

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, May 10, 2022

9:00 AM

Regular Meeting - Hybrid

A. ROLL CALL

Rollcall

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

Absent: 0

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

Approval of the Consent Agenda

*A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, to approve the
Consent Calendar. The motion carried by the following vote:*

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

Board of Supervisors

1. National Association of Letter Carriers' Food Drive Proclamation (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:
1. Adopt the Proclamation.

A motion was made by Supervisor Wilson, 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

2. Classified School Employee Week Proclamation (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:
1. Adopt the proclamation.

A motion was made by Supervisor Wilson, 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

3. Retirement Resolution for Katherine Ziemer (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Authorize the Chair to sign the resolution.

A motion was made by Supervisor Wilson, 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

4. Resolution declaring Saturday, July 9, 2022, as Big Foot Daze in Willow Creek (Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:
1. Authorize the Chair to sign the resolution and direct the Clerk of the Board to forward a copy of the signed resolution to Linsey Jones, Executive Director of the Willow Creek Chamber of Commerce, 38919 CA-299, Willow Creek, CA 95573

A motion was made by Supervisor Wilson, 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

5. Proclaim May as Mental Health Month in Humboldt County (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:
1. Adopt the Proclamation

A motion was made by Supervisor Wilson, 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

6. Certificates of Recognition for Soroptimist International of Arcata Award Winners (Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:
1. Authorize the Chair to sign the Certificates of Recognition.

A motion was made by Supervisor Wilson, 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

7. Re-Appointments to the Housing Trust Fund and Homeless Solutions Committee (HTFHSC)

Recommendation: That the Board of Supervisors:

1. Receive and file the reappointments

A motion was made by Supervisor Wilson, 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

8. Notice of Vacancy on the Housing Trust Fund and Homelessness Solutions Committee for the Representative with Experience in Developing Affordable Housing Projects

Recommendation: That the Board of Supervisors:

1. Receive and file the report

A motion was made by Supervisor Wilson, 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

9. Approval of the Action Summary - Meeting of April 26, 2022

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of April 26, 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 Wilson, 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

10. Approval of the Action Summary - Meeting of May 3, 2022

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of May 3, 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 Wilson, 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

County Administrative Office

11. American Rescue Plan Act (ARPA) Professional Services Agreement to Administer Childcare Grant

and Loan Program

Recommendation: That the Board of Supervisors:

1. Authorize the Chair of the Board to sign a professional services agreement with the Arcata Economic Development Corporation (AEDC) for \$4,899,166 to provide financial and technical support to the local childcare industry (Attachment 1);
2. Authorize the County Administrative Officer (CAO) to approve budget modifications to AEDC's project proposal through the term of the agreement; and
3. Authorize the CAO, or a designee thereof, to execute any and all subsequent amendments to the professional services agreement with AEDC, after review and approval by County Counsel and Risk Management.

A motion was made by Supervisor Wilson, 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

Department of Health and Human Services: Public Health

12. Ratification of Data Use and Disclosure Agreement (DUDA) and Cross-Jurisdictional Data Sharing Policy/Procedure with the California Department of Public Health (CDPH) for the California Reportable Disease Information Exchange (CalREDIE)

Recommendation: That the Board of Supervisors:

1. Approve, and ratify the Department of Health and Human Services - Humboldt County Health Officer's execution of, the attached data use and disclosure agreement with CDPH regarding access to the CalREDIE system for the period of September 16, 2021 through September 15, 2024;
2. Authorize the Department of Health and Human Services - Humboldt County Health Officer, or a designee thereof, to execute any and all subsequent amendments, and any other documents directly related, to the attached agreements with the California Department of Public Health, 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 certified copy of the Board order pertaining to this item to the Department of Health and Human Services - Contract Unit.

A motion was made by Supervisor Wilson, 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

Department of Health and Human Services: Social Services

13. Professional Services Agreement with Redwood Community Action Agency Regarding the Provision of Temporary Shelter and Long-Term Transitional Housing Placement Services to Eligible Youth Residing 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 temporary shelter and long-term transitional housing placement services to eligible youth residing in Humboldt County in an amount not to exceed \$303,752 for the period of July 1, 2022 through June 30, 2023;
2. Authorize the Department of Health and Human Services - Child Welfare 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.

A motion was made by Supervisor Wilson, 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

First 5

14. Allocation of 1.0 Full-Time Equivalent (FTE) Administrative Analyst I/II for First 5 Humboldt Budget Unit 439

Recommendation: That the Board of Supervisors:

1. Allocate 1.0 FTE Administrative Analyst I/II (Class 0626, Salary Range 415/435) position in budget unit 439, effective immediately upon approval

A motion was made by Supervisor Wilson, 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

Public Works

15. Sublease with Open Door Community Health Centers for use of a Portion of the Premises at 1615 Heartwood Drive, McKinleyville.

Recommendation: That the Board of Supervisors:

1. Approve the Sublease with Open Door Community Health Centers (Open Door) at the McKinleyville Center, 1615 Heartwood Drive, McKinleyville; and,
2. Authorize the Chair of the Board of Supervisors to initial handwritten change on first page and execute the Sublease agreement.

A motion was made by Supervisor Wilson, 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

16. Approval of Results for Request for Qualifications No. DPW2022-001 Regarding the Provision of On-Call Engineering and Project Management Services

Recommendation: That the Board of Supervisors:

1. Approve the attached List of Qualified Consultants for the provision of on-call engineering and project management services for the period May 1, 2022, to April 30, 2027.

A motion was made by Supervisor Wilson, 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

17. Storm Damage Repair to Briceland Thorne Road (C5A010) Post Mile 3.76

Recommendation: That the Board of Supervisors:

1. Approve the attached plans and specifications for the Briceland Thorne Road (C5A010) Post Mile 3.76 Storm Damage Repair Project; and
2. 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 Tuesday, June 14, 2022, at 2:00 p.m.

A motion was made by Supervisor Wilson, 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

18. Federal Apportionment Exchange and State Match Program for Regional Surface Transportation Program Funds for Fiscal Year (FY) 2021-22

Recommendation: That the Board of Supervisors:

1. Approve the Agreement No. X22-5904(189) with the California Department of Transportation (Caltrans) regarding the assignment of federal apportionments made available to the County of Humboldt for allocation to transportation projects in exchange for nonfederal State Highway Account funds; and
2. Authorize the Public Works Director to sign Agreement No. X22-5904(189) with Caltrans.

A motion was made by Supervisor Wilson, 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

19. Authorization to Negotiate Terms for the Purchase of Real Property located at 3007 and 3015 I Street, Eureka, California to Accommodate the Construction of a New Public Health Laboratory

Recommendation: That the Board of Supervisors:

1. Approve and authorize Public Works Director, and designees thereof, to negotiate terms for the purchase of real property located at 3007 and 3015 I Street in Eureka, California with PWM, Inc., and any duly authorized agents thereof, to accommodate the construction of a new public health laboratory.

A motion was made by Supervisor Wilson, 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

Treasurer/Tax Collector

20. Ratification of the contract between Humboldt County and Municipal Services Bureau (MSB)

Recommendation: That the Board of Supervisors:

1. Ratify the contract dated Dec. 20, 2021, between Humboldt County and Municipal Services Bureau (MSB)

A motion was made by Supervisor Wilson, 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

E. SPECIAL PRESENTATIONS**Board of Supervisors**

1. Consider Sending a Letter to the California Fish and Game Commission Regarding Low Flow Closures on the Eel River (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:

1. Consider sending the California Fish and Game Commission the attached letter.

A motion was made by Supervisor Wilson, seconded by Supervisor Bohn, to authorize the Humboldt County Fish and Game Advisory Council to send an independent letter to the California Fish and Game Commission. The motion carried by the following vote:

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

H. DEPARTMENT REPORTS**I. PUBLIC HEARINGS****Board of Supervisors**

1. National Fentanyl Awareness Day Proclamation and Presentation by Sheriff William Honsal (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation and hear the presentation.

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Virginia Bass, and Steve Madrone

F. ITEMS PULLED FROM CONSENT**G. MATTERS INITIATED BY BOARD MEMBERS****Planning and Building Department**

1. Eubanks Farms LLC appeal of the Planning Commission's Conditional Approval of a Conditional Use Permit and a Special Permit for an Existing 15,600 Square Foot Outdoor Cannabis Cultivation Operation..

Recommendation: That the Board of Supervisors:

1. The appeal has been withdrawn. There is no action to take.

This Zoning Item was approved.

2. Public Hearing - Continued hearing from April 5, 2022 -- Dany Avi-David Appeal of Planning Division Denial of a Proposed Lot Line Adjustment

Recommendation: That the Board of Supervisors:

1. Continue the Public Hearing to a Date Uncertain.

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: 1 - Steve Madrone

J. DISCUSSION ITEMS

K. MATTERS SET FOR TIME CERTAIN

County Counsel

1. 9:00 AM - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case People of the State of California, et al. v. Karen Paz Dominguez, et al., Humboldt County Superior Court Case No. CV2200584

The Board of Supervisors met in conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case People of the State of California, et al. v. Karen Paz Dominguez, et al., Humboldt County Superior Court Case No. CV2200584

The Board voted unanimously to authorize the Risk Manager to enter into a contract with the law firm of Colantuono, Highsmith, Whatley, PC to defend the County in the action. The Board voted unanimously not to provide the Auditor-Controller with a defense in the action. The Board voted unanimously to authorize Colantuono, Highsmith, Whatley, PC to initiate a cross-complaint against the Auditor-Controller.

2. 9:00 AM - Conference with Legal Counsel – Anticipated Litigation: Initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case).

The Board of Supervisors met in conference with Legal Counsel – Anticipated Litigation: Initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case).

The Board voted unanimously to authorize the Risk Manager to enter into a contract with the law firm of Colantuono, Highsmith, Whatley, PC to defend the County in the action. The Board voted unanimously not to provide the Auditor-Controller with a defense in the action. The Board voted unanimously to authorize Colantuono, Highsmith, Whatley, PC to initiate a cross-complaint against the Auditor-Controller.

L. PUBLIC COMMENT ON NON-AGENDA ITEMS - 1:30 PM**M. CLOSED SESSION**

1. Conference with Legal Counsel – Anticipated Litigation pursuant to Government Code Section 54956.9(d)(2) and (e)(3) regarding exposure to litigation in two potential cases: claims for property tax refund from Pacific Bell and AT&T Mobility LLC

The Board of Supervisors met in conference with Legal Counsel – Anticipated Litigation pursuant to Government Code Section 54956.9(d)(2) and (e)(3) regarding exposure to litigation in two potential cases: claims for property tax refund from Pacific Bell and AT&T Mobility LLC. The Board voted unanimously to direct the Risk Manager to deny the claims for refund of property taxes levied for the 2017-2018 tax year.

2. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Shawn L. Perrot v. County of Humboldt, et al., Humboldt County Superior Court Case No. CV2200313

The Board of Supervisors met in Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Shawn L. Perrot v. County of Humboldt, et al., Humboldt County Superior Court Case No. CV2200313. There was no reportable action.

3. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Teresa Miranda, et al. v. April Showers, et al., Humboldt County Superior Court Case No. CV2200137

The Board of Supervisors met in Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Teresa Miranda, et al. v. April Showers, et al., Humboldt County Superior Court Case No. CV2200137. There was no reportable action.

N. ADJOURNMENT

I, NIKKI TURNER, 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.

NIKKI TURNER

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



05/10/2022