

BOARD OF SUPERVISORS

REX BOHN
Vice-Chair - First District
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

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

ACTION SUMMARY

Tuesday, April 4, 2023

9:00 AM

Regular Meeting - Hybrid

A. ROLL CALL

Present: 4 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, and Supervisor Steve Madrone
Absent: 1 - Supervisor Natalie Arroyo

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

County Administrative Office

[23-430](#)

3. Form an Ad Hoc Working Group to Review the County of Humboldt Strategic Plan

Recommendation: That the Board of Supervisors:

1. Approve the formation of an Ad Hoc working group to review the County of Humboldt Strategic Plan; and
2. Appoint two Supervisors to the Ad Hoc working group to review the County of Humboldt Strategic Plan.

This item was pulled to bring back at a date uncertain.

D. CONSENT CALENDAR

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, that the Consent Calendar be approved. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Auditor/Controller

[23-405](#)

1. Year-End Clearing Appropriation Transfer and Supplemental Budget for Fiscal Year (FY) 2020-21 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the attached appropriation transfer and supplemental budget to cover overdrafts in the General Fund for FY 2020-21 (4/5 Vote Required).

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Aviation

[23-382](#)

2. Bid Authorization for ACV Airfield Lighting System Improvements (Phase II)

Recommendation: That the Board of Supervisors:

1. Receive and approve the plans and specifications for the ACV Airfield Lighting System Improvements (Phase II); and
2. Authorize the Clerk of the Board to advertise the above referenced project, pursuant to Section 22037 of the California Public Contract Code, with bids to be opened April 27, 2023, at 2:00 p.m.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Board of Supervisors

[23-182](#)

3. Godwit Days Proclamation (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:

1. Adopt the Proclamation.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-327](#)

4. Sexual Assault Awareness Month Proclamation (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-391](#)

5. Proclaim April 2023 as Child Abuse Prevention and Awareness Month in Humboldt County (Supervisor Steve Madrone)

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

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-402](#)

6. National Public Health Week Proclamation (Supervisor Steve Madrone)

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

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-415](#)

7. McKinleyville Chamber of Commerce Annual Member's Choice Awards (Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:
1. Ratify the Chair's signature on the certificates.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-427](#)

8. Letter of Appreciation to the Family of John Rice Recognizing His Service to the Williamson Act Advisory Commission (Supervisor Michelle Bushnell)

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

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-442](#)

9. Arts, Culture & Creativity Month Proclamation (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-471](#)

10. Proclamation for Dispatcher Appreciation Week (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-472](#)

11. National Animal Control Officer Appreciation Week Proclamation (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Adopt the Proclamation

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Clerk of the Board

[23-419](#)

12. Approval of the Action Summary - Meeting of March 21, 2023

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of March 21, 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.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-437](#)

13. Notice of At Large Vacancy on the Humboldt County Audit Committee

Recommendation: That the Board of Supervisors:

1. Receive and file the report

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

County Administrative Office

23-115

14. Humboldt County Workforce Development Board (HCWDB) Breaking Barriers Initiative Implementation Funds, Fiscal Year 2022-23 and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in Fund 1120, Budget Unit 287102, Economic Development in the amount of \$288,305.84 (4/5 vote required);
2. Approve and authorize the Workforce Development Board's Executive Director, or designee, to sign the Professional Services Agreement between the County Administrative Office Economic Development Division and Westside Community Improvement Association (WCIA) as well as subsequent contract amendments;
3. Approve and authorize the Workforce Development Board's Executive Director, or designee, and the Department of Health and Human Services Director, or designee, to sign the Memorandum of Understanding (MOU) between the County Administrative Office Economic Development Division and the Department of Health and Human Services Employment Training Division (DHHS ETD) as well as subsequent contract amendments; and
4. Approve and authorize the Workforce Development Board's Executive Director, or designee, to sign the subgrantee agreement between FCC and HCWDB as well as subsequent contract amendments.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

23-160

15. First Contract Amendment to Professional Services Agreement with Redwood Region Entertainment and Education Liaisons, Inc. and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Review and ratify the slate of funding for Redwood Regional Entertainment and Education Liaisons, Inc. (RREEL);
2. Approve and authorize Board Chair to sign the First Amendment with RREEL; and
3. Approve the attached supplemental budget for FY 2022-23 in the amount of \$44,000 increasing projected revenues in the General Fund (1100-888) and expenditures for the County Administrative Office - Economic Development Division budget 1100-181 (4/5 vote required).

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

23-254

16. Resolution Authorizing Civitas Advisors, Inc. to Examine Sales and Transactions and Use Tax Records, Approve Nondisclosure Agreement, Supplemental Budget for the County Administrative

Office Economic Development Division and Appropriation Transfer (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve and adopt Resolution _____, a Resolution of the County of Humboldt Board of Supervisors declaring its intention to authorize the examination of Sales and Transactions and Use Tax Records for the purpose of forming a business improvement district in Humboldt County;
2. Approve the Sales, Transactions and Use Tax Information Nondisclosure Agreement with Civitas Advisors, Inc., a California corporation, for the purpose of preventing the unauthorized disclosure of confidential information;
3. Approve the attached supplemental budget for the County Administrative Office Economic Development Division budget unit 1120-275 in the amount of \$31,500 for fiscal year (FY) 2022-23 (4/5 Vote Required); and
4. Approve the attached appropriations fund balance transfer from General Fund in the amount of \$31,500 (4/5 Vote Required).

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-324](#)

17. Set Public Hearing for Adoption of Fee Updates

Recommendation: That the Board of Supervisors:

1. Direct the Clerk of the Board to:
 - a. Schedule a public hearing on Tuesday, April 25, 2023, at 9 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;
 - b. Post and publish the required pre-adoption summary of the ordinance and public hearing notice for updating the Humboldt County Schedule of Fees and Charges at least 5 days intervening between the dates of the first and last publication, not counting such publication dates;
 - c. Make the data and documentation supporting the new fees available for public review at least 10 days prior to the public hearing; and
 - d. Post a certified copy of the full text of the proposed ordinance in the office of the Clerk of the Board of Supervisors at least 5 days prior to the Board meeting at which the ordinance will be adopted [California Government Code Section 25124(b)(1)].

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-429](#)

19. Appoint Coral Sanders as Interim Chief Probation Officer

Recommendation: That the Board of Supervisors:

1. Accept the resignation of Shaun Brenneman effective April 14, 2023; and
2. Approve the appointment of Coral Sanders as Interim Chief Probation Officer effective April 15, 2023, until such time as the position can be filled.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Department of Health and Human Services: Administration

[23-406](#)

20. Professional Services Agreement with Conduent Healthy Communities Corporation for the Provision of a Community-Facing Dashboard (Majority)

Recommendation: That the Board of Supervisors:

1. Approve and authorize the Chair of the Board to execute, the attached contract with Conduent Healthy Communities Corporation regarding the provision of web-based software and hosting services for the community-facing Department of Health and Human Services - Public Health Data Dashboard;
2. Through the Chair of the Board authorize the waiver in the language of the Nuclear-Free Humboldt County Ordinance Compliance - Conduent Healthy Communities Corporation requested the addition of "at the time of executing this agreement" in the clause to verify that they currently do not have any engagement with any nuclear activities; and
3. Authorize the Department of Health and Human Services - Public Health Director, or a designee thereof, to execute any and all subsequent amendments to the professional Services agreement with Conduent Healthy Communities Corporation, after review and approval by County Counsel, Risk Management, and the County Administrative Office.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Department of Health and Human Services: Behavioral Health

[23-363](#)

21. Application Process for Mental Health Services Act Prevention and Early Intervention Program - Local Implementation Agreements Regarding the Provision of Professional Services Intended to Reduce the Impact of Mental Illness within Humboldt County

Recommendation: That the Board of Supervisors:

1. Approve the attached Mental Health Services Act Prevention and Early Intervention Program - Local Implementation Agreement Application Package;
2. Authorize the Department of Health and Human Services - Behavioral Health Director, or a designee thereof, to utilize application packages that are substantially similar to the attached application package, after review and approval by County Counsel, Risk Management and the County Administrative Office;
3. Approve the attached local implementation agreement templates regarding the provision of professional services intended to reduce the impact of mental illness within Humboldt County;
4. Authorize the Department of Health and Human Services - Behavioral Health Director to execute local implementation agreements that are substantially similar to the attached local implementation agreement templates, and any and all subsequent amendments thereto, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
5. Direct the Clerk of the Board to return one (1) certified copy of the Board Order pertaining to this item to the Department of Health and Human Services - Contract Unit.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Department of Health and Human Services: Public Health

[23-296](#)

22. The Wolff Family Trust donation of \$500 to Nurse-Family Partnership Humboldt County Department of Health and Human Services - Public Health (Majority)

Recommendation: That the Board of Supervisors:

1. Authorize the Public Health Director, or a designee thereof, to accept the \$500 donation from the Wolff Family Trust and all subsequent donations from the Wolff Family to Nurse-Family Partnership.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-380](#)

23. Health Officer Agreement Amendment for Fiscal Year 2023-2024

Recommendation: That the Board of Supervisors:

1. Approve and authorize the Chair to execute the attached Health Officer Agreement Amendment with Candy Stockton-Joreteg for the period of July 1, 2023, to June 30, 2024.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-386](#)

24. Year End Supplemental Budget Request for Fiscal Year (FY) 2020-21 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. That the Board of Supervisors approve the attached supplemental budget in Fund 1100, Budget Unit 490, Medical Care in the amount of \$338,493 for FY 2020-21. (4/5 Vote Required)

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-387](#)

25. Public Health Fiscal Year (FY) 2021-2022 Supplemental Budget for Fund 1175, Budget Unit 413003 (Requires 4/5 Vote)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in the amount of \$26,641 for FY 2021-2022 Department of Health and Human Services - Public Health Fund 1175, Budget Unit 413003

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

District Attorney[23-388](#)

26. Resolution Authorizing the Humboldt County District Attorney's Office to Apply for, Accept and Administer Funding Made Available by the California Governor's Office of Emergency Services through the Child Advocacy Center Program (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Adopt the attached resolution which authorizes the Humboldt County District Attorney, the Humboldt County Auditor-Controller and the County Administrative Office, and/or designees thereof, to execute any and all documents necessary to apply for, accept and administer funding made available by the California Governor's Office of Emergency Services through the Child Advocacy Center Program during the period of April 1, 2023 through March 31, 2028 (4/5 vote required);
2. Authorize the Humboldt County District Attorney, the Humboldt County Auditor-Controller and the County Administrative Office, or designees thereof, to execute any and all documents necessary to retroactively accept and administer April 1, 2022 through March 31, 2023 (4/5 vote required);
3. Direct the Clerk of the Board to provide the Humboldt County District Attorney's Office with one (1) fully executed certified copy of the attached resolution to the District Attorney's Office for submission to the State California Governor's Office of Emergency Services; and
4. Direct the Clerk of the Board to provide the Humboldt County District Attorney's Office with one (1) fully executed copy of the Board order related to this item for further processing.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Libraries[23-158](#)

27. California State Library, Library Services and Technology Act Sustainability Grant for the Kim Yerton Memorial Library (KYML) for Fiscal Year (FY) 2022-23 and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve acceptance of \$17,835 in grant funds from the California State Library, Library Services and Technology Act Sustainability Grant, for KYML;
2. Return to the Humboldt County Library the executed copies of the agreement; and
3. Approve the attached supplemental budget in the amount of \$17,835 for FY 2022-23 for the Humboldt County Library Budget Unit 1500-621 (4/5 vote required).

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Public Works[23-361](#)

28. Storm Damage Repair to Cock Robin Island Road (2H090) at Post Mile 0.50 to 0.57

Recommendation: That the Board of Supervisors:

1. Approve the attached plans and specifications for the Storm Damage Repair to Cock Robin Island Road (2H090) at Post Mile 0.50 to 0.57 Project;
2. Find that the project is exempt from environmental review pursuant to Section 15302 and 15269 of the California Environmental Quality Act (CEQA) Guidelines; and
3. 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, May 9, 2023, at 2:00 p.m.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-369](#)

29. Bid Award Authorization for the Humboldt Bay Trail South Project

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals submitted for the Humboldt Bay Trail South Project;
2. Award the project agreement to McCullough Construction, Inc., for the total amount of \$12,983,350.96; and
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 \$210,000.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Sheriff

[23-423](#)

30. 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 2, 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.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-424](#)

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

Recommendation: That the Board of Supervisors:

1. Declare that a local emergency remains in effect until May 2, 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 Dec. 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 Dec. 20, 2022.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-425](#)

32. Continuation of Local Emergency Due to Consecutive Major Winter Storm Events Commencing on Jan. 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 2, 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 Jan. 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.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Approval of the Consent Agenda

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

F. SPECIAL PRESENTATIONS

DHHS: Behavioral Health

[23-297](#)

1. AB1976 Mental Health Services: Assisted Outpatient Treatment

Recommendation: That the Board of Supervisors:

1. Receive and file a presentation by the Department of Health and Human Services-Behavioral Health (DHHS-BH) regarding Assisted Outpatient Treatment.

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

G. ITEMS PULLED FROM CONSENT

County Administrative Office

[23-371](#)

18. Headwaters Fund Revolving Loan Fund Loan to the Salyer Store

Recommendation: That the Board of Supervisors:

1. Approve the Headwaters Fund Board's (HWFB) recommended Revolving Loan Fund (RLF) loan of \$320,000, as part of a total participation loan with Arcata Economic Development Corporation (AEDC) of \$640,000, to the Salyer Store for the purchase of the property and building renovations (4/5 Vote Required).

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

H. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

[23-476](#)

1. Letter of Opposition for Assembly Bill 742 (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the Letter of Opposition.

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

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

Nay: 1 - Mike Wilson

I. DEPARTMENT REPORTS

Clerk of the Board

[23-360](#)

1. Consider the At-Large Appointment on the Resource Conservation District Board

Recommendation: That the Board of Supervisors:

1. Consider the appointment of Reid Cody to the existing vacancy.

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-420](#)

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

Recommendation: That the Board of Supervisors:

1. Consider making an appointment to the At-Large vacancy on the Audit Committee.
2. Consider making the appointment for the remainder of the term ending April 6, 2023 and including the additional two-year term with an end date of April 6, 2025.

A motion was made by Supervisor Bohn, seconded by Supervisor Bushnell, to approve staff recommendations and appoint Nicole Alverado with a four-year term. The motion carried by the

following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

DHHS: Administration

[23-237](#)

4. Presentation on Proposed Eureka Navigation Center

Recommendation: That the Board of Supervisors:

1. Receive and file a presentation on the proposed Eureka Navigation Center

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

Planning and Building Department

[23-353](#)

5. Consideration of Humboldt Bay Harbor, Recreation, and Conservation District's (Harbor District) Request to Assume the County's \$2,320,000.00 Environmental Protection Administration Brownfield Cleanup Revolving Loan Fund (BCRLF) Loan to the Samoa Pacific Group.

Recommendation: That the Board of Supervisors:

1. Receive and consider the staff report and accept public comment; and
2. Adopt the attached Resolution No. _____ (Attachment 1) to take the following actions:
 - a. Approve in concept the Harbor District's assumption of the County's \$2,320,000.00 BCRLF loan to the Samoa Pacific Group (SPG) with the following conditions:
 - i. Samoa Pacific Group remains responsible for the lead abatement in the historic homes in Samoa. This shall be memorialized in a separate agreement. The process of clearing the homes in Samoa for Lead Abatement be continued prior to transfer of the property to the new owner. The current agreement requires this work to be completed by June 2023.
 - ii. The full loan must be repaid, there is no opportunity to convert a portion of the loan to a grant.
 - iii. The Assignment of rents shall apply to the Nordic site, the Redwood Marine Terminal and to all property leased by Crowley.
 - iv. The loan term remains 2024; and
 - b. Authorize the Planning and Building Department Director to execute in the name of the County of Humboldt the Loan Assumption Agreement (Exhibit A) as modified by the Board and after review and editing by the Office of County Counsel, and all other documents required by the Title Company or Environmental Protection Administration (EPA) for transfer of the BCRLF loan to the Harbor District.

A motion was made by Supervisor Bohn, seconded by Supervisor Wilson, to approve staff recommendations with all fees to be paid by the Harbor District. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

[23-364](#)

6. Summarily Approve Administrative Civil Penalty Assessment on Various Properties

Recommendation: That the Board of Supervisors:

1. Approve the proposed Administrative Civil Penalty Assessments on property owners who are in violation of various Humboldt County Codes including violation of Commercial Cannabis Land Use Ordinance (CCLUO) (formerly Commercial Medical Marijuana Ordinance) in the amount of \$900,000 plus administrative costs incurred in accordance with Title III, Division 5, Chapter 2, section 352-20 Summary Approval of Proposed Administrative Civil Penalty Assessments.
2. Provide direction to the Planning and Building Department regarding additional enforcement of Administrative Civil Penalty Liens.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson to direct staff to bring back a draft policy. The motion carried by the following vote:

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

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that staff recommendation No. 1 to approve the proposed Administrative Civil Penalty Assessments on property owners who are in violation of various Humboldt County Codes including violation of Commercial Cannabis Land Use Ordinance (CCLUO) (formerly Commercial Medical Marijuana Ordinance) in the amount of \$900,000 plus administrative costs incurred in accordance with Title III, Division 5, Chapter 2, section 352-20 Summary Approval of Proposed Administrative Civil Penalty Assessments be approved. The motion carried by the following vote:

Aye: 3 - Rex Bohn, Mike Wilson, and Steve Madrone

Nay: 1 - Michelle Bushnell

J. PUBLIC HEARINGS

K. DISCUSSION ITEMS

L. MATTERS SET FOR TIME CERTAIN

DHHS: Public Health - Special Presentation

[23-381](#)

1. 11:00 AM - Receive and File a Report on the Department of Health and Human Services-Public Health Suicide Fatality Review Team

Recommendation: That the Board of Supervisors:

1. Receive and file a report on the Suicide Fatality Review Team from the Humboldt County Health Officer and Public Health Director.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to receive and file the report. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

County Counsel - Closed Session[23-475](#)

2. 1:00 PM - CLOSED SESSION - Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of M.R. v. Humboldt County, Humboldt County Superior Court Case No. CV2201622

The Board voted 4-0, with Supervisor Arroyo absent, to authorize the Risk Manager to enter into an agreement with the Mitchell Law Firm for defense of the case of M.R. v. Humboldt County, Humboldt County Superior Court Case No. CV2201622.

[23-436](#)

3. 1:00 PM - CLOSED SESSION - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Bear River Band of Rohnerville Rancheria Tribe, et al. v. California Department of Social Services, et al., Humboldt County Superior Court Case No. CV2300408

The Board voted 4-0, with Supervisor Arroyo absent, to authorize the Risk Manager to enter into an agreement with Gordon-Creed, Kelley, Holl, Angel and Sugerman, LLP for defense of the case of Bear River Band of Rohnerville Rancheria Tribe, et al. v. California Department of Social Services, et al., Humboldt County Superior Court Case No. CV2300408.

Board of Supervisors - Closed Session[23-407](#)

4. 1:00 PM - CLOSED SESSION - Conference with Labor Negotiator - Pursuant to Government Code Section 54957.6 it is the Intention of the Board of Supervisors to Meet in Closed Session to Review the County's Position and Instruct its Designated Labor Negotiator. Labor Negotiators: Elishia Hayes, Zachary O'Hanen, and Jack Hughes. Employee Organizations (Represented and Unrepresented): SEIU/In-Home Support Services, American Federation of State, County and Municipal Employees (AFSCME local 1684), Humboldt County Attorneys Association, Humboldt Deputy Sheriffs Organization (Law Enforcement Non-Management Unit), Humboldt Deputy Sheriffs Organization (Law Enforcement Management Unit), Appointed Department Heads, and Management and Confidential employees

There was no reportable action taken.

M. CLOSED SESSION - SEE MATTERS SET FOR TIME CERTAIN**N. ADJOURNMENT****Board of Supervisors**[23-428](#)

1. Certificate of Adjournment for John Rice

Recommendation: That the Board of Supervisors:

1. Sign the certificate of adjournment for John Rice.

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

Aye: 4 - Rex Bohn, Michelle Bushnell, Mike Wilson, and Steve Madrone

I, BROOKE EBERHARDT, 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.

BROOKE EBERHARDT

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

April 7, 2023