

BOARD OF SUPERVISORS

REX BOHN
Vice-Chair - First District
ESTELLE FENNEL
Second District
MIKE WILSON
Third District
VIRGINIA BASS
Fourth District
RYAN SUNDBERG
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, November 6, 2018

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Agricultural Commissioner

1. Renewal of Memorandum of Understanding with Trinity County Department of Agriculture to Provide Regulatory Weights & Measures Inspection Services

Recommendation: That the Board of Supervisors approve renewal of the memoranda of understanding (MOU) between the Humboldt County Department of Agriculture and the Trinity County Department of Agriculture to provide weights and measures inspection services; authorize the Chair to sign one original and one copy of the MOU; and return both copies of the MOU along with a Board order authorizing execution to the Agricultural Commissioner's Office for final processing and mailing to Trinity County.

A motion was made by Supervisor Bass, 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

Assessor

2. Agreement with California Assessors' Association and Harold W. Bertholf, Inc., for Petroleum and Geothermal Property Sales Study

Recommendation: That the Board of Supervisors approves the Agreement for Petroleum and Geothermal Property Sales Study and authorizes the Assessor to sign said agreement.

A motion was made by Supervisor Bass, 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

Board of Supervisors

3. Proclamation for National Hunger and Homelessness Awareness Week 2018 (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors adopt the Proclamation.

A motion was made by Supervisor Bass, 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

4. Certificate of Recognition for Eureka Host Lions Club for their 90th Anniversary (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors ratify the certificate of recognition.

A motion was made by Supervisor Bass, 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

Clerk of the Board

5. Approval of the Action Summary - Meeting of October 23, 2018

Recommendation: That the Board of Supervisors approve the Action Summary for the meeting of October 23, 2018 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 Bass, 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

6. Vacancies on the Humboldt County Resource Conservation District

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

A motion was made by Supervisor Bass, 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

7. Letters of Appreciation for George Wheeler and Vernon Price for their Service on the Housing Trust Fund and Homelessness Solutions Committee

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

A motion was made by Supervisor Bass, 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

8. Letter of Appreciation for Hugo Klopper for his service on the Humboldt County Resource Conservation District Board

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

A motion was made by Supervisor Bass, 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

County Administrative Office

9. Accessibility Upgrades at Clam Beach County Park located at Clam Beach Drive, McKinleyville and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors receive and approve the plans and specifications for the Clam Beach Park Americans with Disabilities Act (ADA) Project; 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 be opened on January 8, 2019; and adopt the supplemental budget depicted below for the ADA Compliance budget unit (4/5 Vote Required).

Revenue 3552-152-708250	Proceeds from Finance Plan	\$328,858
Expenditure 3552-152-8828	Clam Beach Improvements	\$328,858

A motion was made by Supervisor Bass, 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

13. Ratification of Agreement between the Humboldt Area Foundation and the Human Rights Commission for Administration of the Humboldt County Human Rights Human Trafficking Fund
Recommendation: That the Board of Supervisors ratify the agreement letter dated August 20, 2018 between the Humboldt Area Foundation and the Human Rights Commission for administration of the Humboldt County Human Rights Human Trafficking Fund (Human Trafficking Fund).
 A motion was made by Supervisor Bass, 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

12. Professional Service Agreement with SZS Engineering Access, Inc.
Recommendation: That the Board of Supervisors approve the professional service agreement with SZS Engineering Access, Inc.(SZS); and authorize the Purchasing Agent to execute the proposed agreement with SZS and any future amendments thereto after review by County Counsel and Risk Management.
 A motion was made by Supervisor Bass, 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

11. Supplemental Budget for Headwaters for Fiscal Year 2018-19 (4/5 Vote Required)
Recommendation: That the Board of Supervisors approve the attached supplemental budget (Attachment 1) for Headwaters in Fund 1120, Budget Unit 286, to fund a Competitive Grant Funding round in the amount of \$130,000 for Fiscal Year 2018-19 and to add \$11,155 for Mini-Grant Funding for grants approved in Fiscal Years 2016-17 and 2017-18 that have not yet been funded.
 A motion was made by Supervisor Bass, 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

10. Professional Services Agreement between the County of Humboldt and CDX Wireless, Inc. for Administration of Request for Proposals (RFP) Regarding Radio Replacement Project
Recommendation: That the Board of Supervisors approve the attached professional services agreement with CDX Wireless, Inc. to provide consulting services pertaining to the administration of the Request for Proposals ("RFP") process and contract negotiations related to the Humboldt County Radio System Replacement Project for the period of July 1, 2018 through June 30, 2019; authorize the Chair of the Board to execute the proposed agreement with CDX Wireless, Inc.; and direct the Clerk of the Board to return two (2) fully executed originals to the County Administrative Office.
 A motion was made by Supervisor Bass, 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

Department of Health and Human Services: Mental Health

14. Professional Services Agreement with Restpadd Health Corporation Regarding the Provision of Adult and Youth Psychiatric Inpatient Services to Eligible Medi-Cal Beneficiaries Residing in Humboldt County

Recommendation: That the Board of Supervisors approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Restpadd Health Corporation regarding the provision of adult and youth psychiatric inpatient services to eligible Medi-Cal beneficiaries residing in Humboldt County for the period of April 27, 2018 through June 30, 2019; and direct the Clerk of the Board to return two (2) fully executed original copies of the attached professional services agreement to the Department of Health and Human Services - Contract Unit for further processing.

A motion was made by Supervisor Bass, 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

Department of Health and Human Services: Social Services

15. Memorandum of Understanding Between the California Department of Health Care Services, Humboldt County Special Investigations Unit, and Humboldt County In-Home Supportive Services Program

Recommendation: That the Board of Supervisors approve the attached Memorandum of Understanding (MOU) between the California Department of Health Care Services (DHCS), Humboldt County Special Investigations Unit (SIU) and Humboldt County In-Home Supportive Services program (IHSS) for the term upon execution until a request to cancel the MOU is made, in writing, by any party; authorize the Department of Health and Human Services (DHHS) Director to sign the MOU; and direct the Clerk of the Board to send the DHHS-Contract Unit two (2) certified copies of this Board Order for further processing.

A motion was made by Supervisor Bass, 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

Human Resources**16. Revised Class Description and Title for Assistant Director of Library Services to Assistant Library Director**

Recommendation: That the Board of Supervisors adopt the revised class description and title for the class of Assistant Director of Library Services to Assistant Library Director (class 0655, salary range 493, unit 08) into the classification plan effective immediately; and adopt Resolution No. _____ (attached) approving the Amendment to the Compensation Plans for Management and Confidential Employees July 1, 2017 - June 30, 2020 to include the revised job classification of Assistant Library Director (class 0655, salary range 493, unit 08), effective immediately upon Board approval.

A motion was made by Supervisor Bass, 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

17. Transition of Payroll Functions from the Auditor-Controller Department to the Human Resources Department and Budget Adjustments (4/5 Vote Required)

Recommendation: That the Board of Supervisors transfer the human resources functions of the Payroll Division to the Human Resources Department; transfer the positions of 1.0 full-time equivalent (FTE) Assistant County Payroll Services Manager (class 0104, salary range 441), 1.0 FTE County Payroll Services Manager (class 0107, salary range 471), and 2.0 FTE Auditor-Controller Payroll Specialist I/II (class 0223, salary range 369/384) from budget unit 111 Auditor Controller to budget unit 130 Human Resources effective immediately; deallocate the position of 0.5 FTE Auditor-Controller Payroll Specialist I/II (class 0223, salary range 369/384) in budget unit 300 Auditor Measure Z; authorize the Human Resources Department to work with the Auditor-Controller's Office to immediately begin the layoff process for the 0.5 FTE Auditor-Controller Payroll Specialist I/II; allocate 1.0 FTE Senior Fiscal Assistant (class 0123, salary range 369) to budget unit 111 Auditor-Controller; approve a supplemental budget in the amount of \$39,636 as shown in Attachment 2 for fiscal year 2018-19 (4/5 vote required); direct the Auditor-Controller to transfer \$39,636 in fiscal year 2018-19 from the Tax Loss Reserve Fund (1310) to the General Fund, and approve an on-going transfer for the expense associated to the allocated Senior Fiscal Assistant position on an annual basis; and approve the budget adjustment as shown in Attachment 1 moving funding of \$243,396 from budget unit 111 Auditor-Controller to 130 Personnel for the transferred positions.

A motion was made by Supervisor Bass, 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

Libraries**18. Supplemental Budget Request to Install Library Fences/Gates (4/5 Vote Required)**

Recommendation: That the Board of Supervisors adopt a Supplemental Budget in Fund 1500 Budget Unit 621, County Library for fiscal year 2018-19; and authorize the Auditor-Controller to supplement the budget as shown in Attachment 1. (4/5 Vote Required)

A motion was made by Supervisor Bass, 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

19. Adjust Humboldt County Library Hours of Operation for November 21, 2018 at All Branch Locations (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the changes in hours of operation due to the holidays for Humboldt County Library (HCL), as specified in Attachment 1, to accommodate for early closure of the County Library on November 21, 2018. (4/5 Vote Required)

A motion was made by Supervisor Bass, 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

Public Works**20. Notice of Intent Quitclaim Real Property from County of Humboldt to City of Fortuna (APN 201-021-003 and Remainder Identified on Assessor's Map Book 040, Page 341 As "Hum Co. for Street") (4/5 Vote Required)**

Recommendation: That the Board of Supervisors find that the property known as Assessor's Parcel Number (APN) 201-021-003 with its remainder identified on Assessor's Map Book 040, Page 341 as "HUM. CO. FOR STREET" is not required for county use; and direct the Clerk of the Board via Public Works Land Use Division to publish in the Times Standard Newspaper on November 7, 2018, a notice of the County of Humboldt's intent (Attachment 1) to convey property pursuant to Government Code sections 25365 (4/5 Vote Required) and 6061.

A motion was made by Supervisor Bass, 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

21. Resolution to Quitclaim Real Property (APN 508-401-066) from the County of Humboldt to the McKinleyville Community Services District (4/5 Vote Required)

Recommendation: That the Board of Supervisors find that county owned property known as Assessor's Parcel Number (APN) 508-401-066 is not required for county use; adopt and authorize the Chair to execute the attached Resolution for Transfer of Property to McKinleyville Community Services District (MCSD) (Attachment 2); approve and authorize the Chair to execute the attached Quitclaim Deed (Attachment 3); approve and authorize the Chair to execute the attached Transfer Agreement (Attachment 4); direct the Clerk of the Board to return the original executed Quitclaim Deed, Resolution for Property Transfer, and Transfer Agreements to the Department of Public Works, Land Use Division staff for further processing, retaining copy of the same with meeting records; and authorize the Director of Public Works to execute the Escrow Instructions, disclosure statements, and any other documents needed to complete the property transfer. (Attachment 4) (4/5 Vote Required)

A motion was made by Supervisor Bass, 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

22. Approval of Sydni Court Subdivision, APN 019-131-018, Eureka Area

Recommendation: That the Board of Supervisors accept and approve the subdivision map for filing with the County Recorder, accept the dedications to the County of Humboldt of Sydni Court for public utility purposes; accept Public Utility Easement (PUE) for Parcels A, D, E, H, I, J, K, L, M, and N for public use; and reject Sydni Court for public road purposes and Parcel A for public sidewalk purposes; direct the Clerk of the Board to sign the subdivision map on behalf of the Board of Supervisors; authorize the Chair to execute the Conveyance and Agreement; and direct the Clerk of the Board to transmit the subdivision map and the Conveyance and Agreement to the County Recorder.

A motion was made by Supervisor Bass, 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

23. Lease for Development of Health and Human Services (DHHS) for One Stop Access to Program Services in McKinleyville

Recommendation: That the Board of Supervisors approve and authorize the chair to execute the lease with KHM Humboldt Properties, LLC; authorize the Director of Public Works to sign and record a Nondisturbance and Attornment Agreement in the form of Exhibit I and, subject to County Counsel approval, to execute any related documents that may be necessary for subordination of the lease in accordance with Article 14 of the Lease; and direct the Clerk of the Board to return one (1) executed original of the lease to Real Property.

A motion was made by Supervisor Bass, 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

24. Pedestrian Countdown Signal Project; Federal Project Number HSIPL-5904(160); Contract Number 217102

Recommendation: That the Board of Supervisors ratify the Director of Public Works to sign Contract Change Order Number 1 for the total amount of \$53,757.00; and approve the attached appropriation transfer to provide funding.

A motion was made by Supervisor Bass, 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

D. PUBLIC COMMENT ON NON-AGENDA ITEMS

E. SPECIAL PRESENTATIONS

F. MATTERS SET FOR TIME CERTAIN

Public Works

1. 9:05 a.m. - Tree Risk Assessment for Humboldt Bay Trail South Project

Recommendation: That the Board of Supervisors receives a report regarding a tree risk assessment performed for the Humboldt Bay Trail South Project; and provides direction whether to obtain a second assessment.

A motion was made by Supervisor Wilson, seconded by Supervisor Bass, to receive the report and instruct staff to move forward with the project. The motion carried by the following vote:

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

Board of Supervisors

2. 1:30 p.m. - Pursuant to Government Code section 54957.6, it is the intention of the Board of Supervisors to meet in closed session with its labor negotiator Jack Hughes to discuss Department Head compensation.

The Board of Supervisors met in closed session with its labor negotiator Jack Hughes to discuss Department Head compensation. There was no action to report.

3. 1:30 p.m. - It is the intention of the Board of Supervisors to meet in closed session to discuss threatened litigation pursuant to Government Code Section 54956.9(d)(2), (e)(2); related to overtime pay and the impact of Flores v. City of San Gabriel.

The Board of Supervisors met in closed session to discuss threatened litigation pursuant to Government Code Section 54956.9(d)(2), (e)(2); related to overtime pay and the impact of Flores v. City of San Gabriel. There was no action to report.

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

1. California Clerk of the Board of Supervisors Week Proclamation (Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors adopt the Proclamation and direct the Clerk of the Board to forward an electronic copy to the California Clerk of the Board of Supervisors Association.

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

I. DEPARTMENT REPORTS

Clerk of the Board

1. Appointment of 2019 Delegate and Alternate to Rural County Representatives of California (RCRC) Board of Directors and Golden State Finance Authority (GSFA)

Recommendation: That the Board of Supervisors appoint a Delegate and Alternate to the RCRC Board of Directors and Golden State Finance Authority for calendar year 2019, and direct the Clerk of the Board to notify RCRC staff member Maggie Chui, 1215 K Street, Suite #1650, Sacramento, CA 955814 of the appointment.

A motion was made by Supervisor Wilson, seconded by Supervisor Bass, to appoint Supervisor Rex Bohn as the Delegate and Supervisor Estelle Fennell as the Alternate. The motion carried by the following vote:

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

County Administrative Office**2. Board Meetings - Calendar Year 2019**

Recommendation: That the Board of Supervisors cancel Board meetings on the following dates in Calendar Year 2019 and direct the Clerk of the Board to notify all county departments of these cancelled meetings:

Tuesday, January 1, 2019 (County holiday)
Tuesday, January 29, 2019 (5th Tuesday)
Tuesday, February 12, 2019 (County holiday)
Tuesday, April 30, 2019 (5th Tuesday)
Tuesday, July 2, 2019 (Independence week)
Tuesday, August 6, 2019 (Summer break)
Tuesday, August 13, 2019 (Summer break)
Tuesday, September 24, 2019 (RCRC Conference)
Tuesday, October 29, 2019 (5th Tuesday)
Tuesday, November 26, 2019 (Thanksgiving week)
Tuesday, December 3, 2019 (CSAC conference)
Tuesday, December 24, 2019 (Winter break)
Tuesday, December 31, 2019 (Winter break)

A motion was made by Supervisor Wilson, 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

Public Works**3. Notice of Intent to Convey Real Property from Humboldt County Flood Control District to City of Fortuna (APN 201-011-006) (4/5 Vote Required)**

Recommendation: That the Board of Supervisors adjourn as the Humboldt County Board of Supervisors; convene as the Governing Board of the Humboldt County Flood Control District (HCFCD); find that the property known as Assessor's Parcel Number (APN) 201-001-006 is not required for HCFCD's use; direct the Clerk of the Board of Supervisors via Public Works Land Use Division to publish on November 7, 2018, a notice of the HCFCD's intent (Attachment 1) to convey property pursuant to Government Code sections 25365 (4/5 Vote Required) and 6061; adjourn as the Governing Board of the Humboldt County Flood Control District; and Reconvene as the Humboldt County Board of Supervisors.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, 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. PUBLIC HEARINGS**Planning and Building Department**

1. Viltrakis Lot Line Adjustment and Zone Boundary Adjustment
File No.: APNs 206-081-001 et seq.
Case No.: LLA-17-027, ZBA-17-002
Carlotta area (4/5 Vote Required)

Recommendation: That the Board of Supervisors introduce Ordinance No. _____ (Attachment B) by title and waive further reading; open the public hearing, receive and consider the staff report, the Planning Commission's findings and accept public comments; close the public hearing; find the project exempt from CEQA pursuant to Section 15305 and 15061(b)(3) of the CEQA Guidelines, and that there is no substantial evidence that the project will have a significant effect on the environment; make the necessary findings to approve the Lot Line Adjustment (LLA) and Zone Boundary Adjustment (ZBA) and adopt by 4/5ths vote Resolution No. _____ (Attachment A) and Ordinance No. _____ (Attachment B) amending Section 311-7 of the Humboldt County Code by reclassifying, through immediate conversion, approximately 1.2 acres in the Carlotta area (ZBA-17-002; Viltrakis) from Timberland Production Zone (TPZ) to Agriculture General with a combining zone specifying a five acre minimum parcel size (AG-B-5(5)) to conform to the reconfigured lot lines approved with the LLA; direct the Clerk of the Board to publish a summary of the Ordinance within 15 days after adoption of the ordinance; direct the Chair of the Board to sign and the Clerk of the Board to record a Certificate of Rezoning (Notice of Timberland Production Zone Status)(Attachment C); and direct the Clerk of the Board to give notice of the decision to the applicant/owner, the County Assessor's Office and any other interested party, and direct Planning and Building Department to file a Notice of Exemption pursuant to California Environmental Quality Act (CEQA).

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

2. CalFire General Plan Amendment (Local Coastal Plan Amendment)
File No. APN 515-241-011; Case No: GPA-16-004, Trinidad Area

Recommendation: That the Board of Supervisors open the public hearing, receive and consider the staff report, and accept public comment; close the public hearing and deliberate; find the Suggested Modifications in Attachment B are exempt pursuant to Section 15265 of the California Environmental Quality Act (CEQA) Guidelines, and find that there is no substantial evidence that the Suggested Modifications as set forth in Attachment B will have a significant effect on the environment; make the necessary findings to accept, agree to, and approve the Suggested Modification as adopted by the California Coastal Commission September 12, 2018, and adopt Resolution No. ____ (Attachment A). That by the adoption of Resolution __, the Board of Supervisors approves the Suggested Modification: the text amendment to the Trinidad Area Plan (Land Use Plan) amending development policies of Section 3.23-B-1; authorize the Planning staff to transmit the adopted changes to the California Coastal Commission for final certification; finds that the amendments will be effective immediately upon certification by the California Coastal Commission; agrees to issue Coastal Development Permits subject to the approved Local Coastal Program, and intends to carry out these amendments in a manner in conformity with the Coastal Act; and directs the Clerk of the Board to give notice of the decision to the applicant/owner, the County Assessor's Office, and any other interested party.

A motion was made by Supervisor Wilson, seconded by Supervisor Bass, 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

3. City of Fortuna Appeal of Planning Commission Approval of Humboldt Boutique Gardens Conditional Use Permits and Special Permits to Allow Indoor Cannabis Cultivation in the ML-B-5(2.5)-Q Zoning District within the Sphere of Influence of the City of Fortuna

Recommendation: That the Board of Supervisors open the public hearing and receive the staff report, testimony by the appellant and applicant, and public; close the public hearing; adopt the attached resolution (Resolution 18-__ (Exhibit A to Attachment 2)) doing the following: adopt the Initial Study and Mitigated Negative Declaration, State Clearinghouse No. 2018012017; make the findings required to deny the appeal and approve the Conditional Use Permits and Special Permits; deny the Appeal; adopt the mitigation monitoring and reporting plan; and approve the Conditional Use Permits and Special Permits subject to the conditions of approval (Exhibit B to Attachment 2); direct the Clerk of the Board to give notice of the decision to the appellant, the project applicant, the property owner, and any other interested party; and direct the Planning and Building Department to file a Notice of Determination with the Humboldt County Recorder's Office, pursuant to the California Environmental Quality Act.

A motion was made by Supervisor Bass, seconded by Supervisor Wilson, to approve staff recommendations with the modifications as discussed. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Virginia Bass, Ryan Sundberg, and Mike Wilson

Nay: 1 - Estelle Fennell

K. DISCUSSION ITEMS

L. CLOSED SESSION

M. ADJOURNMENT

I, RYAN SHARP, 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.

RYAN SHARP

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



NOVEMBER 7, 2018



MINUTES
TUESDAY, NOVEMBER 6, 2018
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, November 13, 2018 with the vote as shown below.

AYES: Supervisors: Bass, Fennell, Bohn, Wilson, Sundberg
NAYS: Supervisors: --
ABSENT: Supervisors: --



RYAN SHARP
Deputy Clerk of the Board



RYAN SUNDBERG
Chair of the Board