

**BOARD OF SUPERVISORS**

REX BOHN  
First District  
ESTELLE FENNELL  
Chair - Second District  
MARK LOVELACE  
Vice Chair - Third District  
VIRGINIA BASS  
Fourth District  
RYAN SUNDBERG  
Fifth District



**COUNTY STAFF**

PHILLIP SMITH-HANES  
County Administrative Officer  
FRANK DeMARCO  
Consultant Interim County Counsel  
KATHY HAYES  
Clerk of the Board

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

**AGENDA**

Tuesday, May 5, 2015

9:00 AM

Regular Meeting

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***NOTICE REGARDING PUBLIC COMMENT: For Items appearing on the agenda, the public is invited to make comments at the time the item comes up for Board consideration. The Board Chair will call for public comment as each item is heard by the Board. For items not appearing on the agenda, the public is invited to make comments during the Public Comment period for Non-Agenda Items at 1:30 p.m.***

**A. SALUTE TO THE FLAG**

**B. MODIFICATIONS TO THE AGENDA**

**C. CONSENT CALENDAR**

*These matters are routine in nature and are usually approved by a single vote. Prior to the meeting, any member of the public may request any member of the Board to pull a particular item for further discussion*

**Board of Supervisors**

1. Continuation of Emergency - Prolonged Drought in Humboldt County (Supervisor Ryan Sundberg)  
**Recommendation:** That the Board of Supervisors declare that a local state of emergency, per Resolution #15-41, remains in effect until June 2, 2015, related to prolonged drought in Humboldt County.  
**Attachments:** [Continuation of Drought Emergency.pdf](#)
  
2. Resolution Authorizing Road Closures for the Garberville Rodeo Parade on June 20, 2015 (Supervisor Estelle Fennell)  
**Recommendation:** That the Board of Supervisors adopt the resolution, and direct the Clerk of the Board to return a fully executed copy of the resolution to Dennis O'Sullivan, Manager, Blue Star Gas, 1333 Redwood Drive, Garberville, CA 95542.  
**Attachments:** [Resolution Authorizing Road Closure for Garberville Rodeo Parade.pdf](#)
  
3. Sale of Aviation Fuel to the Collings Foundation for Their Vintage Airplanes While at the Arcata-Eureka Airport in McKinleyville (Supervisor Virginia Bass)  
**Recommendation:** That the Board of Supervisors approve the Collings Foundation request to purchase aviation fuel at the county's cost, and send a letter to Daniel D. Freitas, Event Organizer, Collings Foundation, 3542 Middlefield Lane, Eureka, CA 95501-2719, informing him of the approval.  
**Attachments:** [Collings Foundation Request to Purchase Aviation Fuel.pdf](#)
  
4. Letter of Opposition to the Proposed AT&T Acquisition of Direct TV (Supervisor Rex Bohn)  
**Recommendation:** That the Board of Supervisors authorizes the Chair to sign the letter of opposition.  
**Attachments:** [Letter of Opposition to Proposed AT&T Acquisition of Direct TV.pdf](#)

**Clerk of the Board**

5. Approval of the Board Order - Meeting of April 27, 2015  
**Recommendation:** That the Board of Supervisors approve the Board Order from the meeting of April 27, 2015.  
**Attachments:** [Board Order for GPU Meeting of 4-27-2015.pdf](#)

6. Approval of the Action Summary - Meeting of April 28, 2015

**Recommendation:** That the Board of Supervisors approve the Action Summary from the meeting of April 28, 2015 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

**Attachments:** [Action Summary for Meeting of 4-28-2015.pdf](#)

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

7. Extend Extra Help Hours Past 960 Hour Limit

**Recommendation:** That the Board of Supervisors approve the extension of extra help hours for William Bennett, Vocational Assistant, to 1280 hours through June 30, 2015, effective immediately upon approval.

**Attachments:** [Extension of Extra Help Hours.pdf](#)

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

8. First Amendment to the Service Agreement with St. Joseph Hospital of Eureka for the Period of January 1, 2015 through June 30, 2016

**Recommendation:** That the Board of Supervisors approve and authorize the Chair to sign three (3) originals of the First Amendment to the Service Agreement with St. Joseph Hospital of Eureka for hospital medical services for the period of January 1, 2015 through June 30, 2016; and direct the Clerk of the Board to return two (2) signed originals of the Agreement to the Department of Health and Human Services (DHHS)-Contract Unit for forwarding to DHHS-Mental Health Administration.

**Attachments:** [1st Amendment to Service Agreement with St. Joseph Hospital.pdf](#)

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

9. California Home Visiting Program Agreement with Siskiyou County for Fiscal Year 2014-2015

**Recommendation:** That the Board of Supervisors approve the California Home Visiting Program (CHVP) agreement with Siskiyou County in the amount of \$197,773; authorize the Chair to sign four (4) original agreements; and direct the Clerk of the Board to return three (3) agreements to the DHHS-Contract Unit for forwarding to DHHS-Public Health Administration.

**Attachments:** [CA Home Visiting Program Agreement with Siskiyou County FY 2014-15.pdf](#)

10. California Home Visiting Program Agreement with Del Norte County for Fiscal Year 2014-2015

**Recommendation:** That the Board of Supervisors approve the California Home Visiting Program (CHVP) agreement with Del Norte County in the amount of \$165,612; authorize the Chair to sign four (4) original agreements; and direct the Clerk of the Board to return three (3) agreements to the DHHS-Contract Unit for forwarding to DHHS-Public Health Administration.

**Attachments:** [CA Home Visiting Program Agreement with Del Norte County FY 14-15.pdf](#)

11. Women, Infants and Children (WIC) Funding Application from the California Department of Public Health (CDPH)

**Recommendation:** That the Board of Supervisors approve and authorize the Public Health Director to submit the application for WIC funding in the amount of \$4,311,734 for the period of October 1, 2015 through September 30, 2019; authorize the Public Health Director to sign the Certification of Contract Application; authorize the Public Health Director to sign the final WIC agreement when it is received from CDPH; authorize the Public Health Director to sign WIC agreement amendments for FY 2015-16, FY 2016-17, FY 2017-18 and FY 2018-19 when they are received from CDPH; and direct the Clerk of the Board to return the certified agenda item to the Department of Health & Human Services (DHHS) Contracts Unit.

**Attachments:** [WIC Funding Application.pdf](#)

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

12. Grant Agreements for Services with Community/Family Resource Centers for CalWORKs Outreach and Support and CalFresh Outreach and Support for Fiscal Year 2015-16

**Recommendation:** That the Board of Supervisors approve the Grant Agreements, totaling \$925,000, with the Community/Family Resource Centers participating with CalWORKs Outreach and Support and CalFresh Outreach and Support for fiscal year 2015-16; authorize the Department of Health and Human Services (DHHS) Director of Social Services to execute these Grant Agreements substantially in the form of the attached sample copy of the Grant Agreement upon proof of insurance; authorize the DHHS-Director of Social Services to amend the Grant Agreement form as necessary for fiscal year 2015-16 after review and approval by County Counsel and Risk Management; and direct the Clerk of the Board to return one (1) executed Board Agenda Item to the DHHS-Contract Unit for transmittal to DHHS-Social Services Administration.

**Attachments:** [Grant Agreements for CalWORKs and CalFresh.pdf](#)

**Human Resources**

13. Adopt the Resolution to Amend the Compensation Plan for Management and Confidential Employees and Elected and Appointed Department Heads to Add the New Job Class of Administrative Assistant/Deputy Clerk of the Board I/II/III and the Reallocation of the Positions of Administrative Assistant to the Board of Supervisors and Deputy Clerk of the Board

**Recommendation:** That the Board of Supervisors adopt the proposed new Management and Confidential job class of Administrative Assistant/Deputy Clerk of the Board I/II/III (class number 1115, salary range 368/388/408); and adopt Resolution No. \_\_\_\_\_ (attached) approving the Amendment to Attachment 1 of Exhibit A of the Compensation Plans for Management and Confidential Employees and Elected and Appointed Department Heads for fiscal years 2014-15 to include:

Add:

Administrative Assistant/Deputy Clerk of the Board I/II/III (class number 1115, salary range 368/388/408, unit 09)

Delete:

Administrative Assistant to the Board of Supervisors (class number 0111, salary range 398) Deputy Clerk of the Board (class number 0115, salary range 368);

Approve an amendment to the Position Allocation List to reallocate the currently occupied 1.0 FTE Administrative Assistant to the Board of Supervisors (class number 0111, salary range 398, position 01) in budget unit 101 to Administrative Assistant/Deputy Clerk of the Board I/II/III (class number 1115, salary range 368/388/408); approve an amendment to the Position Allocation List to reallocate the currently occupied 1.0 FTE Deputy Clerk of the Board (class number 0115, salary range 368, position 01) in budget unit 101 to Administrative Assistant/Deputy Clerk of the Board I/II/III (class number 1115, salary range 368/388/408); and approve the cessation of the Salary Resolution, Section 7 wage adjustment for Deputy Clerk of the Board, authorized by Board action on January 13, 2015, Agenda Item No. C-2, effective the beginning of the pay period immediately following approval.

**Attachments:** [Resolution to Amend Compensation Plan for M&C Employees.pdf](#)

**Public Defender**

14. Adjusted Humboldt County Public Defender (HCPD) Hours of Operation

**Recommendation:** That the Board of Supervisors approve the change in open hours for the HCPD as specified on Attachment 1 to accommodate construction and water damage clean-up efforts.

**Attachments:** [Adjusted Public Defender Hours of Operation.pdf](#)

**15. Reclassification of Position in the Public Defender Office**

**Recommendation:** That the Board of Supervisors reallocate the Supervising Legal Secretary position (salary range 378, class 0114, position 01) currently occupied by Stacey Costa in budget unit 219 to Legal Office Business Manager (salary range 451, class 0134) effective the beginning of the bi-weekly pay period following approval.

**Attachments:** [Reclassification of Position in Public Defender Office.pdf](#)

**Public Works****16. Technical Assistance Agreement with City of Arcata for McKay Community Forest Trail Planning and Design**

**Recommendation:** That the Board of Supervisors authorize the Chair to sign the attached Technical Assistance Agreement by and between the City of Arcata and the County of Humboldt for trail planning and design within the McKay Community Forest.

**Attachments:** [Agreement with City of Arcata for McKay Community Forest.pdf](#)

**17. Construction of Storm Damage Repairs on Alderpoint Road (F6B165) at PM 42.65 & 42.70, Project No.: ER-4400(051) & ER-4400(052) Contract No.: 206377 & 206378**

**Recommendation:** That the Board of Supervisors receive and file the bids for Construction of Storm Damage Repairs on Alderpoint Road at PM 42.65 & 42.70; award the contract to RP Rice Construction, Inc. for the total amount of \$196,963.35; authorize the Chairman to execute the project agreement upon submittal of the appropriate bonds and insurance; and direct the Auditor-Controller to establish a new contract account 1200321-0315 and transfer \$206,811.00 to the account per the attached appropriation transfer.

**Attachments:** [Storm Damage Repairs on Alderpoint Road.pdf](#)

**18. Supplemental Budget in Water Management (1100251) (4/5 Vote Required)**

**Recommendation:** That the Board of Supervisors adopt the attached supplemental budget (4/5 vote required).

**Attachments:** [Supplemental Budget in Water Management.pdf](#)

**19. Humboldt County Courthouse Seismic Repair Project, Change Order No. 2.0, Project No. 210500, DSR (Disaster Survey Report) 2985, 2943, 2367**

**Recommendation:** That the Board of Supervisors authorize the Public Works Director to sign Change Order No. 2.0 for a \$68,151 cost increase and an additional fifty-one (51) calendar day increase in construction time.

**Attachments:** [Courthouse Seismic Repair Project Change Order.pdf](#)

**Sheriff**

20. Supplemental Budget Request for Upgrade to Computer Voice Stress Analyzer (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors approve a supplemental budget in Budget Unit 221 Sheriff's Operations allow for replacement of the Computer Voice Stress Analyzer (4/5 vote required).

**Attachments:** [Supplemental Budget for Upgrade to Computer Voice Stress Analyzer.pdf](#)

**D. SPECIAL PRESENTATIONS****Board of Supervisors**

1. National Association of Letter Carriers' Food Drive Day Proclamation (Supervisor Rex Bohn)

**Recommendation:** That the Board of Supervisors adopt the proclamation.

**Attachments:** [National Association of Letter Carriers Food Drive Proclamation.pdf](#)

2. Caregiver Appreciation Month (Supervisor Ryan Sundberg)

**Recommendation:** That the Board of Supervisors adopt the proclamation.

**Attachments:** [Caregiver Appreciation Month Proclamation.pdf](#)

3. Proclaim May 2015 as Motorcycle Awareness Month in Humboldt County (Supervisor Rex Bohn)

**Recommendation:** That the Board of Supervisors adopt the proclamation.

**Attachments:** [Motorcycle Awareness Month Proclamation.pdf](#)

4. Proclaim May 7, 2015 as National Children's Mental Health Awareness Day in Humboldt County (Supervisor Mark Lovelace)

**Recommendation:** That the Board of Supervisors adopt the Proclamation.

**Attachments:** [Children's Mental Health Awareness Day Proclamation.pdf](#)  
[Children's Mental Health Day Handouts.pdf](#)

5. Proclaim June 6, 2015 as "Lemonade Day" (Supervisor Rex Bohn)  
*Recommendation:* That the Board of Supervisors hear the presentation and adopt the Proclamation.  
*Attachments:* [Lemonade Day Proclamation.pdf](#)
  
6. Proclaim May 2015 as "Older American Month" (Supervisor Rex Bohn)  
*Recommendation:* That the Board of Supervisors adopt the Proclamation.  
*Attachments:* [Older American Month Proclamation.pdf](#)
  
7. Proclaim May 2015 as Bike Month in Humboldt County (Supervisor Mark Lovelace)  
*Recommendation:* That the Board of Supervisors adopt the Proclamation.  
*Attachments:* [Bike Month Proclamation.pdf](#)
  
8. Foster Parent Appreciation Month (Supervisor Ryan Sundberg)  
*Recommendation:* That the Board of Supervisors Adopt the Proclamation.  
*Attachments:* [Foster Parent Appreciation Month Proclamation.pdf](#)
  
9. Proclaim May 6-12 as Nurses Week in Humboldt County (Supervisor Estelle Fennell)  
*Recommendation:* That the Board of Supervisors adopt the Proclamation.  
*Attachments:* [Nurses Week Proclamation.pdf](#)

## E. MATTERS SET FOR TIME CERTAIN

### Board of Supervisors

1. 1: 30 p.m. - What Seniors Want: Responsive Development for Aging in Place in McKinleyville (Supervisor Ryan Sundberg)  
*Recommendation:* That the Board of Supervisors hear the presentation and take appropriate action, if required.  
*Attachments:* [Sr. Housing in McKinleyville.pdf](#)

## F. ITEMS PULLED FROM CONSENT

## G. MATTERS INITIATED BY BOARD MEMBERS



## H. DEPARTMENT REPORTS

### I. CLOSED SESSION

1. 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 with respect to the various forms of compensation provided to the County's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organizations: 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), Elected & Appointed County Officials, and Management & Confidential Employees
2. Conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9 subd.(d)(1); Judith C. Magney vs. Humboldt County Adult Protective Services; Humboldt County Superior Court Case No. DR150149.
3. Conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9 subd.(d)(1); T.R., a minor, by and through his guardian ad litem, Dana R., an individual vs. Sempervirens Psychiatric Health Facility, Humboldt County Child Welfare, Juvenile Probation Services, Humboldt County Special Education Local Plan Area; United States District Court for the Northern District of California Civil Action No. 1:14-CV04839-NJV.

### J. PUBLIC COMMENT ON NON-AGENDA ITEMS – 1:30 P.M.

*This portion of the meeting is reserved for persons desiring to address the Board on any matter not on this agenda that is under the jurisdiction of the Board. It is requested that speakers sign the sheet at the front doors of the Chamber by 1:25 p.m. Although the Board may briefly respond to statements or questions, under state law, matters presented under this item cannot be discussed or acted upon by the Board at this time.*

1. Public Appearance Sign-In Sheet and Handouts

*Attachments:*      [Public Appearance Sign-In Sheet and Handouts.pdf](#)

### K. ADMINISTRATIVE ABATEMENT HEARINGS

### L. PUBLIC HEARINGS

### M. AFTERNOON DISCUSSION ITEMS

*County Administrative Office*

1. Third Quarter Budget Review for Fiscal Year 2014-15, Updated Outlook for Fiscal Year 2015-16, and Recommendations for Budget Adjustments (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors receive and file a review of the third quarter budget results for fiscal year (FY) 2014-15 and outlook for the FY 2015-16 budget; direct staff as follows regarding the policy considerations listed beginning on page 8 of this report:

- a. Approve Additional General Fund Appropriation Requests (additional funding requests) in the FY 2015-16 budget that are one-time funding requests and/or prevent the discontinuation of public safety services;
- b. Approve setting Contingencies and the General Reserve below policy levels;
- c. Approve allocating the \$430,851 County Medical Services Program participation fee to the Deferred Maintenance trust should the CMSP Governing Board waive the fee in FY 2015-16;
- d. Approve a loan from the Motor Pool Fund in the amount of \$500,000 to the Aviation Enterprise Fund and direct staff from Public Works and the County Administrative Office to effectuate this loan;
- e. Approve a loan from the General Fund in the amount of \$50,000 for the McKay Community Forest; and
- f. Discontinue the voluntary unpaid furloughs for all departments in FY 2015-16;

approve the budget adjustments shown on Attachment 2, and authorize County Administrative Office (CAO) staff to make any technical corrections necessary to effectuate the Board's direction (4/5 vote required); increase the position allocation of Mental Health Clinician I/II (position number 4240909B-46) from a 0.80 full-time equivalent (FTE) to a 1.0 FTE in budget unit 424; and take other action as appropriate.

**Attachments:** [Third Quarter Budget Review for Fiscal Year 2014-15.pdf](#)

2. Six-County Marijuana Policy Statement

**Recommendation:** That the Board of Supervisors approve the attached statement as a policy statement of the county and an addendum to the county's 2015 legislative platform; authorize the Chair to sign a joint letter of transmittal with the Chairs of the Boards of Supervisors of Del Norte, Lake, Mendocino, Sonoma and Trinity counties; direct the County Administrative Officer to transmit this policy statement to Peterson Consulting and to communicate the county's support to state legislators, the California State Association of Counties (CSAC) and the Rural County Representatives of California (RCRC); and direct the Board's designated representatives to CSAC and RCRC to advocate for policies consistent with this policy statement within each of their respective organizations.

**Attachments:** [Six-County Marijuana Policy Statement.pdf](#)

**Board of Supervisors**

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

**N. ADJOURNMENT**

*Any written materials related to an item on this agenda submitted to the Board of Supervisors less than 72 hours prior to the Board meeting, and that are public records subject to the Public Records Act, are available for public inspection in the Office of the Clerk of the Board at 825 5th Street, Suite 111, Eureka (476-2384), during normal business hours.*

*Persons wishing to file documentation on any agenda item for the official record must submit an original and nine (9) copies of each document to the Clerk of the Board of Supervisors, Room 111 of the County Courthouse, 825 5th Street in Eureka (476-2384). Documentation includes, but is not limited to, written correspondence, audio and video tapes, maps, photographs, and petitions. Failure to submit the required number of copies will result in the document/s not being placed in the official record. (Per Board of Supervisors' policy adopted on March 21, 1995.)*

*The Chamber is wheelchair accessible, and disabled parking is available in the lot on K Street, between Fourth and Fifth Streets. If you are a person with a disability, and you need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board at (707) 476-2384, or (707) 445-7299 (fax). Requests for such modifications or accommodations must be made at least two full business days before the start of the meeting.*

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

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