

BOARD OF SUPERVISORS

REX BOHN
First District
ESTELLE FENNEL
Second District
MARK LOVELACE
Chair - Third District
VIRGINIA BASS
Vice Chair - Fourth District
RYAN SUNDBERG
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, September 20, 2016

9:00 AM

Regular Meeting

- A. SALUTE TO THE FLAG
- B. MODIFICATIONS TO THE AGENDA
- C. PUBLIC COMMENT ON NON-AGENDA ITEMS – 9:00 A.M.
- D. CONSENT CALENDAR

Auditor/Controller

1. Payroll Clearing Appropriation Transfer for Fiscal Year 2015-2016

Recommendation: That the Board of Supervisors approve the attached fiscal year 2015-2015 appropriation transfer for \$210,271; and authorize the Auditor-Controller to make minor budget adjustments as needed to provide sufficient appropriations to cover actual expenditures for fiscal year 2015-2016.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Board of Supervisors

2. Appreciation Letter to Randall Stone for Service on the Fortuna Fire Protection District Board (Supervisor Estelle Fennell)

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

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

3. Appoint Dr. Donald Baird as the Alternate on the North Coast Emergency Medical Services Board (NCEMS) to Replace Susan Buckley (Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors appoint Dr. Donald Baird as the Alternate on the North Coast Emergency Medical Services Board to replace Susan Buckley.

This item was pulled from the agenda and will return at a later date.

4. Proclaim September 30, 2016 as Libby Maynard 2016 NorCan Leader of the Year Appreciation Day in Humboldt County (Supervisor Mark Lovelace)

Recommendation: That the Board adopt the Proclamation.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

5. Retirement Resolution Recognizing Lonnie G. Danel Jr. for Outstanding Service to the Community and County (Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors authorizes the Chair to sign the Resolution.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

6. Proclaim September 17th through September 23rd, 2016 as Constitution Week in Humboldt County (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors adopt the Proclamation.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

7. Reappoint Kent Wrede to the Fortuna Cemetery District Board of Directors (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors reappoint Kent Wrede to the Fortuna Cemetery District Board of Directors for another four-year term expiring June 30, 2020.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Clerk of the Board

8. Approval of the Action Summary - Special Meeting of September 9, 2016

Recommendation: That the Board of Supervisors approve the Action Summary for the special meeting of September 9, 2016 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 Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

9. Approval of the Action Summary - Meeting of September 13, 2016

Recommendation: That the Board of Supervisors approve the Action Summary for the meeting of September 13, 2016 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 Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

County Administrative Office

10. Supplemental Budget for Fund 1120, Budget Unit 287, Workforce Development Board, Fiscal Year 2016-2017 (4/5th Vote Required)

Recommendation: That the Board of Supervisors approve a supplemental budget in Fund 1120, Budget Unit 287, Workforce Development Board; and direct the Auditor-Controller to incorporate the supplemental budget as outlined.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

11. Legislative Agreement between the County of Humboldt and Shaw/Yoder/Antwih, Inc.

Recommendation: That the Board of Supervisors approve the agreement with Shaw/Yoder/Antwih, Inc. for state advocacy services; authorize the Chair to execute two (2) copies of the Agreement (Attachment 1); and direct the Clerk of the Board to route one (1) fully executed copy of the Agreement to the County Administrative Office.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

12. Set Public Hearing for Adoption of Fee Updates

Recommendation: That the Board of Supervisors direct the Clerk of the Board to schedule a public hearing on Tuesday, October 4, 2016, at 9:00 a.m. or as soon thereafter as the matter may be heard, for consideration of adoption of an ordinance updating the Humboldt County Schedule of Fees and Charges; direct the Clerk of the Board to 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; direct the Clerk of the Board to have the data and documentation supporting the new fees for public review at least ten (10) days prior to the public hearing; and direct the Clerk of the Board to 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 Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

13. Legislative Agreement between the County of Humboldt and Waterman & Associates-Government Relations, Inc.

Recommendation: That the Board of Supervisors approve the agreement with Waterman & Associates-Government Relations, Inc. (W&A) for federal advocacy services; authorize the Chair to execute two (2) copies of the Agreement (Attachment A); and direct the Clerk of the Board to route one (1) fully executed copy of the Agreement to the County Administrative Office.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Department of Health and Human Services: Administration

14. Release and Return of Funds Held by the California Housing Finance Agency (CalHFA) Due to the Expiration of the Agreement between Mental Health Services Act (MHSA) Housing Program and CalHFA

Recommendation: That the Board of Supervisors authorize the Department of Health and Human Services (DHHS)-Interim and/or permanent Mental Health Director to sign the MHSA Housing Loan Program Ongoing Annual MHSA Fund Release Authorization for Future Unencumbered Funds; authorize the Department of Health and Human Services (DHHS)-Interim and/or permanent Mental Health Director to sign the MHSA Housing Loan Program Fund Release Authorization for Existing Unencumbered Funds; and direct the Clerk of the Board to forward one (1) certified copy of the Board Report to the DHHS-Contract Unit for transmittal to DHHS-Mental Health Administration.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

15. Authorize Temporary Increase in Pay for Sue Grenfell, Supervising Mental Health Clinician Pursuant to Article 12.4.1 of the AFSCME Memorandum of Understanding (MOU)

Recommendation: That the Board of Supervisors authorize temporary increase in pay for Supervising Mental Health Clinician, Sue Grenfell, (Class 0916, Range 472) as though promoted to Senior Program Manager - Mental Health (Class 0928, Range 503) beginning September 25, 2016 and continuing until the position is filled.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

16. Second Amendment to Lease with Performance Modular, Inc. for the Modular Building Located at 2933 H Street, Eureka

Recommendation: That the Board of Supervisors approve and authorize the Chair to execute the second amendment to the lease with Performance Modular, Inc. (Lessor) for the modular building located at 2933 H Street, Eureka for the Time Period of December 1, 2016 through November 30, 2019; direct the Clerk of the Board to return one (1) executed original of the second amendment to the lease to the Public Works-Real Property Division for transmittal to the Lessor; and direct the Clerk of the Board to return one (1) certified copy of the Board report to the Department of Health and Human Services (DHHS)-Contract Unit.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

17. Lease at 1211 and 1215 Fifth Street and 433 M Street, Eureka with Slack and Winzler Properties, LLC

Recommendation: That the Board of Supervisors approve and authorize the Chair of the Board to sign two (2) originals of the lease for office space at 1211 and 1215 Fifth Street and 433 M Street, Eureka with Slack and Winzler Properties, LLC (Lessor). The lease has an anticipated start date of October 15, 2016, providing Lessor provides county with notice by October 1, 2016, that the modifications specified in the lease have been completed, and shall terminate on September 30, 2022; and direct the Clerk of the Board to return one (1) executed original of the Lease to the Public Works-Real Property Agent for transmittal to Lessor.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Department of Health and Human Services: Mental Health

18. California Department of Health Care Services Substance Use Disorder Services Standard Agreement #14-90058 for Fiscal Years 2014-15, 2015-16 and 2016-17

Recommendation: That the Board of Supervisors approve the fifth amendment to the Substance Use Disorder Services Standard Agreement # 14-90058 for Fiscal Years 2014-15, 2015-16 and 2016-17; authorize the Department of Health and Human Services (DHHS) - Interim and/or permanent Mental Health Director to sign and submit the fifth amendment to the Substance Use Disorder Services Standard Agreement, Certifications, and any subsequent amendments to this multi-year Substance Use Disorder Services Standard Agreement to the State Department of Health Care Services; and direct the Clerk of the Board to send a certified copy of this agenda item to the DHHS-Contract Unit for forwarding to DHHS-Mental Health Administration.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Department of Health and Human Services: Public Health

19. Request to Exercise Second Options to Extend Leases with Rynecki and Rynecki, LLC and 2nd & H Street, LLC for Office Space Located at 100 H Street and Parking Lot Located at Second and H Street

Recommendation: That the Board of Supervisors approve exercising the second option to extend the lease with Rynecki and Rynecki, LLC (Lessor) for office space at 100 H Street, Eureka through November 30, 2017; approve exercising the second option to extend the lease with 2nd & H Street, LLC (Lessor) for the parking lot at Second and H Street, Eureka through November 30, 2017; authorize Public Works-Real Property Division to send notices to Lessors that the county is exercising the second options to extend the leases through November 30, 2017; and direct the Clerk of the Board to return one executed agenda item to Public Works-Real Property Division.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

20. State Standard Agreement #16-10248 for the Preharvest Shellfish Sanitation Program

Recommendation: That the Board of Supervisors approve State Standard Agreement #16-10248 with the California Department of Public Health (CDPH) - in the amount of \$29,040 in Fund 1175, Budget Unit 435, Public Health Laboratory for the period of July 1, 2016 through June 30, 2019; authorize the Chair of the Board to sign five (5) signature pages of the agreement; authorize the Director of Public Health, or designee to sign any subsequent amendments or budget revisions directly related to this agreement; and direct the Clerk of the Board to return all signed documents to the Department of Health and Human Services (DHHS)-Contract Unit.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

21. Data Use and Disclosure Agreement with the California Department of Public Health (CDPH) for the California Reportable Disease Information Exchange (CalREDIE)

Recommendation: That the Board of Supervisors approve and authorize the Chair of the Board to sign two (2) originals of the Data Use and Disclosure Agreement with CDPH for CalREDIE; direct the Clerk of the Board to return one (1) signed original to Public Health for submission to the state; and direct the Clerk of the Board to direct one (1) copy of the certified Board report to the Department of Health and Human Services (DHHS)-Contract Unit.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Department of Health and Human Services: Social Services

22. First Amendment to Lease at 231 Second Street, Suites 301 and 303 with Pacific Partners Property Management, Inc.

Recommendation: That the Board of Supervisors approve and authorize the Chair of the Board to sign two (2) originals of the first amendment to the lease located at 231 Second Street, Suites 301 and 303 with Pacific Partners Property Management, Inc. (Lessor) to include leased premises at 231 Second Street, Suite 100 and 134 D Street, Suites 101 and 302 for the period effective October 1, 2016 through December 31, 2018; and direct the Clerk of the Board to return one (1) executed original of the Lease to the Public Works-Real Property Agent for transmittal to Lessor.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

23. Request to Exercise the First Option to Extend the Leases for Three Modular Units Located at 638 West Clark Street, Eureka, CA with Performance Modular, Inc.

Recommendation: That the Board of Supervisors approve the Department of Health and Human Services (DHHS-Social Services' request to exercise the first option to extend the leases for three (3) modular units located at 638 West Clark Street, Eureka, CA with Performance Modular, Inc. for the period December 1, 2016 through November 30, 2017; authorize Public Works-Real Property Division to send a notice to Lessor that the county is exercising the first option to extend the leases; and direct the Clerk of the Board to return one executed agenda to Public Works-Real Property Division.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

24. Second Option to Extend the Lease at 930 Sixth Street, Eureka

Recommendation: That the Board of Supervisors approve exercising the second option to extend the lease at 930 Sixth Street, Eureka with California Newspapers Partnership, Inc. through November 30, 2017; authorize Public Works-Real Property Division to send a notice to the lessor that the county is exercising the second option to extend the lease; and direct the Clerk of the Board to return one executed agenda item to Public Works-Real Property Division.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Public Works**25. Extension of Lease Agreement for Courthouse Snack Bar (4/5 Vote Required)**

Recommendation: That the Board of Supervisors approve by a 4/5 vote of extending the Lease with Jeanne Fleek and Michael Scollard for the Courthouse Snack Bar, through September 30, 2017; authorize Real Property to notify Lessee of approval of the extension; and directs the Clerk of the Board to return one executed agenda item to Real Property.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

26. Agreement for Consultant Services with North State Resources, Inc. for the Honeydew Bridge Replacement Project

Recommendation: That the Board of Supervisors authorize the Chair to sign the attached Agreement for Consultant Services with North State Resources, Inc. ("NSR") to perform environmental services for the Honeydew Bridge Replacement Project.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

27. Humboldt Community Corrections Re-entry Resource Center Construction Project, Professional Services Negotiations, Project Number 170223

Recommendation: That the Board of Supervisors authorize the Director of Public Works, or a designee thereof, to enter into negotiations with Nichols, Melburg & Rossetto Architects regarding the provision professional design services relating to the Humboldt Community Corrections Re-entry Resource Center construction project; authorize the Director of Public Works, or a designee thereof, to enter into negotiations with one of the two remaining alternate firms if negotiations with Nichols, Melburg & Rossetto Architects are unsuccessful; and direct Public Works staff to return to the Board once negotiations are completed requesting authorization to enter into the negotiated contract for professional design services relating to the Humboldt Community Corrections Re-entry Resource Center.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

28. Agreement for Consultant Services with Fisch Drilling for the Eel River Valley Groundwater Basin Assessment

Recommendation: That the Board of Supervisors authorize the Chair to sign the attached Agreement for Consultant Services with Fisch Drilling to perform drilling services for the Eel River Valley Groundwater Basin Assessment.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Recorder/County Clerk**29. Appropriation Transfer to Purchase a Fixed Asset**

Recommendation: That the Board of Supervisors approve the purchase of a new central count ballot scanner for Elections in the amount of \$22,453.00; direct the Auditor/Controller to implement the attached appropriation transfer and establish fixed asset line item 8957 - Computer-Scanner; and direct the Purchasing department to implement the attached requisition for the purchase of the central count ballot scanner.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Sheriff**30. Governing Body Resolution and Certification for the Federal Fiscal Year 2016 Homeland Security Grant Program**

Recommendation: That the Board of Supervisors authorize the Chair to sign the Governing Body Resolution and Certification and direct the Clerk of the Board to certify, for a grant application to the State of California Office of Emergency Services for the Federal Fiscal Year (FFY) 2016 Homeland Security Grant Program; authorize the Sheriff to sign the Grant Assurances, cover sheet, and other grant documents; extensions, and amendments as Authorized Agent; and Direct the Clerk of the Board to return the completed documents to the Sheriff's Office of Emergency Services, Attention Dorie Lanni, by September 22, 2016, for further processing.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

31. Acceptance of Donations for Travel by Humboldt County Sheriff's Deputies to Dallas Police Memorial in July 2016 and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors accept donations for out-of-county travel by Humboldt County Sheriff's Deputies to Dallas Police Memorial in July 2016; and approve a supplemental budget in Budget Unit 221 Sheriff's Operations to allow for the transportation costs in Sheriff's Office (4/5 vote required).

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

32. Fiscal Year 2016-17 Request for Budget Adjustment for Homeland Security Grant Program in the Sheriff's Office of Emergency Services Budget Unit 213

Recommendation: That the Board of Supervisors approve Fiscal Year 2016-17 Request for Budget Adjustment to establish fixed asset expense items for Homeland Security Grant Program in the Sheriff's Office of Emergency Services Budget Unit 213 to facilitate purchase of equipment for Humboldt Bay Fire District and Fortuna Volunteer Fire District.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

E. SPECIAL PRESENTATIONS

Board of Supervisors

1. Resolution Recognizing Cheri Williams on her Retirement from the Humboldt County Sheriff's Office (Supervisor Mark Lovelace)

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

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

2. Retirement Resolution Recognizing Caltrans District 1 Director Charlie Fielder for Outstanding Service to the Community and County (Supervisor Rex Bohn)

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

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

3. AT&T Presentation on Connect America Funds and North Coast Resiliency Plan (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors hear the presentation and take appropriate action, if required.

Approved per order of the Chair

F. MATTERS SET FOR TIME CERTAIN

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

I. DEPARTMENT REPORTS

Human Resources**1. Ordinance for the Public Employees' Retirement System Contract Amendment**

Recommendation: That the Board of Supervisors introduce the attached Ordinance by title, waive the first reading thereof, and schedule for adoption on October 4, 2016 as an Ordinance pursuant to Government Code sections 25123(e) and (f); direct the Clerk of the Board to publish the pre-adoption summary of the Ordinance and to post a certified copy of the full text of the proposed Ordinance in the office of the Clerk of the Board, both publication and posting to be done at least five (5) days prior to the Board meeting at which the Ordinance will be adopted [Government Code Section 25124 (b)(1)]; direct the Clerk of the Board, within 15 days after adoption of the Ordinance, to publish a post-adoption summary of the Ordinance with the names of the Supervisors voting for and against the Ordinance, and to post in the office of the Clerk of the Board a certified copy of the full text of the adopted Ordinance and amendments along with the names of those Supervisors voting for and against the Ordinance [Government Code Section 25124 (b)(1)]; and direct the Clerk of the Board to sign the "Certification of Governing Body's Action" (relating to Resolution No. 16-103), and "Certification of Compliance with Government Code Section 7507," and "Certification of Compliance with Government Code Section 20516" forms.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Planning and Building Department**2. Introduction of Ordinance _____ Amending Ordinance 2102 (Chapter 5 of Title III, Division 3 of the Humboldt County Code) Relating to Flood Damage Prevention**

Recommendation: That the Board of Supervisors introduce the attached Ordinance Amending Ordinance 2102 (Chapter 5 of Title III, Division 3 of the Humboldt County Code) relating to flood damage prevention by title and waive the first reading; set the Ordinance for adoption on October 4, 2016, or at least one week away from September 20, 2016 (but no later than October 4, 2016); direct the Clerk of the Board to publish the pre-adoption summary of the Ordinance and to post a certified copy of the full text of the proposed Ordinance in the office of the Clerk of the Board, both publication and posting to be done at least five (5) days prior to the Board meeting at which the Ordinance will be adopted [Government Code Section 25124(b)(1)]; and direct the Clerk of the Board, within 15 days after adoption of the Ordinance, to publish a post-adoption summary of the Ordinance with the names of the Supervisors voting for and against the Ordinance, and to post in the office of the Clerk of the Board a certified copy of the full text of the adopted Ordinance and amendments along with the names of those supervisors voting for and against the Ordinance [Government Code Section 25124(b)(1)].

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

J. ADMINISTRATIVE ABATEMENT HEARINGS**Clerk of the Board**

1. Appeal of the Code Enforcement Officer's Determination to the Notice and Order to Abate Unlawful Marijuana Cultivation, Served August 22, 2016, Property Owner: Ronald and Debra Meyers: APN #522-311-060

Recommendation: That the Board of Supervisors open the administrative hearing and receive the staff report and public testimony; close the administrative hearing, and based on the findings in the Code Enforcement Officers Notice and Order, pursuant to 314-55.2.7.2.1 (Total plant canopy exceeding one hundred (100) square feet on a parcel one (1) acre or smaller), and 314-55.2.7.2.2 (Cultivation of medical marijuana on a parcel between one (1) acre and five (5) acres in size occurring within forty (40) feet of a property boundary line, when the neighboring parcel is less than five (5) acres in size, deny the appeal; direct the Clerk of the Board to issue a written decision in the form of a resolution (Attachment E), including the findings relating to the existence or nonexistence of the nuisance, as well as findings concerning the property and means of abatement of the nuisance conditions set forth in the Notice and Order; and direct the Clerk of the Board to give notice of the decision to the appellant, appellant's agent, Code Enforcement Officer, and any other interested party.

This item was pulled from the agenda and will return at a later date.

2. Appeal of the Code Enforcement Officer's Determination to the Notice and Order to Abate Unlawful Marijuana Cultivation, Served August 24, 2016, Property Owner: Lucie Krocil: APN #522-311-009

Recommendation: That the Board of Supervisors open the administrative hearing and receive the staff report and public testimony; close the administrative hearing, and based on the findings in the Code Enforcement Officers Notice and Order, pursuant to 314-55.2.7.2.2 (Total plant canopy exceeding two hundred (200) square feet on a parcel between one (1) acre and five (5) acres in size), deny the appeal; direct the Clerk of the Board to issue a written decision in the form of a resolution (Attachment E), including the findings relating to the existence or nonexistence of the nuisance, as well as findings concerning the property and means of abatement of the nuisance conditions set forth in the Notice and Order; and direct the Clerk of the Board to give notice of the decision to the appellant, appellant's agent, Code Enforcement Officer, and any other interested party.

This item was pulled from the agenda and will return at a later date.

Code Enforcement Unit

3. Administrative Abatement Hearing. Egan Enterprises, LLC. 575 Connick Creek, Garberville, California, AP #222-156-017

Recommendation: That the Board of Supervisors (Board), pursuant to Humboldt County Code sections 351-21 and 351-22 open the hearing; hold an administrative hearing to determine whether a public nuisance exists on the subject property; adopt the attached Findings of Nuisance and Order of Abatement consistent with the evidence presented at the hearing; and close the hearing.

A motion was made by Supervisor Fennell, seconded by Supervisor Bohn, to approve staff recommendations, with cleanup to happen as soon as possible. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

K. CLOSED SESSION

1. It is the intention of the Board of Supervisors to meet in closed session to consider the appointment for the position of Director of Library Services pursuant to Government Code sections 54954.5 and 54957.

The Board of Supervisors met in closed session to consider the appointment for the position of Director of Library Services pursuant to Government Code sections 54954.5 and 54957. There was no action to report.

L. PUBLIC HEARINGS**M. DISCUSSION ITEMS****Board of Supervisors**

1. Reports on Board Member Travel at County Cost, Meeting Attendance, and Supervisorial District Matters

N. ADJOURNMENT

I, ANA HARTWELL, 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.

ANA HARTWELL

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


September 20, 2016



MINUTES
TUESDAY, SEPTEMBER 20, 2016
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, October 4, 2016, with the vote as shown below.

AYES: Supervisors: Sundberg, Fennell, Lovelace, Bohn, Bass
NAYS: Supervisors: n/a
ABSENT: Supervisors: n/a



ANA HARTWELL
Deputy Clerk of the Board



MARK LOVELACE
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: October 4, 2016

Date: September 15, 2016
To: The Honorable Board of Supervisors
From: Ana Hartwell, Deputy Clerk of the Board of Supervisors
Subject: **Approval of the Action Summary – Meeting of September 20, 2016**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of September 20, 2016 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

SOURCE OF FUNDING: General Fund

DISCUSSION: The Action Summary from the meeting of September 20, 2016 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their September 20, 2016 meeting.

FINANCIAL IMPACT: None

OTHER AGENCY INVOLVEMENT: None

ALTERNATIVES TO STAFF RECOMMENDATIONS: Direct the Clerk of the Board to prepare a corrected Action Summary, if necessary.

ATTACHMENT(S): Action Summary

Prepared by Ana Hartwell, Deputy Clerk of the Board

CAO Approval: *Carla Hays*

REVIEW:

Auditor _____ County Counsel _____ Personnel _____ Risk Manager _____ Other _____

TYPE OF ITEM:

- Consent
- Departmental
- Public Hearing
- Other _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor *Sundberg* Seconded by Supervisor *Bass*

- Ayes *Sundberg, Fennell, Lovelace, Bohn, Bass*
- Nays _____
- Abstain _____
- Absent _____

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: Oct. 4, 2016

By: *Ana Hartwell*
Ana Hartwell, Deputy Clerk of the Board