

BOARD OF SUPERVISORS

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Clerk of the Board

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

**AGENDA**

Tuesday, May 5, 2020

9:00 AM

Regular Meeting

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*In accordance with Executive Order N-29-20 the Humboldt County Board of Supervisors meetings will be held virtually until further notice.*

***Email Public Comment:***

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

***Zoom Public Comment:***

*When the Board of Supervisors announce the agenda item that you wish to comment on, call the conference line and turn off your TV or live stream. Please call 669 900-9128, enter Meeting ID 937 1356 9730 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>*

**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.*

**Agricultural Commissioner**

1. Approve Amendment 1 to the Cooperative Service Agreement No. 18-73-06-0245-RA between Humboldt County and United States Department of Agriculture Animal and Plant Health inspection Services Wildlife Services (USDA-APHIS-WS), and Related Financial Plans for FY 2019-20 (\$74,482) and FY 2020-21 (\$77,089)

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

1. Approve Amendment 1 to Cooperative Service Agreement No. 18-73-06-0245-RA, known as the United States Department of Agriculture-Wildlife Services (USDA-WS) Contract (Attachment 1), and Financial Plans No 19-73-06-0254-RA and 20-73-06-0254-RA;
2. Authorize the Chair to sign three copies each of Amendment 1 to the Cooperative Service Agreement, Financial Plan No. 19-73-06-0254-RA, and Financial Plan No. 20-73-06-0254-RA, and return all signed copies to the Agricultural Commissioner's office for further processing; and
3. Grant a waiver of the Nuclear Free Ordinance.

**Attachments:**

[Staff Report](#)

[WS FY18-23 CSA Amendments](#)

[WS FY19-20 Financial Plan](#)

[WS FY20-21 Financial Plan](#)

[WS CSA 18-73-06-0254-RA 2018-23](#)

[Exhibit A - Maps](#)

[Exhibit B - WS Stipulated Settlement Agreement](#)

[Executed WS FY18-23 CSA Amendments.pdf](#)

[Executed WS FY19-20 Financial Plan.pdf](#)

[Executed WS FY20-21 Financial Plan.pdf](#)

2. Approval of Amendment 1 to Cooperative Agreement No. 18-0684-000-SA, Industrial Hemp Cultivation Program in the amount of \$1,880

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

1. Approve Amendment 1 to Cooperative Agreement No. 18-0684-000-SA, known as the Industrial Hemp Cultivation Program agreement;
2. Authorize the Chair to sign the agreement and return the agreement to the Agricultural Commissioner's Office for further processing; and
3. Grant a waiver from the provisions of the Nuclear Free Ordinance.

**Attachments:**

[Staff Report](#)

[Industrial Hemp Cooperative Agreement Amendment 2019-20](#)

[IH Cooperative Agreement 2019-20](#)

[Executed Industrial Hemp Cooperative Agreement Amendment 2019-20.pdf](#)

### **Board of Supervisors**

3. Letter of Support to the California Public Utilities Commission for Frontier Communications request for funding from the California Advanced Services Fund (CASF) for Garberville to Alderpoint Project (Supervisor Estelle Fennell)

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

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

**Attachments:**

[Staff Report](#)

[Garberville Alderpoint Broad Band Project Letter of Support .pdf](#)

[Executed Garberville Alderpoint Broad Band Project Letter of Support.pdf](#)

### **Clerk of the Board**

4. Letter of Appreciation for Sandra Dale for her Service on the Humboldt County Resource Conservation District

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

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

**Attachments:**

[Staff Report](#)

[Appreciation.pdf](#)

[Executed Letter.pdf](#)

5. Vacancy on the Humboldt County Resource Conservation District

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

1. Receive and file the report.

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

6. Approval of the Action Summary - Meeting of April 28, 2020

*Recommendation:* That the Board of Supervisors:  
1. Approve the Action Summary for the meeting of April 28, 2020 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](#)  
[4-28-2020 Action Summary](#)

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

7. Mental Health Organizational Provider Services Agreement with Crestwood Behavioral Health Inc. - Pathways Regarding the Provision of Adult Residential Treatment Services to Eligible Medi-Cal Beneficiaries Residing in Humboldt County

*Recommendation:* That the Board of Supervisors:  
1. Approve, and authorize the Chair of the Board to execute, the attached mental health organizational provider services agreement with Crestwood Behavioral Health Inc. - Pathways regarding the provision of adult residential treatment services to eligible Medi-Cal beneficiaries residing in Humboldt County for the period of July 1, 2020 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 mental health organizational provider services agreement with Crestwood Behavioral Health, Inc. - Pathways 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 mental health organizational provider services agreement with Crestwood Behavioral Health, Inc. - Pathways to the Department of Health and Human Services - Contract Unit for further processing.

*Attachments:*      [Staff Report](#)  
[Organizational Provider Services Agreement with Crestwood Behavioral Health, Inc](#)  
[CBHI Additional Insured Any CA County](#)  
[CBHI Subro Waiver](#)  
[CHBI Certificate of Auto Liability](#)  
[CBHI Helios Liability Any CA County](#)  
[2020 CBHI WC Any CA County](#)  
[2020 CBHI-Helios Liability Cert Any CA County](#)  
[Executed Organizational Provider Services Agreement with Crestwood Behavioral I](#)

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

8. Approval of State Standard Agreement #19-10873 for Infectious Disease Prevention and Control Local Infrastructure Funding

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

1. Approve State Standard Agreement #19-10873 with the California Department of Public Health (CDPH) for Infrastructure Disease Prevention and Local Control Infrastructure Funding for the period beginning Feb. 1, 2020 through June 30, 2023;
2. Authorize the Chair of the Board to sign two original agreements and one original Contractor Certification Clause (CCC);
3. Authorize the Department of Health and Human Services (DHHS) - Public Health Director, or a designee thereof, to sign any amendments or documents related to state standard agreement #19-10873; and
4. Direct the Clerk of the Board to forward two original signed agreements and one original signed CCC to DHHS - Public Health for forwarding to CDPH.

**Attachments:** [Staff Report](#)  
[State Standard Agreement # 19-10873](#)  
[Contractor Certification Clause](#)  
[Letter from CDPH Regarding Flexibility for Infectious Disease Prevention and Control](#)  
[Executed State Standard Agreement # 19-10873.pdf](#)  
[Executed Contractor Certification Clause.pdf](#)

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

9. Resolution Authorizing Acceptance of Funding Made Available through the California Department of Housing and Community Development's Transitional Housing Program

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

1. Adopt the attached resolution which authorizes the Humboldt County Department of Health and Human Services Director, or a designee thereof, to accept funding made available through the California Department of Housing and Community Development's Transitional Housing Program; and
2. Direct the Clerk of the Board to return one fully executed certified copy of the attached resolution to the Department of Health and Human Services - Contract Unit for submission to the California Department of Housing and Community Development.

**Attachments:** [Staff Report](#)  
[Resolution Authorizing Acceptance of Funding Made Available through the California Department of Housing and Community Development's Transitional Housing Program Allocation Acceptance Form dated February 7, 2020](#)  
[State of California Government Agency Taxpayer Identification Form](#)  
[Resolution 20-34](#)

10. Resolution Authorizing Acceptance of Funding Made Available through the California Department of Housing and Community Development's Housing Navigators Program

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

1. Adopt the attached resolution which authorizes the Humboldt County Department of Health and Human Services Director, or a designee thereof, to accept funding made available through the California Department of Housing and Community Development's Housing Navigators Program; and
2. Direct the Clerk of the Board to return one fully executed certified copy of the attached resolution to the Department of Health and Human Services - Contract Unit for submission to the California Department of Housing and Community Development.

**Attachments:**

[Staff Report](#)

[Resolution Authorizing Acceptance of Funding Made Available through the California I Housing Navigators Program Allocation Acceptance Form dated February 7, 2020](#)

[State of California Government Agency Taxpayer Identification Form](#)

[Resolution 20-35](#)

11. Resolution Authorizing Execution of State of California Standard Agreement No. 19-5037 with the California Department of Social Services Regarding the Provision and Receipt of Services and Activities Related to the Resource Family Approval Program

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

1. Adopt the attached resolution which authorizes the Department of Health and Human Services Director, or a designee thereof, to execute State of California Standard Agreement No. 19-5037 with the California Department of Social Services regarding the provision and receipt of services and activities related to the Resource Family Approval program, and any amendments thereto, along with any and all other certifications, agreements and documents required or deemed necessary for the Department of Health and Human Services - Child Welfare Services to accept and secure CDSS' provision of such services and activities; and
2. Direct the Clerk of the Board to return one fully executed certified copy of the attached resolution to the Department of Health and Human Services - Contract Unit for submission to the California Department of Social Services.

**Attachments:**

[Staff Report](#)

[Resolution Authorizing Execution of State of California Standard Agreement No. 19-5037 with the California Department of Social Services](#)

[Resolution 20-36](#)

**Planning and Building Department**

12. Extension of Extra-Help Hours - Cannabis Planning Budget Unit 1100268 and Building Inspections Budget Unit 1100262 (4/5 Vote Required)

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

1. Approve the extension of extra help hours to a total of 1400 hours through June 30, 2020 pursuant to Section 7 of the Humboldt County Salary Resolution for the staff persons listed below:
  - \* Cannabis Services
    1. Lily Naylor, Office Assistant I
    2. Brienna Zoellner, Office Assistant I
- \* Building Inspections

  3. Erica Reichle, Office Assistant I

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

**Public Works**

13. Bid Award Authorization for Storm Damage Repair to Bair Road (6L300) Post Miles 0.50, 1.30, 3.00, 4.10 and Stover Road (6M100) Post Mile 5.47

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

1. Receive and file the bid proposals submitted for the Bair Road (6L300) Post Miles 0.50, 1.30, 3.00, 4.10 and Stover Road (6M100) Post Mile 5.47 Storm Damage Repair Project;
2. Award the attached project agreement to GR Wilcox Enterprises, Inc., for the total amount of Four Hundred Fifty-Eight Thousand Two Hundred Fifty-Four Dollars (\$458,254.00); and
3. Authorize the Chair of the Board to execute the attached project agreement with GR Wilcox Enterprises, Inc., upon submittal of the appropriate bonds and insurance.

**Attachments:** [Staff Report](#)  
[Bid Results for the Bair Road Post Miles 0.50, 1.30, 3.00, 4.10 and Stover Road Post Construction Agreement for the Bair Road Post Miles 0.50, 1.30, 3.00, 4.10 and Sto](#)

14. Request for Qualifications No. DPW 2020-001 Regarding the Provision of Professional Design Engineering Services for the Garberville Complete Streets Project and the Redway Drive/Redwood Drive Intersection Highway Safety Project

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

1. Approve, and authorize the Director of Public Works to advertise and distribute, the attached request for qualifications regarding the provision of professional design engineering services for the Garberville Complete Streets Project and the Redway Drive/Redwood Drive Intersection Highway Safety Project.

**Attachments:**

[Staff Report](#)

[Request for Qualifications No. DPW2020-001 Design Engineering Services for Garberly](#)

15. Local Bridge Seismic Retrofit Program Project Delivery Agreement Regarding the Seismic Retrofit/Replacement of the Honeydew Bridge (04C0055) on Mattole Road

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

1. Approve, and authorize the Department of Public Works Director, or a designee thereof, to execute, the attached Local Bridge Seismic Retrofit Program project delivery agreement regarding the seismic retrofit/replacement of the Honeydew Bridge (04C0055) on Mattole Road.

**Attachments:**

[Staff Report](#)

[Local Bridge Seismic Retrofit Program Project Delivery Agreement Regarding the Seisr](#)

### **Sheriff**

16. Position Allocation Modification for the Substance Abuse Counselor I/II from Department of Health and Human Services Behavioral Health (DHHS-BH) to the Humboldt County Sheriff's Office Correctional Facility (HCCF)

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

1. Approve the deallocation of one full-time equivalent (1.0 FTE) Substance Abuse Counselor I/II/Trainee (salary range 347/365/317, class 0491A/B/U, position 01) in fund 1170, budget unit 424 effective immediately; and
2. Approve the allocation of one full-time equivalent (1.0 FTE) Substance Abuse Counselor I/II/Trainee (salary range 347/365/317, class 0491A/B/U, position 01) in fund 1100, budget unit 243 effective immediately.

**Attachments:**

[Staff Report](#)

### **D. ITEMS PULLED FROM CONSENT**



## 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. MATTERS INITIATED BY BOARD MEMBERS

### Board of Supervisors

1. Discuss a Timeline for Opening all Humboldt County Departments and Consider sending a Letter to Governor Newsom requesting the removal of the Statewide Shelter-In-Place Order (SIP) (Supervisor Rex Bohn)

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

1. Discuss a timeline for opening of all county departments; and
2. Send a letter to Governor Newsom requesting the removal of the statewide SIP to allow local jurisdictions, following public health benchmark standards to open up their SIP orders and make their own cautious decision on how to reactivate businesses that are struggling economically.

**Attachments:**

[Staff Report](#)

[Letter to Governor Newsom Requesting Lifting Statewide Shelter in Place Order.pdf](#)

[Public Comment G1](#)

## H. DEPARTMENT REPORTS

### County Administrative Office

1. Introduction of Ordinance to Amend Chapter 5 of Division 4 of Title II of the Humboldt County Code Relating to the Purchasing Agent of Humboldt County §245-1 et seq Sections 245-2, 245-2.5, 245-3 items (a), (c), (d), (h), 245-4, 245-6 and 245-10

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

1. Introduce the attached Ordinance to Amend Chapter 5 of Division 4 of Title II of the Humboldt County Code Relating to the Purchasing Agent of Humboldt County section 245-1 et seq Sections 245-2, 245-2.5, 245-3 items (a), (c), (d), (h), 245-4, 245-6 and 245-10 by title (Attachment 1), and waive the first reading;
2. Set the Ordinance for adoption at least one week away;
3. Direct the Clerk of the Board to publish the 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 publication and posting to be done at least five (5) days prior to the Board meeting at which the Ordinance will be

adopted. [Government Code Section 25124 (b)(1)]; and  
4. Direct the Clerk of the Board, within 15 days after 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 and amendments along with the names of those Supervisors voting for and against the Ordinance [Government Code Section 25124 (b)(1)].

***Attachments:***

[Staff Report](#)

[ORDINANCE AMENDING CHAPTER 5 OF DIVISION 4 OF TITLE II OF THE \]](#)

[Pre-Adoption Summary attachment 2.docx](#)

[Post-Adoption Summary attachment 3.docx](#)

2. Emergency Response Pay Premium Sunset Date and Rate of Pay Under the Emergency Family and Medical Leave Expansion Act

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

1. Adopt a Resolution Setting a Sunset Date for the Emergency Response Pay Premium (ERPP) effective upon the date the Governor moves the State of California from Stage 1 to Stage 2 under the pandemic road map, and/or when the Governor provides local modification of the state's Stay-at-Home Order, whichever occurs first; and
2. Adopt a Resolution Updating the Rate of Employee Pay Under the Emergency Family and Medical Leave Expansion Act.

***Attachments:***

[Staff Report](#)

[Attachment A - ERPP Sunset Resolution \(003\).docx](#)

[Attachment B - FMLA Resolution.docx](#)

[Resolution 20-37](#)

[Resolution 20-38](#)

**County Counsel**

3. Adoption of an Uncodified Urgency Ordinance to Prohibit Residential Evictions During the COVID-19 State of Emergency for Nonpayment of Rent or for No-fault Evictions and to Repeal and Replace Ordinance No. 2641 Regarding COVID-19 and Evictions (4/5 Vote Required)

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

1. Adopt an Uncodified Urgency Ordinance to Prohibit Residential Evictions During the COVID-19 State of Emergency for Nonpayment of Rent or for No-fault Evictions and to Repeal and Replace Ordinance No. 2641 Regarding COVID-19 and Evictions; and
2. If adopted, direct the Clerk of the Board to publish the post-adoption summary of the ordinance within 15 days.

**Attachments:** [Staff Report](#)  
[Attach A-Urgency Ordinance.5.5.20.docx](#)  
[Public Comment H3](#)  
[Ordinance 2642](#)

## I. PUBLIC HEARINGS

### Public Works

1. Public Hearing Regarding Formation of the Humboldt County Groundwater Sustainability Agency for the Eel River Valley Groundwater Basin; and Request for Proposals for Professional Consulting Services

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

1. Open the public hearing;
2. Receive a staff report;
3. Receive comments from the public;
4. Close the public hearing;
5. Adopt the attached resolution forming the Humboldt County Groundwater Sustainability Agency for the Eel River Valley Groundwater Basin;
6. Authorize Public Works to issue the attached Request for Proposals; and
7. Direct Public Works to bring the Agreement for Professional Services with the selected consulting firm back to the Board for review and approval.

**Attachments:** [Staff Report](#)  
[Resolution Authorizing Formation of the Humboldt County GSA for the ERV Grou](#)  
[RFP Re Eel River Valley Groundwater Sustainability Plan \(4-22-20\) final](#)  
[Resolution 20-39](#)  
[Public Comment II](#)

## J. DISCUSSION ITEMS

## K. MATTERS SET FOR TIME CERTAIN

### DHHS: Public Health

1. 9:00 a.m. - Update on Local Conditions Surrounding COVID-19

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

1. Receive a report from Department of Health & Humans Services (DHHS) - Public Health and other county staff regarding the current status of novel coronavirus (COVID-19) in Humboldt County.

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

**L. CLOSED SESSION**

1. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Gammariello v. Moore, D.N.D. No. 5:20-cv-2583-VKD
2. It is the intention of the board to meet in closed session pursuant to Government Code section 54957(b)(1) to consider the appointment of the Agricultural Commissioner.
3. A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number 1:19-cv-3055.
4. Pursuant to Government Code sections 54954.5 and 54957, to consider a Public Employee Performance Evaluation for the position of the County Counsel.
5. Conference with Legal Counsel – Anticipated Litigation pursuant to Government Code Section 54956.9, subd. (d)(2) and (e)(3) regarding exposure to litigation in three potential cases: claims for property tax refund from Pacific Bell, AT&T Mobility and T-Mobile West.

*Attachments:*        [Pacific Bell and AT&T Mobility West Claims for Refund of FY 15-16 Property Taxes](#)  
[T-Mobile West Claim for Refund of FY 15-16 Property Taxes](#)

6. It is the intention of the board to meet in closed session pursuant to Government Code section 54957(b)(1) to consider the appointment of the Director of Human Resources.

**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.)*

*All persons in attendance at public meetings are requested to observe the following rules of civil debate:*

1. *We may disagree, but we will be respectful of one another.*
2. *All comments will be directed to the issue at hand.*
3. *Personal attacks are unacceptable.*
4. *Applauding or other displays of approval/disapproval are discouraged.*

*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/>**