

BOARD OF SUPERVISORS

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ESTELLE FENNEL
Second District
MARK LOVELACE
Chair - Third District
VIRGINIA BASS
Vice Chair - Fourth District
RYAN SUNDBERG
Fifth District



COUNTY STAFF

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County Administrative Officer
JEFFREY S. BLANCK
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, October 18, 2016

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. PUBLIC COMMENT ON NON-AGENDA ITEMS – 9:00 A.M.

D. CONSENT CALENDAR

Assessor

1. Request to Execute Agreement and Addendum between ParcelQuest and County of Humboldt

Recommendation: That the Board of Supervisors approve the Agreement between ParcelQuest and County of Humboldt and authorize Mari Wilson, Assessor, to sign said Agreement for the County with regard to Assessor's records only; and approve Addendum between ParcelQuest and County of Humboldt and authorize John Bartholomew, Treasurer-Tax Collector, to sign said Addendum.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

2. Agreement with California Assessors' Association and Harold W. Bertholf, Inc., for Petroleum and Geothermal Property Sales Study

Recommendation: That the Board of Supervisors approve the Agreement for Petroleum and Geothermal Property Sales Study and authorize the Assessor to sign said agreement.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Board of Supervisors

3. Resolution Honoring the Life of Fortuna City Councilmember Linda Gardner (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors ratify authorization for the Chair to sign the Resolution.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

4. Resolution Honoring the Life of Timothy Thomas Smith, Fortuna Volunteer Fire Department Captain, Company 5 (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors ratify authorization for the Chair to sign the Resolution.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

5. Appoint Seth McGrath to the Fortuna Cemetery District Board of Directors (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors appoint Seth McGrath to the Fortuna Cemetery District Board of Directors to fill the remaining term of Ross Rowley expiring on June 30, 2018.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

6. Kiwanis of Henderson Center Business Woman of the Year, Woman of Distinction and Non-Profit Woman of the Year Certificates (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors ratify authorization for the Chair to sign the Certificates.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Clerk of the Board

7. Approval of the Action Summary - Meeting of October 4, 2016

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of October 4, 2016 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

8. Approval of the Action Summary - Meeting of October 11, 2016

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of October 11, 2016 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Code Enforcement Unit

9. Administrative Abatement Funding Transfer and Supplemental Budget (4/5th Vote). Monique Parker, 301 Church Lane, Carlotta, California; AP# 206-441-004

Recommendation: That the Board of Supervisors authorize the cost of abatement to be advanced by the County of Humboldt, pursuant to Humboldt County Code section 351-31, and if unpaid by the property owner, that a lien be placed against the parcel in the amount of the costs of abatement pursuant to Humboldt County Code sections 351-33 to 351-44; authorize a transfer from the Code Enforcement Trust Fund, account #3440000, in the amount of \$22,100 to the County Counsel's revenue account #1100-121-631-130 to cover the cost of the abatement, and to pay the expenses associated with the abatement out of account 1100-121-2-403; and authorize the Auditor-Controller to execute the supplemental budget shown in Attachment "A" for fiscal year 2016-2017 (4/5th Vote).

This item was pulled for discussion.

A motion was made by Supervisor Bohn, seconded by Supervisor Bass, to not authorize the funding transfer and give a sixty (60) day extension. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Nay: 1 - Estelle Fennell

Department of Health and Human Services: Administration

10. Allocate Three Full Time Equivalent (FTE) Mental Health Clinician I/II's in Budget Unit 424

Recommendation: That the Board of Supervisors approve the allocation of three (3.0 FTE) Mental Health Clinician I/II (class 0909, salary range 418/448) positions in budget unit 424; effective immediately upon Board approval.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Department of Health and Human Services: Public Health

11. California Department of Public Health (CDPH), Office of AIDS State Standard Agreement for the AIDS Drug Assistance Program (ADAP) Enrollment Site for Fiscal Years 2017-19

Recommendation: That the Board of Supervisors approve the State Standard Agreement number 16-10408 with California Department of Public Health (CDPH), Office of AIDS for the period of My 1, 2016 through June 30, 2019; authorize the Director of Public Health to sign four (4) originals of the cover page of the Agreement and Certifications; and authorize the Director of Public Health to approve all future amendments to Agreement Number 16-10408 with CDPH.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Department of Health and Human Services: Social Services

12. Operational Agreement with Two Feathers Native American Family Services for American Indian Child Abuse Treatment Program

Recommendation: That the Board of Supervisors ratify all previous actions taken by the Department of Health and Human Services (DHHS) Children & Family Services and Two Feathers Native American Family Services (NAFS) pertaining to the American Indian Child Abuse Treatment (AICHAT) Program; and 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 Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

13. Agreement with LMT & Associates Consulting, Inc. for Fiscal Years 2016-2017 through 2017-2018 to Provide Consultation on Implementation of Complex Continuum of Care and Katie A. Services in Accordance with State and Federal Regulations

Recommendation: That the Board of Supervisors approve the agreement with LMT & Associates Consulting, Inc. for fiscal years 2016-2017 through 2017-2018; authorize the Chair of the Board to execute three (3) originals of the agreement (Attachment 1); and direct the Clerk of the Board to return two (2) executed originals of the agreement to the Department of Health and Human Services (DHHS)-Contract Unit.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Public Works

14. United States Forest Service Funds to Support the Continuation of the Fire-Adapted Landscapes and Safe Homes Program and Supplemental Budget. Supplemental Budgets Require 4/5 Vote

Recommendation: That the Board of Supervisors review a staff report and associated supporting documents regarding funding provided by the United States Forest Service ("USFS"), intended to support the continuation of the Fire-Adapted Landscapes and Safe Homes ("FLASH") Program; authorize the Public Works Director, or a designee thereof, to execute a standard agreement and any other documents necessary to participate in the grant program, including, without limitation, professional services agreements to assist with the implementation of this program, after review and approval by County Counsel and Risk Management; and direct the Humboldt County Auditor-Controller to supplement the attached budget (4/5 vote required).

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

15. Community Wildfire Protection Plan Certification of the Lower Mattole Fire Plan per the Standards of the Federal Healthy Forest Restoration Act

Recommendation: That the Board of Supervisors review the staff report and the Lower Mattole Community Wildfire Protection Plan ("CWPP"); certify that the Lower Mattole CWPP has adequately met the standards of the Healthy Forest Restoration Act ("HFRA") for consideration as a Community Wildfire Protection Plan by authorizing the Chair of the Board to sign, in duplicate, the Lower Mattole CWPP Certification and Agreement Signature Sheet; and direct the Clerk of the Board to return the original signed copies of the CWPP Certification and Agreement Signature Sheet to the Public Works Department.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

E. SPECIAL PRESENTATIONS

Board of Supervisors

1. "The Great California SHAKE OUT" Proclamation (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors authorize the Chair to sign the Proclamation.

A motion was made by Supervisor Fennell, seconded by Supervisor Sundberg, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

F. MATTERS SET FOR TIME CERTAIN**G. ITEMS PULLED FROM CONSENT****H. MATTERS INITIATED BY BOARD MEMBERS****I. DEPARTMENT REPORTS****County Administrative Office****1. Responses to 2015-16 Grand Jury Report: Police Training**

Recommendation: That the Board of Supervisors review and modify as necessary the proposed Grand Jury response from the Department of Health & Human Services (Attachment 2); approve the documents, as may be modified, as the response; direct the Clerk of the Board, within five working days, to submit the final response with an accompanying Board Order to the 2015-16 Grand Jury and the Presiding Judge of the Superior Court; and direct the Clerk of the Board, within five working days, to submit two copies of all responses to the County Clerk/Recorder, one of which will be forwarded to the State Archivist, together with a copy of the original report.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Planning and Building Department**2. Analysis of Certification of Petition, Mobile Home Park Space Rent Stabilization**

Recommendation: Board of Supervisors receives a staff report on the impacts and possible costs associated with implementation of Mobile Home Park Space Rent Stabilization Initiative.

Approved per order of the Chair

Public Works**3. Employment of Temporary Retired Annuitant as Business Manager in the Public Works Department**

Recommendation: That the Board of Supervisors resolve that the employment of Renee Fleek as a temporary "retired annuitant" Business Manager with the Public Works Department (budget unit 1200320) is necessary to fill a critically needed position and that Ms. Fleek's employment as a temporary "retired annuitant" is needed before the CalPERS "180-day wait period" has expired; adopt the attached resolution for an exception to the 180-day wait period.

A motion was made by Supervisor Bohn, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

J. CLOSED SESSION**K. ADMINISTRATIVE ABATEMENT HEARINGS****Clerk of the Board**

1. Appeal of the Code Enforcement Officer's Determination to the Notice and Order to Abate Unlawful Marijuana Cultivation, Served September 13, 2016. Property Owner: Roger Lechner: APN #109-071-012

Recommendation: That the Board of Supervisors open the public hearing and receive the staff report and public testimony, close the public hearing, and based on the findings in the Code Enforcement Officers Notice and Order (Attachment C), pursuant to 314-55.2.7.3 (outdoor cultivation on property without a permitted residence within the Shelter Cove Resort Improvement District) deny the appeal, Direct the Clerk of the Board to issue a written decision in the form of a resolution (Attachment E), including the findings relating to the existence or nonexistence of the nuisance, as well as findings concerning the property and means of abatement of the nuisance conditions set forth in the Notice and Order; and Direct the Clerk of the Board to give notice of the decision to the appellant, appellant's agent, Code Enforcement Officer, and any other interested party.

A motion was made by Supervisor Fennell, seconded by Supervisor Sundberg, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

2. Appeal of the Code Enforcement Officer's Determination to the Notice and Order to Abate Unlawful Marijuana Cultivation, Served September 14, 2016. Property Owner: Edward and Isabell Bush: APN #522-491-019

Recommendation: That the Board of Supervisors open the administrative hearing and receive the staff report and public testimony; close the administrative hearing, and based on the findings in the Code Enforcement Officers Notice and Order (Attachment C), pursuant to 314-55.2.7.2.2 (Total plant canopy exceeding two hundred (200) square feet on a parcel between one (1) acre and five (5) acres in size), deny the appeal; direct the Clerk of the Board to issue a written decision in the form of a resolution (Attachment E), including the findings relating to the existence or nonexistence of the nuisance, as well as findings concerning the property and means of abatement of the nuisance conditions set forth in the Notice and Order; and direct the Clerk of the Board to give notice of the decision to the appellant, appellant's agent, Code Enforcement Officer, and any other interested party.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

L. PUBLIC HEARINGS

M. DISCUSSION ITEMS

Board of Supervisors

1. Reports on Board Member Travel at County Cost, Meeting Attendance, and Supervisorial District Matters

N. ADJOURNMENT

I, BROOKE EBERHARDT, 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.

BROOKE EBERHARDT

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



October 18, 2016



MINUTES
TUESDAY, OCTOBER 18, 2016
Regular Session

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, October 25, 2016, with the vote as shown below.

AYES: Supervisors: Sundberg, Fennell, Lovelace, Bohn, Bass
NAYS: Supervisors: n/a
ABSENT: Supervisors: n/a



ANA HARTWELL
Deputy Clerk of the Board



MARK LOVELACE
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: October 25, 2016

Date: October 20, 2016
 To: The Honorable Board of Supervisors
 From: Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of October 18, 2016**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of October 18, 2016 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

SOURCE OF FUNDING: General Fund

DISCUSSION: The Action Summary from the meeting of October 18, 2016 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their October 18, 2016 meeting.

FINANCIAL IMPACT: None

OTHER AGENCY INVOLVEMENT: None

ALTERNATIVES TO STAFF RECOMMENDATIONS: Direct the Clerk of the Board to prepare a corrected Action Summary, if necessary.

ATTACHMENT(S): Action Summary

Prepared by Brooke Eberhardt, Deputy Clerk of the Board CAO Approval: E. Ashcraft

REVIEW:

Auditor _____ County Counsel _____ Personnel _____ Risk Manager _____ Other _____

TYPE OF ITEM:

- Consent
- Departmental
- Public Hearing
- Other _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Fennell Seconded by Supervisor Bass

Ayes Sundberg, Fennell, Lovelace, Bohn, Bass
 Nays _____
 Abstain _____
 Absent _____

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: Oct. 25, 2016

By: Brooke Eberhardt
 Brooke Eberhardt, Deputy Clerk of the Board