

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

**BOARD OF SUPERVISORS
COUNTY OF HUMBOLDT**

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

ACTION SUMMARY

Tuesday, March 21, 2017

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Board of Supervisors

1. AB 1410 (Wood and Co-author McGuire): Cannabis Cultivation Tax Collection Letter of Support (Supervisor Rex Bohn)

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

This item was pulled for discussion.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

2. Appreciation Letter to Garry Eagles for Service on the Multi-Agency Juvenile Justice Coordinating Council (Supervisor Virginia Bass)

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

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

Clerk of the Board

3. Quarterly Report of Current and Projected Vacancies on Humboldt County Appointed Boards, Committees, and Commissions

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

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

4. Approval of the Action Summary - Meeting of March 14, 2017

Recommendation: That the Board of Supervisors approve the Action Summary for the meeting of March 14, 2017 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 Sundberg, that the recommendations be approved. The motion carried by the following vote:

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

Code Enforcement Unit

5. Special Assessment for Unpaid Administrative Penalty for TFG Group Inc., Ferndale, APN 106-101-054

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code Section 213 l-8(e), adopt the attached resolution declaring a special assessment against the above-referenced real property for an unpaid administrative penalty.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson
Not 1 - Rex Bohn
Present:

County Administrative Office

6. First Amendment to Joint Occupancy Agreement between Judicial Council and County of Humboldt

Recommendation: That the Board of Supervisors approve the First Amendment to the Joint Occupancy Agreement (JOA) between the Judicial Council of California Administrative Office of the Courts and the County of Humboldt due to a change (increase) in "Court Exclusive Use Area" at the courthouse (No. 12-A1) located at 825 Fifth Street, Eureka, CA; and authorize the Chair of the Board to sign the amendment.

This item was pulled from the agenda and will return at a later date.

7. Headwaters Fund Board Re-Appointments

Recommendation: That the Board of Supervisors approve by a majority vote the re-appointment of Greg Seiler for a third term of three years to the Headwaters Fund Board (HFB); and approve by a majority vote the re-appointment of Dianna Rios for a second term of three years to the HFB.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson
Not 1 - Rex Bohn
Present:

Department of Health and Human Services: Public Health

8. Request to Increase Ambulance Fees for Service Areas 3 (Eureka) and 4 (Fortuna/Garberville)

Recommendation: That the Board of Supervisors approve and authorize an increase in billing rates for ambulance services provided in Service Areas 3 (Eureka) and 4 (Fortuna/Garberville).

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

Department of Health and Human Services: Social Services

9. Medi-Cal Data Privacy and Security Agreement with the California Department of Social Services

Recommendation: That the Board of Supervisors approve the attached Medi-Cal Data Privacy and Security Agreement with the California Department of Social Services (CDSS); authorize the Department of Health and Humans Services (DHSS)-Social Services Director to sign the agreement and any subsequent amendments or other documents related to this agreement; and direct the Clerk of the Board to forward one (1) certified copy of the board report to the DHHS-Social Services Attn: Sharon Wolff.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

10. Agreement with Open Door Community Health Centers to Assist with CalFresh Outreach and Support Activities

Recommendation: That the Board of Supervisors approve the agreement with Open Door Community Health Centers to assist the Department of Health and Human Services (DHHS) increased utilization of CalFresh benefits by eligible households; authorize the Chair to execute three (3) originals of the agreement (Attachment 1); and direct the Clerk of the Board to route two (2) fully executed originals of the agreement to the (DHHS) -Contract Unit for forwarding to DHHS-Social Services Administration.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

Public Works

11. Red Cap Road (8Q100) Bridge Replacement over Big Rock Gulch (4C-259) at Post Mile 0.30; Project No.: BRLO 5904 (113); Contract No.: 594021

Recommendation: That the Board of Supervisors receive and file the bids for the Red Cap Road (8Q100) Bridge replacement over Big Rock Gulch (4C-259) at Post Mile 0.30 Project; award the contract to Shasta Services, Inc., dba Timberworks, for the total amount of \$2,410,000; authorize the Chairwoman to execute the project agreement upon submittal of the appropriate bonds and insurance; and direct the Auditor-Controller to establish a new contract account 1200321-0324 and transfer \$2,650,250 from 1200321-2118 to the new contract account per the attached appropriation transfer.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

12. Lafayette School Safe Routes Improvement Project; Project No. ATPL 5904 (145); Contract No.: 215100

Recommendation: That the Board of Supervisors approve the plans and specifications for the Lafayette School Safe Routes Improvement Project; and direct the Clerk of the Board to advertise the above-mentioned project as required by Section 22037 of the California Public Contract Code with bids to be opened on May 16, 2017, at 2:00 p.m.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

Sheriff

13. Termination of Local Emergency

Recommendation: That the Board of Supervisors approve Resolution No. ____ to terminate the Local Emergency proclaimed on February 14 and ratified on February 21, 2017 due to the severe storms of February, 2017.

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

Aye: 4 - Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Not 1 - Rex Bohn

Present:

D. PUBLIC COMMENT ON NON-AGENDA ITEMS

E. SPECIAL PRESENTATIONS**Board of Supervisors**

1. National Surveyor's Week Proclamation (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors adopt the Proclamation.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

2. Proclamation for National Boys & Girls Club Week (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors adopt the Proclamation.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

F. MATTERS SET FOR TIME CERTAIN**G. ITEMS PULLED FROM CONSENT****H. MATTERS INITIATED BY BOARD MEMBERS****Board of Supervisors**

1. Potential Civil Rights and Diversity Resolution (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors review information from various sources about a county resolution on commitment to civil rights and diversity in Humboldt County.

A motion was made by Supervisor Fennell, seconded by Supervisor Wilson, to have the Human Rights Commission come back on April 11, 2017 with a report on this topic. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

I. DEPARTMENT REPORTS**Clerk of the Board****1. Notice of Vacancy on Assessment Appeals Board**

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

A motion was made by Supervisor Bohn, seconded by Supervisor Fennell, to appoint Tina Christensen to the alternate position on the Assessment Appeals Board, direct the Clerk of the Board to accept applications for anticipated vacancies, and return to the Board with the applications by May 1, 2017. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Ryan Sundberg

Nay: 1 - Mike Wilson

Code Enforcement Unit**2. 2016 Humboldt County Code Enforcement Unit Annual Report**

Recommendation: That the Board of Supervisors receive the Humboldt County Code Enforcement Unit's 2016 annual report.

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, Virginia Bass, Ryan Sundberg, and Mike Wilson

County Administrative Office**3. Process for Renewal of Humboldt County Tourism Business Improvement District**

Recommendation: That the Board of Supervisors consider the proposed Management District Plan ("Plan") shown in Attachment 1 for the Humboldt County Tourism Business Improvement District ("District") and find that the Plan satisfies the requirements of Streets and Highways Code Section 36622; determine that no changes to the Plan are desired and certify - on the basis of the finding letter presented by the Treasurer-Tax Collector (Exhibit A to Attachment 2) - that the County has received written petitions signed by the business owners who will pay more than 50 percent of the assessments proposed to be levied in the District; adopt the Resolution contained in Attachment 2 declaring the Board's intention to renew the District for a ten year term and setting a public hearing for May 16, 2017; adopt the Resolution contained in Attachment 3 requesting the consent of the cities of Arcata, Eureka, Ferndale, Fortuna, Rio Dell and Trinidad to create the District, with such consent to be indicated by the passage by the City Councils of each of the respective cities of a resolution substantially in the form of the sample resolution shown in Attachment 4 and returning a certified copy thereof to the Clerk of the Board no less than 24 calendar days prior to the May 16, 2017 public hearing; and direct the Clerk of the Board to publish the Notice of Public Meeting on April 18, 2017 and Public Hearing on May 16, 2017 contained in Attachment 5 and to mail out majority protest notices in conformity with Streets and Highways Code Section 26623 and Government Code Section 54954.6.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Planning and Building Department

4. Annual Report on the Status and Implementation of the 1984 Framework Plan (General Plan) for 2016

Recommendation: That the Board of Supervisors receive staff report; deliberate on proposed 2016 Annual Report and modify as necessary; and direct staff to forward the 2016 Annual Report to the State Clearing House.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

J. ADMINISTRATIVE ABATEMENT HEARINGS

K. PUBLIC HEARINGS

L. DISCUSSION ITEMS

M. CLOSED SESSION

1. Conference with Legal Counsel - pursuant to Government Code section 54956.9 subd. (d)(2) regarding threatened litigation; Magney v. County of Humboldt, et al.

The Board of Supervisors met in conference with Legal Counsel pursuant to Government Code section 54956.9 subd. (d)(2) regarding threatened litigation; Magney v. County of Humboldt, et al. There was no action to report.

2. 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 negotiator with respect to the various forms of compensation provided to the County's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organizations: 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 & Appointed County Officials, and Management & Confidential Employees.

The Board of Supervisors met in conference with Labor Negotiator pursuant to Government Code section 54957.6 to review the County's position and instruct its designated labor negotiator with respect to the various forms of compensation provided to the County's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organizations: 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 & Appointed County Officials, and Management & Confidential Employees. There was no action to report.

N. ADJOURNMENT

I, ANA HARTWELL, 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.

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



March 21, 2017



MINUTES
TUESDAY, MARCH 21, 2017
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, March 28, 2017 with the vote as shown below.

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

Ana Hartwell
ANA HARTWELL
Deputy Clerk of the Board

Virginia Bass
VIRGINIA BASS
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: March 28, 2017

Date: March 22, 2017
 To: The Honorable Board of Supervisors
 From: Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of March 21, 2017**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of March 21, 2017 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 March 21, 2017 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their March 21, 2017 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 Ana Hartwell, Deputy Clerk of the Board

CAO Approval: *Elijah Hayes*

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 *wilson* Seconded by Supervisor *Fennell*

Ayes *Sundberg, Fennell, Bohn, Wilson*
 Nays _____
 Abstain _____
 Absent *Bass*

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

Dated: *March 28, 2017*
 By: *Tracy Anne Hayes*
 Kathy Hayes, Clerk of the Board