

BOARD OF SUPERVISORS

REX BOHN
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MICHELLE BUSHNELL
Second District
MIKE WILSON
Third District
NATALIE ARROYO
Fourth District
STEVE MADRONE
Chair - Fifth District



COUNTY STAFF

ELISHIA HAYES
County Administrative Officer
SCOTT MILES
Interim County Counsel
KATHY HAYES
Clerk of the Board

**COUNTY OF HUMBOLDT
BOARD OF SUPERVISORS
825 FIFTH STREET
EUREKA, CA 95501
SUPERVISORS' CHAMBER, FIRST FLOOR
AGENDA - Final**

Tuesday, May 2, 2023

9:00 AM

Regular Meeting - Hybrid

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 qualified disabilities as required under the Americans with Disabilities Act. 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

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 720 707 2699, enter Meeting ID 882 9599 2166 and press star (*) 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.

PLEASE TURN OFF YOUR TV OR LIVE STREAM TO AVOID DELAYS.

When it is time for public comment on the item you wish to speak on, you'll hear a prompt that will indicate your phone is unmuted. Please state your name and the agenda item number you will be commenting on. 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>**

A. ROLL CALL

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA / ITEMS PULLED FROM CONSENT

D. CONSENT CALENDAR

Board of Supervisors

[23-623](#)

1. National Small Business Week Proclamation (Supervisor Steve Madrone)

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

Attachments: [Staff Report](#)
[Small Business Week Proclamation.pdf](#)

Clerk of the Board

[23-614](#)

2. Approval of the Action Summary - Meeting of April 25, 2023

Recommendation: That the Board of Supervisors:
1. Approve the Action Summary for the meeting of April 25, 2023 and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

Attachments: [Staff Report](#)
[Action Summary - April 25, 2023.pdf](#)
[Minute Sheet.docx](#)
[Executed Action Summary and Minute Book.pdf](#)

County Administrative Office

[23-135](#)

3. Employment and Training Administration (ETA) Quality Jobs, Equity, Strategy, and Training

(QUEST) Disaster Recovery National Dislocated Worker Grant Acceptance of Funds (NDWG) and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors:
1. Approve the following supplemental budget for Fiscal Year 2022-23 in Fund 1120, Budget Unit 287105 to accept grant funding (4/5 vote required); and
2. Approve and authorize the Workforce Development Board's Executive Director to sign the Professional Services Agreement and subsequent amendments between the County of Humboldt and the Humboldt State University Sponsored Programs Foundation relating to Quest NDWG grant activity.

Attachments: [Staff Report](#)
[Quest NDWG FY 22-23 Supplemental Budget.xlsx](#)
[FY 22-23 Quest NDWG Professional Services Agreement\[2\].doc](#)

County Clerk/Recorder/Registrar of Voters

[23-599](#)

4. Certification of the Results of the March 07, 2023, Salmon Creek Fire Protection District Formation Election

Recommendation: That the Board of Supervisors:
1. Accept the Certified Statement of Results of the Official Canvass for the March 7, 2023 Salmon Creek Fire Protection District Formation Election.

Attachments: [Staff Report](#)
[Precinct by Precinct Report.pdf](#)
[Summary of Election Results.pdf](#)
[Certificate of Results 2023 Special District Election.pdf](#)

[23-601](#)

5. Certification of the Results of the March 07, 2023, Garberville Fire Protection District Annexation Election

Recommendation: That the Board of Supervisors:
1. Accept the Certified Statement of Results of the Official Canvass for the March 7, 2023 Garberville Fire Protection District Annexation Election.

Attachments: [Staff Report](#)
[Precinct by Precinct Report.pdf](#)
[Summary of Election Results.pdf](#)
[Certificate of Results 2023 Special District Election.pdf](#)

Department of Health and Human Services: Administration

[23-512](#)

6. Approval of Memorandum of Understanding with Klamath-Trinity Joint Unified School District for the Facilitation of Dental Screenings for Elementary School Students

Recommendation: That the Board of Supervisors:

1. Approve the memorandum of understanding with Klamath-Trinity Joint Unified School District regarding the facilitation of dental screenings for elementary school students; and
2. Authorize the Department of Health and Human Services - Public Health Director or designee thereof, to sign any and all subsequent amendments, and any other documents directly related to existing memoranda of understandings with Humboldt County elementary schools to support the facilitation of dental screenings for students, after review and approval of County Counsel, Risk Management, and County Administrative Office; and
3. Authorize the Department of Health and Human Services - Public Health Director or designee thereof, to execute additional memoranda of understanding regarding the facilitation of dental screenings for students, after review and approval of County Counsel, Risk Management, and County Administrative Office; and
4. Direct the clerk of the Board to return one certified copy of the order pertaining to this item to the Department of Health and Human Services - Contracts Unit.

Attachments: [Staff Report](#)
[Memorandum of Understanding for Oral Health](#)
[Executed MOU - Klamath-Trinity Joint Unified School District FY 2022-2023.pd](#)

Planning and Building Department

[23-478](#)

7. Moore Lot Line Adjustment and Joint Timber Management Plan (4/5 Vote Required)
APNs: 205-011-037, 205-081-012, 205-011-007, 205-031-005
Record Number: PLN-2022-18031

Recommendation: That the Board of Supervisors:

1. Adopt the resolution (Attachment 1) to
 - a. Find the project exempt from environmental review pursuant to Sections 15061(b)(3) and 15305(a) of the State CEQA Guidelines and make all the required findings to approve the Lot Line Adjustment; and
2. Approve (4/5 Vote Required) the Joint Timber Management Plan (Attachment 4) prepared pursuant to Section 51119.5 of the California Government Code (C.G.C.); and
3. Direct the Planning Division staff to record the Declaration with the JTMP and the Notices of Lot Line Adjustment and Certificate of Subdivision Compliance; and
4. Direct the Clerk of the Board to give notice of the decision to owners, the

County Assessor's Office and any other interested party.

Attachments:

[Staff Report](#)

[Attachment 1 - Draft Resolution](#)

[Attachment 1A - Conditions of Approval](#)

[Attachment 1B - Plot Plan for Lot Line Adjustment](#)

[Attachment 2 - Location Map](#)

[Attachment 3 - Draft Declaration of Covenants, Conditions and Restrictions Imple](#)

[Attachment 4 - Joint Timber Management Plan](#)

[Attachment 5 - Forestry Review Committee Draft Minutes, February 8, 2023](#)

[Attachment 6 - Referral Agency Comments](#)

[Resolution No. 23-55.pdf](#)

[23-511](#)

8. Carolan Lot Line Adjustment and Zone Boundary Adjustment (4/5th Vote Required)

APNs: 220-271-001, 220-282-012, 220-282-013, 220-301-007

Record ID.: PLN-14387-LLA

Location: Briceland Area

Recommendation:

That the Board of Supervisors:

1. Introduce the ordinance (Attachment B) by title and waive further reading; and
2. Open the public hearing, receive, and consider the staff report, the Planning Commission's findings and accept public comments; and
3. Close the public hearing; and
4. Adopt the attached resolution (Attachment A) to take the following actions:
 - a. Find the project exempt from CEQA pursuant to Section 15305(a), 15061(b) (3) and 15264 of the CEQA Guidelines; and
 - b. Make the necessary findings to approve the Lot Line Adjustment (LLA) and Zone Boundary Adjustment (ZBA) and
 - c. Approve the Lot Line Adjustment
5. Adopt the Ordinance (Attachment B) (4/5 Vote Required) amending Section 311-7 of the Humboldt County Code by reclassifying the property as follows: approximately 4.8 acres of Unclassified (U) into Timberland Production Zone, approximately 4.8 acres of Timberland Production Zone (TPZ) into Forestry Recreation with a 40-acre minimum parcel size (FR-B-5(40)) and approximately 79 acres of Unclassified (U) into Forestry Recreation with a 40-acre minimum parcel size (FR-B-5(40)); and
6. Direct the Clerk of the Board to publish a summary of the ordinance within 30 days after adoption of the ordinance (Attachment D), and
7. 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
8. Direct the Clerk of the Board to give notice of the decision to the applicant/owner, the County Assessor's Office, the Planning Department, and any other interested party; and

9. Direct Planning and Building Department to file a Notice of Exemption pursuant to California Environmental Quality Act (CEQA).

Attachments:

[Staff Report](#)

[Attachment A Draft Resolution No. _____](#)

[Attachment B Draft Ordinance No. _____ with Exhibit A \(Map\), Exhibit B \(Legal](#)

[Attachment C Certificate of Rezoning \(Notice of Timberland Production Status\)](#)

[Attachment D Post-Adoption Summary of Ordinance](#)

[Attachment E Planning Commission Staff Report and Resolution No. 19-103](#)

[23-518](#)

9. Strombeck Zone Reclassification Petition

APN: 511-491-021

Case No.: PLN-2022-17943

Recommendation:

That the Board of Supervisors:

1. Adopt the attached resolution (Attachment 1) to accept the rezone petition; and
2. Direct the Clerk of the Board to give notice of the decision to the applicant and any other interested party.

Attachments:

[Staff Report](#)

[Attachment 1 - Draft Resolution](#)

[Attachment 2 - Application Form](#)

[Attachment 3 - Location Map](#)

[Attachment 4 - Tentative Map](#)

[Resolution No. 23-57.pdf](#)

Public Works

[23-509](#)

10. Americans with Disabilities Act (ADA) Curb Ramp Improvements Project (Phase 3)

Recommendation:

That the Board of Supervisors:

1. Approve the attached plans and specifications for the Americans with Disabilities Act Curb Ramp Improvements Project (Phase 3); 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 6, 2023 at 2:00 p.m.

Attachments:

[Staff Report](#)

[Plans for the ADA Curb Ramp Improvements Project \(Phase 3\), Contract Number](#)

[Special Provisions for the ADA Curb Ramp Improvements Project \(Phase 3\), Con](#)

[23-510](#)

11. Bid Award Authorization for the McKinleyville Safe Routes to Schools Project

- Recommendation:** That the Board of Supervisors:
1. Receive and file the bid proposals submitted for the McKinleyville Safe Routes to Schools Project; and
 2. Award the project agreement to RAO Construction Co, Inc., for the total amount of \$645,911;
 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 \$25,000.

Attachments: [Staff Report](#)
[Bid Results for the McKinleyville Safe Routes to Schools Project](#)
[Construction Agreement for the McKinleyville Safe Routes to Schools Project](#)
[23-520](#)

12. First Option to Extend the Lease Agreement with Rachel-Jill Hemmert Regarding the Use of Office Space Located at 824 Harris Street, Eureka, California

- Recommendation:** That the Board of Supervisors:
1. Authorize the Humboldt County Public Works Director to exercise the first option to extend the term of the lease agreement with Rachel-Jill Hemmert regarding the use of office space located at 824 Harris Street, Eureka, California; and
 2. Direct the Clerk of the Board to provide the Humboldt County Department of Public Works - Real Property Division with one (1) fully executed certified copy of the Board Order relating to this item.

Attachments: [Staff Report](#)
[Approval of First Lease Option for 824 Harris Street to Extend the Lease Term to](#)
[Attach 1 - Lease dated 6-28-05.pdf](#)
[Attach 2 - First Amendment dated 6-24-08.pdf](#)
[Attach 3 - Second Amendment dated 5-21-13.pdf](#)
[Attach 4 - Third Amendment dated 5-15-18.pdf](#)
[Attach 5 - 2019-9-17 BOS Fourth Amendment Landscaping.pdf](#)

[23-546](#)

13. 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, 2023 through June 30, 2024; 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.

Attachments:

[Staff Report](#)

[Agreement with the Humboldt Transit Authority, City of Arcata and the Humboldt Executed Agreement between HTA and HCOAG.pdf](#)

Sheriff

[23-576](#)

14. Continuation of Local Emergency Due to the 6.4 Magnitude Earthquake Occurring on December 20, 2022

Recommendation:

That the Board of Supervisors:

1. Declare that a local emergency remains in effect until May 23, 2023 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 6.4 magnitude earthquake occurring on December 20, 2022; and
2. Authorize the Chair to sign the resolution re-authorizing the existence of a local emergency due to the 6.4 Magnitude Earthquake that occurred on December 20, 2022.

Attachments:

[Staff Report](#)

[Earthquake Extension of Local Emergency Resolution.docx](#)

[Resolution No. 23-59.pdf](#)

[23-581](#)

15. Continuation of Local Emergency Due to Consecutive Major Winter Storm Events Commencing on January 3, 2023, Which Have Resulted in Downed Trees, Disrupted Utility Services, Damaged and Flooded Roadways, Mudslides and Damaged Homes, Such Damages Exceeding Available County Resources

Recommendation:

That the Board of Supervisors:

1. Declare that a local emergency remains in effect until May 23, 2023 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 consecutive major winter storm events commencing on January 3, 2023, which have resulted in downed trees, disrupted utility services, damaged and flooded roadways, mudslides and damaged homes, such damages exceeding available county resources; and
2. Authorize the Chair to sign the resolution re-authorizing the existence of a local emergency due to consecutive major winter storm events commencing on January 3, 2023, which have resulted in downed trees, disrupted utility services, damaged and flooded roadways, mudslides and damaged homes, such damages

exceeding available county resources.

Attachments:

[Staff Report](#)

[Storm Damage from January 2023 Extention of Local Emergency Resolution.doc
Resolution No. 23-60.pdf](#)

[23-582](#)

16. Continuation of Local Emergency Due to Consecutive Major Winter Storm Events Commencing on March 1, 2023, Which Have Resulted in Large Accumulations of Snow, Impassable Roadways, Downed Trees, Disrupted Utility Services, Damaged and Flooded Roadways, Mudslides and Damaged Structures, and Dead Livestock, Such Damages Exceeding Available County Resources

Recommendation:

That the Board of Supervisors:

1. Declare that a local emergency still exists through May 23, 2023 due to consecutive major winter storm events commencing on March 1, 2023, which have resulted in large accumulations of snow, impassable roadways, downed trees, disrupted utility services, damaged and flooded roadways, mudslides and damaged structures, and dead livestock, such damages exceeding available county resources; and
2. Authorize the Chair to sign the resolution re-authorizing the existence of a local emergency due to consecutive major winter storm events commencing on March 1, 2023, which have resulted in large accumulations of snow, impassable roadways, downed trees, disrupted utility services, damaged and flooded roadways, mudslides and damaged structures, and dead livestock, such damages exceed available county resources.

Attachments:

[Staff Report](#)

[Storm Damage from January 2023 Extention of Local Emergency Resolution.doc
Resolution No. 23-61.pdf](#)

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

F. MATTERS SET FOR TIME CERTAIN

County Counsel

[23-594](#)

1. 10:00 AM - (CLOSED SESSION) Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of White Circle Commerce, LLC, et al. v. County of Humboldt, Humboldt County Superior Court Case Nos. CV2000513 and CV2000623

[23-621](#)

2. 10:00 AM - (CLOSED SESSON) Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Christopher Conway v. County of Humboldt, et al., Humboldt County Superior Court Case No. CV2300070

G. MATTERS INITIATED BY BOARD MEMBERS**Board of Supervisors**[23-612](#)

1. Modification to the Board Meeting Schedule - Cancel May 9, 2023 Board Meeting

Recommendation: That the Board of Supervisors:
1. Cancel the May 9, 2023 Board of Supervisors Meeting.

Attachments: [Staff Report](#)

[23-619](#)

2. Consider a 1% Contribution of the Local Assistance and Tribal Consistency Funds (LATCF) to the newly created National Center for Public Lands Counties (The Center) (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:
1. Consider a 1% contribution of Humboldt County Local Assistance and Tribal Consistency Funds to the Center; and
2. Take appropriate action as needed.

Attachments: [Staff Report](#)
[National Center for Public Lands - CSAC EC 1.26.23.pdf](#)
[FINAL National Center for Public Lands Counties Feb 6 2023.pdf](#)
[LATCF-Allocations-for-Eligible-Revenue-Sharing-County-Governments-CA.pdf](#)

H. DEPARTMENT REPORTS**Board of Supervisors**[23-620](#)

1. Board Resolution Affirming Our Stance Against Hate

Recommendation: That the Board of Supervisors:
1. Adopt the resolution; and
2. Receive the attached letter Affirming Our Stance Against Hate.

Attachments: [Staff Report](#)
[Resolution Affirming Stance Against Hate 050223.docx](#)
[Letter Against Hate with Signatures as of 5.5.2023.pdf](#)
[Resolution No. 23-58.pdf](#)
[Public Comment - H-1.pdf](#)

Clerk of the Board[23-611](#)

2. Consider the Appointment of an At-Large Member to the Audit Committee

Recommendation: That the Board of Supervisors:
1. Reappoint Corey Weber to the At-Large vacancy on the Audit Committee.

Attachments: [Staff Report](#)
[Audit Committee 042523.pdf](#)

Public Works[23-624](#)

3. 2022 Pavement Management Program Update and Future Maintenance Funding Options and Supplemental Budget for CAO-Management & Budget Team, Budget Unit 1100-103 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:
1. Receive and discuss the 2022 Pavement Management Program;
2. Review and discuss possible future funding sources;
3. Approve the formation of a Roads Ad Hoc Committee and appoint two members of the Board of Supervisors to the Roads Ad Hoc Committee to review and recommend actions related to a local revenue measure in 2024;
4. Authorize the County Administrative Office (CAO) to execute a professional services agreement, and any amendments, with Lew Edwards Group (LEG) to conduct public opinion research on the public's priorities and needs, engage the community, and advise on potential update and reform measures in 2024, and perform other services as required, up to \$336,250; and
5. Approve the attached supplemental budget request for CAO-Management & Budget Team Budget Unit 1100-103 in the amount of \$336,250 for fiscal year (FY) 2022-23 (4/5 Vote Required).

Attachments: [Staff Report](#)
[Attachment 1- 2022 PMP Final Report-County](#)
[Attachment 2-Supplemental Budget Polling](#)
[Attachment 3-Budget Adjustment](#)

I. PUBLIC HEARINGS**J. CLOSED SESSION (SEE MATTERS SET FOR TIME CERTAIN)****K. ADJOURNMENT**

Any written materials related to an item on this agenda submitted to the Board of Supervisors less than 72 hours prior to the Board meeting, and that are public records subject to the Public Records Act, are available for public inspection in the office of the Clerk of the Board at 825 5th Street, Suite 111, Eureka, during normal business hours.

Persons wishing to file documentation on any agenda item for the official record must submit an original and nine (9) copies of each document to the Clerk of the Board of Supervisors, Room 111 of the County Courthouse, 825 5th Street in Eureka. Documentation includes, but is not limited to, written correspondence, audio and video tapes, maps, photographs, and petitions. Failure to submit the required number of copies will result in the document/s not being placed in the official record.

(Per Board of Supervisors' policy adopted on March 21, 1995.)

The Chamber is wheelchair accessible, the accessible entrance to the Courthouse is the 4th Street entrance. Accessible parking is available adjacent to the 4th Street entrance and on the 4th Street side of the K Street lot. If you are a person with a qualified disability, and need a modification or accommodation to participate in this meeting, please contact the Clerk of the Board at (707) 476-2384, or (707) 445-7299 (fax). Requests for such modifications or accommodations must be made at least three full business days before the start of the meeting.

BARRING ANY UNFORESEEN TECHNICAL DIFFICULTIES OR SCHEDULING CHANGES, REGULAR MEETINGS OF THE BOARD OF SUPERVISORS ARE BROADCAST LIVE ON SUDDEN LINK, CHANNEL 10, AND ARE REBROADCAST ON FRIDAY AT 6:30 P.M.

County of Humboldt Web Site: <http://humboldt.gov/>