the presentation and take appropriate action, if required.

Attachments: [Staff Report](#)
[Nordic Aquafarms Fact Sheet.pdf](#)

2. Request to continue the Zoning Text Amendments to Implement the General Plan - Group 2 Land Use Element Agricultural & Forest Resources Related Zoning Changes Public Hearing to a future date other than August 20, 2019 (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:
1. Consider changing the date to continue the Public Hearing of the Zoning Text Amendments to Implement the General Plan - Group 2 to a future date other than August 20, 2019.

Attachments: [Staff Report](#)

I. DEPARTMENT REPORTS

Clerk of the Board

1. Appointments of the At-Large and Alternate members to the Cannabis Micro-Grant & Loan Advisory Committee (CMGLAC)

Recommendation: That the Board of Supervisors:
1. Consider making the appointments to the CMGLAC.

Attachments: [Staff Report](#)
[Application List.pdf](#)
[Roster.pdf](#)
[Resolution 19-45.pdf](#)
[Rich Ames-Redacted.pdf](#)
[Pam Dubaldi_Redacted.pdf](#)
[Brian St. Clair_Redacted.pdf](#)
[Dr. Thomas Handwerker_Redacted.pdf](#)
[Eric Walz_Redacted.pdf](#)
[Guy Rocourt_Redacted.pdf](#)
[Hannah Joy_Redacted.pdf](#)
[Jon O'Connor_Redacted.pdf](#)
[Kelly Flores_Redacted.pdf](#)
[Laura Lasseter_Redacted.pdf](#)
[Tanya Fechner_Redacted.pdf](#)

In-Home Supportive Services

2. Humboldt County Public Authority for In-Home Supportive Services (IHSS) to Approve Recommendation to Appoint an IHSS Advisory Board Member and Approve Recommendation to Accept the Resignation of an IHSS Advisory Board Member

Recommendation: That the Board of Supervisors:

1. Adjourn as the Humboldt County Board of Supervisors;
2. Convene as the Governing Board of the Humboldt County In-Home Supportive Services (IHSS) Public Authority and consider the following agenda;
 - a. Approve recommendation to appoint Ms. Kristen Nelson;
 - b. Approve recommendation to accept resignation of Ms. Amanda Winstead; and
3. Reconvene as the Humboldt County Board of Supervisors.

Attachments: [Staff Report](#)
[IHSS Advisory Committee Application](#)
[Resignation letter from Ms. Winstead](#)

J. PUBLIC HEARINGS**Planning and Building Department**

1. Zoning Text Amendments Accepting the Coastal Commission's Suggested Modifications to the Commercial Cannabis Land Use Ordinance in the Coastal Zone (CCLUO)

Recommendation: That the Board of Supervisors:

1. Introduce Ordinance No. ____ (Attachment 2) by title and waiver further reading;
2. Open the public hearing and receive the staff report and public testimony;
3. Close the public hearing;
4. Adopt the attached resolution (Resolution 19-__ (Attachment 1)) doing the following:
 - a. Consider the Environmental Impact Report (EIR) for the Commercial Cannabis Land Use Ordinance (CCLUO) and find that it sufficiently addresses the potential environmental impacts associated with adoption of the Zoning Text Amendments to accept the Coastal Commission's Suggested Modifications to the CCLUO, which was prepared in accordance with Section 15168 (c)(2) and no new information has been presented to change the findings of the EIR in accordance with section 15162 of the State California Environmental Quality Act (CEQA) Guidelines;
 - b. Make the required findings for approval of the Zoning Text Amendments;
5. Adopt the attached ordinance (Ordinance No. ____ (Attachment 2)) repealing the existing Commercial Medical Marijuana Land Use Ordinance (Section 313-55.4 of Chapter 3 of Division 1 of Title III of the County Code and the Medical Cannabis Testing and Research Laboratories and on-site consumption prohibitions found in Sections 313-55.3.15 and 313-55.3.11.7 of Division 1 of Title

III of the County Code to be replaced by the provisions of the proposed ordinance (Section 313-55.4 of Chapter 3 of Division 1 of Title III) with the modifications suggested by the Coastal Commission;

6. Direct the Planning and Building Department to file a Notice of Determination with the Humboldt County Recorder's Office, pursuant to the California Environmental Quality Act; and

7. Direct the Clerk of the Board to publish summaries of the Ordinance amendments within 15 days after adoption by the Board, along with the names of those Supervisors voting for and against each ordinance (Attachment 3) and to post in the Office of the Clerk of the Board of Supervisors a certified copy of the full text of the adopted ordinance correction along with the names of those Supervisors voting for and against the ordinance.

Attachments:

[Staff Report](#)

[Attachment 1 Resolution - Coastal CCLUO_final.docx](#)

[Attachment 2 Ordinance to approve Coastal CCLUO_revised 7-18-19_clean.docx](#)

[Attachment 3 Post Adoption Summary Coastal CCLUO.docx](#)

[Attachment 4 PC Resolution and Staff Report CCLUO.pdf](#)

[Attachment 5 Link to the Environmental Impact Report.docx](#)

[Resolution 19-69](#)

[Ordinance 2634](#)

[Proof of Publication](#)

K. DISCUSSION ITEMS

L. CLOSED SESSION

1. It is the intention of the Board of Supervisors to meet in closed session pursuant to Government Code sections 54954.5(e) and 54987 for discussion and possible action regarding the public employee appointment/hiring of an Interim Director of Human Resources.
2. Conference with Legal Counsel pursuant to Government Code section 54956.9, subd.(d)(1) regarding existing litigation; Redwoods Spiritual Healing Ministry v. County of Humboldt et al.; Case No. DR190522.

M. 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/>