

BOARD OF SUPERVISORS

REX BOHN  
First District  
MICHELLE BUSHNELL  
Second District  
MIKE WILSON  
Third District  
VIRGINIA BASS  
Chair - Fourth District  
STEVE MADRONE  
Vice 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, October 25, 2022

9:00 AM

Regular Meeting - Hybrid

**Email Public Comment:**

To submit public comment to the Board please email [cob@co.humboldt.ca.us](mailto:cob@co.humboldt.ca.us), provide your name and the agenda item number(s) on which you wish to comment. All public comment submitted after the agenda has been published will be included with the administrative record after the fact.

**Zoom Public Comment:**

When the Board of Supervisors announce the agenda item that you wish to comment on, call the conference line 720 707 2699, enter Meeting ID 870 5493 8437 and press star (\*) 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.

**PLEASE TURN OFF YOUR TV OR LIVE STREAM TO AVOID DELAYS.**

When it is time for public comment on the item you wish to speak on, you'll hear a prompt that will indicate your phone is unmuted. Please state your name and the agenda item number you will be commenting on. You will have 3 minutes to comment.

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<https://humboldt.legistar.com>

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**A. ROLL CALL**

Present: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Virginia Bass, and Supervisor Steve Madrone

Absent: 0

**B. SALUTE TO THE FLAG**

**C. MODIFICATIONS TO THE AGENDA**

**D. CONSENT CALENDAR**

*Approval of the Consent Agenda*

*A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve the Consent Agenda. The motion carried by the following vote:*

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

**Agricultural Commissioner**

- 1. Approval of Amendment No. 1 to Cooperative Agreement No. 22-0378-000-SA, Known as the California Organic Program Contract with the California Department of Food and Agriculture and Supplemental Budget Request (4/5th Vote Required)

*Recommendation:* That the Board of Supervisors:

- 1. Approve Amendment 1 to Cooperative Agreement No. 22-0378-000-SA, known as the California Organic Program Contract between Humboldt County and the California Department of Food and Agriculture and Approve the Supplemental Budget Request (Attachment I) in Fund 1100, Budget Unit 261, Agricultural Commissioner (4/5 vote required);
- 2. Authorize the Chair to sign the original agreement and return all signed copies to the Agricultural Commissioner's office for further processing; and
- 3. Grant a waiver from the provisions of the Nuclear Free Ordinance.

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

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

**Aviation**

- 2. Professional Services Agreement with Armstrong Consultants, Inc. for Wildlife Hazard Assessments

at Rohnerville Airport (FOT) and Murray Field Airport (EKA)

**Recommendation:** That the Board of Supervisors:

1. Approve and authorize the Chair of the Board to execute the attached Professional Services Agreement with Armstrong Consultants, Inc. for the Wildlife Hazard Assessments at Rohnerville Airport (FOT) and Murray Field Airport (EKA);
2. Authorize the Director of Aviation to execute any amendments and successor agreements after review by County Counsel and Risk Management; and
3. Direct the Clerk of the Board to return the original signed agreement to the Department of Aviation.

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

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

**Board of Supervisors**

**3. Continuation of the Local Emergency Due to Drought**

**Recommendation:** That the Board of Supervisors:

1. Declare that a local emergency remains in effect, per Resolution 21-77, until November 8, 2022, 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 drought.

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

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

**4. Proclaim October 30-November 5, 2022 as Childhood Cancer Awareness Week (Supervisor Virginia Bass)**

**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: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

**5. Proclaim October 2022 as Breast Cancer Awareness Month in Humboldt County (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: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

**6. Approval of Humboldt Local Agency Formation Commission’s Request to Call an Election Related to the Sustainable Provision of Local Fire and Rescue Services (Supervisor Michelle Bushnell)**

**Recommendation:** That the Board of Supervisors:

1. As requested by the Humboldt Local Agency Formation Commission, call an election and authorize the County Elections Official to prepare for and conduct the necessary elections for the formation, special tax, and election of governing board members of the Salmon Creek Fire Protection District and for the Garberville Fire Protection District annexation special tax measure, and set an election date of March 7, 2023; and
2. Direct the Clerk of the Board to forward the signed Board Order and copies of Humboldt Local Agency Formation Commission Resolutions 22-12 and 22-13 to the Humboldt County Elections Department.

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

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

7. Proclaim the 4th Week of October as Wild and Scenic Rivers Week in Humboldt County (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: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

### Clerk of the Board

8. Submittal of Supervisors' Monthly Expense Report on Meetings Pursuant to Government Code Section 53232.3(d)

**Recommendation:** That the Board of Supervisors:

1. Receive and file the Supervisors' Monthly Expense Report.

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

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

9. Approval of the Action Summary - Meeting of October 18, 2022

**Recommendation:** That the Board of Supervisors:

1. Approve the Action Summary for the meeting of October 18, 2022, 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: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

### County Administrative Office

**10. First Amendment to Professional Services Agreement with Robert Sesnon, CPA, PC Regarding the Provision of Consulting Services that are Designed to Assist with the Implementation of Automated Financial Systems**

**Recommendation:** That the Board of Supervisors:

1. Approve, and authorize the County Administrative Officer, or a designee thereof, to execute the attached first amendment to professional services agreement with Robert Sesnon, CPA, PC regarding the provision of consulting services that are designed to assist with implementation of automated financial systems for the period of July 1, 2020 through June 30, 2023;
2. Authorize the County Administrative Officer, or a designee thereof, to execute any and all subsequent amendments to the professional services agreement with Robert Sesnon, CPA, PC, after review and approval by County Counsel and Risk Management; and
3. Direct the Clerk of the Board to provide the County Administrative Office - Budget and Management Team with one (1) fully executed certified copy of the Board Order relating to this item.

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

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

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

**11. Professional Services Agreement with the Yurok Tribe Regarding the Provision of Case Management, Social Work and Housing Navigation Services to Eligible Children and Families as Part of the Bringing Families Home Program**

**Recommendation:** That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with the Yurok Tribe regarding the provision of case management, social work and housing navigation services to eligible children and families as part of the Bringing Families Home Program in an amount not to exceed \$475,000 for the period of July 1, 2022 through June 30, 2024;
2. Authorize the Department of Health and Human Services - Social Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with the Yurok Tribe, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
3. Direct the Clerk of the Board to return one fully executed original copy of the attached professional services agreement with the Yurok Tribe to the Department of Health and Human Services - Contract Unit 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: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

**Libraries**

**12. New Open Hours and Extended Open Hours for the Ferndale, Garberville and Trinidad Libraries**

*Recommendation:* That the Board of Supervisors:

1. Approve the libraries expanded service hours and new open hours schedule.

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

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

**Planning and Building Department****13. Execution of a Subordination Agreement with the Samoa Pacific Group**

*Recommendation:* That the Board of Supervisors:

1. Authorize the County Administrative Officer to sign the Subordination of Deed of Trust in Attachment 1.

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

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

**Probation****14. Memorandum of Understanding between Humboldt County Probation Department and Humboldt County Department of Health and Human Services for 1.0 FTE Mental Health Clinician in the Humboldt County Juvenile Hall**

*Recommendation:* That the Board of Supervisors:

1. Approve, and authorize the Chief Probation Officer and Director of Health and Human Services, to execute, the attached Memorandum of Understanding (MOU) regarding the 1.0 FTE Mental Health Clinician for the Humboldt County Juvenile Hall, for the period of fiscal years 2022/23, through fiscal year 2025/26; and
2. Authorize the Chief Probation Officer and Director of Health and Human Services to execute any and all subsequent amendments to the attached MOU, after review and approval by County Counsel 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: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

**Public Works****15. Resolution to Lease a Private Logging Road in the Larabee Area and the Right of Way Lease Agreement with Humboldt Redwood Company, LLC for said Private Logging Road (4/5 Vote Required)**

**Recommendation:** That the Board of Supervisors:

1. Adopt the Resolution to Lease a Private Logging Road in the Larabee Area and the Right of Way Lease Agreement with Humboldt Redwood Company, LLC for Said Private Logging Road (Attachment 1), (4/5 Vote Required);
2. Authorize the Chair of the Board to sign and execute the Right of Way Lease Agreement (Attachment 2), (4/5 Vote Required); and
3. Direct the Clerk of the Board to return a copy of the Right of Way Lease Agreement to the Land Use Division for transmittal to Humboldt Redwood Company, LLC.

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

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

**16. Federal Apportionment Exchange and State Match Program for Regional Surface Transportation Program Funds for Fiscal Year 2021-22**

**Recommendation:** That the Board of Supervisors:

1. Approve the Agreement No. X22-5904(189) with the California Department of Transportation (CalTrans) regarding the assignment of federal apportionments made available to the County of Humboldt for allocation to transportation projects in exchange for nonfederal State Highway Account funds.

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

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

**Sheriff**

**17. Resolution and Supplemental Budget for Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Award 2022 (4/5 Vote Required)**

**Recommendation:** That the Board of Supervisors:

1. Approve acceptance of the Byrne JAG Local Award for 2022;
2. Approve and authorize the Chair to sign Resolution (Attachment 1) authorizing the Sheriff's Office to submit the governing body resolution for the Byrne JAG 2022 program, accept grant funds, and sign any documents required for participation in the grant program;
3. Approve the Supplemental Budget request for budget unit 1100-221910 - Byrne JAG Local 2022 Grant (Attachment 2) (4/5 vote required);
4. Authorize the Sheriff, Undersheriff or Sheriff's Deputy Director of Financial and Support Services to sign all future amendments, terminations, extensions, and documents directly related to the Edward Byrne Memorial JAG Program Local Award 2022 upon review of County Counsel, Risk Management and the County Administrative Office; and
5. Direct the Clerk of the Board to return completed and signed copy of the Resolution to the Sheriff's Office, Attention: Monika Fridley for submittal to funding agency.

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

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

**18. Retirement Resolution for Frances Morgan**

*Recommendation:* That the Board of Supervisors:

1. Authorize the Chair to sign the Resolution.

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

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

**Treasurer/Tax Collector**

**19. State of California Standard Agreement Number C22-85162 between the Franchise Tax Board-Court Ordered Debt (FTB-COD) Collection Program and County of Humboldt, Revenue Recovery**

*Recommendation:* That the Board of Supervisors:

1. Authorize the Treasurer Tax Collector to sign the State of California Standard Agreement Number C22-85162 between the Franchise Tax Board-Court Ordered Debt (FTB-COD) Collection Program and County of Humboldt, Revenue Recovery.

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

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

**E. PUBLIC COMMENT ON NON-AGENDA ITEMS**

**F. SPECIAL PRESENTATIONS**

**G. ITEMS PULLED FROM CONSENT**

**H. MATTERS INITIATED BY BOARD MEMBERS**

**Board of Supervisors**

**1. Resolution Opposing Application of Herbicides on County Lands at Any Time or Without County Consent and on Private Lands Without Landowner Consent (Supervisor Steve Madrone and Supervisor Mike Wilson)**

*Recommendation:* That the Board of Supervisors:

1. Adopt the resolution opposing the application of herbicides on county lands at any time or without county consent and on private lands without landowner consent.

*A motion was made by Supervisor Madrone, seconded by Supervisor Wilson, to approve staff recommendations as amended below:*

*1. Adopt the resolution opposing the application of herbicides on county lands at any time or without county consent and on private lands without landowner consent and to include Government Code 6616.*



2. Direct staff to develop ordinance in consultation with Public Works, Aviation Director and the Ag Commissioner, that prohibits the use of herbicides on county-owned lands and right of ways unless no feasible alternative exists is approved by the Board of Supervisors.

*The motion carried by the following vote:*

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

## I. DEPARTMENT REPORTS

### County Administrative Office

#### 1. County Travel and Tourism Update and Partner Agency Reports

**Recommendation:** That the Board of Supervisors:

1. Receive a travel and tourism presentation from staff and other partner agencies;
2. Receive a marketing report and hear a 20-minute presentation from the Humboldt County Visitors Bureau (HCVB);
3. Receive a marketing report and hear a 20-minute presentation from the Humboldt Lodging Alliance (HLA); and
5. Direct staff accordingly.

*A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve the amended recommendations as listed below:*

*Develop an Ad Hoc comprised of potentially the following:*

- 2 Board members; Supervisor Bushnell and Supervisor Madrone
- CAO or CAO designee, Economic Development Staff Director, the Director of Aviation and other staff as appropriate.

*Ad Hoc purpose to Evaluate the following:*

- Review HLA/HCVB contracts for compliance and scope
- Review HLA/HCVB funding requests and approvals for a 5 year period
- Audit of financials, revenues and expenditures, for each
- Consider HLA & HCVB Board makeup to include a Board member, members of the public, other staff
- Engage with other community partners and stakeholders who play a role in travel and tourism for insight and feedback
- Provide recommendations for:
  1. A comprehensive and collaborative marketing assessment for the County of Humboldt
  2. A recommendation for long-term marketing strategies based on that assessment which will include a

*Reevaluation of the current marketing practices*

*The motion carried by the following vote:*

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

#### 2. Adoption of the Compensation Plan for Elected & Appointed Department Heads Effective Oct. 25,

2022 through Dec. 31, 2024

**Recommendation:** That the Board of Supervisors:

1. Adopt Resolution No. \_\_\_\_\_ (attached) approving the amended Compensation Plan for Elected & Appointed Department Heads effective Oct. 25, 2022 through and inclusive of Dec. 31, 2024
2. Approve the amended Compensation Plan for Elected & Appointed Department Heads effective Oct. 25, 2022 through and inclusive of Dec. 31, 2024

**A motion was made by Supervisor Wilson, 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 Virginia Bass

Nay: 1 - Steve Madrone

3. Introduction of an Ordinance of the Board of Supervisors of the County of Humboldt Amending Section 213-1 of Chapter 3 of Division 1 of Title II of the Humboldt County Code Relating to Pay Increases and Compensation Changes for the Board of Supervisors

**Recommendation:** That the Board of Supervisors:

1. Introduce the attached ordinance of the Board of Supervisors of the County of Humboldt amending Section 213-1 of Chapter 3 of Division 1 of Title II of the Humboldt County Code relating to pay increases and compensation changes for the Board of Supervisors and waive the first reading thereof;
2. Set the attached ordinance for adoption on November 1, 2022, or at least one (1) week away from the date of the Board of Supervisors meeting at which the ordinance is first introduced;
3. Direct the Clerk of the Board of Supervisors to publish the pre-adoption summary of the attached ordinance and to post a certified copy of the full text of the ordinance in the office of the Clerk of the Board of Supervisors at least five (5) days prior to the Board of Supervisors meeting at which the ordinance will be adopted [California Government Code Section 25124(b)(1)]; and
4. Direct the Clerk of the Board of Supervisors, within fifteen (15) days after adoption of the attached ordinance, to publish a post-adoption summary of the ordinance with the names of the Supervisors voting for and against the Ordinance, and to post in the office of the Clerk of the Board of Supervisors 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 [California Government Code Section 25124(b)(1)].

**A motion was made by Supervisor Wilson, 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 Virginia Bass

Nay: 1 - Steve Madrone

4. Consideration of Planning Commission Size, Process of Appointment and Removal of Members, and Adoption of Planning Commission Rules, Code of Conduct and Ethics

**Recommendation:** That the Board of Supervisors:

1. Direct staff to make changes to Section 312-1 of the Humboldt County Code as follows:
  - a. Change the Planning Commission membership from 7 to 5;
  - b. Each District Supervisor appoints one commissioner for their district (No Change);
  - c. Include provisions for removal of a Planning Commissioner with a 4/5ths vote of the Board of Supervisors; and
2. Adopt the Planning Commission Rules, Code of Conduct and Ethics (Attachment I).

*A motion was made by Supervisor Madrone, seconded by Supervisor Wilson, to approve the amended recommendations as listed below:*

*Direct staff to make changes to Section 312-1 of Humboldt County Code as follows:*

- a. *Keep the commission membership at 7 members*
- b. *Change the At-Large term to 2 years*
- c. *Each District Supervisor appoints one commissioner for their district (No Change)*
- d. *Include provisions for removal of a Planning Commissioner with a 4/5ths vote of the Board of Supervisors*
- e. *Adopt the Planning Commission Rules, Code of Conduct and Ethics*
- f. *Direct staff to bring back potential amendments to the Planning Commission Rules, Code of Conduct and Ethics.*

*The motion carried by the following vote:*

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

### **County Clerk/Recorder/Registrar of Voters**

5. Certification of Petition, Large-Scale Commercial Cannabis Cultivation Restrictions Amending Humboldt County General Plan, Local Coastal Plans and County Code Amendments Initiative

**Recommendation:** That the Board of Supervisors:

1. Accept the Certification of Results of the Large-Scale Commercial Cannabis Cultivation Restrictions Amending Humboldt County General Plan, Local Coastal Plans and County Code Amendments Initiative (Initiative Petition), and
2. Take action pursuant to Election Code ?9118.

*A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve the amended recommendations as listed below:*

1. *Place the initiative on the next scheduled stateside election, which will be the next Presidential Primary Election, March 5, 2024.*
2. *Direct Staff to bring back an impact analysis report with recommendations within the next four months.*

*The motion carried by the following vote:*

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

### **DHHS: Behavioral Health**

6. Humboldt County Behavioral Health Board Annual report for 2018-2021

**Recommendation:** That the Board of Supervisors:  
Receive and file the attached report prepared by Humboldt County Behavioral Health Board for 2018-2021

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

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

## J. PUBLIC HEARINGS

### Public Works

#### 1. Unmet Transportation Needs Public Hearing for FY 2023-24

**Recommendation:** That the Board of Supervisors:  
1. Open a public hearing, receive the staff report and allow the public to comment on transit needs in the unincorporated areas of the county;  
2. Close the public hearing; and  
3. Direct the Clerk of the Board to forward an Action Summary of the meeting to the Humboldt County Association of Governments (HCAOG) for inclusion in their hearing.

*A motion was made by Supervisor Bohn and seconded by Supervisor Wilson, to approve staff recommendations as amended:*

- 1. Reach out to the community via electronic method, requesting input from the community; and*
- 2. Keep this item open for 10 days to allow for further community input; and*
- 3. Direct staff to submit community input to HCOAG after 10 days.*

*The motion carried with the following vote:*

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

## K. DISCUSSION ITEMS

## L. MATTERS SET FOR TIME CERTAIN

### Board of Supervisors - Closed Session

1. 11:30 AM - (CLOSED SESSION) Pursuant to Government Code Sections 54954.5 and 54957 to consider a Public Employee Performance Evaluation for the position of Public Defender

*No Reportable Action*

2. 11:30 AM - (CLOSED SESSION) Pursuant to Government Code Sections 54954.5 and 54957 to consider a Public Employee Performance Evaluation for the position of Public Defender

*No reportable action*

### County Counsel - Closed Session

3. 11:30 AM - (CLOSED SESSION) Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Shawn Lee Perrot v. Duane Christian, Case No. 5:22-cv-01311 EJD

*No reportable action*

4. 11:30 AM - (CLOSED SESSION) Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Mercer Fraser Company v. County of Humboldt, Humboldt County Superior Court Case No. CV2201537

*By a unanimous vote, the Board authorized the Risk Manager to enter into agreement with outside council to defend the county in the existing litigation in the case of Mercer Fraser Company v. County of Humboldt, Humboldt County Superior Court Case No. CV2201537*

5. 11:30 AM - (CLOSED SESSION) Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Michael Masterson, et al. v. James Robinson, et al., Humboldt County Superior Court Case No. CV2201309

*By a unanimous vote, the Board of Supervisors authorized County Counsel defend the County in the existing litigation in the case of Michael Masterson, et al. v. James Robinson, et al., Humboldt County Superior Court Case No. CV2201309*

**M. CLOSED SESSION (See Matters Set for Time Certain)****N. ADJOURNMENT**

*I, NIKKI TURNER, 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.*

NIKKI TURNER

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



10/25/2022



MINUTES  
TUESDAY, October 25, 2022

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, November 8, 2022 with the vote as shown below.

AYES: Supervisors: -- Bohn, Bushnell, Bass, Wilson, Madrone  
NAYS: Supervisors: --  
ABSENT: Supervisors: --  
ABSTAIN: Supervisors: --

Nikki Turner  
Deputy Clerk of the Board

Virginia Bass  
Chair of the Board