

BOARD OF SUPERVISORS

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**BOARD OF SUPERVISORS
COUNTY OF HUMBOLDT**

**825 FIFTH STREET
EUREKA, CA 95501
SUPERVISORS' CHAMBER, FIRST FLOOR**

ACTION SUMMARY

Tuesday, June 21, 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

Board of Supervisors

1. Resolution Recognizing the Humboldt Arts Council and the State-Local Partnership Program (Supervisor Virginia Bass)

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

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

2. Approval of the Action Summary - Meeting of June 14, 2016

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of June 14, 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 Sundberg, seconded by Supervisor Fennell, 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

Code Enforcement Unit

3. Special Assessment for Unpaid Administrative Penalty for Juan and Shirley Velasquez, Scotia, A.P. 205-212-027

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code section 2131-8 (e), adopt the attached resolution declaring a special assessment against said real property for an unpaid administrative penalty.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

4. Special Assessment for Unpaid Administrative Penalty for Sunset Asset Management LLC, Shelter Cove, A.P. 109-231-021

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code section 2131-8 (e), adopt the attached resolution declaring a special assessment against said real property for an unpaid administrative penalty.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. Special Assessment for Unpaid Administrative Penalty for Sage Koenig, Honeydew, A.P. 108-011-026

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code section 2131-8 (e), adopt the attached resolution declaring a special assessment against said real property for an unpaid administrative penalty.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. Special Assessment for Unpaid Administrative Penalty for Arthur Tonkin. Willow Creek Golf & Country Club, A.P. 522-381-014

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code section 2131-8 (e), adopt the attached resolution declaring a special assessment against said real property for an unpaid administrative penalty.

This item was pulled from the agenda.

7. Special Assessment for Unpaid Administrative Penalty for John Epperly. Whitethorn, A.P. 111-112-036

Recommendation: That the Board of Supervisors, pursuant to Humboldt County Code section 2131-8 (e), adopt the attached resolution declaring a special assessment against said real property for an unpaid administrative penalty.

This item was pulled from the agenda.

County Administrative Office

8. Supplemental Budget for Fund 1120, Budget Unit 287, Workforce Development Board, Fiscal Year 2015-2016 (4/5th Vote)

Recommendation: That the Board of Supervisors approve a supplemental budget for the Workforce Development Board as follows: 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 on the attached.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. Revenue Recovery Discharge of Accountability

Recommendation: That the Board of Supervisors approve Revenue Recovery's application for discharge of accountability for specified debt collection accounts pursuant to Government Code sections §25257, 25258, and 25259.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

10. Approval of Intergovernmental Transfer between Humboldt County Department of Health and Human Services, California Department of Health Care Services and Partnership HealthPlan of California

Recommendation: That the Board of Supervisors approve the attached Intergovernmental Transfer agreements between the Humboldt County Department of Health and Human Services, the California Department of Health Care Services and Partnership HealthPlan of California; authorize the Director of the Department of Health and Human Services to sign and execute the attached Intergovernmental Transfer agreements; authorize the Department of Health and Human Services to transfer \$3,310,148 (including a 20% California Department of Health Care Services administrative fee) to the California Department of Health Care Services; and authorize the Director of the Department of Health and Human Services to execute future amendments and/or documents related to the attached Intergovernmental Transfer agreements after review and approval by County Counsel and Risk Management.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

11. Technical Assistance and Software License Agreements with the Regents of the University of California for the Automated Vital Statistics System (AVSS) for Birth Certificates

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign three (3) originals of the technical assistance agreement between the Regents of the University of California (UC Regents) and Department of Health and Human Services (DHHS) -Public Health for AVSS for the period of July 1, 2016 through June 30, 2017; approve and authorize the Chair to sign three (3) originals of the software license agreement between the UC Regents and DHHS-Public Health for AVSS for the period of July 1, 2016 through June 30, 2017; grant a waiver of the Nuclear Free Ordinance for both agreements; and direct the Clerk of the Board to return three (3) signed originals of each agreement and one (1) copy of the Board Motion to the DHHS-Contract Unit for forwarding to DHHS-Public Health for execution by the UC Regents.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

12. Third Amendment to July 1, 2014 Agreement between Remi Vista, Inc. and Humboldt County for the Provision of Mental Health Services for Fiscal Years 2014-15 and 2015-16

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign three (3) originals of the third amendment to the July 1, 2014 agreement with Remi Vista, Inc. for the provision of Mental Health Services for fiscal year 2015-16; and direct the Clerk of the Board to return two (2) executed originals of the of the third amendment to the Department of Health and Human Services (DHHS)-Contract Unit for forwarding to DHHS-Children and Family Services Administration.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

Probation

13. Supplemental Budget for Budget Unit 294, Contract Services (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the attached supplemental budget for budget unit 294, contract services (4/5 vote required).

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

14. Amendments to Solid Waste Collection Franchise, Container Site and Transfer Station Agreements for Fiscal Year 2016-17

Recommendation: That the Board of Supervisors approve the attached amendments to the solid waste collection franchise agreements with Arcata Garbage Company, Eel River Disposal Company, Inc., Humboldt Sanitation Company, Inc. and Recology Humboldt County; approve the attached amendments to the operation and maintenance agreements with Eel River Disposal Company, Inc. for the southern solid waste container sites and the Redway Transfer Station; approve the amendment to the operation and maintenance agreement with Humboldt Sanitation Company, Inc. for the northern solid waste container sites effective July 1, 2016; and direct the Clerk of the Board to return two (2) fully executed copies of the attached amendments to the Department of Public Works for distribution.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. Supplemental Budget for County Surveyor (1100168), (4/5 Vote Required)

Recommendation: That the Board of Supervisors adopt the attached supplemental budget for Fiscal Year 2015-16.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. Amendment to the Agreement for Professional Services for Design Engineering and Project Development for Pine Hill Road Bridge (04C-173) Over Swain Slough, Contract No.: 594020

Recommendation: That the Board of Supervisors approve the attached amendment to the Agreement for Professional Services with Quincy Engineering, Inc., dated April 3, 2012 ("Professional Services Agreement"), which extends the deadline for completion of certain consultant services pertaining to the replacement of Pine Hill Road Bridge (04C-173) over Swain Slough; authorize the Chairman of the Board to execute three (3) originals of the attached amendment to the Professional Services Agreement; and direct the Clerk of the Board to return two (2) executed originals of the attached amendment to the Department of Public Works for further processing.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. Reallocate One (1) Full Time Equivalent (FTE) Funded Engineering Technician I/II to One (1) Full Time Equivalent (FTE) Senior Engineering Technician in Roads Maintenance - Budget Unit 325

Recommendation: That the Board of Supervisors reallocate the Engineering Technician I/II (class 0322, salary range 381/405, position 01) position currently occupied by Jesse Middaugh in budget unit 325, to Senior Engineering Technician (class 0313, salary range 423) and reclassify Mr. Middaugh accordingly, effective at the beginning of the next biweekly pay period following approval.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

18. Bid Authorization for the Garberville Airport Runway and Taxiway Rehabilitation and Run-Up Apron Improvement Project, Airport Improvement Program (AIP) Grant 03-06-0092-010, Project No. 919275

Recommendation: That the Board of Supervisors receive the plans and specifications pertaining to the Garberville Airport Runway and Taxiway Rehabilitation and Run-Up Apron Improvement Project, Airport Improvement Program (AIP) Grant 03-06-0092-010, Project No. 919275 ("Garberville Airport Runway Rehabilitation Project"); and authorize the Clerk of the Board to advertise the Garberville Airport Runway Rehabilitation Project pursuant to Section 22037 of the California Public Contract Code with bids to be opened on Tuesday, July 12, 2016 at 3:00 PM.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

19. Temporary Allocation of Two (2) Senior Emergency Communications Dispatcher Positions (salary class 0127, salary range 363) in Budget Unit 110-221

Recommendation: That the Board of Supervisors authorize two (2) temporary Senior Emergency Communications Dispatcher position allocations (salary class 421, salary range 355) in Budget Unit 1100-221 to become effective with the pay period beginning July 3, 2016 and ending November 19, 2016.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

Treasurer/Tax Collector

20. Request for Discharge of Accountability of Unsecured Tax Accounts

Recommendation: That the Board of Supervisors approve an Authorization of Discharge of Accountability for county tax assessments, penalties, and costs deemed uncollectable pursuant to Revenue and Taxation Code 2611.1.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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. 2016 Interim Financing Document Authorization to Finance Various Capital Improvement Projects

Recommendation: That the Board of Supervisors adopt Resolution # ____ (Attachment 1) authorizing the execution and delivery of certain documents and authorizing certain actions in order to finance various capital improvement projects; approve the Site Lease (Attachment 2) by and between the County of Humboldt and the Humboldt County Public Property Leasing Corporation (HCPPLC) dated July 1, 2016 relating to various capital improvement projects, and authorize the County Administrative Officer (CAD) or her designee to execute the agreement substantially in the form presented; approve the Lease Agreement (Attachment 3) by and between the HCPPLC and the County of Humboldt dated July 1, 2016 relating to various capital improvement projects, and authorize the CAO or her designee to execute the agreement substantially in the form presented; approve the Assignment and Purchase Agreement (Attachment 4) by and between the HCPPLC and the Treasurer-Tax Collector (T-TC) of the County of Humboldt dated July 1, 2016, and authorize the T-TC or his designee to execute the agreement acting on behalf of the Humboldt County Treasury Pool substantially in the form presented; and direct the Auditor-Controller to establish fund 3467-2016 Interim Financing fund for tracking and reconciliation of all transactions associated with financing of said projects.

A motion was made by Supervisor Sundberg, seconded by Supervisor Fennell, 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

F. MATTERS SET FOR TIME CERTAIN

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

I. DEPARTMENT REPORTS

County Administrative Office

1. Consider Placing a Commercial Cannabis Cultivation Excise Tax on the Ballot for the November 8, 2016 Election

Recommendation: That the Board of Supervisors receive a report and presentation from Fairbank, Maslin, Maullin, Metz & Associates regarding polling results on a potential commercial cannabis cultivation excise tax measure; if your Board chooses to place a commercial cannabis cultivation excise tax measure on the ballot for the November 8, 2016 general election, direct staff to return to your Board on July 19, 2016 for introduction of an ordinance placing such a measure on the ballot; and if your Board chooses to place a commercial cannabis cultivation excise tax measure on the ballot, determine a tax rate or tax structure for the measure.

A motion was made by Supervisor Fennell, seconded by Supervisor Bass, to move forward with the Ordinance with the changes to the tax schedule, namely a 25% decrease for the whole schedule; to

approve changes to the wording in the ballot measure as discussed; and to return to the Board with clarification on the possibility of Consumer Price Index increases. The motion carried by the following vote:

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

2. Aggressive and Intrusive Solicitation Ordinance

Recommendation: That the Board of Supervisors introduce the attached Ordinance by title (Attachment I), adding Chapter 1, Division 10 of Title IX to the Humboldt County Code, and waive the first reading; set the Ordinance for adoption on June 28, 2016; direct the Clerk of the Board to publish a post-adoption summary of the ordinance (Attachment II) 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 (Attachment III) 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 Sundberg, that the recommendations be approved. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Ryan Sundberg

Nay: 1 - Mark Lovelace

3. Airline Minimum Revenue Guarantee for Humboldt County Convention and Visitor Bureau and Pass-Through Funding

Recommendation: That the Board of Supervisors provide direction to staff on the three pass through options for funding, found on page two of this agenda item, for gateway organizations; and provide direction to staff to include or not include additional contract language, found on page three of this agenda item, regarding the county reimbursing Humboldt County Convention and Visitors Bureau (HCCVB) for half of any Minimum Revenue Guarantee (MRG) paid out by HCCVB.

A motion was made by Supervisor Fennell, seconded by Supervisor Sundberg, to allocate half of the funding to Arcata and to split the remaining half of the funding between the other three gateway communities. The motion carried by the following vote:

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

Public Works

- 4. Additional Solid Waste and Recycling Services by Recology Humboldt County in the Blue Lake/Fieldbrook, Garberville and Holmes/Redcrest Areas of Humboldt County for Fiscal Year 2016-2017

Recommendation: That the Board of Supervisors approve the additional solid waste and recycling services proposed by Recology Humboldt County (RHC) for the Blue Lake/Fieldbrook, Garberville and Holmes/Redcrest areas of Humboldt County; and direct staff to return to the Board on June 28, 2016 with contract amendments which incorporate the approved additional solid waste and recycling services into the solid waste collection franchise agreements with RHC for the Blue Lake/Fieldbrook, Garberville and Holmes/Redcrest areas of Humboldt County.

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, Mark Lovelace, Virginia Bass, and Ryan Sundberg

J. CLOSED SESSION

K. ADMINISTRATIVE ABATEMENT HEARINGS

L. PUBLIC HEARINGS

M. AFTERNOON 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


June 21, 2016



MINUTES
TUESDAY, JUNE 21, 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, June 28, 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: June 28, 2016

Date: June 22, 2016
 To: The Honorable Board of Supervisors
 From: Brooke Eberhardt, Deputy Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of June 21, 2016**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of June 21, 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 June 21, 2016 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their June 21, 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: 

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: June 28, 2016

By: 
 Ana Hartwell, Deputy Clerk of the Board