

BOARD OF SUPERVISORS

REX BOHN
First District
MICHELLE BUSHNELL
Second District
MIKE WILSON
Third District
VIRGINIA BASS
Chair - Fourth District
STEVE MADRONE
Vice Chair - Fifth District



COUNTY STAFF

ELISHIA HAYES
County Administrative Officer
SCOTT MILES
Interim 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, August 23, 2022

9:00 AM

Regular Meeting - Hybrid

A. ROLL CALL

Present: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Mike Wilson, Supervisor Virginia Bass, and Supervisor Steve Madrone
Absent: 0

Supervisor Madrone left the meeting at noon.

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

A motion was made by Supervisor Bushnell, seconded by Supervisor Madrone, that the Consent Calendar minus item D14 be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Aviation

1. Purchase of Two (2) Polaris Ranger Crew XP 1000 NorthStar Premium Utility Vehicles

Recommendation: That the Board of Supervisors:

1. Authorize the purchase of two (2) Polaris Ranger Crew XP 1000 NorthStar Premium Utility Vehicles.

A motion was made by Supervisor Bushnell, seconded by Supervisor Madrone, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Clerk of the Board

2. Approval of the Action Summary - Meeting of July 19, 2022

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of July 19, 2022 and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

3. Approval of the Action Summary - Meeting of August 9, 2022

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of Aug. 9, 2022, and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

County Administrative Office

4. Professional Services Agreement with Development Group, Inc. Regarding the Provision of Technological Support Services

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Development Group, Inc. regarding the provision of technological support services, in an amount not to exceed \$109,632.24, for the period of Sept. 1, 2022 through Aug. 31, 2023; and
2. Authorize the Humboldt County Information Technology Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Development Group, Inc., after review and approval by County Counsel, Risk Management and the County Administrative Office - Management and Budget Team; and
3. Direct the Clerk of the Board to return one fully executed original copy of the attached professional services agreement with Development Group, Inc. to the County Administrative Office - Information Technology Division for further processing.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

5. The Samoa Peninsula Enhanced Infrastructure Financing District Fund (SP EIFD Fund)

Recommendation: That the Board of Supervisors:

1. Adopt a resolution establishing the Samoa Peninsula EIFD Fund and authorizing the Auditor-Controller to transfer funds per the approved Infrastructure Financing Plan.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

6. Appointment of Human Resources Director

Recommendation: That the Board of Supervisors:

1. Appoint Zachary O'Hanen to the position of Human Resources Director effective Aug. 21, 2022.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Department of Health and Human Services: Behavioral Health

7. Professional Services Agreement with Willow Glen Care Center, Regarding the Provision of Long-Term Residential Mental Health Treatment Services

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Willow Glen Care Center, regarding the provision of long-term residential mental health treatment services to adults with severe mental illnesses for the period of July 1, 2022, through June 30, 2025; and
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 professional services agreement with Willow Glen Care Center, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return two (2) fully executed original copies of the attached professional services agreement with Willow Glen Care Center, to the Department of Health and Human Services - Contract Unit for further processing.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

8. Participation Agreement with California Mental Health Services Authority Regarding the Humboldt County Department of Health and Human Services - Behavioral Health's Participation in the Behavioral Health Quality Improvement Program

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Department of Health and Human Services Director, or designee thereof, to execute, the attached participation agreement with California Mental Health Services Authority regarding Humboldt County Department of Health and Human Services - Behavioral Health's participation in the Behavioral Health Quality Improvement Program for the period of execution through June 30, 2024; and
2. Authorize the Department of Health and Human Services - Behavioral Health Director, or a designee thereof, to execute any and all subsequent extensions, modifications, and amendments to the attached participation agreement with California Mental Health Services Authority after review and approval by County Counsel, Risk Management, and the County Administrative Office.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Department of Health and Human Services: Social Services

9. Request for Proposals Number DHHS2022-03 Regarding Child Protection Reporting Guide (CPRG) Implementation

Recommendation: That the Board of Supervisors:

1. Approve and authorize the Department of Health and Human Services' Director to advertise and distribute the attached request for proposals regarding implementation of the CPRG on behalf of Child Welfare Services (DHHS - CWS).

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Planning and Building Department

10. Summarily Approve Nuisance Abatement Assessment on Two Properties Located at 743 Montana Road, McKinleyville and 2773 Spears Road, Eureka

Recommendation: That the Board of Supervisors:

1. Summarily approve the proposed Nuisance Abatement Assessment for case CE21-1042 on the property located at 743 Montana Road, McKinleyville, CA (APN 508-211-045) in the amount of \$29,831.55 in accordance with Title III, Division 5, Chapter 2, section 351-21 Summary Approval of Proposed Assessments; and
2. Summarily approve the proposed Nuisance Abatement Assessment for case CE21-0925 on the property located at 2773 Spears Road, Eureka, CA (APN 403-011-024) in the amount of \$15,749.76 in accordance with Title III, Division 5, Chapter 2, section 351-21 Summary Approval of Proposed Assessments.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Public Works

11. Second Options to Extend the Leases with Rynecki and Rynecki, LLC Regarding the Use of Office Space Located at 100 H Street, and the Associated Parking Lot Located at H and Second Streets, Eureka, California

Recommendation: That the Board of Supervisors:

1. Approve the second option to extend the lease with Rynecki and Rynecki, LLC regarding the use of office space located at 100 H Street, Eureka, California through Nov. 30, 2024; and
2. Approve the second option to extend the lease with Rynecki and Rynecki, LLC regarding the use of the fenced parking lot located at H and Second Streets, Eureka, California through Nov. 30, 2024; and
3. Authorize the Department of Public Works - Real Property Division to transmit the attached letter notifying Rynecki and Rynecki, LLC that the County of Humboldt will be exercising the second options to extend the leases regarding the use of office space located at 100 H Street, and the associated parking lot located at H and Second Streets, Eureka, California through Nov. 30, 2024; and
4. Direct the Clerk of the Board to provide the Department of Public Works - Real Property Division with one (1) certified copy of the Board Order regarding this item.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

12. Lease Agreement with the California Department of General Services - Real Estate Services Division Regarding the California Department of Tax and Fee Administration's Continued Use of Room 130 at 825 Fifth Street in Eureka, California

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached lease agreement with the California Department of General Services - Real Estate Services Division regarding the California Department of Tax and Fee Administration's continued use of Room 130 at 825 Fifth Street in Eureka, California for the period of May 1, 2022 through April 30, 2030; and
2. Direct the Clerk of the Board to return three (3) fully executed original copies of the attached lease agreement with the California Department of General Services Real Estate Services Division to the Real Property Division of the Humboldt County Department of Public Works for further processing.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

13. Bid Authorization for the Garberville Veterans Hall Demolition Project, Project No. 162765

Recommendation: That the Board of Supervisors:

1. Receive and approve the plans and specifications for the Garberville Veterans Hall Demolition project; and
2. Authorize the Clerk of the Board to advertise the above-referenced project, pursuant to Section 22037 of the California Public Contract Code, with bids to open on Sept. 13, 2022; and
3. Authorize the Chair of the Board to execute the attached discontinuation of water/sewer service for the Garberville Veterans Hall.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

E. SPECIAL PRESENTATIONS

F. ITEMS PULLED FROM CONSENT

Sheriff

14. Fiscal Year 2021-22 Equitable Sharing Agreements and Certifications (ESAC)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair of the Board of Supervisors and the Sheriff to sign the ESAC for Fiscal Year (FY) 2021-22 for CA0120000 Humboldt County Sheriff's Office and any revisions to the ESAC for FY 2021-22 to account for year-end interest postings or adjustments; and
2. Authorize the Deputy Director of Sheriff's Administration or their designee to submit the ESAC and any revisions to the ESAC electronically to the Department of Justice (DOJ) and Department of Treasury (DOT) on behalf of the Chair of the Board and Sheriff.

A motion was made by Supervisor Bushnell, seconded by Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

G. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

1. Consider Sending Letter of Opposition to AB 1608 (Gipson & Weber) Related to Consolidation of Offices of the Sheriff, Coroner and Public Administrator

Recommendation: That the Board of Supervisors:

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

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

Aye: 3 - Rex Bohn, Michelle Bushnell, and Virginia Bass

Nay: 2 - Mike Wilson, and Steve Madrone

H. DEPARTMENT REPORTS

1. Fiscal Year 2021-22 Grand Jury Responses: Sea Level Rise, Distrust, Disagreements, Dysfunction

Recommendation: That the Board of Supervisors:

1. Review and modify as necessary the proposed Grand Jury responses from the County Administrative Office, Treasurer-Tax Collector's Office, Department of Health and Human Services, and the Department of Public Works. (Attachments 4, 5, 6, 7); and
2. Review and modify as necessary the proposed Grand Jury response from your Board. (Attachment 2); and
3. Approve the documents, as may be modified, as the response; and
4. Direct the Clerk of the Board, within 5 working days, to submit the final response with an accompanying Board Order to the 2021-22 Grand Jury and the Presiding Judge of the Superior Court; and
5. Direct the Clerk of the Board, within 5 working days, to submit a copy of all attached responses to the County Clerk/Recorder, together with a copy of the original report; and
6. Direct the Clerk of the Board, within 5 working days, to submit two copies of all attached responses to the Clerk of the Court, one of which will be forwarded to the State Archivist, together with a copy of the original report.

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Virginia Bass

I. PUBLIC HEARINGS

J. DISCUSSION ITEMS

K. MATTERS SET FOR TIME CERTAIN

Planning and Building Department

1. 9:30 AM - Cost Recovery Hearing on Property Located at 7218 Summit Ridge Drive, Humboldt Hill (APN 306-291-018)

Recommendation: That the Board of Supervisors:

1. Confirm the proposed Nuisance Abatement Assessment on the property located at 7218 Summit Ridge Drive, Humboldt Hill (APN 306-291-018, CE19-0400) in the amount of \$38,778.16 in accordance with Section 351-20 titled Cost Recovery Hearing of Title III, Division 5, Chapter 2 of the Humboldt County Code.
2. Adopt the resolution to confirm the proposed Nuisance Abatement Assessment against Jessica Adams pursuant to Humboldt County Code sections 351-1 et seq.

A motion was made by Supervisor Bushnell, seconded by Wilson, that the item come back on September 20th, 2022 with options and plans to work with the land owner. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Board of Supervisors - Closed Session

2. 10:00 AM - Pursuant to Government Code Sections 54954.5 and 54957 to consider a Public Employee Performance Evaluation for the position of Agricultural Commissioner
There was no reportable action taken.
3. 10:00 AM - Pursuant to Government Code Sections 54954.5 and 54957 to consider a Public Employee Performance Evaluation for the position of Public Defender
There was no reportable action taken.
4. 10:00 AM - 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. Labor negotiators: Tabatha Miller, Paige Plummer, and Jack Hughes. Employee Organizations (represented and unrepresented): 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), Appointed Department Heads, and Management and Confidential employees
There was no reportable action taken.
5. 10:00 AM - Conference with Legal Counsel – Anticipated Litigation: Pursuant to Government Code Section 54956.9 subd. (d)(2) and (e)(3) to discuss exposure to litigation in one potential case: Letter regarding Humboldt County's alleged failure to comply with its duty to consider and protect the public trust uses of the lower Eel River from adverse effects of groundwater extractions during late summer of low water years
There was no reportable action taken.

County Counsel - Closed Session

6. 10:00 AM - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Friends of the Eel River v. County of Humboldt et al., Humboldt County Superior Court Case No. CV180495
The Board voted to authorize outside counsel for the County to sign a Stipulation to Amend Settlement Agreement and Judgment of Dismissal and for Entry Thereof, which extends the term of the settlement agreement and judgment relating to the case of Friends of the Eel River v. County of Humboldt, et al., Case No. CV180495, from December 31, 2023 to December 31, 2027 to allow for continued Court jurisdiction during the period of the grant funding program required thereby, contains dates for the Humboldt County Board of Supervisors to take action on grants issued thereunder and augments certain notice provisions set forth therein to include Friends of the Eel River.
7. 10:00 AM - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Tiffany Hunt Nielsen v. Kelly E. Sanders, Humboldt County Superior Court Case No. CV2201226
The Board voted unanimously to authorize the Office of County Counsel to represent the

Humboldt County Clerk, Recorder and Registrar of Voters in the case of Tiffany Hunt Nielsen v. Kelly E. Sanders, Humboldt County Superior Court Case No. CV2201226.

L. PUBLIC COMMENT ON NON-AGENDA ITEMS - 1:30 PM

M. CLOSED SESSION

N. ADJOURNMENT

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



August 25, 2022