

BOARD OF SUPERVISORS

REX BOHN  
Vice-Chair - First District  
MICHELLE BUSHNELL  
Second District  
MIKE WILSON  
Third District  
NATALIE ARROYO  
Fourth District  
STEVE MADRONE  
Chair - Fifth District



COUNTY STAFF

ELISHIA HAYES  
County Administrative Officer  
SCOTT MILES  
Interim County Counsel  
KATHY HAYES  
Clerk of the Board

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

Tuesday, November 7, 2023

9:00 AM

Regular Meeting - Hybrid

**A. ROLL CALL**

Present: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone  
Absent: 1 - Supervisor Rex Bohn

**B. SALUTE TO THE FLAG**

**C. MODIFICATIONS TO THE AGENDA**

**Matters Set for Time Certain - County Counsel - Closed Session**

23-1505

10. 12:30 PM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Molly Conso v. City of Eureka, et al., Case No. 21-cv-04480-RMI

*This item was pulled from the agenda.*

**Initiated by Board Member - Board of Supervisors**

23-1468

1. Approve a General Fund Allocation of \$25,000 for Contract Amendment Related to Formation of a Southern Humboldt Business Improvement District (Supervisor Michelle Bushnell)

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

1. Approve a General Fund Allocation of \$25,000 for the Economic Development Division Budget Unit (1120-275) to fund a contract amendment with Civitas for services related to formation of a Southern Humboldt Business Improvement District; and
2. Authorize the County Administrative Officer, or a designee thereof, to execute a contract amendment with Civitas for services related to formation of a Southern Humboldt Business Improvement District; and
3. Direct staff to return with a supplemental budget to effectuate the Board's order; and
4. Direct staff and the Economic Development Director to work with Civitas to complete the formation process for the business improvement district.

*This item was pulled from the agenda to be brought back to a date undetermined.*

#### D. CONSENT CALENDAR

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve the Consent Agenda. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone  
Absent: 1 - Supervisor Rex Bohn

#### Board of Supervisors

23-1267

1. Veterans Day Proclamation (Supervisor Natalie Arroyo)

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

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

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone  
Absent: 1 - Supervisor Rex Bohn

23-1441

2. Hunger and Homelessness Awareness Week Proclamation (Supervisor Steve Madrone)

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

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone  
Absent: 1 - Supervisor Rex Bohn

23-1461

3. Retirement Resolution for Susan Carns (Supervisor Steve Madrone)

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

- I. Adopt the Retirement Resolution.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1498

4. California Clerk of the Board of Supervisors Week Proclamation (Supervisor Steve Madrone)

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

- I. Adopt the proclamation.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

### Clerk of the Board

23-1469

5. Appoint New Members to the Humboldt Fire Safe Council

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

- I. Approve the recommended appointments to the Humboldt County Fire Safe Council.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1478

6. Letters of Appreciation to Justin McDonald and Julia Sullivan for Their Service on the Humboldt County Fire Safe Council

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

- I. Authorize the Chair to sign the Letters of Appreciation.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1490

7. Approval of the Action Summary - Meeting of October 17, 2023

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

1. Approve the Action Summary for the meeting of October 17, 2023, and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1491

8. Approval of the Action Summary - Meeting of October 24, 2023

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

1. Approve the Action Summary for the meeting of October 24, 2023, and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1503

9. Reappoint Sylvia DeRooy to the Housing Authority as the At Large Senior Tenant Commissioner

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

1. Reappoint Sylvia DeRooy to the Housing Authority as the At-Large Senior Tenant Commissioner.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

**County Administrative Office**

23-1359

10. Workforce Innovation and Opportunity Act (WIOA) Adult Program Fourth Contract Amendment

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

1. Approve and authorize the Board Chair to sign the attached contract amendment (Attachment 5) for Humboldt State University Sponsored Program to perform Workforce Innovation and Opportunity Act Adult program activities in compliance with the terms and conditions as set forth by the California State Employment Development Department; and
2. Direct the Clerk of the Board to return the signed original amendment with Humboldt State University Sponsored Programs Foundation to the Economic Development Division.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

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

23-1420

11. Inter-Departmental Memorandum of Understanding By and Between Humboldt County Department of Health and Human Services and Humboldt County Sheriff's Office Regarding Implementation of the Justice Involved Pre-Release Medi-Cal Eligibility and Enrollment Project in Humboldt County

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

1. Approve, and authorize the Department of Health and Human Services - Social Services Director and the Humboldt County Sheriff, or designees thereof, to execute, the attached inter-departmental memorandum of understanding regarding implementation of the Justice Involved Pre-Release Medi-Cal Eligibility and Enrollment Project in Humboldt County;
2. Authorize the Department of Health and Human Services - Social Services Director and the Humboldt County Sheriff, or designees thereof, to execute any and all subsequent amendments to the attached inter-departmental memorandum of understanding, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to provide the Department of Health and Human Services - Contract Unit and the Humboldt County Sheriff's Office with one fully executed, certified copy of the Board Order related to this item.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1442

12. Single Data Sharing Agreement with the California Health and Human Services Agency Regarding Implementation of the California Health and Human Services Data Exchange Framework

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

1. Approve, and authorize the Department of Health and Human Services - Public Health Director, or a designee thereof, to execute the attached single data sharing agreement with the California Health and Human Services Agency regarding implementation of the California Health and Human Services Data Exchange Framework as required by California Health and Safety Code Section 130290;
2. Authorize the Department of Health and Human Services - Public Health Director, or a designee thereof, to execute all subsequent amendments to the attached single data sharing agreement with the California Health and Human Services Agency, after review and approval by County Counsel, Risk Management, and the County Administrative Office; and
3. Direct the Clerk of the Board to provide the Department of Health and Human Services - Contract Unit with one (1) certified copy of the Board Order pertaining to this item.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1450

13. Intergovernmental Agreement with the California Department of Health Care Services Regarding the Transfer of Public Funds

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

1. Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached intergovernmental agreement with the California Department of Health Care Services;
2. Approve, and authorize the Department of Health and Human Services Director, or a designee thereof, to execute the attached intergovernmental agreement with the California Department of Health Care Services regarding the transfer of public funds;
3. Authorize the Department of Health and Human Services, or a designee thereof, to execute any and all subsequent amendments to, and any other agreements, certifications, attestations and documents directly associated with, the attached intergovernmental agreement with the California Department of Health Care Services, after review and approval by County Counsel, Risk Management and the County Administrative Office;
4. Authorize the Department of Health and Human Services to transfer up to \$3,187,714 to the California Department of Health Care Services in the first quarter of calendar year 2024, as directed by the California Department of Health Care Services; and
5. Direct the Clerk of the Board to provide the Department of Health and Human Services - Contract Unit with one fully executed, certified copy of the Board Order related to this Item.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

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

23-1429

14. Tobacco-Free Humboldt Allocation Agreement for Proposition 99 and Proposition 56 Funds with California Tobacco Prevention Program for Fiscal Years 2023-2028

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

1. Retroactively accept the Tobacco-Free Humboldt allocation agreement with the California Tobacco Prevention Program in the amount of \$150,000 for the period of January 1, 2022, through June 30, 2022;
2. Retroactively accept the Tobacco-Free Humboldt allocation agreement with the California Tobacco Prevention Program in the amount of \$300,000 for the period of July 1, 2022, through June 30, 2023;
3. Accept the Tobacco-Free Humboldt allocation agreement with the California Tobacco Prevention Program in the amount of \$600,000 for the period of July 1, 2023, through June 30, 2025;
4. Authorize the Department of Health and Human Services - Director of Public Health or a designee thereof to sign the yearly allocation agreement for fiscal years (FY) 2023-2028;
5. Authorize the Director of Public Health, or designee thereof, to sign all future amendments and documents directly related to this agreement upon review and approval of County Counsel and Risk Management; and
6. Direct the Clerk of the Board to return one (1) copy of the certified board report to the DHHS - Contract Unit.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

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

23-1421

15. Inter-Departmental Memorandum of Understanding By and Between the Humboldt County Department of Health and Human Services and the Humboldt County Probation Department Regarding Implementation of the Justice Involved Pre-Release Medi-Cal Eligibility and Enrollment Project in Humboldt County

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Department of Health and Human Services - Social Services Director and the Humboldt County Chief Probation Officer, or designees thereof, to execute, the attached inter-departmental memorandum of understanding regarding implementation of the Justice Involved Pre-Release Medi-Cal Eligibility and Enrollment Project in Humboldt County;
  2. Authorize the Department of Health and Human Services - Social Services Director and the Humboldt County Chief Probation Officer, or designees thereof, to execute any and all subsequent amendments to the attached inter-departmental memorandum of understanding, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
  3. Direct the Clerk of the Board to provide the Department of Health and Human Services - Contract Unit and the Humboldt County Probation Department with one fully executed, certified copy of the Board Order related to this item.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1431

16. Data Access Agreement with the Judicial Council of California Regarding Access to Various Juvenile Court Forms

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Department of Health and Human Services - Child Welfare Services Director, or a designee thereof, to execute, the attached data access agreement with the Judicial Council of California regarding access to various juvenile court forms;
  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, and any other agreements, certifications, attestations and documents directly associated with, the attached data access agreement with the Judicial Council of California, after review and approval by County Counsel, Risk Management, and the County Administrative Office; and
  3. Direct the Clerk of the Board to provide the Department of Health and Human Services - Contract Unit with one (1) fully executed, certified copy of the Board Order related to this item.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

**Human Resources**



23-1400

17. Approval of Resolution to Adopt Merit System California Department of Human Resources (CALHR) Job Specification for Child Support Specialist I/II Classification

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

1. Adopt the resolution (Attachment I) adopting the amended job specification for Child Support Specialist I/II (classification # 0141A/B) into the classification system immediately.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

**Planning and Building Department**23-1426

18. Memorandum of Understanding (MOU) with the Wiyot Tribe and McKinleyville Community Services District to Establish a Cooperative Government-to-Government Relationship Regarding the McKinleyville Regenerative and Transformative Community.

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

1. Review, approve, and authorize the Board Chair to sign the attached Memorandum of Understanding with the Wiyot Tribe and McKinleyville Community Services District for assistance in pre-planning affordable housing in McKinleyville.
2. Provide the Planning and Building Department with the notice of action and executed documents.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

**Public Defender**23-1416

19. State of California Standard Agreement with the Board of State and Community Corrections for Extension of the Indigent Defense Grant Program

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

1. Authorize the Public Defender, or a designee thereof, to execute the attached State of California Standard Agreement with the California Board of State and Community Corrections extending the Indigent Defense Program from July 1, 2023, through Feb. 28, 2025;
2. Authorize the Public Defender, or a designee thereof, to execute any and all subsequent amendments to the attached State of California Standard Agreement with the California Board of State and Community Corrections, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached agreement with the California Board of State and Community Corrections.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

- Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone
- Absent: 1 - Supervisor Rex Bohn

**Public Works**23-1323

20. Approval of Lease, with Jon Stone and Larry O. Doss (4/5 Vote Required)

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

1. Approve and authorize the Chair of the Board to sign the attached Lease Agreement with Jon Stone and Larry O. Doss, Joint Tenants, for use of 515 J Street, Eureka as office space;
2. Approve and authorize Public Works Director, and designees thereof, to negotiate terms for the purchase of real property located at 515 J Street in Eureka, California, with Jon Stone and Larry O. Doss and any duly authorized agents thereof;
3. Approve the attached supplemental budget for Conflict Counsel, 1100246, in the amount of \$85,000 (4/5 Vote Required); and
4. Approve the attached transfer from Contingencies in the amount of \$62,454 (4/5 Vote Required).

*A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:*

- Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone
- Absent: 1 - Supervisor Rex Bohn

23-1443

21. Accept Completed Contract for Storm Damage Repair to Cock Robin Island Road (2H090) Post Mile 0.50-0.57

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

1. Accept the completed contract, including all change orders approved by the Public Works Department, between Mobley Construction dba MCI and Humboldt County for construction of Storm Damage Repair to Cock Robin Island Road (2H090) Post Mile 0.50-0.57; and
2. Approve the final claim for payment, to be submitted by the Public Works Department to the Auditor-Controller, in the amount of \$500, which will bring the total amount paid to 100% of the contract.

**A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:**

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1452

**22. Overlap of Two Individuals in the Executive Secretary Position for the Public Works Roads Department**

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

1. Authorize an appointment prior to vacancy, pursuant to section 6.A.2 of the Salary Resolution, of the Executive Secretary Position, Class 0167, Range 412, Position #01, (M&C) within the Public Works Roads Administration budget unit 1200320 effective Jan. 7, 2024. This appointment will result in an overlap in the position of three (3) weeks.

**A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:**

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

23-1464

**23. Resolution Authorizing the Humboldt County Department of Public Works to Apply for and Accept Funding Made Available Through the California Department of Resources Recycling and Recovery (CalRecycle) Grant Program for Implementation of SB 1383 Requirements**

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

1. Adopt the attached resolution authorizing the Humboldt County Department of Public Works Director, or a designee, to apply for, and if awarded, accept and administer funding made available through the CalRecycle funding for SB 1383; and
2. Direct the Clerk of the Board to provide a fully executed certified copy of the attached resolution to the Humboldt County Department of Public Works for submission to CalRecycle.

**That the Board of Supervisors:**

1. Adopt the attached resolution authorizing the Humboldt County Department of Public Works Director, or a designee, to apply for, and if awarded, accept and administer funding made available through the CalRecycle funding for SB 1383; and

2. *Direct the Clerk of the Board to provide a fully executed certified copy of the attached resolution to the Humboldt County Department of Public Works for submission to CalRecycle.*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

#### E. ITEMS PULLED FROM CONSENT

#### F. PUBLIC COMMENT ON NON-AGENDA ITEMS

#### G. MATTERS SET FOR TIME CERTAIN

##### Board of Supervisors

23-1134

1. 9:30 AM - College of the Redwoods (CR) Students Visit and Presentation to the Board of Supervisors Meeting (Supervisor Rex Bohn)

*Recommendation:* That the Board of Supervisors:

1. Welcomes the College of the Redwoods students to the Board meeting and listens to their presentation.

*By Order of the Chair, the presentation was received and filed*

23-1379

2. 10:00 AM - California State Association of Counties (CSAC) Institute for Excellence in County Government Executive Institute Credential Presentation

*Recommendation:* That the Board of Supervisors:

1. That the Board of Supervisors receive the CSAC Government Executive Institute and report and recognize Credentials Presentation for the first CSAC Institute in Northern California hosted by Humboldt County.

*By Order of the Chair, the presentation was received and filed.*

##### Planning and Building Department

23-1507

3. 11:00 AM - Options for Addressing Concerns with Number of Cannabis Permits and Size of Permitted Cannabis Cultivation on a Parcel

*Recommendation:* That the Board of Supervisors:

1. Direct staff to return on Nov. 28, 2023, with a resolution to place an ordinance on the March, 2024 ballot to amend the Commercial Cannabis Land Use Ordinance to limit the number of allowed cannabis permits, and to place a limit on the area of cannabis cultivation that can be permitted on a parcel.

*A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations as amended to include the modifications based on discussion by the Board. The motion carried by the following vote:*

- Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone
- Absent: 1 - Supervisor Rex Bohn

**Board of Supervisors (Closed Session)**23-1363

4. 12:30 PM - Conference with Real Property Negotiators – Pursuant to Government Code Section 54956.8 to Grant Authority to its Negotiators Regarding the Price and Terms of Payment for the Purchase of Real Properties Located at 803 4th Street, Eureka, California 95501 (Assessor Parcel Number 001-134-006). The County's Negotiators are Identified as: Elishia Hayes, County Administrative Officer, and Sean Meehan, Public Works Deputy Director Facility Management. The Parties with Whom the County may Negotiate are Identified as: Tina Christensen-Kable, Realtor, Coldwell Banker Cutten Realty

*There was no reportable action*

**County Counsel (Closed Session)**23-1465

5. 12:30 PM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Kay Marie Gibbs v. County of Humboldt, et al., Humboldt County Superior Court Case No. CV2301390

*The Board voted unanimously to authorize the Risk Manager to enter into an agreement with Liebert, Cassidy & Whitmore for defense of the case of Kay Marie Gibbs v. County of Humboldt, et al., Humboldt County Superior Court Case No. CV2301390.*

23-1479

6. 12:30 PM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Matter of Potter Valley Hydroelectric Project, FERC Project No. 77.

*There was no reportable action*

23-1480

7. 12:30 PM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Dallas Brooks Achane v. D. Twitchell, et al., Case No. 3:23-cv-01301-JD

*There was no reportable action*

23-1496

8. 12:30 PM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Gerald McGuire v. County of Humboldt, Humboldt County Superior Court Case No. CV2301707

*The Board voted unanimously to authorize County Counsel to represent the County in the case of Gerald McGuire v. County of Humboldt, Humboldt County Superior Court Case No. CV2301707.*

23-1497

9. 12:30 PM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of U.S. Bank Trust National Association v. Ryan Zavala, et al., Humboldt County Superior Court Case No. CV2301493

*The Board voted unanimously to authorize County Counsel to represent the County in the case of U.S. Bank Trust National Association v. Ryan Zavala, et al., Humboldt County Superior Court Case No. CV2301493.*

### County Administrative Office

23-1470

11. 2:00 PM - Public Opinion Research Related to Future Ballot Measures

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

1. Receive the report on public opinion research regarding public interest in potential ballot measures;
2. Provide direction to staff regarding inclusion of potential elements described below in the ordinance creating the Office of the Director of Finance;
3. Direct staff to return at the November 28, 2023 Board of Supervisors meeting with a resolution and any and all other documents necessary to place a measure regarding creation of the Office of the Director of Finance on the March, 2024 ballot; and
4. Direct staff to conduct further public outreach regarding a local revenue measure and return with any and all other documents necessary to place such a measure on the November, 2024 ballot.

*A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:*

Aye: 3 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, and Supervisor Natalie Arroyo

Nay: 1 - Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

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

### **I. DEPARTMENT REPORTS**

#### County Administrative Office

23-1476

1. Memorandum of Agreement Related to the Emergence of the Offshore Wind (OSW) Industry in Humboldt County

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

1. Receive and review the Memorandum of Agreement, on behalf of the County of Humboldt, with CROWLEY WIND SERVICES, LLC supporting Economic Development and Workforce planning activities and studies to help advance programs and services (attachment 1) and direct staff accordingly.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to*

*1. Direct staff to engage with the Tribal Nations, Fisheries and other organizations, for their review and feedback on this MOA; and*

*2. Direct staff to bring back alternatives to the Board when ready.*

*The motion carried by the following vote:*

Aye: 4 - Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Rex Bohn

**J. PUBLIC HEARINGS**

**K. CLOSED SESSION (See Matters Set for Time Certain)**

**L. ADJOURNMENT**

*I, NIKKI TURNER, Deputy Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct original record of the above-entitled meeting of the Humboldt County Board of Supervisors held in Eureka California.*

*IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.*

NIKKI TURNER

*Deputy Clerk of the Board of Supervisors of the County of Humboldt, State of California.*



11/07/2023




MINUTES

Tuesday, November 7, 2023

The Honorable Board of Supervisors of the County of Humboldt met in regular session on the above date within the Humboldt County Courthouse, Eureka, California. The minutes of this meeting were approved on Tuesday, November 28, 2023 with the vote as shown below.

AYES:	Supervisors:	--	Madrone, Bohn, Wilson, Bushnell, Arroyo
NAYS:	Supervisors:	--	
ABSENT:	Supervisors:	--	
ABSTAIN:	Supervisors:	--	

  
\_\_\_\_\_  
Nikki Turner  
Deputy Clerk of the Board

  
\_\_\_\_\_  
Steve Madrone  
Chair of the Board