

BOARD OF SUPERVISORS

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

AGENDA

Tuesday, January 26, 2021

9:00 AM

Regular Meeting

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, 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 963 0587 1450 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>*

The County of Humboldt is committed to providing equal access to all county programs, services and activities through the provision of accommodations for individuals with disabilities as required under the Americans with Disabilities Act (ADA). With 72 hours prior notice, a request for reasonable accommodation or modification can be made. Please contact the Clerk of the Board Office at 707-476-2390 or by email cob@co.humboldt.ca.us or the ADA Coordinator at 844-365-0352 or by email at ada@co.humboldt.ca.us

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. Appoint Guy Aronoff to the Human Rights Commission Representing the Third District (Supervisor Mike Wilson)

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

Attachments: [Staff Report](#)
[Aronoff.pdf](#)
[Human Rights Commission Roster as of 12621.pdf](#)

Clerk of the Board

2. Submittal of Supervisor's Monthly Expense Report on Meetings Pursuant to Government Code Section 53232.3(d)

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

Attachments: [Staff Report](#)
[Board Member Expense Reporting Forms.pdf](#)

3. Letters of Appreciation to Ian Sigman, Barbara Darst and Mike Lake for their Service on the Humboldt County Fire Safe Council (HCFSC)

Recommendation: That the Board of Supervisors:

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

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

4. Notice of Vacancy for the At-Large Appointee on the Measure Z Citizen's Advisory Committee

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

Attachments: [Staff Report](#)
[MEASURE Z CITIZEN ADVISORY ALTERNATE 01262021.pdf](#)

5. Reappointment of Alan Bongio and Noah Levy to the Humboldt County Planning Commission

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

Attachments: [Staff Report](#)
[Planning Commission Roster as of 012621redacted.pdf](#)

6. Notice of Vacancy for the At-Large Member on the Humboldt County Planning Commission

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

Attachments: [Staff Report](#)
[PlanningAtLarge012621.pdf](#)

7. Approval of the Action Summary - Meeting of January 12, 2021

Recommendation: That the Board of Supervisors:
1. Approve the Action Summary for the meeting of January 12, 2021 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](#)
[1-12-2021 Action Summary](#)
[Approved Action Summary.pdf](#)

County Administrative Office

8. Amendments to the Agreements Between County of Humboldt and Shasta County Private Industry Council, dba Smart Business Resource Center

Recommendation: That the Board of Supervisors:

1. Receive and ratify the attached Amended Professional Services Agreements with Smart Business Resource Center as signed by the County Administrative Officer (CAO);
2. Determine that the amendments serve a public purpose to ensure continuity of services; and
3. Authorize the CAO and/or the designee to execute subsequent and future amendments to these agreements.

Attachments:

- [Staff Report](#)
- [Attachment 1 - Phase II of Opioid Crisis National Dislocated Worker Grant Funds.p](#)
- [Attachment 2 - First Amendment to the Agreement between County of Humboldt ar](#)
- [Attachment 3 - National Dislocated Worker Grant Funds COVID .pdf](#)
- [Attachment 4 - First Amendment to the Smart Business Resource Centers for Natio](#)
- [Attachment 5 - Rapid Response and Layoff Aversion Funds.pdf](#)
- [Attachment 6 - First Amendment to the Agreement between County of Humboldt ar](#)
- [Attachment 7 - Adult and Dislocated Worker Funds .pdf](#)
- [Attachment 8 -Second Amendment to the Agreement between County of Humboldt](#)
- [Attachment 9 - Youth Funds .pdf](#)
- [Attachment 10 - First Amendment Agreement between County of Humboldt and Sr](#)
- [Attachment 11 - 09-2-2005 Separation of Duties.pdf](#)
- [Attachment 12 - Resolution 12-30.pdf](#)
- [Attachment 13 - Resolution 12-100.pdf](#)
- [Attachment 14 - Program Year 2018-19 Title I WIOA Subgrant.pdf](#)
- [2005 Separation of Duties\[1\].pdf](#)
- [Resolution 12-100\[1\].pdf](#)
- [EcDev Jan 26 2021 BOS SMART Item SA V2.pptx](#)

Department of Health and Human Services: Administration

9. Memorandum of Understanding Regarding the Provision of Additional Continuing Education Opportunities to Department of Health and Human Services Staff

Recommendation: That the Board of Supervisors:

1. Approve the attached memorandum of understanding template regarding the provision of additional continuing education opportunities to Department of Health and Human Services staff; and
2. Authorize the Department of Health and Human Services Director, or a designee thereof, to execute memorandums of understanding that are substantially similar to the attached memorandum of understanding template, after review and approval by County Counsel, Risk Management and the County Administrative Office.

Attachments: [Staff Report](#)
[FY 21-22 Continuing Education MOU Template](#)

10. Professional Services Agreement with Redwood Community Action Agency Regarding the Provision of Rental Assistance, Case Management and Supportive Services to Individuals and Families Who Are Experiencing Homelessness in Humboldt County

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Redwood Community Action Agency regarding the provision of rental assistance, case management and supportive services to individuals and families who are experiencing homelessness in Humboldt County for the period of Oct. 1, 2020 through Sept. 30, 2022;
2. Authorize the Department of Health and Human Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Redwood Community Action Agency, 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 Redwood Community Action Agency to the Department of Health and Human Services - Contract Unit for further processing.

Attachments: [Staff Report](#)
[Professional Services Agreement with Redwood Community Action Agency Regarding RCA COI](#)
[Executed Agreement.pdf](#)

Department of Health and Human Services: Behavioral Health**11. Memorandum of Understanding with Redwood Coast Regional Center Regarding the Provision of Mental Health Services to Clients with Developmental Disabilities**

- Recommendation:** That the Board of Supervisors:
1. Approve, and authorize the Department of Health and Human Services - Behavioral Health Director, or a designee thereof, to execute, the attached memorandum of understanding with Redwood Coast Regional Center regarding the provision of mental health services to individuals that have been diagnosed with developmental disability and mental illness 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 memorandum of understanding with Redwood Coast Regional Center, after review and approval by County Counsel Risk Management and the County Administrative Office;
 3. Authorize the Department of Health and Human Services - Behavioral Health Director, or a designee thereof, to execute any and all additional nursing personnel agreements needed to effectuate the terms and conditions of the attached memorandum of understanding with Redwood Coast Regional Center, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
 4. Direct the Clerk of the Board to return one executed copy of this item to the Department of Health and Human Services - Contract Unit.

- Attachments:**
- [Staff Report](#)
 - [Memorandum of Understanding with Redwood Coast Regional Center Regarding th](#)
 - [RCRC - General Liability](#)
 - [RCRC - 20-21 Workers Compensation Policy \(7.30.20\)\)](#)
 - [RCRC - 20-21 Umbrella Policy](#)
 - [RCRC - Directors Officers Liability](#)

Human Resources**12. Adoption of Amended Classification Specifications for Undersheriff, Sheriff's Captain, Sheriff's Lieutenant**

- Recommendation:** That the Board of Supervisors:
1. Adopt the amended job specifications for the following classifications:
 - * Undersheriff (Class 0400) (Attachment #1)
 - * Sheriff's Captain (Class 0402) (Attachment #2)
 - * Sheriff's Lieutenant (Class 0406) (Attachment #3)

Attachments: [Staff Report](#)
[Copy of Amended Undersheriff Specification](#)
[Copy of Amended Sheriff's Captain Specification](#)
[Copy of Amended Sheriff's Lieutenant Specification](#)

Planning and Building Department

13. McKenny Zone Reclassification Petition

APNs: 203-211-008, -009, -010, -011, -012, -013, -014, -015, -016, -017 & -018

Record No.: PLN-2020-16209

Recommendation: That the Board of Supervisors:

1. Accept the petition by approving the attached resolution (Attachment 1) based on the findings in the staff report and testimony received about the project; and
2. Direct the Clerk of the Board to give notice of the decision to the applicant and any other interested party.

Attachments: [Staff Report](#)
[Attachment 1 - BOS Resolution.docx](#)
[Attachment 2 - Copy of Petition for Rezoning.pdf](#)
[Attachment 3 - McKenny Map Set.pdf](#)
[Attachment 4 - Zoning Comparison Table.docx](#)
[Resolution 21-09.pdf](#)

14. Extension of Extra-Help Hours - Cannabis Planning Budget Unit 1100268 (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, 2021 pursuant to Section 7 of the Humboldt County Salary Resolution for Megan Acevedo (Planner I) and Gayle Paul (Office Assistant I) in fund 1100, budget unit 268-Cannabis Planning. (4/5 vote required)

Attachments: [Staff Report](#)

15. Mattole River Farms, LLC Appeal of the Planning Commission Approval of a Conditional Use Permit to Allow 11,400 Square Feet Existing Cannabis Cultivation

Recommendation: That the Board of Supervisors:

1. Receive the staff report, and
2. Adopt the Resolution approving the appeal and approving the Conditional Use Permit for 12,650 square feet of commercial cannabis cultivation.

Attachments: [Staff Report](#)
 [REVISED Resolution.docx](#)
 [Resolution 21-10.pdf](#)

Probation**16. Agreement with Two Feathers Native American Family Services for Juvenile Delinquency Prevention Services**

Recommendation: That the Board of Supervisors:

1. Approve the Agreement with Two Feathers Native American Family Services for Juvenile Delinquency Prevention Services;
2. Authorize the Chief Probation Officer to sign this agreement and any future amendments after approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return one original of the fully executed agreement to Humboldt County Probation Department Attn: Elisha Hardison.

Attachments:

[Staff Report](#)

[Two Feathers Youth Juvenile Justice Prevention Programming-final.doc](#)

Public Works**17. Transportation Services Agreements with Adult Day Health Care of Mad River, Humboldt Senior Resource Center and Klamath-Trinity Non-Emergency Transportation Regarding the Provision of Transportation Services in the Arcata, McKinleyville, Eureka, Fieldbrook, Bayside, Eel River Valley, Willow Creek and Hoopa Valley Areas of Humboldt County**

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached transportation services agreements with Adult Day Health Care of Mad River, Humboldt Senior Resource Center and Klamath-Trinity Non-Emergency Transportation regarding the provision of transportation services in the Arcata, McKinleyville, Eureka, Fieldbrook, Bayside, Eel River Valley, Willow Creek and Hoopa Valley areas of Humboldt County for the period of July 1, 2020, through June 30, 2023;
2. Authorize the Public Works Director, or a designee thereof, to execute any and all subsequent amendments to the attached transportation services agreements with Adult Day Health Care of Mad River, Humboldt Senior Resource Center and Klamath-Trinity Non-Emergency Transportation, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return one (1) original fully executed copy of each of the attached transportation services agreements with Adult Day Health Care of Mad River, Humboldt Senior Resource Center and Klamath-Trinity Non-Emergency Transportation to the Department of Public Works for further processing.

Attachments: [Staff Report](#)
[ADHC Transportation Contract 2020 - 2023.pdf](#)
[HSRC Transportation Contract 2020 - 2023.pdf](#)
[KTNET Transportation Contract 2020-2023.pdf](#)
[Executed ADHC Contract.pdf](#)
[Executed HSRC Contract.pdf](#)
[Executed KTNET Contract.pdf](#)

18. Accept Completed Contracts for Storm Damage Repair to Alderpoint Road (6B165) Post Miles 41.45, 43.55, 46.15, and 46.23

Recommendation: That the Board of Supervisors:

1. Accept the completed contracts, including all change orders approved by the Public Works Department, between Van Meter Logging, Inc., and Humboldt County for construction of Storm Damage Repair to Alderpoint Road (6B165) Post Miles 41.45, 43.55, 46.15, and 46.23; and
2. Approve the final claims for payment, as submitted by the Public Works Department to the Auditor/Controller, in the amounts of \$180 for Alderpoint Road (6B165) Post Mile 41.45, \$385.02 for Alderpoint Road (6B165) Post Mile 43.55, \$324.43 for Alderpoint Road (6B165) Post Mile 46.15, and \$342.79 for Alderpoint Road (6B165) Post Mile 46.23, which will bring the total amounts paid to 100 percent of the contracts.

Attachments: [Staff Report](#)
[Executed Project Agreement and Contract Change Orders Number 1 and 2 \(Post Mi](#)
[Acceptance Statements](#)

19. Accept Completed Contract for Storm Damage Repair to Murray Road (C3M020) Post Mile 5.57

Recommendation: That the Board of Supervisors:

1. Accept the completed contract, including all change orders approved by the Public Works Department, between Wallace Structures and Humboldt County for construction of Storm Damage Repair to Murray Road Post Mile 5.57; and
2. Approve the final claim for payment, as submitted by the Public Works Department to the Auditor/Controller, in the amount of \$2,680.10, which will bring the total amount paid to 100% of the contract.

Attachments: [Staff Report](#)
[Executed Project Agreement and Contract Change Orders Number 1 and 2](#)

Sheriff**20. Board of State and Community Corrections Coronavirus Emergency Supplemental Funding Program Grant**

- Recommendation:** That the Board of Supervisors:
1. Approve and authorize the Chair to sign Resolution No. _____ (Attachment 1) authorizing the Sheriff's Office to submit the governing board resolution for the Coronavirus Emergency Supplemental Funding Program Grant program and if awarded, accept grant funds and sign any documents required by Board of State and Community Corrections for participation in the program;
 2. Approve and authorize the Chair to sign the Proposal Checklist (Attachment 2);
 3. Approve and authorize the Chair to sign the Applicant Information Form (Attachment 3);
 4. Approve and authorize the Chair to sign the Certification of Compliance (Attachment 4);
 5. Authorize the Chair of the Board, County Administrative Officer, Sheriff, Undersheriff or Deputy Director Sheriff's Administration to execute all the necessary reimbursement claims, applications, contracts, and agreements and amendments thereto, in the name of the County of Humboldt, and all other documents required by the Board of State and Community Corrections; and
 6. Direct the Clerk of the Board to return completed and signed copies of all attachments to the Sheriff's Office in original and email formats to Tammi Gilbert, Administrative Analyst, for submittal to funding agency.

- Attachments:**
- [Staff Report](#)
 - [1. BOS Governing Board Resolution-CESF.docx](#)
 - [2. CESF Proposal Checklist.pdf](#)
 - [3. Applicant Information Form.pdf](#)
 - [4. Certification of Compliance.pdf](#)
 - [Resolution 21-11.pdf](#)
 - [Executed Documents.pdf](#)

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. 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.

1. Public Comment

- Attachments:** [Public Comment.pdf](#)

E. SPECIAL PRESENTATIONS

DHHS: Public Health

1. 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](#)
[Public Comment](#)

F. ITEMS PULLED FROM CONSENT

G. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

1. Elimination of Local News Programming As a Result of Suddenlink, Cox Media Group Contract Dispute (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:
1. Receive the report;
2. Authorize the chair to sign the attached letter;
3. Discuss potential action; and
4. Take other action as necessary

Attachments: [Staff Report](#)
[Letter to Senators Feinstein and Padilla.pdf](#)
[Letter to Congressman Huffman.pdf](#)
[Statement from CMG.pdf](#)
[Statement from Suddenlink.pdf](#)
[Signed Letter to Senators Feinstein and Padilla.pdf](#)
[Signed Letter to Congressman Huffman.pdf](#)
[Public Comment.pdf](#)

H. DEPARTMENT REPORTS

I. PUBLIC HEARINGS

J. DISCUSSION ITEMS

K. MATTERS SET FOR TIME CERTAIN**County Administrative Office**

1. 10:30 a.m. - Budget Review for Fiscal Year (FY) 2020-21 and Budget Outlook for FY 2021-22

- Recommendation:** That the Board of Supervisors:
1. Receive and file a review of the current FY 2020-21 and budget outlook for FY 2021-22;
 2. Direct the County Administrative Office (CAO) to prepare the FY 2021-22 budget proposal based on status quo General Fund allocations:
 - a. Set departmental allocations from the General Fund to remain the same as in fiscal year 2020-21 with exceptions for Measure Z and those departments that have received increased ongoing General Fund allocations during fiscal year 2020-21;
 - b. Accept and consider requests for additional General Fund appropriations with a preference given to one-time requests;
 3. Review the estimated unallocated Measure Z revenues along with the recommendations from the Measure Z Citizens' Advisory Committee (Attachment I) and provide direction on whether to allocate funding;
 4. Determine if departmental budget presentations will be held for FY 2021-22 and determine presentation schedule;
 5. Direct staff to return at third quarter only if the budget parameters set forth for FY 2021-22 require substantial changes; and
 6. Provide additional direction to staff as appropriate.

- Attachments:** [Staff Report](#)
[Attachment I - Citizens' Advisory Committee - Letter of Recommendation.pdf](#)
[Budget Calendar 21-22 With Measure Z.docx](#)

Board of Supervisors - Closed Session

2. 1:30 p.m. - It is the intention of the Board of Supervisors to meet in closed session to discuss threatened litigation pursuant to Government Code Section 54956.9(d)(2), (e)(2); related to overtime pay and the impact of Flores v. City of San Gabriel.

- Attachments:** [Tolling extension](#)

3. 1:30 p.m. - Conference with Labor Negotiator – pursuant to Government Code Section 54957.6 it is the intention of the Board of Supervisors to meet in closed session to review the County’s position and instruct its designated labor negotiators. Employee Organizations: SEIU/In-Home Support Services; American Federation of State, County and Municipal Employees (AFSCME Local 1684); Humboldt County Attorneys Association; Humboldt Deputy Sheriffs Organization (Law Enforcement Non-Management Unit); Humboldt Deputy Sheriffs Organization (Law Enforcement Management Unit); Elected and Appointed Department Heads; Management and Confidential Employees.

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. Case No. 5:20-cv-2583-VKD.
2. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Ken's Water Tender, Inc. v. County of Humboldt No. Case No. DR170672.
3. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Silverman v. Duane Christian, et al. Case No. 5-20-CV-05136-BLF.

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/>