

BOARD OF SUPERVISORS

REX BOHN
First District
ESTELLE FENNELL
Second District
MIKE WILSON
Third District
VIRGINIA BASS
Chair - Fourth District
RYAN SUNDBERG
Vice-Chair - Fifth District



COUNTY STAFF

AMY S. NILSEN
County Administrative Officer
JEFFREY S. BLANCK
County Counsel
KATHY HAYES
Clerk of the Board

**COUNTY OF HUMBOLDT
BOARD OF SUPERVISORS**

**825 FIFTH STREET
EUREKA, CA 95501
SUPERVISORS' CHAMBER, FIRST FLOOR**

AGENDA

Tuesday, February 7, 2017

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

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

Board of Supervisors

1. Resolution Authorizing Road Closures for the 46th Annual Avenue of the Giants Marathon, Half Marathon and 10K Race on Sunday, May 7th, 2017 (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors authorize the Chair to sign the resolution, and direct the Clerk of the Board to mail a fully executed copy to Paul Kraus, Six Rivers Running Club, P.O. Box 214, Arcata, CA 95518.

Attachments: [Resolution for Road Closure for Avenue of the Giants Run.pdf](#)

2. Resolution to Reschedule Election of Governing Board Members of the Scotia Union School District (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors approve the request and forward to the Elections Department for processing.

Attachments: [Reschedule Scotia Union School District Election.pdf](#)

3. Resolution to Reschedule Election of Governing Board Members of the Rio Dell School District (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors approve the request and forward to the Elections Department for processing.

Attachments: [Reschedule Rio Dell School District Election.pdf](#)

4. Informational Report on the Appointment of Jonnie Rush to the Human Rights Commission Representing District 4 (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors receive and file the report.

Attachments: [Appointment to Human Rights Commission.pdf](#)

5. Letter to the Humboldt Bay Harbor, Recreation, and Conservation District Requesting that Any Reference to the Humboldt County Fish & Game Advisory Commission as a Source for Developing the Conservation Measure REC-1 be Deleted in the Coast Seafood North Bay Aquaculture Expansion Project Final Environmental Impact Report (FEIR) (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors send a letter to the Humboldt Bay Harbor, Recreation, and Conservation District requesting that any reference to the Humboldt County Fish & Game Advisory Commission as a source for developing the Conservation Measure REC-1 be deleted in the Coast Seafood North Bay Aquaculture Expansion Project FEIR.

Attachments: [Letter to Harbor Commission.pdf](#)

6. Letter of Support for California Public Utilities Commission (CPUC) Resolution T-1758 with Amendments which would fund the Digital 299 Project in the Highway 299 Corridor of Humboldt and Trinity Counties (Supervisor Rex Bohn)

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

Attachments: [Letter of Support for CPUC Resolution T 1758.pdf](#)

7. Letter of Support for Confirmation of Lori Ajax as Chief of the Bureau of Medical Cannabis Regulation (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors approve the attached letter with any modifications; and authorize the Chair of the Board to sign the letter and send it to the Chair of the Senate Rules Committee.

Attachments: [Letter of Support for Chief of Bureau of Medical Cannabis Regulation.pdf](#)

Clerk of the Board

8. Approval of the Action Summary - Special Meeting of January 23, 2017

Recommendation: That the Board of Supervisors approve the Action Summary for the special meeting of January 23, 2017 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

Attachments: [Action Summary for Special Meeting of 1-23-2017.pdf](#)

9. Approval of the Action Summary - Meeting of January 24, 2017

Recommendation: That the Board of Supervisors approve the Action Summary for the meeting of January 24, 2017 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

Attachments: [Action Summary for Meeting of 1-24-17.pdf](#)

County Administrative Office

10. Allocation of Additional Position, Reallocation of Existing Position and Memorandum of Understanding between the Humboldt County Sheriff's Office and Humboldt County Information Technology Division

Recommendation: That the Board of Supervisors approve the allocation of 1.0 Full Time Equivalent (FTE) Information Technology Applications Analyst I/II/III position (class 0622, salary range 429/444/459) in Budget Unit 118, effective at the beginning of the next bi-weekly pay period following approval; approve the reallocation of the vacant 1.0 FTE Information Technology Systems Administrator I/II (Class 0120, salary range 357/372) position, in Budget Unit 118, to Information Technology Technician I/II (Class 0189, salary range 404/424), effective at the beginning of the next bi-weekly pay period following approval; and approve and authorize the appropriate county officials to execute the attached Memorandum of Understanding (MOU) between the Sheriff's Office and the Information Technology Division effective from the date of execution through June 30, 2021.

Attachments: [Allocation-Reallocation of Positions, MOU.pdf](#)

11. Appointment of Vanessa Christman to the Access Humboldt Board of Directors

Recommendation: That the Board of Supervisors appoint Vanessa Christman as the county representative on the Access Humboldt Board of Directors.

Attachments: [Appointment to Access Humboldt BOD.pdf](#)

12. Ratify Ordinance No. 2016/2017-1 of the Fortuna Fire Protection District, Adopting the 2016 California Fire Code

Recommendation: That the Board of Supervisors ratify Ordinance No. 2016/2017-1 of the Fortuna Fire Protection District, adopting the 2016 California Fire Code and Standards Prescribing Regulations; direct the Clerk of the Board to transmit the Board's determination to the District within 15 days of this determination; and direct the Clerk of the Board to file a copy of the findings of the District, and any findings of the County, together with the adopted ordinance, with the California Department of Housing and Community Development.

Attachments: [Ratify FFPD Ordinance Adopting CA Fire Code.pdf](#)

Department of Health and Human Services: Administration

13. First Amendment to the Professional Services Agreement with McKinleyville Community Collaborative

Recommendation: That the Board of Supervisors approve, and authorize the Chair to execute, three (3) originals of the first amendment to the professional services agreement with the McKinleyville Community Collaborative which increases the maximum amount payable for administrative capacity building by \$22,340.00; and direct the Clerk of the Board to return two (2) executed originals of the attached first amendment to the Department of Health and Human Services (DHHS) - Contract Unit for forwarding to DHHS - Administration.

Attachments: [Amendment to Agreement with McKinleyville Community Collaborative.pdf](#)

Department of Health and Human Services: Mental Health

14. First Amendment to the Professional Services Agreement with Transitional Residential Treatment Facilities, Inc. to Provide a Long-Term Residential Treatment Program for Adults with Chronic Mental Illness

Recommendation: That the Board of Supervisors approve, and authorize the Chair to execute three (3) originals of the first amendment to the professional services agreement with Transitional Residential Treatment Facilities, Inc., which increases the maximum amount payable for licensed facilities by Thirty-Five Thousand Dollars (\$35,000.00) and clarifies the final cost reporting requirements set forth therein; and direct the Clerk of the Board to return two (2) executed originals of the attached first amendment to the Department of Health and Human Services (DHHS) - Contract Unit for forwarding to DHHS - Mental Health.

Attachments: [First Amendment to Professional Services Agreement.pdf](#)

Department of Health and Human Services: Public Health

15. State Standard Agreement with California Department of Public Health (CDPH), Office of AIDS for the HIV Care Program for the Term November 2016 through September 2018

Recommendation: That the Board of Supervisors approve the State Standard Agreement number 16-10847 with CDPH, Office of AIDS in the amount of \$484,000 for the period of Nov. 30, 2016 through Sept. 29, 2018; authorize the Director of Public Health to sign four (4) originals of the cover page of the Agreement and Certifications; authorize the Director of Public Health or designee to approve all future amendments to the grant agreement and documents directly related to those agreements, that do not require matching funds from the county, with County Counsel and Risk Management review and approval.

Attachments: [Agreement with CDPH for HIV Care Program.pdf](#)

16. State Standard Agreement for the Core Sexually Transmitted Diseases (STD) Program Management Project for Fiscal Years 2016-2019

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign two (2) original signature pages of State Standard Agreement Number 16-10714 with the California Department of Public Health (CDPH) - STD Control Branch in the amount of \$12,067 in Fund 1175, Budget Unit 419 for the period of July 1, 2016 through June 30, 2019; authorize the Director of Public Health, or their designee to sign all subsequent amendments and documents directly related to this agreement, with County Counsel and Risk Management review and approval; and direct the Clerk of the Board to send a fully executed agenda item and the original signed documents to the Department of Health and Human Services (DHHS) Contract Unit for transmittal to DHHS - Public Health.

Attachments: [Agreement for STD Program Management Project](#)

Public Works**17. Proposition 1, Disadvantaged Community Involvement Grant Agreement and West Coast Watershed Professional Services Agreement**

Recommendation: That the Board of Supervisors review the staff report and associated supporting documents; adopt the attached resolution authorizing the Director of Public Works to execute a grant agreement in a form substantially similar to the attached agreement with the Department of Water Resources to support the North Coast Resource Partnership Outreach and Involvement: Tribal Engagement and Economic Opportunity for Disadvantaged Communities Program; authorize the Director of Public Works to execute a professional services agreement with West Coast Watershed to perform associated consulting services in a form substantially similar to the attached professional services agreement after review by County Counsel and Risk Management; authorize the Director of Public Works to execute any and all future amendments to the grant agreement and the professional services agreement with West Coast Watershed after review by County Counsel and Risk Management; and direct the Humboldt County Auditor-Controller to create a non-interest bearing trust account for an advance payment of grant funds associated with the aforementioned project.

Attachments: [Staff Report, Resolution.pdf](#)

[Grant Agreement, Prof. Service Agreement.pdf](#)

18. Surplus Property

Recommendation: That the Board of Supervisors declare the following property surplus: (1) 1997 Ingersoll Rand Air Compressor, Equipment number 94991, Serial number 27349SUBH221; and authorize the Purchasing Agent to dispose of the surplus property, deposit the revenue from the sale in the appropriate revenue account (3540330-705020).

Attachments: [Surplus Property.pdf](#)

19. Supplemental Budget for Aviation Capital Projects for Garberville Airport Runway and Taxiway Rehabilitation and Run-Up Apron Design; Supplemental Budgets Require 4/5 Vote

Recommendation: That the Board of Supervisors adopt the attached supplemental budget for FY 2016-17 (4/5 vote required).

Attachments: [Public Works Supplemental Budget.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. It is requested that speakers sign the sheet at the front doors of the Chamber. Although the Board may briefly respond to statements or questions, under state law, matters presented under this item cannot be discussed or acted upon by the Board at this time.

1. Public Comment Sign-In Sheet and Handouts

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

E. SPECIAL PRESENTATIONS**Board of Supervisors****1. Proclaim February, 2017 as Teen Dating Violence Awareness and Prevention Month in Humboldt County (Supervisor Ryan Sundberg)**

Recommendation: That the Board of Supervisors adopt the Proclamation.

Attachments: [Teen Dating Violence Awareness Proclamation.pdf](#)

2. Proclaim February 6th - 10th, 2017 as National School Counseling Week in Humboldt County (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors adopt the Proclamation.

Attachments: [National School Counseling Week Proclamation.pdf](#)

F. MATTERS SET FOR TIME CERTAIN**G. ITEMS PULLED FROM CONSENT**

H. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

1. Initiation of Amendment to Humboldt County Code Chapter 331-11, section 106.2.8 to allow the Chief Building Inspector to issue an exemption from the Building Permit requirement for greenhouses in non-agricultural zones where the activity within the greenhouse is permitted by a Special Permit or Conditional Use Permit (Supervisor Rex Bohn and Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors direct staff to initiate an amendment to Humboldt County Code Chapter 331-11, section 106.2.8 to allow the Chief Building Inspector to issue an exemption from the Building Permit requirement for greenhouses in non-agricultural zones where the activity within the greenhouse is permitted by a Special Permit or Conditional Use Permit.

Attachments: [Amendment to Humboldt County Building Code.pdf](#)

I. DEPARTMENT REPORTS

Clerk of the Board

1. Notification of Headwaters Fund Board Vacancy

Recommendation: That the Board of Supervisors receive notification of one (1) vacancy on the Headwaters Fund Board; and consider the process and/or procedure for filling the vacancy per Section 4 of the "Protocol for Board Appointments" (Attachment 3) approved by Board Action on April 12, 2011.

Attachments: [Headwaters Fund Board Vacancy.pdf](#)

County Administrative Office

2. Mid-Year Budget Review for Fiscal Year (FY) 2016-17, Budget Outlook for FY 2017-18, and Recommendations for Budget Adjustments (4/5 Vote Required)

Recommendation: That the Board of Supervisors receive and file a review of the current (FY 2016-17) and projected (FY 2017-18) budget years; direct the County Administrative Office (CAO) to prepare the FY 2017-18 budget based on the following parameters:

- a. Set departmental allocations from the General Fund to increase by 6 percent based on current year General Fund allocations;
- b. Accept and consider requests for additional General Fund appropriations that demonstrate a potential to generate future savings, and/or support the intent of Measure S;
- c. Refund \$1 million in excess funds in the Workers' Compensation fund (3523) to be distributed proportionately to the county funds that have contributed

in previous fiscal years; approve a refund in the current fiscal year of \$500,000 in excess fund balance in the Motor Pool fund (3500) to be distributed proportionately to the county funds that have contributed in previous fiscal years; approve the use of \$335,000 of Measure Z funding reserved for alcohol and drug services to be utilized as matching funds for the Probation Department's Proposition 47 (Prop 47) grant application, should the application be approved; allocate \$55,000 of one-time Measure Z funds to the CAO-Information Technology (IT) Team, with the support of the Sheriff and Office of Emergency Services (OES), for the purpose of conducting a radio systems needs evaluation to address public safety concerns; approve the revised use of unspent Measure Z funding totaling \$35,000 for the Arcata Police Department to be used for the purchase of a vehicle for diversion counselors to travel between the schools; approve the revised use of unspent Measure Z funding totaling \$5,000 for the City of Rio Dell to be used for training and/or code enforcement activities; approve the revised use of the Measure Z allocation totaling \$77,250 for the City of Blue Lake to pay an equivalent portion of the current contract between the City of Blue Lake and the Sheriff's Office; roll any remaining unallocated Measure Z funds from FY 2016-17 to FY 2017-18 for recommended distribution by the Citizens' Advisory Committee for a combination of one-time and ongoing expenditures; approve the list of budget adjustments shown on Attachment III and authorize CAO staff to make any technical connections necessary to effectuate the Board's direction (4/5 vote required); unfreeze a 1.0 full-time equivalent (FTE) Deputy Planning Director (job class 0315, salary range 511) in Current Planning (1100-277); reallocate a .50 FTE Parent Partner I in Mental Health (1170-424) to a 1.0 FTE Parent Partner I (job class 0578A, position 03, salary range 279); allocate a 1.0 FTE Supervising Mental Health Clinician (job class 0916, salary range 476) to Mental Health (1170-424); allocate a 1.0 FTE Substance Abuse Counselor I (job class 0491A, salary range 342) to Mental Health (1170-424); allocate a 1.0 FTE Supervising Mental Health Clinician (job class 0916, salary 476) to Alcohol and Other Drugs (AOD) (1180-425); allocate a 1.0 FTE Public Health Microbiologist Trainee (job class 0525, salary range 374) to Public Health Laboratory (1175-435); direct staff to develop a policy and incorporate an annual departmental contribution to Public Agency Retirement Services (PARS) ranging from .25 percent up to 2 percent of salaries, depending on funding availability, into FY 2017-18 budget development; approve reserving excess revenue in FY 2017-18 for Measure S related expenditures such as enforcement and implementation of the county's medical marijuana land use ordinance; and provide additional direction to staff as appropriate.

Attachments:

[Mid-Year Budget Review FY 2016-17.pdf](#)

[Public Comment.pdf](#)

County Counsel

3. Introduction of Ordinance Amending Sections 228-4, 228-5, 228-8 and 228-9 of Title II of the Humboldt County Code Relating to the Membership of the Humboldt County Commission on Human Rights and their Duties

Recommendation: That the Board of Supervisors introduce the attached Ordinance by title and waive first reading; set the Ordinance for adoption at least one week away; 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 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: [Human Rights Commission Ordinance.pdf](#)
[Public Comment.pdf](#)

Sheriff

4. Office of Emergency Service Departmental Report on Storm Damage

Recommendation: That the Board of Supervisors receive a report from the Sheriff's Office of Emergency Services on December and January storm damage, and provide direction as necessary.

Attachments: [Report on Storm Damage.pdf](#)

J. ADMINISTRATIVE ABATEMENT HEARINGS**Code Enforcement Unit**

1. Administrative Abatement Hearing. McKinley Davis Jr. 55 Lowell Street, Orick, California, AP# 520-071-017

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code Sections 351-21 and 351-22: open the hearing; hold an administrative hearing to determine whether a public nuisance exists on the subject property; adopt the attached Findings of Nuisance and Order of Abatement consistent with the evidence presented at the hearing; and close the hearing.

Attachments: [Administrative Abatement Hearing Davis Property.pdf](#)

K. PUBLIC HEARINGS**L. CLOSED SESSION**

1. It is the intention of the Board of Supervisors to meet in closed session to consider the appointment for the position of Public Defender pursuant to Government Code sections 54954.5 and 54957.

2. It is the intention of the Board of Supervisors to meet in closed session to consider the appointment and/or interim appointment for the position of Director of Human Resources pursuant to Government Code sections 54954.5 and 54957.

M. DISCUSSION ITEMS**Board of Supervisors**

1. Monthly report on Board members' meeting attendance at county expense and other public supervisorial district events.

N. 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 two 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://humboldtgov.org/>

