

BOARD OF SUPERVISORS

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



COUNTY STAFF

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Interim County Administrative
Officer
JEFFERSON BILLINGSLEY
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 17, 2021

9:00 AM

Regular Meeting - Virtual

A. ROLL CALL

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

Agricultural Commissioner

1. Cooperative Agreement No. 21-0336-000-SA, Nursery Inspection Program Contract in the Amount of \$2,063.00

Recommendation: That the Board of Supervisors:

1. Approve Standard Agreement No. 21-0336-000-SA, known as the Nursery Inspection and Enforcement Program contract with the California Department of Food and Agriculture in the amount of \$2,063.00;
2. Authorize the Chair to sign the original agreement, and direct the Clerk of the Board to return all signed copies to the Agricultural Commissioner's office for further processing;
3. Grant a waiver from the provisions of the Nuclear Free Ordinance.

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

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

Aviation

2. Reorganization of the Department of Aviation and Advanced Salary Step for Timothy Hoffman, Airport Service Worker I (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the deallocation of a vacant 1.0 full-time equivalent (FTE) Fiscal Assistant I/II position (class 0177, salary range 308/331) in budget unit 3530-381 to be effective the pay period following Board approval;
2. Approve the allocation of 1.0 FTE Administrative Analyst I/II position (class 0605, salary range 427/458) in budget unit 3530-381 to be effective the pay period following Board approval;
3. Approve the deallocation of a vacant 1.0 FTE Building Maintenance Custodian position (class 0268, salary range 315) in budget unit 3530-381 to be effective the pay period following Board approval;
4. Approve the allocation of 1.0 FTE Senior Building Maintenance Custodian position (class 0263, salary range 331) in budget unit 3530-381 to be effective the pay period following Board approval; and
5. Approve the advanced step for Timothy Hoffman, Airport Service Worker (ASW) I-Step A to an ASW II-Step E.

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

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

Board of Supervisors

3. Continuation of Local Emergency Due to Drought (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:

1. Declare that a local emergency remains in effect, per Resolution 21-77 until September 14, 2021, enabling the County of Humboldt and other local government entities to adequately plan, prepare and implement policy to be able to effectively respond to the threat posed by the drought.

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

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

4. Appoint Tiffany Smith to Project Trellis Committee Representing the Second District (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

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

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

Clerk of the Board

5. Letters of Appreciation to Richard Marks and Thomas Mulder for Their Service on the Project Trellis Committee.

Recommendation: That the Board of Supervisors:

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

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

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

6. Approval of the Action Summary - Meeting of August 6, 2021

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of August 6, 2021 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 Bushnell, seconded by Supervisor Wilson, that the recommendations be approved. The motion carried by the following vote:

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

7. Approval of the Action Summary - Meeting of August 10, 2021

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of August 10, 2021 and authorize the Clerk of the Board and the Board Chair to sign the Minute Book in accordance with California Government Code 25103.

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

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

County Counsel

8. Resolution of the Humboldt County Board of Supervisors Amending Resolution No. 20-85 Adopting a Conflict of Interest Code for the County of Humboldt

Recommendation: That the Board of Supervisors:

1. Adopt the Resolution Amending Resolution No. 20-85 of the current Conflict of Interest Code for the County of Humboldt.

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

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

Department of Health and Human Services: Social Services

9. Professional Services Agreement with Alcohol Drug Care Services, Inc.

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Alcohol Drug Care Services, Inc. regarding the provision of residential substance use disorder treatment counseling and detoxification services in an amount not to exceed One Hundred Twenty Thousand Dollars (\$120,000) for the period of July 1, 2021, 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 Alcohol Drug Care Services, Inc. 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) fully executed original copy of the attached professional services agreement with Alcohol Drug Care Services, Inc. to the Department of Health and Human Services - Contract Unit for further processing.

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

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

Planning and Building Department

10. Professional Service Agreement with Affordable Housing Homeless Alternatives

Recommendation: That the Board of Supervisors:

1. Receive the staff report; and
2. Authorize the County of Humboldt Board of Supervisors Chair to sign the professional service agreement with Affordable Housing Homeless Alternatives (AHHA), in the amount of \$97,264.17.

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

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

11. Allocate One Code Enforcement Investigator Position and Deallocate One Code Compliance Officer Position in Budget Unit 1100269

Recommendation: That the Board of Supervisors:

1. Approve the request to allocate one (1) Code Enforcement Investigator and deallocate one (1) Code Compliance Officer in budget unit 1100269.

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

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

12. Summarily approve Nuisance Abatement Assessment on Property Located at 46280 State Hwy 36, Dinsmore

Recommendation: That the Board of Supervisors:

1. Summarily approve the proposed Nuisance Abatement Assessment on the property located at 46280 State Hwy 36, Dinsmore, CA (APN 208-341-024), which is in violation of Humboldt County Codes in the amount of \$332,125.75 in accordance with Title III, Division 5, Chapter 2, section 351-21 Summary Approval of Proposed Assessments.

This item was pulled from the consent calendar. No action was taken.

13. Summarily Approve Nuisance Abatement Assessment on Property Located at 6147 Walnut Drive, Eureka

Recommendation: That the Board of Supervisors:

1. Summarily approve the proposed Nuisance Abatement Assessment on the property located at 6147 Walnut Drive, Eureka, CA (APN 303-063-029), which is in violation of various Humboldt County Codes in the amount of \$84,054.83 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 Supervisor Wilson, that the recommendations be approved. The motion carried by the following vote:

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

Probation

14. Professional Services Agreement between Arcata House Partnership and County of Humboldt for Residential Community Re-Entry Services

Recommendation: That the Board of Supervisors:

1. Approve a professional services agreement with Arcata House Partnership (AHP) for Residential Community Re-Entry Services (Attachment 1); and
2. Authorize Chief Probation Officer, Shaun Brenneman, to execute the above referenced agreement with AHP as well as any amendments or extensions necessary.

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

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

Public Works

15. Bid Award Authorization for the Humboldt County Bridge Preventive Maintenance Project

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals submitted for the Humboldt County Bridge Preventive Maintenance Project;
2. Award the attached project agreement to Mercer-Fraser Company for the total amount of One Million Five Thousand Fifty-One Dollars (\$1,005,051);
3. Authorize the Chair of the Board to execute the project agreement upon submittal of the appropriate bonds and insurance; and
4. Authorize the Public Works Director to execute contract change orders up to the amount of Eighty-Five Thousand One Hundred Twenty-Four Dollars (\$85,124).

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

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

16. Completed Contract for Storm Damage Repair to East Branch Road (6B175) Post Mile 0.36, Oakcrest Drive (6B185) Post Mile 0.10, and Mosswood Lane (6B178) Post Mile 0.15

Recommendation: That the Board of Supervisors:

1. Accept the completed contract, including all change orders approved by the Public Works Department, between Mercer-Fraser Company and Humboldt County for construction of the East Branch Road (6B175) Post Mile 0.36, Oakcrest Drive (6B185) Post Mile 0.10 and Mosswood Lane (6B178) Post Mile 0.15 Storm Damage Repair Project; and
2. Approve the final claims for payment, to be submitted by the Public Works Department to the Auditor-Controller, in the amounts of Nine Hundred Eighty-Five Dollars (\$985) for East Branch Road (6B175) Post Mile 0.36, Nine Hundred Eighty-Five Dollars (\$985) for Oakcrest Drive (6B185) Post Mile 0.10, and Four Hundred Ninety-Two Dollars and Fifty Cents (\$492.50) for Mosswood Lane (6B178) Post Mile 0.15, which will bring the total amounts paid to 100% of the contracts.

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

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

17. Bid Award Authorization for Storm Damage Repair to Alderpoint Road (F6B165) Post Miles 40.21-40.70

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals submitted for the Alderpoint Road (F6B165) Post Miles 40.21-40.70 Storm Damage Repair Project;
2. Award the attached project agreement to Wahlund Construction, Inc. for the total amount of One Million Four Hundred Seventeen Thousand Five Hundred Thirteen Dollars and Ninety Cents (\$1,417,513.90);
3. Authorize the Chair of the Board to execute the attached project agreement upon submittal of the appropriate bonds and insurance; and
4. Authorize the Public Works Director to execute contract change orders up to the amount of Eighty-Three Thousand Three Hundred Seventy-Five Dollars (\$83,375).

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

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

18. Joint Funding Agreement with United States Department of the Interior - United States Geological Survey Regarding the Provision of Technical Assistance Related to the Development of the Eel River Valley Groundwater Sustainability Plan

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Public Works Director, or a designee thereof, to execute, the attached joint funding agreement with the United States Department of the Interior - United States Geological Survey regarding the provision of technical assistance related to the development of the Eel River Valley Groundwater Sustainability Plan for the period of Jan. 2, 2021, through Jan. 31, 2022;
2. Authorize the Public Works Director, or a designee thereof, to execute any and all subsequent amendments to the attached joint funding agreement with the United States Department of the Interior - United States Geological Survey, after review and approval by County Counsel, Risk Management, and the County Administrative Office; and
3. Direct the Clerk of the Board to provide the Department of Public Works - Environmental Services with one (1) certified copy of the Board Order regarding the attached joint funding agreement with the United States Department of the Interior - United States Geological Survey.

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

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

Sheriff

19. Zonehaven SaaS Software Agreement

Recommendation: That the Board of Supervisors:

1. Approve and authorize the Sheriff to sign the Zonehaven SaaS Software Agreement (attachment 1) between the County of Humboldt and Genasys Incorporated.
2. Authorize the Chair of the Board or Sheriff to sign any amendments or extensions to the Agreement.

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

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

20. Supplemental Budget for State of California Asset Forfeiture Funds to be used for Gang and Drug Prevention Programs ("Program") (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the Supplemental Budget for State of California Asset Forfeiture Funds to be used for gang and drug prevention programs ("Program") for fund and budget unit number to be determined (Attachment 1) and authorize the Auditor Controller to make any technical corrections necessary to effectuate the Board's direction (4/5 vote required).

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

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

21. Donation of a Truck from the Center to Combat Human Trafficking to the Humboldt County Sheriff's

Office (HCSO) and Donation of the Truck to Motor Pool

Recommendation: That the Board of Supervisors:

1. Accept the donation of a Ford F250 4x4 Crew Cab Pickup Truck ("truck") and the donation of aftermarket parts to outfit the truck for law enforcement use from the Center to Combat Human Trafficking; and
2. Approve donating the truck to county Motor Pool for capitalization, maintenance, and insurance.

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

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

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

F. SPECIAL PRESENTATIONS

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

1. Letter to California Citizens Redistricting Commission Related to Humboldt County and Redistricting (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:

1. Send a letter to the California Citizens Redistricting Commission asking that Humboldt, Trinity, Del Norte and Mendocino Counties ties be preserved through the redistricting process.

A motion was made by Supervisor Madrone, seconded by Supervisor Bohn, that the letter be approved as amended by adding the line stating "Humboldt County looks forward to discussing this further with the neighboring counties." The motion carried by the following vote:

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

I. DEPARTMENT REPORTS

J. PUBLIC HEARINGS

County Administrative Office

1. Public Hearing under the Tax and Equity Fiscal Responsibility Act (TEFRA) for Conduit Financing for the Open Door Community Health Centers Project

Recommendation: That the Board of Supervisors:

1. Open the public hearing;
2. Receive a staff report;
3. Receive comments from the public;
4. Close the public hearing;
5. Adopt the attached resolution approving the issuance of bonds by the California Municipal Finance Authority (CMFA) for the benefit of Open Door Community Health Centers (Open Door), to provide for the financing of the project, and authorizing the Chair of the Board to execute the Joint Exercise of Powers Agreement relating to CMFA.

Supervisor Wilson abstained from this item.

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

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

Planning and Building Department

2. Implementation of a Water Quality Improvement Grant Program with Funds from the Commercial Cannabis Land Use Ordinance (CCLUO) Mitigation and Remediation Fund (Case # PLN-2021-17061)

Recommendation: That the Board of Supervisors:

1. Receive and consider the staff report, open the public hearing, and accept public comment;
2. Close the public hearing;
3. Deliberate on the proposed Mitigation and Remediation Grant Program Guidelines;
4. Approve the Mitigation and Remediation Grant Program Guidelines by adopting Resolution No. _____ [Attachment 1] making findings the Guidelines are exempt from environmental review pursuant to CEQA;
5. Authorize the Auditor-Controller to set up a new fund titled "CCLUO Mitigation and Remediation Fund" with fund number _____;
6. Authorize the Auditor-Controller to transfer One Million Dollars (\$1,000,000) from General Fund Contingencies into the CCLUO Mitigation and Remediation Fund;
7. Direct Planning staff to administer the Mitigation and Remediation Grant Program following the approved Guidelines;
8. Authorize the Auditor-Controller to transfer Five Hundred Thousand Dollars (\$500,000) from General Fund Contingencies into the Department of Public Works Roads Fund (budget unit 1200888).
9. Direct the Department of Public Works to oversee expenditure of the funding for high-priority projects that reduce sediment delivery in the Redwood Creek and Sprowel Creek watersheds in Southern Humboldt as identified in Attachment 3 in 2022, or as soon thereafter as practicable;
10. Direct Planning staff in consultation with the Department of Public Works to provide reports to the Board of Supervisors by the end of the calendar year in 2022 and continuing through 2026 assessing the effectiveness of the program in improving water quality in the targeted watersheds and (if needed) recommending modifications to the Guidelines to enhance the program's effectiveness in improving water quality in the targeted watersheds; and
11. Consider the request from staff in the California Department of Fish and Wildlife (CDFW) and the Regional Water Quality Control Board (RWQCB) for the use of \$16,000 in Grant funds for an assessment of Sprowel Creek Road by Pacific Watersheds (Attachment 4).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, that the recommendations be approved as amended by omitting Recommendation No. 10. The motion carried by the following vote:

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

Sheriff

3. Public Hearing to Provide the Annual Submission of Data Pertaining to Immigration and Customs Enforcement (ICE) Access as Outlined in Government Code 7283.1 (d) (Information Only) and Semi-Annual Measure K Submission of Data

Recommendation: That the Board of Supervisors:

1. Find the notice of the public hearing was provided as required by law;
2. Hold the public hearing;
3. Receive the Sheriff's Office 2020 data of ICE Access as outlined in Government Code 7283.1 (d) and Measure K semi-annual data; and
4. Receive public comment

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

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

K. DISCUSSION ITEMS

L. MATTERS SET FOR TIME CERTAIN

M. 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 5495.

The Board of Supervisors met in closed session to consider the appointment for the position of Public Defender pursuant to Government Code sections 54954.5 and 5495. The Board voted unanimously to appoint Luke Brownfield to the position of Public Defender.

N. ADJOURNMENT

I, TRACY DAMICO, 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.

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

August 17, 2021



MINUTES
TUESDAY, AUGUST 17, 2021

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, August 24, 2021 with the vote as shown below.

AYES: Supervisors: Bushnell, Bohn, Madrone, Bass, Wilson

NAYS: Supervisors: --

ABSENT: Supervisors: --

ABSTAIN: Supervisors: --

TRACY DAMICO
Deputy Clerk of the Board

VIRGINIA BASS
Chair of the Board