

**BOARD OF SUPERVISORS**

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



**COUNTY STAFF**

AMY S. NILSEN  
County Administrative Officer  
JEFFREY S. BLANCK  
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, March 28, 2017

9:00 AM

Regular Meeting

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**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 combined single vote.*

**Board of Supervisors**

1. Certificates of Recognition for the McKinleyville Chamber of Commerce Award Recipients for 2016 (Supervisor Ryan Sundberg)

**Recommendation:** That the Board of Supervisors ratify authorization for the Chair to sign the Certificates of Recognition.

**Attachments:** [McKinleyville Chamber of Commerce Award Certificates.pdf](#)

2. Letter of Support for AB 980 (Woods) Broadband Fiber Optic Cables: Priority Areas (Supervisor Rex Bohn)

**Recommendation:** That the Board of Supervisors ratify authorization for the Chair to sign the letter of support.

**Attachments:** [Broadband Fiber Optic Cables Letter of Support.pdf](#)

3. Informational Report on the Appointment of Kenny Priest to the Fish and Game Advisory Commission Representing District 4 (Supervisor Virginia Bass & Supervisor Mike Wilson)

**Recommendation:** That the Board of Supervisors receive and file the report.

**Attachments:** [Appointment to Fish and Game Advisory Commission.pdf](#)  
[Public Comment.pdf](#)

4. Informational Report on the Appointment of Harry Vaughn to the Fish and Game Advisory Commission Representing District 2 (Supervisor Estelle Fennell and Supervisor Mike Wilson)

**Recommendation:** That the Board of Supervisors receive and file the report.

**Attachments:** [Appointment to Fish & Game Advisory Commission.pdf](#)

5. Appointment of Lorey Keele to the First Five Humboldt Commission (Supervisor Mike Wilson)

**Recommendation:** That the Board of Supervisors approve the appointment of Lorey Keele to the First Five Humboldt Commission.

**Attachments:** [Appointment to First Five Humboldt.pdf](#)

6. Request from Fish & Game Commission to Forward a Letter to the U.S. Army Corps of Engineers Related to the Coast Seafood Project (Supervisor Rex Bohn)

**Recommendation:** That the Boards of Supervisors authorize the Chair to sign the letter and forward to the US Army Corps of Engineers on behalf of the Humboldt County Fish & Game Commission.

**Attachments:** [Letter re Coast Seafood Project.pdf](#)

### **Clerk of the Board**

7. Approval of the Action Summary - Meeting of March 21, 2017

**Recommendation:** That the Board of Supervisors approve the Action Summary for the meeting of March 21, 2017 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 3-21-2017.pdf](#)

**County Administrative Office**

8. Change Public Meeting Date for Humboldt County Tourism Business Improvement District Renewal

**Recommendation:** That the Board of Supervisors adopt the revised Resolution contained in Attachment 1 declaring the Board's intention to renew the District for a ten year term and setting a public meeting for May 9, 2017 and the public hearing for May 16, 2017; and direct the Clerk of the Board to publish the notice of public meeting on May 9, 2017 and public hearing on May 16, 2017 contained in Attachment 2 and to mail out majority protest notices in conformity with Streets and Highways Code Section 36623 and Government Code Section 54954.6.

**Attachments:** [Revised TBID Public Meeting-Hearing Dates.pdf](#)

**District Attorney**

9. Non-Competitive Grant Application for the California Governor's Office of Emergency Services (Cal OES) Unserved/Underserved Victim Advocacy and Outreach (UV) Program for Fiscal Year (FY) 2017-18 (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors authorize the District Attorney to sign all documents necessary to submit a Non-Competitive Grant Application California Governor's Office of Emergency Services (Cal OES) Unserved/Underserved Victim Advocacy and Outreach Program Fiscal Year (FY) 2017-18 (requires 4/5 vote); and direct the Clerk of the Board to return an approved agenda item to the District Attorney's Office, attention Rachelle Davis, for submission to Cal OES.

**Attachments:** [Cal OES Victim Advocacy and Outreach.pdf](#)

**Public Works**

10. U.S. Department of Transportation Federal Aviation Administration Antenna and Rack Space Lease for Real Property at Garberville Airport. Land Lease Renewal - DTFAWN-17-L-00048 (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors by a 4/5's vote approve and authorize the Chairwoman to execute in the presence of a Notary Public, the attached lease agreement with the U.S. Department of Transportation Federal Aviation Administration (FAA) in triplicate; and direct the Clerk of the Board to return the executed lease agreement, in triplicate, to the Land Use Division for transmittal to Lessee.

**Attachments:** [Federal Aviation Administration Antenna, Rack Space Lease.pdf](#)

**11. 2017 Financial Assurances for Reclamation of Surface Mining Operations**

**Recommendation:** That the Board of Supervisors adopt the attached resolution authorizing the annual adjustment of funds pledged by the Humboldt County Department of Public Works to complete reclamation of the department's surface mining operations as required by state law; and direct the Clerk of the Board to return a certified copy of the Resolution to the Public Works Department.

**Attachments:** [2017 Financial Assurances for Reclamation of Surface Mining Operations.pdf](#)

**12. Supplemental Budget for Upgrade to the Biometric Access Control System at California Redwood Coast - Humboldt County Airport; Supplemental Budgets Require 4/5 Vote**

**Recommendation:** That the Board of Supervisors adopt the attached supplemental budget for FY 2016-17 (4/5 vote required).

**Attachments:** [Public Works Supplemental Budget.pdf](#)

**13. Supplemental Budget for Resurfacing/Restriping of Courthouse and Public Health Parking Lots at 5th & I Street; Supplemental Budgets Require 4/5 Vote**

**Recommendation:** That the Board of Supervisors adopt the attached supplemental budget for FY 2016-17 (4/5 vote required).

**Attachments:** [Public Works Supplemental Budget.pdf](#)

**14. Termination of Lease with Redwood Community College District**

**Recommendation:** That the Board of Supervisors approve the termination of the lease with Redwood Community College District (District); authorize Real Property to send a thirty (30) day notice of termination to the District; and direct the Clerk of the Board to return a copy of the executed agenda item to Real Property.

**Attachments:** [Termination of Lease with Redwood Community College District.pdf](#)

**15. Rescind Recommendations 4 and 5 from Item C-25 on the March 7, 2017 Board of Supervisors' Agenda: "Lease/Purchase of a Portable Generator and a Truck Mounted Boom Lift Assembly, Authorization to Enter into Two Lease/Purchase Agreements and Declare Equipment Surplus**

**Recommendation:** That the Board of Supervisors rescind Recommendations 4 and 5 from Item C-25 on the Board of Supervisors' March 7, 2017 Agenda: "Lease/Purchase of a Portable Generator and a Truck Mounted Boom Lift Assembly, Authorization to Enter into Two Lease/Purchase Agreements and Declare Equipment Surplus.

4. Declare the Genie TMZ 34/19 trailer man lift surplus.

5. Authorize the Purchasing Agent to dispose of the surplus property deposit the revenue from the sale in the Roads Heavy Equipment Internal Service Fund (ISF) line item 3540330-705020."

**Attachments:** [Rescind Recommendations from Item C-25 on 3-7-2017 Agenda.pdf](#)

**16. Extension of Extra-Help Hours - Roads Maintenance (325) Measure Z (298) (4/5 Vote Required)**

**Recommendation:** That the Board of Supervisors extend Manuel Andersen, Thoret Farnsworth, Dylan Mace, Dane Crawford and Henry Stommel's extra-help employment hours 960 hours to a maximum of 1,920 hours for fiscal year 2016-2017 pursuant to Section 7 of the Humboldt County Salary Resolution (4/5 vote required).

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

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

**17. Certification of the Results of the March 14, 2017, McKinleyville Community Services District Special Election**

**Recommendation:** That the Board of Supervisors accept the Certified Statement of Results of the Official Canvass for the March 14, 2017, McKinleyville Community Services District Special Election.

**Attachments:** [Certification of MCSD Special Election.pdf](#)

**Sheriff**

**18. Acceptance of Boating Safety and Enforcement Financial Aid Program Agreement**

**Recommendation:** That the Board of Supervisors authorize the Chair to sign four (4) copies of the Boating Safety and Enforcement Financial Aid Program Agreement with the California Department of Parks and Recreation, Division of Boating and Waterways for Fiscal Year 2017-18 (Attachment 1); authorize the Sheriff to execute all the necessary reimbursement claims, applications, contracts, and agreements and amendments thereto, in the name of the County of Humboldt, and all other documents required by California Department of Parks and Recreation for participation in the Boating Safety and Enforcement Financial Aid Program; and direct the Clerk of the Board to return signed copies of the agreement to the Sheriff's Office, Attention: Norma Lorenzo for submittal to funding agency no later than April 4, 2017.

**Attachments:** [Boating Safety, Enforcement Financial Aid Program Agreement.pdf](#)

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

*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. 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 Comment Sign-In Sheet and Handouts**

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

**E. SPECIAL PRESENTATIONS****F. MATTERS SET FOR TIME CERTAIN****G. ITEMS PULLED FROM CONSENT****H. MATTERS INITIATED BY BOARD MEMBERS****I. DEPARTMENT REPORTS****County Administrative Office****1. Appoint Board Members to American with Disabilities Act (ADA) Ad Hoc Group**

**Recommendation:** That the Board of Supervisors appoint two Board members to participate in an American with Disabilities Act (ADA) Ad Hoc group and take other action as appropriate.

**Attachments:** [Appoint Board Members to ADA Ad Hoc Group.pdf](#)

**2. Reaffirm Commitment to Protect Federal Investment in Medicaid**

**Recommendation:** That the Board of Supervisors provide clarification regarding the county's position on advocating to protect the current level of federal investment in Medicaid; and provide other direction, as necessary.

**Attachments:** [Reaffirm Commitment to Protect Federal Investment in Medicaid.pdf](#)

**Public Works****3. Resolution by the Board of Supervisors and Resolution by the Airports Land Use Commission Regarding Updating the Airport Land Use Compatibility Plan**

**Recommendation:** That the Board of Supervisors adjourn as the Humboldt County Board of Supervisors; convene as the Governing Board of the Humboldt County Airports Land Use Commission and consider the following agenda; adopt the resolution recommending submittal of an application for a grant to update the Airport Land Use Compatibility Plan for Humboldt County airports (Attachment 1); public appearance; adjourn as the Governing Board of the Humboldt County Airports Land Use Commission; reconvene as the Humboldt County Board of Supervisors; adopt the resolution authorizing submittal of an application to update the Airport Land Use Compatibility Plan for Humboldt County Airports, acceptance of an allocation of funds and execution of a grant agreement with the California Department of Transportation for an acquisition and development grant and certifying the availability of the county's share of matching funds (Attachment 2); authorize the Director of Public Works to develop agreements between the county, the City of Eureka, Hoopa Tribe and Resort Improvement

District regarding the inclusion of Samoa Field, Hoopa Airport, and Shelter Cove Airport, respectively, in the update as well as participating financially in the cost; upon receipt of the grant, authorize the Department of Public Works (Department) to issue a Request for Proposal for updating the Airport Land Use Compatibility Plan.

**Attachments:**      [Update to Airport Land Use Compatibility Plan.pdf](#)

4. Introduction of Ordinance: Amending Section 422-9 Relating to a Speed Limit in the Eureka Area, Adding Section 431-82 Relating to Parking on North Ridge Road in the Eureka Area and Amending Section 431-87 Relating to Parking on Pennsylvania Avenue in the Eureka Area of Title IV of the Humboldt County Code

**Recommendation:** That the Board of Supervisors introduce the attached ordinance by title and waive the first reading; set the ordinance for adoption on April 4, 2017, or at least one week away; direct the Clerk of the Board of Supervisors to publish the pre-adoption summary of the ordinance and to post a certified copy of the full text of the proposed ordinance in the office of the Clerk of the Board of Supervisors at least five (5) days prior to the Board of Supervisors meeting at which the ordinance will be adopted [Government Code Section 25124(b)(1)]; direct the Clerk of the Board, within fifteen (15) days after adoption of the 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 along with the names of those Supervisors voting for and against the Ordinance [Government Code Section 25124(b)(1)]; and direct Humboldt County Department of Public Works to file the attached Notice of Exemption with the Humboldt County Clerk in accordance with the California Environmental Quality Act.

**Attachments:**      [Introduction of Speed Limit, Parking Ordinance.pdf](#)

## J. ADMINISTRATIVE ABATEMENT HEARINGS

### Code Enforcement Unit

1. Administrative Abatement Hearing. JoAnn Dinning, Christine Daniels. 2331 Lincoln Avenue, Samoa, California, AP#401-246-001

**Recommendation:** That the Board of Supervisors, pursuant to Humboldt County Code Sections 351-21 and 351-22, open the hearing; hold an administrative hearing to determine whether a public nuisance exists on the subject property; adopt the attached Findings of Nuisance and Order of Abatement consistent with the evidence presented at the hearing; and close the hearing.

**Attachments:**      [Administrative Abatement Hearing, Dinning, Daniels.pdf](#)

**K. PUBLIC HEARINGS****Planning and Building Department**

1. Southern Humboldt Community Park General Plan Amendment, Zone Reclassification, Conditional Use Permit and Special Permit. Application #6111; Case # GPA-10-02, ZR-10-02, CUP-10-04, SP-10-10. Assessor Parcel Numbers (APNs): 222-091-014, 222-241-009. 1144 Sprowel Creek Road, Garberville Area

**Recommendation:** That the Board of Supervisors receive and consider the staff report, the Draft Environmental Impact Report and the Final Environmental Impact Report, and the Planning Commission's findings (Attachment A and C), open the public hearing, and accept public comment; determine whether the Board intends to approve or deny the project:

- a. If the Board intends to approve the project, provide direction to staff on the following components:
    - i. Conditional Use Permit to allow medium and or large events
    - ii. Include Transfer of Development Rights Program as part of the project
    - iii. Determine whether the Board intends to approve the project as proposed or in the environmentally superior Alternative 2
    - iv. Determine whether to include ballfields as part of the project
    - v. Special Permit to allow for reduced streambank setbacks per the County's Streambank Management Area Ordinance;
- continue the meeting and the public hearing to Tuesday April 25, 2017 for consideration of resolutions and findings consistent with the Board's Motion of Intent and consideration and certification of the Environmental Impact Report and associated documents.



***Attachments:***

[Staff Report.pdf](#)  
[Attach A Planning Commission Report, Action Summary.pdf](#)  
[Attach B Public Comment 1.pdf](#)  
[Attach B Public Comment 2.pdf](#)  
[Attach B Public Comment 3.pdf](#)  
[Attach B Public Comment 4.pdf](#)  
[Attach B Public Comment 5.pdf](#)  
[Attach B Public Comment 6.pdf](#)  
[Attach B Public Comment 7.pdf](#)  
[Attach C Part 1-FEIR.pdf](#)  
[Attach C Part 2-DEIR.pdf](#)  
[Attach C Part 3-DEIR Appendices.pdf](#)  
[Attach D Proposed Conditions of Approval.pdf](#)  
[Comments Submitted 1 to COB 3-20-2017.pdf](#)  
[Comments Submitted 2 to COB 3-20-2017.pdf](#)  
[Comments Submitted 3 to COB 3-20-2017.pdf](#)  
[Comments Submitted 4 to COB 3-20-2017.pdf](#)  
[Comments Submitted 5 to COB 3-20-2017.pdf](#)  
[Comments Submitted 6 to COB 3-20-2017.pdf](#)  
[Comments Submitted During Public Hearing 3-28-17.pdf](#)

**L. DISCUSSION ITEMS****Board of Supervisors**

1. Monthly report on Board members' meeting attendance at county expense and other public supervisorial district events.

**M. CLOSED SESSION****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/>**