

BOARD OF SUPERVISORS

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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, July 19, 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

Agricultural Commissioner

1. Approval of Standard Agreement No. 16-0058, Exotic Pest Detection Trapping Contract in the Amount of \$17,969.00

Recommendation: That the Board of Supervisors approve Standard Agreement No. 16-0058, known as the Exotic Pest Detection Trapping Program contract with the California Department of Food and Agriculture; authorize the Chair to sign the original agreement, one copy of the cover page, and the Contractor Certification, then return all signed copies to the Agricultural Commissioner's Office for further processing; and grant a waiver from the provisions of the Nuclear Free Ordinance.

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. Approval of Cooperative Agreement No. 16-0382-SF Sudden Oak Mortality Regulatory Program Contract in the Amount of \$21,467.51

Recommendation: That the Board of Supervisors approve Cooperative Agreement No. 16-0382-SF known as the Sudden Oak Mortality Regulatory Program contract with the California Department of Food and Agriculture; authorize the Chair to sign the original agreement and one copy of the cover page, and direct the Clerk of the Board to return the signed agreement to the Agricultural Commissioner's Office for further processing; and grant a waiver from the provisions of the Nuclear Free Ordinance.

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

3. Mattole Unified School District Request Calling for an Election for the Purpose of Issuing School Bonds and Requesting Consolidation with the General Election on November 8, 2016 (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors approve the request for consolidation with the condition that the Mattole Unified School District reimburse the County for costs incurred pursuant to this request, and notify the Election Department to take any and all steps necessary for the holding of the consolidated election.

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

4. Jacoby Creek Charter School District Request Calling for an Election for the Purpose of Issuing School Bonds and Requesting Consolidation with the General Election on November 8, 2016 (Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors approve the request for consolidation with the condition that the Jacoby Creek Charter School District reimburse the County for costs incurred pursuant to this request, and notify the Election Department to take any and all steps necessary for the holding of the consolidated election.

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. Ferndale Unified School District Request Calling for an Election for the Purpose of Issuing School Bonds and Requesting Consolidation with the General Election on November 8, 2016 (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors approve the request for consolidation with the condition that the Ferndale Unified School District reimburse the County for costs incurred pursuant to this request, and notify the Election Department to take any and all steps necessary for the holding of the consolidated election.

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. Arcata School District's Request Calling for an Election for the Purpose of Submitting to the Qualified Electorate the Question of Levying an Education Parcel Tax Upon Each Parcel in the District for Educational Purposes; Ordering an Election to Authorize the Issuance of School Bonds, and Requesting Consolidation with the General Election on November 8, 2016 (Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors approve the request for consolidation with the condition that the Arcata School District reimburse the County for costs incurred pursuant to this request, and notify the Election Department to take any and all steps necessary for the holding of the consolidated election.

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. Resolutions from the City of Arcata Requesting Consolidation of the Municipal Election with Humboldt County's General Election on November 8, 2016, and Placing the Utility Users Tax Measure on the Ballot (Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors approve the request for election consolidation with the condition that the City of Arcata reimburse the County for costs incurred pursuant to this request, and request the Clerk of the Board forward the signed Board Order and copy of Arcata's Resolution #167-04 and Resolution #156-63 to the Humboldt County Elections Department.

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

8. Resolution from the City of Rio Dell Requesting Consolidation of the General Municipal Election with the Statewide General Election to be held on November 8, 2016 (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors approve request for consolidation with the condition that the City of Rio Dell reimburse the County for costs incurred pursuant to this request, and notify the Elections Department of the County to take any and all steps necessary for the holding of the consolidated election.

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. Resolutions from the City of Eureka Requesting Consolidation of the General Municipal Election with the Statewide General Election to be held on November 8, 2016 (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors approve request for consolidation with the condition that the City of Eureka reimburse the County for costs incurred pursuant to this request, and notify the Elections Department of the County to take any and all steps necessary for the holding of the consolidated election.

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

10. Resolution Honoring Steve Justus for All his Contributions to Humboldt County (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors ratify authorization for 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

11. Letter of Support for SB 867 (Roth) Authorizing Counties to Continue to Collect Funds to Support Local Emergency Medical Services (EMS) Systems (Supervisor Ryan Sundberg)

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

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. Letter to Bureau of Reclamation Requesting Preparation for Potential Late-Summer Flow Augmentation Releases from Lewiston Dam to Improve Fishery Conditions in the Lower Klamath River (Supervisor Ryan Sundberg and Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors authorizes the Chair to sign the attached letter to the Bureau of Reclamation.

This item was pulled for discussion.

A motion was made by Supervisor Bass, seconded by Supervisor Sundberg, to authorize the subcommittee to make modifications to the letter and to authorize the Chair to sign the revised letter. The motion carried by the following vote:

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

13. Appreciation Letter to Dr. Larry Hourany for His Services on the Human Rights Commission (Supervisor Mark Lovelace)

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

14. Appreciation Letter to Jade Carlson for Services on the Behavioral Health Board (Supervisor Virginia Bass)

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

Clerk of the Board

15. Approval of the Action Summary - Meeting of July 12, 2016

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of July 12, 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

Department of Health and Human Services: Administration

16. Vital Records Business Intelligence System (VRBIS) Data Use and Disclosure Agreement with California Department of Public Health

Recommendation: That the Board of Supervisors approve the Vital Records Business Intelligence System (VRBIS) Data Use and Disclosure Agreement with California Department of Public Health (CDPH), for a term of three (3) years from the date of final execution by both parties (Attachment 1); authorize the Department of Health and Human Services (DHHS) - Director of Public Health or designee to sign the VRBIS Data Use and Disclosure Agreement with CDPH; authorize the DHHS-Director of Public Health to sign all future amendments to this VRBIS Data Use and Disclosure Agreement; and direct the Clerk of the Board to return one (1) fully executed copy of the Board report to the 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: Mental Health

17. Agreement between Humboldt County and Transitional Residential Treatment Facilities, Inc. for Fiscal Year 2016-2017

Recommendation: That the Board of Supervisors approve the agreement between Humboldt County and Transitional Residential Treatment Facilities, Inc. (TRTF) for fiscal year 2016-2017; authorize the Chair of the Board to execute three (3) originals of the agreement effective July 1, 2016; and direct the Clerk of the Board to return two (2) executed originals of the agreement to the Department of Health and Human Services (DHHS) -Contract Unit for forwarding to DHHS-Mental Health.

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

18. Agreement between Humboldt County and Davis Guest Home for fiscal years 2016-2017 through 2018-2019

Recommendation: That the Board of Supervisors approve the agreement between Humboldt County and Davis Guest Home for fiscal years 2016-17 through 2018-19; authorize the Chair of the Board of Supervisors to execute three (3) originals of the Agreement between Humboldt County and Davis Guest Home for fiscal years 2016-2017 through 2018-2019; and direct the Clerk of the Board to return two (2) executed originals of the agreement to the Department of Health and Human Services (DHHS)-Contract Unit for forwarding to DHHS-Mental Health.

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

19. Agreement with Remi Vista, Inc. for the Provision of Mental Health Services, Therapeutic Behavioral Services, and Intensive Home Based Services for Fiscal Years 2016-17 through 2017-18

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign three (3) originals of the agreement between Remi Vista, Inc. and Humboldt County for the provision of mental health services. Therapeutic Behavioral Services, and Intensive Home Based Services for fiscal years 2016-17 through 2017-18; and direct the Clerk of the Board to return two (2) executed originals of the agreement to the Department of Health and Human Services (DHHS)-Contract Unit for forwarding to DHHS-Children and Family Services.

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

20. First Amendment to Lease with Richard Littlefield, Betty Littlefield, and Charles Powell, for Storage Space at 205 Seventh Street, Suite C, Eureka, CA

Recommendation: That the Board of Supervisors approve the first amendment to lease with Richard Littlefield, Betty Littlefield and Charles Powell for storage space at 205 Seventh Street, Suite C, Eureka, CA for the time period of September 1, 2016 through August 31, 2018; authorize the Chair to sign two (2) originals of the first amendment to the lease with Richard Littlefield, Betty Littlefield, and Charles Powell; and direct the Clerk of the Board to return one (1) original of the executed first amendment to the lease to Public Works-Real Property Division for transmittal to the 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

21. License Agreement with First United Methodist Church Located at 520 Del Norte Street, Eureka, for Use of Rooms to Conduct Child/Parent Visitations

Recommendation: That the Board of Supervisors approve and execute two (2) originals of the license agreement with First United Methodist Church located at 520 Del Norte Street, Eureka for use of rooms to conduct child/parent visitations as scheduled by Department of Health and Human Services (DHHS)-Children and Family Services; and direct the Clerk of the Board to return one (1) fully executed original of the license agreement with First United Methodist Church to the Public Works-Real Property Agent for transmittal to the licensor.

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

22. Agreement with University of Maryland, Baltimore for the Provision of Wraparound Training and Implementation for Fiscal Years 2015-16 through 2017-18

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign three (3) originals of the agreement with the University of Maryland, Baltimore on behalf of the National Wraparound Implementation Center for the provision of Wraparound training and implementation support for fiscal years 2015-16 through 2017-18; and direct the Clerk of the Board to route two (2) fully executed originals of the agreement to the Department of Health and Human Services (DHHS)-Contract Unit for forwarding to DHHS-Children and Family Services.

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

Human Resources

23. Compensation Adjustment for Treasurer-Tax Collector

Recommendation: That the Board of Supervisors approve a 5% increase in base pay for the position of Treasurer-Tax Collector (class 0100) for added responsibilities due to the transfer of the Revenue Recovery Team from the County Administrative Office to the Treasurer-Tax Collector's Office as of July 1, 2016, effective at the beginning of the next pay period following approval; adopt Resolution No. _____ amending Attachment 2 of the Compensation Plan for Appointed and Elected Department Heads.

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

Planning and Building Department

24. Three Creeks Partnership Joint Timber Management Plan Application. File No.: APNs 317-064-003, 317-093-003. Case No.: JTMP-I3-007. Pilot Ridge Area (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve (by 4/5 vote) the Joint Timber Management Plan (Attachment A); direct the Planning Staff to record the Declaration of Covenants, Conditions and Restrictions (Declaration) and Joint Timber Management Plan with the County Recorder; and direct the Clerk of the Board to give notice of the decision to the applicant, the Planning Division, and any other interested party.

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

25. Approve a Second Amendment to the Agreement for Consultant Services for an Environmental Impact Report for the Humboldt Redwood Company Conditional Use Permit CUP-13-013, and Supplemental Budget (277) for Planning and Building, Current Planning Division (4/5 Vote Required)

Recommendation: That the Board of Supervisors receive the staff report, authorize the Chairperson of the Humboldt County Board of Supervisors to execute the attached Amendment No. 2 to the Three-Party Agreement for Preparation of an Environmental Impact Report by a Special Services Consultant under Contract to the County (Agreement) (Attachment 3), the parties to this Agreement are the County of Humboldt (County), Humboldt Redwood Company (Applicant), and SHN Consulting Engineers (Consultant); authorize the attached increases in supplemental budget below for fiscal year FY 2016-17 (4/5 vote required); authorize the Director of Planning and Building to execute for the County subsequent amendments to the Agreement as follows:

- a. Changes in Scope of Services [Attachment 1, Exhibit A) consistent with the overall project description;
- b. Changes in Schedule of Performance (Attachment 1, Exhibit B) amending interim completion dates, final completion date and county personnel services to administer the agreement; and
- c. Changes in total compensation not to exceed 50% of the amount of the original agreement.

Any changes in terms of the Agreement, Scope of Services, Schedule of Performance, and Agreement for Special Services must be reviewed by County Counsel and approved by the Planning and Building Department, Current Planning Division, Consultant, and Applicant. The County shall not incur any costs as a result of subsequent amendments.

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

Probation

26. Approval of Fugitive Apprehension Team Services Agreement and 2016/17 Supplemental Budget for Budget Unit 294 to Reimburse Law Enforcement Costs (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the agreement between Humboldt County Probation and local law enforcement agencies to provide realignment fugitive apprehension services; authorize Chief Probation Officer, William Damiano, to sign these agreements on behalf of Humboldt County and to sign all future renewal agreements for these services; and approve the corresponding supplemental budget in budget unit 294 to reimburse agencies the cost of executing this program.

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

27. Lease Agreement with Ramone's Bakery and Cafe at the California Redwood Coast - Humboldt County Airport (4/5 Vote Required)

Recommendation: That the Board of Supervisors by a 4/5's vote approve and authorize the Chairperson to execute the attached lease agreement, with Ramones Bakery and Cafe, Inc.; and direct the Clerk of the Board to retain the original executed lease agreement and return one certified copy of the same to the Land Use Division 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

28. Budget Transfer Request for Arcata Veterans Hall Painting Project #162456 for FY 2015-16

Recommendation: That the Board of Supervisors approve the attached Budget Transfer Request to reduce the Facility Management budget unit 1100162 line 2113 Maintenance-Structures by \$38,553 and move the same amount to fixed asset line 8998 Building Modification for use in the exterior painting project at the Arcata Veterans Hall.

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

29. Notice of Intent to Transfer Property to McKinleyville Community Services District (APN 507-141-021) (4/5 Vote Required)

Recommendation: That the Board of Supervisors (4/5 vote required) direct the Clerk of the Board to publish a notice of the County's intent to transfer property pursuant to Government Code Section 25365 (see Attachment 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

30. Second Amendment to the Agreement for Professional Services for Design Engineering and Project Development for Williams Creek Bridge (4C-209) on Grizzly Bluff Road (2G100) Post Mile 10.21

Recommendation: That the Board of Supervisors approve the Second Amendment to the Agreement for Professional Services with Mark Thomas & Company, Inc. dated March 25, 2014 ("Professional Services Agreement"), which includes additional services needed to mitigate negative impacts to adjacent landowners, increases the maximum amount payable to include the provision of such additional services and adjusts the standard billing rate schedule; authorize the Chairman of the Board to execute three (3) originals of the Second Amendment to the Professional Services Agreement; and direct the Clerk of the Board to return two (2) executed originals of the Second Amendment to the Department of Public Works 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. Agreement for Consultant Services with GHD Inc. for the Humboldt Bay Trail

Recommendation: That the Board of Supervisors authorize the Chair to sign the attached Agreement for Consultant Services with GHD Inc. to perform engineering and environmental services for the Bay Trail South segment of the Humboldt Bay Trail.

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

32. Software License Agreement with Dynamic Imaging

Recommendation: That the Board of Supervisors approve Software License Agreement between Humboldt County and Dynamic Imaging; authorize the Board of Supervisor's Chair to sign three (3) original copies of the Software License Agreement; and authorize Humboldt County Correctional Facility Captain Ed Wilkinson to sign and any additional amendments, modifications or extensions for the term of the Agreement.

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

33. Fiscal Year 2016-17 Budget Adjustment Request for Humboldt County Correctional Facility Budget Unit 243 for Purchase of Inmate Mail Screening System (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve supplemental budget adjustment request in Budget Unit 243 Sheriff - Jail to establish a fixed asset line item in FY2016-17 Budget for purchase of inmate mail screening system (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

- 34.** Fiscal Year 2016-17 Budget Adjustment Request for Humboldt County Correctional Facility Budget Unit 243 for Purchase of Suicide Prevention Netting (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve supplemental budget adjustment request in Budget Unit 243 Sheriff - Jail to establish a fixed asset line item in FY2016-17 Budget for purchase of suicide prevention screening in the Correctional Facility(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

E. SPECIAL PRESENTATIONS

F. MATTERS SET FOR TIME CERTAIN

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

I. DEPARTMENT REPORTS

Department of Health and Human Services: Social Services

- 1.** National Indian Child Welfare Association (NICWA) Presentation

Recommendation: That the Board of Supervisors hear the presentation by the National Indian Child Welfare Association (NICWA) representatives regarding the completed Child Welfare Services (CWS) systems review that was contracted on July 21, 2015 (C-6) to examine the systems that respond to and serve children and families involved with CWS in Humboldt County.

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

County Administrative Office

2. Consideration of Local Commercial Marijuana Cultivation Tax Measure to Maintain Essential Services

Recommendation: That the Board of Supervisors approve the attached ballot measure statement (Attachment 1) regarding a general purpose local revenue measure for the November 8, 2016 general election; approve the attached ordinance (Attachment 2), adding Chapter 9, Division 1 of Title VII to the Humboldt County Code; and direct staff to return on August 9, 2016 with a resolution placing a commercial marijuana tax ordinance, and corresponding ballot measure statement, on the November 8, 2016 ballot for voter approval.

A motion was made by Supervisor Fennell, seconded by Supervisor Sundberg, to approve staff recommendations and add the words "as permitted" to the Ordinance. The motion carried by the following vote:

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

3. Ordinances Relating to the Creation of the Department of Finance

Recommendation: That the Board of Supervisors approve the attached ordinances (Attachments 1 and 2), adding Chapter 19, Division 4 of Title 11 to the Humboldt County Code relating to two ballot measures on creating the Department of Finance and whether the Director of Finance should be an appointed or elected position. Pursuant to prior Board action, the aforementioned measures will be placed on the November 8, 2016 ballot.

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

Libraries

4. Donations Made to the Humboldt County Library 2015-16

Recommendation: That the Board of Supervisors accept donations and grants made to the County Library in the amount of \$180,265 in support of the Library's programs and services during the period July 2015 through June 2016.

A motion was made by Supervisor Sundberg, 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 - 1:30 p.m.**County Administrative Office**

1. Public Hearing to Consider Adoption of an Ordinance to Amend the Current Humboldt County Schedule of Fees and Charges

Recommendation: That the Board of Supervisors open the public hearing and receive the staff report and public comments; close the public hearing; approve the new, increased, decreased, deleted or changed fees, or modify the new, increased, decreased, deleted or changed fees, as shown in the amended current Humboldt County Schedule of Fees and Charges (Attachment I); introduce by title, Ordinance No. ____ (Attachment III), amending the current Humboldt County Schedule of Fees and Charges, waive the first reading of the ordinance and adopt the Ordinance; and direct the Clerk of the Board, within 15 days, to publish a post-adoption summary of the ordinance (Attachment IV) 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

Planning and Building Department

2. Submission of Application for 2016 Community Development Block Grant

Recommendation: That the Board of Supervisors receive Staff Report; open public hearing, and take public testimony; close public hearing; adopt attached Resolution (Attachment A) approving the selection of three activities for the 2016 State of California Community Development Block Grant (CDBG) application, authorizing Director of Planning and Building to act on behalf of the County for the submission of the grant application, and if funded authorizing Director of Planning and Building, or designee, to execute the State contract, submit fund requests, and sign contracts to carry out activities; and direct the Clerk of the Board to return a certified Resolution to Planning and Building Department by July 25, 2016.

A motion was made by Supervisor Bohn, 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

3. Medical Marijuana Land Use Ordinance (MMLUO) - Phase III. Medical Marijuana Dispensing Facilities, Removal of Ban and Ordinance. Amendments in Response to the MMRSA. Case Number OR-15-02, Applies Countywide

Recommendation: That the Board of Supervisors introduce the proposed Ordinance removing Humboldt County Code sections 313-56 and 314-56 and amending Humboldt County Code sections 313-55.3 and 314-55.3 [Attachment A] by title and waive further reading; open the public hearing, receive and consider the staff report and proposed determination of exempt status under CEQA, accept public comment, and close the public hearing; deliberate on the proposed Ordinance; adopt Resolution No. _____ [Attachment B] approving the proposed Zoning Ordinance changes. Approval of the proposed amendments to Chapter 4 of the Zoning Regulations (Outside the Coastal Zone) will become effective 30 days from the date of its passage. Approval of the proposed amendments to Chapter 3 (Inside the Coastal Zone) will become effective upon certification by the California Coastal Commission; adopt Ordinance removing Humboldt County Code sections 313-56 and 314-56 and Amending Humboldt County Code sections 313-55.3 and 314-55.3; direct the Planning & Building Department - Current Planning Division to transmit the Local Coastal Program Amendments to the California Coastal Commission for certification in accordance with the Coastal Act; direct the Clerk of the Board to publish a Summary of the Ordinance within 15 days after adoption by the Board, along with the names of those Supervisors voting for and against the ordinance [Attachment C] and to post in the Office of the Clerk of the Board of Supervisors a certified copy of the full text of the adopted ordinance along with the names of those Supervisors voting for and against the ordinance; and direct the Clerk of the Board to give notice of the decision to any interested parties.

A motion was made by Supervisor Sundberg, seconded by Supervisor Bass, to approve staff recommendations with Alternative 1, add in "primary caregiver," make the changes to "research lab" that staff provided, include the changes from "marijuana" to "cannabis" and "grow" to "farm," add to attachment C a check-in with the Board after 6 months or 15 applications, and direct Supervisor Sundberg and Supervisor Fennell to work with staff on a "bud-to-breakfast" concept to send to the Planning Commission. The motion carried by the following vote:

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

4. Interim Use Local Coastal Program Amendment. Case Numbers GPA-16-001 and OR-16-001.
Assessor Parcel Numbers: N/A. Samoa Peninsula, King Salmon and Fields Landing

Recommendation: That the Board of Supervisors:

1. Reopen the continued public hearing, receive and consider this staff report, all previous staff reports, and the Planning Commission's input and accept public comment.

2. Close the public hearing and deliberate.

3. Make the necessary findings as prepared by staff to approve the Interim Use Local Coastal Program Amendment.

4. Adopt Resolution No. _____ (Attachment 1), A Resolution of the Board of Supervisors of the County of Humboldt making the required findings for certifying compliance with the California Environmental Quality Act and approving the Interim Use Local Coastal Program Amendment consisting of text amendments to the Humboldt County General Plan/Coastal Land Use Plan (Humboldt Bay Area Plan) adding Section 3.13.B.1.c. and amending Chapter 4, Section 4.10.A MC Industrial/Coastal-Dependent, and text amendments to the Coastal Zoning Regulations/Coastal Implementation Plan amending Title III, Division 1, Chapter 3, Section A, Part 1, Section 313-3.4 and Section B: Regulations in all or Several Zones, part 3: Development Standards Index, and adding Title III, Division 1, Chapter 3, Section B, Part 3, Section 313-104.1 et seq.; directing Planning staff to transmit the Interim Use Local Coastal Program Amendment to the California Coastal Commission for review and consideration; and certifying the Board of Supervisors intends to carry out the Humboldt County Local Coastal Program in a manner fully in conformity with the California Coastal Act; Case Numbers GPA-16-01 and OR-16-01.

5. Adopt Ordinance No. _____ (Attachment 2), An Ordinance of the Board of Supervisors of the County of Humboldt Amending Title III, Division 1, Chapter 3, Section A, Part 1, Section 313-3.4 and Section B: Regulations in all or Several Zones, Part 3: Development Standards Index, of the Humboldt County Code/Coastal Implementation Plan; and adding Title III, Division 1, Chapter 3, Section B, Part 3, Section 313-104.1 et seq. to the Humboldt County Code/Coastal Implementation Plan; providing for Interim uses in the Industrial/Coastal-Dependent Zone.

6. Direct the Clerk of the Board to give notice of the decision to the County Assessor's Office, and any other interested party.

7. Direct the Clerk of the Board to publish a Post Adoption Summary of the Ordinance (Attachment 3) within 15 days after adoption by the Board, along with the names of those Supervisors voting for and against the ordinance, and to post in the Office of the Clerk of the Board of Supervisors a certified copy of the full text of the adopted ordinance.

Aye: 4 - Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Nay: 1 - Rex Bohn

M. AFTERNOON DISCUSSION ITEMS

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



July 19, 2016



MINUTES
TUESDAY, JULY 19, 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, August 9, 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

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COUNTY OF HUMBOLDT

For the meeting of: August 9, 2016

Date: July 20, 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 July 19, 2016**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of July 19, 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 July 19, 2016 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their July 19, 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: Eushia 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 Fennell Seconded by Supervisor Sundberg

Ayes Sundberg, Fennell, Lovelace, Bohm, Bass
 Nays _____
 Abstain _____
 Absent _____

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

Dated: Aug. 9, 2016

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

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