

BOARD OF SUPERVISORS

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



COUNTY STAFF

AMY S. NILSEN
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, May 25, 2021

9:00 AM

Regular Meeting - Virtual

In accordance with Executive Order N-29-20 the Humboldt County Board of Supervisors meetings will be held virtually until further notice.

Email Public Comment:

To submit public comment to the Board please email cob@co.humboldt.ca.us, provide your name and the agenda item number(s) on which you wish to comment. All public comment submitted after the agenda has been published will be included with the administrative record after the fact.

Zoom Public Comment:

When the Board of Supervisors announce the agenda item that you wish to comment on, call the conference line and turn off your TV or live stream. Please call 669-900-9128, enter Meeting ID 940 3516 6016 and press star () 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.*

When it is time for public comment on the item you wish to speak on, the Clerk of the Board of Supervisors staff will unmute your phone. You'll hear a prompt that will indicate your phone is unmuted. Staff will then ask you to state your name and begin your comment. You will have 3 minutes to comment.

*You may access the live stream of the meeting by using the following link:
<https://humboldt.legistar.com>*

The County of Humboldt is committed to providing equal access to all county programs, services and activities through the provision of accommodations for individuals with disabilities as required under the Americans with Disabilities Act (ADA). With 72 hours prior notice, a request for reasonable accommodation or modification can be made. Please contact the Clerk of the Board Office at 707-476-2390 or by email cob@co.humboldt.ca.us or the ADA Coordinator at 844-365-0352 or by email at ada@co.humboldt.ca.us

A. ROLL CALL

Present: Supervisor Virginia Bass, Chair; Supervisor Mike Wilson, Vice Chair; Supervisor Rex Bohn; Supervisor Steve Madrone; Supervisor Michelle Bushnell

Staff Present: Amy Nilsen, County Administrative Officer; Jefferson Billingsley, County Counsel; and Ryan Sharp, Deputy Clerk of the Board

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

Board of Supervisors

1. Employee Appreciation Proclamation

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

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

2. Retirement Resolution Recognizing Donnie Sanches from the Department of Health and Human Services (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, 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

3. Submittal of Supervisor's Monthly Expense Report on Meetings Pursuant to Government Code Section 53232.3(d)

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, 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. Appointment of Edward Holgersen to the Loleta Fire Protection District Board

Recommendation: That the Board of Supervisors:

1. Approve the appointment of Edward Holgersen to the Loleta Fire Protection District Board to fill the open seat following the resignation of Mr. Curtis L. Holgersen.

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

5. Approval of the Action Summary - Meeting of May 18, 2021

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of May 18, 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 Wilson, seconded by Supervisor Madrone, 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 Administrative Office

6. Set Public Hearing to Modify the 2021 Humboldt County Schedule of Fee and Charges Related to the Department of Aviation and the Agricultural Commission.

Recommendation: That the Board of Supervisors:

1. Direct the Clerk of the Board to:
 - a. Schedule a public hearing on Tuesday, June 15, 2021 at 9:00 a.m. or as soon thereafter as the matter may be heard, for consideration of adoption of an ordinance to modify the 2021 Humboldt County Schedule of Fees and Charges.
 - b. Post and publish the required pre-adoption summary of the ordinance and public hearing notice for updating the Humboldt County Schedule of Fees and Charges at least 10 (ten) days prior to the public hearing; two publications are required, with at least five (5) days intervening between the dates of the first and last publication, not counting such publication dates.
 - c. Make the data and documentation supporting the new fees available for public review at least ten (10) days prior to the public hearing
 - d. Post a certified copy of the full text of the proposed ordinance in the office of the Clerk of the Board of Supervisors at least five (5) days prior to the Board meeting at which the ordinance will be adopted [Government Code Section 25124(b)(1)].

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

Human Resources

7. Adoption of Revised Nursing Management Job Specifications and Salary Range Adjustments

Recommendation: That the Board of Supervisors:

1. Adopt the amended job classification specification (Attachment #1) and salary range for Assistant Director of Psychiatric Nursing (class 0922, salary range 534, unit 08) into the classification plan effective the first full pay period following Board adoption; and
2. Adopt the amended job classification specification (Attachment #2) and salary range for Director of Psychiatric Nursing (class 0932, salary range 545, unit 08) into the classification plan effective the first full pay period following Board adoption; and
3. Adopt the amended job classification specification (Attachment #3) and salary range for Director of Public Health Nursing (class 0508, salary range 545, Unit 08) into the classification plan effective the first full pay period following Board adoption; and
4. Adopt Resolution No. _____ (Attachment #5) approving 1) the amendment of the July 1, 2020 - December 31, 2021 Compensation Plans for Management & Confidential Employees 2) a Comprehensive Compensation Schedule and Classification Summary effective May 25, 2021 (Attachment #4).

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

8. Supplemental Budget for Budget Unit 235 for the Recording of Satisfactions of Abstracts of Judgment on Behalf of Families as a Result of Senate Bill 1290 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget for budget unit 235.

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

9. Extension of Extra Help Hours to 1,350 for Juvenile Corrections Officer, Darren Turpin and Correctional Cook, Kili Saveliff (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. That the Board of Supervisors authorize the extension of extra help hours for Juvenile Corrections Officer (JCO) Darren Turpin and Correctional Cook Kili Saveliff to 1350 hours through June 30, 2021, per Section 7 of the Humboldt County Salary Resolution (4/5 vote required).

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, 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 Defender

10. Resolution Authorizing Execution of State of California Standard Agreement with the Board of State and Community Corrections for Indigent Defense Grant Funds

Recommendation: That the Board of Supervisors:

1. Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached agreement with the California Board of State and Community Corrections (Attachment 1);
2. Approve and authorize the Chair to sign the Resolution Accepting Indigent Defense Program Funding in the Amount of \$323,400 (Attachment 2) which authorizes the Public Defender, or a designee thereof, to execute the attached agreement with the California Board of State and Community Corrections regarding Indigent Defense Program funding (Attachment 1);
3. Authorize the Public Defender, or a designee thereof, to execute any and all subsequent amendments to the attached agreement with the California Board of State and Community Corrections; and
4. Direct the Clerk of the Board to provide the Public Defender with one certified copy of the Board Order regarding the attached agreement with the California Board of State and Community Corrections.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, 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. Resolution authorizing Execution of State of California Standard Agreement with the Board of State and Community Corrections and the Humboldt County Conflict Counsel Office for Indigent Defense Grant Funds

Recommendation: That the Board of Supervisors

1. Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached agreement with the California Board of State and Community Corrections (Attachment 1);
2. Approve and authorize the Chair to sign the Resolution Accepting Indigent Defense Program Funding in the Amount of \$93,100 (Attachment 2) which authorizes the Public Defender, or a designee thereof, to execute the attached agreement with the California Board of State and Community Corrections regarding Indigent Defense Program funding (Attachment 1);
3. Authorize the Public Defender, or a designee thereof, to execute any and all subsequent amendments to the attached agreement with the California Board of State and Community Corrections; and
4. Direct the Clerk of the Board to provide the Public Defender with one certified copy of the Board Order regarding the attached agreement with the California Board of State and Community Corrections.

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

12. Bid Award Authorization for Storm Damage Repairs to Mattole Road (F3C010) Post Miles 36.06 and 36.16

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals submitted for the Mattole Road (F3C010) Post Miles 36.06 and 36.16 Storm Damage Repair Project;
2. Award the attached project agreement to Wahlund Construction, Inc. for the total amount of One Million Five Hundred Fifty-Nine Thousand Six Hundred Thirteen Dollars and Forty-Six Cents (\$1,559,613.46); and
3. Authorize the Chair of the Board to execute the attached project agreement with Wahlund Construction, Inc. upon submittal of the appropriate bonds and insurance.

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

13. Bid Award Authorization for Storm Damage Repair to Shively Road (C4F012) Post Miles 0.52, 3.50, 3.51, 7.90 and 8.42

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals submitted for the Shively Road (C4F012) Post Miles 0.52, 3.50, 3.51, 7.90 and 8.42 Storm Damage Repair Project;
2. Award the project agreement to GR Wilcox Enterprises, Inc., for the total amount of One Million Eight Hundred Thirty Thousand Two Hundred Forty-Seven Dollars and Eighty-Eight Cents (\$1,830,247.88); and
3. Authorize the Chair of the Board to execute the attached project agreement upon submittal of the appropriate bonds and insurance.

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

14. Bid Award Authorization for Storm Damage Repair to Alderpoint Road (F6B165) Post Miles 21.80, 22.80, 23.00-23.05 and 23.75

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals submitted for the Alderpoint Road (F6B165) Post Miles 21.80, 22.80, 23.00-23.05 and 23.75 Storm Damage Repair Project;
2. Award the attached project agreement to Granite Construction Company for the total amount of Two Million Three Hundred Ninety-One Thousand Six Hundred Ninety-Nine Dollars and Seventy Cents (\$2,391,699.70); and
3. Authorize the Chair of the Board to execute the attached project agreement with Granite Construction Company upon submittal of the appropriate bonds and insurance.

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

15. Agreement with the Humboldt Transit Authority, City of Arcata and the Humboldt County Association of Governments Regarding the Provision of Region-Wide Dial-A-Ride Services

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached agreement with the Humboldt Transit Authority, City of Arcata and the Humboldt County Association of Governments regarding the provision of region-wide Dial-A-Ride services for the period of July 1, 2021 through June 30, 2022; and
2. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached agreement to the Department of Public Works for further processing.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, 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****I. DEPARTMENT REPORTS****Clerk of the Board**

1. Consider Making the At-large Appointment to the Assessment Appeals Board

Recommendation: That the Board of Supervisors:

1. Consider making the at-large appointment to the Assessment Appeals Board.

A motion was made by Supervisor Wilson, seconded by Supervisor Bohn, to appoint Brian Mitchell as the At-large member to the Assessment Appeals Board. The motion carried by the following vote:

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

Human Resources

2. Termination of Master Services Agreement (MSA) with Automatic Data Processing, Inc. (ADP)

Recommendation: That the Board of Supervisors:

1. Direct and authorize the Human Resources Director, in consultation with and cooperation of County Counsel, to terminate the Master Services Agreement with ADP.

A motion was made by Supervisor Bohn, 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

J. PUBLIC HEARINGS

Planning and Building Department

1. Introduction of amendments to the Discharge of Firearms Ordinance to address safety concerns of target shooting occurring within densely populated residential and recreational areas of the County, and formation of an ad hoc committee to address community safety concerns (Case # PLN-2020-16592)

Recommendation: That the Board of Supervisors:

1. Introduce and waive the first reading of Ordinance No. _____ [Attachment 1], An Ordinance of the Board of Supervisors of the County of Humboldt Amending Sections 915-6 of Chapter 5 and Section 915.5-7 of Chapter 5.5 of Division 1, Title IX of Humboldt County Code Relating to Shooting of Firearms;
2. Receive and consider the staff report, open the public hearing, and accept public comment; and
3. Close the public hearing;
4. Deliberate on the proposed Ordinance amendments;
5. Set for adoption the Ordinance amendments [Attachment 1] at least one week from this hearing date;
6. Direct the Clerk of the Board to publish the required pre-adoption summary of the Ordinance amendments [Attachment 2] and to post a certified copy of the full text of the proposed Ordinance amendments in the office of the Clerk of the Board, both the publication and posting to be done at least five (5) days prior to the Board meeting at which the Ordinance amendments will be adopted [Government Code Section 25124 (b)(1)];
7. Direct the Clerk of the Board, within 15 days after the adoption of the Ordinance amendments, to publish a postadoption summary of the Ordinance amendments [Attachment 2] with the names of the Supervisors voting for and against the Ordinance amendments, and to post in the office of the Clerk of the Board a certified copy of the full text of the adopted Ordinance amendments along with the names of those Supervisors voting for and against the Ordinance amendments [Government Code Section 25124 (b)(1)]; and
8. Direct Planning staff to work with the McKinleyville Municipal Advisory Committee to address firearm shooting safety concerns as part of their Town Center Planning effort, and to work with other communities to address firearm shooting safety concerns as part of the community plan update process

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

Board of Supervisors

1. 9:05 a.m. - Drought Conditions and Implications for Wildfire Risk and Water Availability

Recommendation: That the Board of Supervisors:

1. Receive presentations regarding the impacts of drought conditions; and
2. Provide comments and direction to staff as appropriate.

A motion was made by Supervisor Wilson, seconded by Supervisor Bass, to direct staff to come back in four to six weeks to give an update on water scarcity and wildfire, and request staff to bring back a discussion item to explore the option of a full time equivalent sustainability and resiliency position for the county. The motion failed by the following vote:

Aye: 2 - Virginia Bass, and Mike Wilson

Nay: 3 - Rex Bohn, Michelle Bushnell, and Steve Madrone

A motion was made by Supervisor Madrone, seconded by Supervisor Wilson, to appoint Ryan Derby, John Ford and Hank Seemann to a drought task force and that the Board of Supervisors moves to use its existing alert systems to let the community know we are in a serious drought and therefore ask everyone to conserve water and be fire safe. The motion carried by the following vote:

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

A motion was made by Supervisor Madrone, seconded by Supervisor Wilson, to direct staff which includes the County Administrative Officer, Human Resources Director and the Director of Planning and Building to come back to the Board with recommendations for creating a new staff position as described on climate change and resiliency. The motion carried by the following vote:

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

Board of Supervisors - Closed Session

2. 3:30 p.m. - Conference with Legal Counsel – Existing Litigation (§ 54956.9): Angus and Duke, State Bar Case Nos. SBC-20-O-30802-PW; SBC-20-O-30803-PW.

The Board of Supervisors met in conference with Legal Counsel – Existing Litigation (§ 54956.9): Angus and Duke, State Bar Case Nos. SBC-20-O-30802-PW; SBC-20-O-30803-PW. The Board voted 4-0 with Supervisor Bohn absent to authorize the Risk Manager to enter into a contract with Prentice Long with a retroactive date to May 17, 2021.

M. CLOSED SESSION

N. 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

May 26, 2021