

BOARD OF SUPERVISORS

REX BOHN  
Chair - First District  
ESTELLE FENNEL  
Vice-Chair - Second District  
MIKE WILSON  
Third District  
VIRGINIA BASS  
Fourth District  
STEVE MADRONE  
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 5, 2019

9:00 AM

Regular Meeting

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**A. SALUTE TO THE FLAG**

**B. MODIFICATIONS TO THE AGENDA**

**C. CONSENT CALENDAR**

**Board of Supervisors**

1. California Retired Teacher Week Proclamation (Supervisor Virginia Bass)

*Recommendation:* That the Board of Supervisors:

1. Adopt the Proclamation.

*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, Mike Wilson, and Steve Madrone

**2. Resolution Recognizing the Retirement of Michael Damian (Supervisor Rex Bohn)**

**Recommendation:** That the Board of Supervisors

1. Authorize the Board Chair to sign the Resolution.

*This item was pulled and will be brought back at a later date.*

**3. Proclaim November 15, 2019 as "Zero Waste Day" in Humboldt County (Supervisor Mike Wilson)**

**Recommendation:** That the Board of Supervisors:

1. Adopt the Proclamation.

*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, Mike Wilson, and Steve Madrone

**4. Sempervirens 50th Anniversary and Community Mental Health Day (Supervisor Mike Wilson)**

**Recommendation:** That the Board of Supervisors:

1. Adopt the Proclamation.

*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, Mike Wilson, and Steve Madrone

**5. Letter to Pacific Gas and Electric (PG&E) regarding the recent Public Safety Power Shutoffs in Humboldt County (PSPS) (Supervisor Rex Bohn)**

**Recommendation:** That the Board of Supervisors:

1. Ratify authorization for the Chair to sign the letter to PG&E.

*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, Mike Wilson, and Steve Madrone

**Clerk of the Board****6. Approval of the Action Summary - Meeting of October 22, 2019**

**Recommendation:** That the Board of Supervisors:

1. Approve the Action Summary for the meeting of October 22, 2019 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 Bass, that the recommendations be approved. The motion carried by the following vote:*

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

**County Administrative Office****7. Headwaters Fund Grant Manuals Revisions**

**Recommendation:** That the Board of Supervisors:

1. Approve revision to Headwaters Fund Board Manual;
2. Approve revisions to the Headwaters Fund (HWF) Grant Program Manuals; and
3. Approve an increased threshold for Headwaters Fund Board Mini-Grant Amounts.

**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, Mike Wilson, and Steve Madrone

**8. Public Safety Power Shutoff (PSPS) License Agreement with Pacific Gas & Electric Company (PG&E)**

**Recommendation:** That the Board of Supervisors:

1. Ratify the Public Safety Power Shutoff (PSPS) License Agreement signed by the County Administrative Officer (Licensor) on October 26, 2019 with Pacific Gas & Electric Company (PG&E), a California corporation, for use of the Humboldt County Library located at 1313 3rd Street, Eureka, California, Assessor's Parcel Number 001-212-013; and
2. Delegate authority to the County Administrative Officer to sign potential future PG&E license agreements after review and approval by the Risk Manager and County Counsel.

**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, Mike Wilson, and Steve Madrone

**County Clerk/Recorder/Registrar of Voters**

9. Adopt a Resolution Authorizing the County to Receive Grant Funding under the Voting System Replacement Contract 2018, Agreement No. 18G30112, Amendment 1 and Supplemental Budget (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors:

1. Adopt the attached resolution authorizing the county to receive grant funding in the sum of \$883,342.20 through reimbursement provided by the State of California under the Voting System Replacement Contract 2018 Program;
2. Approve the attached supplemental budget for fiscal year 2019-20 in the amount of \$883,342.00 (4/5 vote required);
3. Direct the Clerk of the Board to return a certified copy of the attached resolution to the Office of Elections for further processing and submission to the Secretary of State; and
4. Authorize the Clerk/Recorder/Registrar of Voters to execute the necessary documents and the attached contract to carry out the purpose of the Board's resolution.

***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, Mike Wilson, and Steve Madrone

**Department of Health and Human Services: Public Health**

10. Professional Services Agreement with Humboldt County Office of Education for Nutrition and Physical Activity for the term of October 1, 2019 through September 30, 2022

**Recommendation:** That the Board of Supervisors:

1. Approve the Professional Service Agreement with the Humboldt County Office of Education (HCOE) in the amount of \$150,000 for the term of October 1, 2019 through September 30, 2022;
2. Authorize the Director of Public Health, or designee, to sign two (2) copies of the agreement;
3. Authorize the Director of Public Health, or designee, to approve all future amendments and documents directly related to this agreement upon approval by County Counsel and Risk Management; and
4. Direct the Clerk of the Board to return one (1) copy of the certified board report to the Department of Health and Human Services - Contract Unit.

***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, Mike Wilson, and Steve Madrone

11. Certification of Compliance for the Child Health and Disability Prevention and California Children's Services Programs for Fiscal Year 2019-20

**Recommendation:** That the Board of Supervisors:

1. Authorize the Chair of the Board to sign the Certification Statements for the Child Health and Disability Prevention and California Children's Services Programs; and
2. Direct the Clerk of the Board to return the two (2) signed original Certification Statements to the Department of Health and Human Services - Public Health Administration for submission to the State Department of Health Care Services.

*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, Mike Wilson, and Steve Madrone

12. Agreement with the State of California Office of Traffic Safety for the Pedestrian and Bicycle Safety Program for Fiscal Year 2019-20

**Recommendation:** That the Board of Supervisors:

1. Approve the Grant Agreement # PS20008 with the Office of Traffic Safety (OTS) in the amount of \$125,000 for the period of October 1, 2019 through September 30, 2020;
2. Authorize the Director of the Department of Health and Human Services (DHHS) - Public Health, or designee, to sign two (2) original copies of the agreement;
3. Authorize the Director of DHHS - Public Health, or designee, to approve all future amendments to Agreement # PS20008 upon review and approval by County Counsel and Risk Management; and
4. Direct the Clerk of the Board to return one (1) copy of the certified board report to the DHHS - Contract Unit.

*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, Mike Wilson, and Steve Madrone

**Planning and Building Department**

13. Appointment of a New Consultant to the County of Humboldt Extraction Review Team (CHERT)

**Recommendation:** That the Board of Supervisors:

1. Appoint Wesley T. Smith to become a CHERT member; and
2. Enter into a contract pursuant to the procedures for appointment, duties and compensation mechanism for CHERT members, described in Chapter 2 to Division 9 of Title III of the Humboldt County Code.

*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, Mike Wilson, and Steve Madrone

**Public Works**

14. Resolution to Summarily Vacate a One (1) Foot, Non-Vehicular Access Easement on Edeline Avenue in McKinleyville on APN 508-402-001 and APN 508-402-018

**Recommendation:** That the Board of Supervisors:

1. Adopt Resolution No. \_\_\_\_\_ (Attachment 1) to summarily vacate a one (1) foot, non-vehicular access easement along the west side of Edeline Avenue over the east lines of Lots 1 and 18 of Tract No. 0651 in McKinleyville, pursuant to Streets and Highways Code Section 8333(c); and
2. Direct the Clerk of the Board to record via the Department of Public Works Land Use Division, in the Office of the County Recorder, a certified copy of the resolution.

**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, Mike Wilson, and Steve Madrone

15. Amended Notice of Intention to Purchase Real Property at 1017 Fourth Street, 1023 & 1025 Fourth Street, and 1031, 1035, & 1039 Fourth Street, Eureka

**Recommendation:** That the Board of Supervisors:

1. Approve the Amended Notice of Intention to Purchase Real Property (Notice) in accordance with Government Code section 25350;
2. Authorize the Chair of the Board to execute the Notice;
3. Direct the Clerk of the Board to return the Notice to Public Works;
4. Direct the Clerk of the Board to publish the Notice once a week for three (3) successive weeks pursuant to Government Code section 6063; and
5. Direct Public Works to post the Notice in accordance with Government code section 25350.

**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, Mike Wilson, and Steve Madrone

16. Resolution Authorizing the Humboldt County Department of Public Works to Apply For, and Accept, Funding Made Available through the California Climate Investment Fire Prevention Grant Program

**Recommendation:** That the Board of Supervisors:

1. Adopt Resolution No. \_\_\_\_\_ (Attachment 1) authorizing the Humboldt County Department of Public Works Director to apply for, and accept, if awarded, funding made available through the California Climate Investment Fire Prevention Grant Program in order to fund implementation of the Humboldt Community Wildfire Protection Plan; and
2. Direct the Clerk of the Board to provide a fully executed original copy of the attached resolution to the Humboldt County Department of Public Works for submission to the California Department of Forestry and Fire Protection.

**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, Mike Wilson, and Steve Madrone

**17. Storm Damage Repair to Alderpoint Road Post Mile 0.22**

**Recommendation:** That the Board of Supervisors:

1. Approve the attached plans and specifications for the Alderpoint Road Post Mile 0.22 Storm Damage Repair Project; and
2. Direct the Clerk of the Board to advertise the above-mentioned project as required by Section 22037 of the California Public Contract Code, with bids to be opened on Tuesday, December 17, 2019, at 2:00 p.m.

*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, Mike Wilson, and Steve Madrone

**Sheriff****18. Position Allocation Modification to Humboldt County Sheriff's Office (HCSO) for the Administrative Secretary position**

**Recommendation:** That the Board of Supervisors:

1. Approve the allocation of one full-time (1.0 FTE) Administrative Secretary (AFSCME) (salary range 341, class 0164) in budget unit 1100-221 effective immediately; and
2. Approve the deallocation of the full-time (1.0 FTE) Administrative Secretary (MC) (salary range 371, class 0166) in budget unit 1100-221 effective immediately.

*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, Mike Wilson, and Steve Madrone

**D. ITEMS PULLED FROM CONSENT****E. PUBLIC COMMENT ON NON-AGENDA ITEMS**

**F. SPECIAL PRESENTATIONS****Board of Supervisors**

1. Resolution Recognizing Deputy Greg Berry on his Retirement (Supervisor Rex Bohn)

**Recommendation:** That the Board of Supervisors:

1. Authorize the Chair to sign the Resolution.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

**G. MATTERS INITIATED BY BOARD MEMBERS****H. DEPARTMENT REPORTS****Clerk of the Board**

1. Appointment of 2020 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:

1. Appoint a Delegate and Alternate to the RCRC Board of Directors and Golden State Finance Authority for calendar year 2020, 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 Madrone, seconded by Supervisor Bass, to appoint Supervisor Bohn as the delegate and Supervisor Fennell as the alternate. The motion carried by the following vote:**

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone



**County Administrative Office****2. Board Meeting - Calendar Year 2020**

**Recommendation:** That the Board of Supervisors:

1. Cancel Board meetings on the following dates in calendar year 2020 and direct the Clerk of the Board to notify all county departments of these cancelled meetings:

- \* Tuesday, Jan. 21, 2020 (following a county holiday on Jan. 20)
- \* Tuesday, Feb. 18, 2020 (following a county holiday on Feb. 17)
- \* Tuesday, March 31, 2020 (county holiday)
- \* Tuesday, May 26, 2020 (following a county holiday on May 25)
- \* Tuesday, June 30, 2020 (5th Tuesday)
- \* Tuesday, July 21, 2020 (National Association of Counties Conference)
- \* Tuesday, Aug. 4, 2020 (Board break)
- \* Tuesday, Aug. 11, 2020 (Board break)
- \* Tuesday, Sept. 8, 2020 (following a county holiday on Sept. 7)
- \* Tuesday, Sept. 22, 2020 (Rural Counties Representatives of California annual conference)
- \* Tuesday, Oct. 13, 2020 (following county-wide All Hands Training Day on Oct. 12)
- \* Tuesday, Nov. 24, 2020 (Thanksgiving week)
- \* Tuesday, Dec. 1, 2020 (California State Association of Counties annual conference)
- \* Tuesday, Dec. 22, 2020 (Winter break)
- \* Tuesday, Dec. 29, 2020 (Winter break)

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

**Aye:** 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

**3. Assess Potential Road Improvement Project Near Rio Dell Using Funding from Wind Energy Project**

**Recommendation:** That the Board of Supervisors:

1. Direct staff to perform an assessment of the Humboldt Wind Energy Project to determine whether it would provide sufficient funding to perform a road improvement project near Rio Dell.

**A motion was made by Supervisor Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:**

**Aye:** 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

**Nay:** 1 - Steve Madrone

**Planning and Building Department****4. Mobile Home Rent Stabilization Ordinance Implementing Rules and Procedures**

**Recommendation:** That the Board of Supervisors:

1. Receive the staff report on the Mobile Home Rent Stabilization Ordinance;
2. Review the Mobile Home Rent Stabilization Rules and Guidelines, including the remedies for non-compliance; and
3. Adopt the draft Resolution establishing Mobile Home Rent Stabilization Rules and Guidelines.

*A motion was made by Supervisor Madrone, seconded by Supervisor Fennell, to continue this item to a date uncertain to allow for a stakeholder meeting to occur to gather input to be brought back to the Board. The motion carried by the following vote:*

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

**I. PUBLIC HEARINGS****J. DISCUSSION ITEMS****K. MATTERS SET FOR TIME CERTAIN****Board of Supervisors - Closed Session**

1. 11:00 a.m. - Pursuant to Government Code sections 54954.5 and 54957, to consider a Public Employee Performance Evaluation for the position of the County Counsel.

*The Board of Supervisors met in conference pursuant to Government Code sections 54954.5 and 54957, to consider a Public Employee Performance Evaluation for the position of the County Counsel. There was no action to report.*

2. 11:00 a.m. - A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number CV190389.

*The Board of Supervisors met in conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number CV190389. There was no action to report.*

3. 11:00 a.m. - A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number 1:19-cv-3055.

*The Board of Supervisors met in conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number 1:19-cv-3055. There was no action to report.*

4. 11:00 a.m. - A conference with legal counsel pursuant to paragraph 1 of Government Code section 54956.9(d) in the matter of Jeffrey S. Blanck v. Lisa Dematteo et al.; case number DR190340.

*The Board of Supervisors met in conference with legal counsel pursuant to paragraph 1 of Government Code section 54956.9(d) in the matter of Jeffrey S. Blanck v. Lisa Dematteo et al.; case number DR190340. There was no action to report.*

#### **L. 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 6, 2019



MINUTES  
TUESDAY, NOVEMBER 5, 2019  
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 12, 2019 with the vote as shown below.

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

  
\_\_\_\_\_  
RYAN SHARP  
Deputy Clerk of the Board

  
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REX BOHN  
Chair of the Board