

BOARD OF SUPERVISORS

REX BOHN
Chair - First District
ESTELLE FENNELL
Vice-Chair - Second District
MIKE WILSON
Third District
VIRGINIA BASS
Fourth District
STEVE MADRONE
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, November 5, 2019

9:00 AM

Regular Meeting

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. California Retired Teacher Week Proclamation (Supervisor Virginia Bass)

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

Attachments: [Staff Report](#)
[Teachers.pdf](#)

2. Resolution Recognizing the Retirement of Michael Damian (Supervisor Rex Bohn)

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

Attachments: [Staff Report](#)
[Resolution](#)

3. Proclaim November 15, 2019 as “Zero Waste Day” in Humboldt County (Supervisor Mike Wilson)

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

Attachments: [Staff Report](#)
[Zero Waste Day Proclamation](#)

4. Sempervirens 50th Anniversary and Community Mental Health Day (Supervisor Mike Wilson)

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

Attachments: [Staff Report](#)
[Sempervirens 50th Anniversary and Community Mental Health Day Proclamation.pdf](#)

5. Letter to Pacific Gas and Electric (PG&E) regarding the recent Public Safety Power Shutoffs in Humboldt County (PSPS) (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Ratify authorization for the Chair to sign the letter to PG&E.

Attachments: [Staff Report](#)
[Letter to PG&E Regarding Recent PSPS Events.pdf](#)

Clerk of the Board

6. Approval of the Action Summary - Meeting of October 22, 2019

Recommendation: That the Board of Supervisors:
1. Approve the Action Summary for the meeting of October 22, 2019 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

Attachments: [Staff Report](#)
[Action Summary 10-22-19](#)

County Administrative Office

7. Headwaters Fund Grant Manuals Revisions

- Recommendation:** That the Board of Supervisors:
1. Approve revision to Headwaters Fund Board Manual;
 2. Approve revisions to the Headwaters Fund (HWF) Grant Program Manuals;
and
 3. Approve an increased threshold for Headwaters Fund Board Mini-Grant Amounts.

- Attachments:** [Staff Report](#)
[Attachment 1-HWF Community Investment Fund Manual-Red Lined Version.pdf](#)
[Attachment 2-HWF Community Investment Fund Manual-Proposed Version.pdf](#)
[Attachment 3-HWF Grant Fund Manual-Red Lined version.pdf](#)
[Attachment 4-HWF Grant Fund Manual-Proposed Version.pdf](#)
[Attachment 5-HWF Board Manual-Red lined Version.pdf](#)
[Attachment 6-HWF Board Manual-Proposed Version.pdf](#)
[Attachment 7-HWF Charter.pdf](#)

8. Public Safety Power Shutoff (PSPS) License Agreement with Pacific Gas & Electric Company (PG&E)

- Recommendation:** That the Board of Supervisors:
1. Ratify the Public Safety Power Shutoff (PSPS) License Agreement signed by the County Administrative Officer (Licensor) on October 26, 2019 with Pacific Gas & Electric Company (PG&E), a California corporation, for use of the Humboldt County Library located at 1313 3rd Street, Eureka, California, Assessor's Parcel Number 001-212-013; and
 2. Delegate authority to the County Administrative Officer to sign potential future PG&E license agreements after review and approval by the Risk Manager and County Counsel.

- Attachments:** [Staff Report](#)
[License Agreement](#)

County Clerk/Recorder/Registrar of Voters

9. Adopt a Resolution Authorizing the County to Receive Grant Funding under the Voting System Replacement Contract 2018, Agreement No. 18G30112, Amendment 1 and Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Adopt the attached resolution authorizing the county to receive grant funding in the sum of \$883,342.20 through reimbursement provided by the State of California under the Voting System Replacement Contract 2018 Program;
2. Approve the attached supplemental budget for fiscal year 2019-20 in the amount of \$883,342.00 (4/5 vote required);
3. Direct the Clerk of the Board to return a certified copy of the attached resolution to the Office of Elections for further processing and submission to the Secretary of State; and
4. Authorize the Clerk/Recorder/Registrar of Voters to execute the necessary documents and the attached contract to carry out the purpose of the Board's resolution.

Attachments: [Staff Report](#)
[Attachment 1: Resolution](#)
[Attachment 2: Supplemental Budget](#)
[Attachment 3: Original Agreement, No. 18G30112](#)
[Attachment 4: Agreement No. 18G30112 - Amendment I](#)
[Attachment 5: Contractor Certification](#)
[Attachment 6: General Terms and Conditions](#)
[Resolution 19-108](#)

Department of Health and Human Services: Public Health

10. Professional Services Agreement with Humboldt County Office of Education for Nutrition and Physical Activity for the term of October 1, 2019 through September 30, 2022

Recommendation: That the Board of Supervisors:

1. Approve the Professional Service Agreement with the Humboldt County Office of Education (HCOE) in the amount of \$150,000 for the term of October 1, 2019 through September 30, 2022;
2. Authorize the Director of Public Health, or designee, to sign two (2) copies of the agreement;
3. Authorize the Director of Public Health, or designee, to approve all future amendments and documents directly related to this agreement upon approval by County Counsel and Risk Management; and
4. Direct the Clerk of the Board to return one (1) copy of the certified board report to the Department of Health and Human Services - Contract Unit.

Attachments: [Staff Report](#)
[Professional Service Agreement with Humboldt County Office of Education and As](#)

11. Certification of Compliance for the Child Health and Disability Prevention and California Children's Services Programs for Fiscal Year 2019-20

Recommendation: That the Board of Supervisors:

1. Authorize the Chair of the Board to sign the Certification Statements for the Child Health and Disability Prevention and California Children's Services Programs; and
2. Direct the Clerk of the Board to return the two (2) signed original Certification Statements to the Department of Health and Human Services - Public Health Administration for submission to the State Department of Health Care Services.

Attachments: [Staff Report](#)
[One \(1\) original CHDP Certification Statement](#)
[One \(1\) original CCS Certification Statement](#)
[Executed CHDP Certification Statement](#)
[Executed CCS Certification Statement](#)

12. Agreement with the State of California Office of Traffic Safety for the Pedestrian and Bicycle Safety Program for Fiscal Year 2019-20

Recommendation: That the Board of Supervisors:

1. Approve the Grant Agreement # PS20008 with the Office of Traffic Safety (OTS) in the amount of \$125,000 for the period of October 1, 2019 through September 30, 2020;
2. Authorize the Director of the Department of Health and Human Services (DHHS) - Public Health, or designee, to sign two (2) original copies of the agreement;
3. Authorize the Director of DHHS - Public Health, or designee, to approve all future amendments to Agreement # PS20008 upon review and approval by County Counsel and Risk Management; and
4. Direct the Clerk of the Board to return one (1) copy of the certified board report to the DHHS - Contract Unit.

Attachments: [Staff Report](#)
[Attachment A: One \(1\) original of Grant Agreement PS20008](#)

Planning and Building Department**13. Appointment of a New Consultant to the County of Humboldt Extraction Review Team (CHERT)**

- Recommendation:** That the Board of Supervisors:
1. Appoint Wesley T. Smith to become a CHERT member; and
 2. Enter into a contract pursuant to the procedures for appointment, duties and compensation mechanism for CHERT members, described in Chapter 2 to Division 9 of Title III of the Humboldt County Code.

- Attachments:**
- [Staff Report](#)
 - [Attachment 1 Contract.pdf](#)
 - [Attachment 2 Letter of Interest and Resume.pdf](#)
 - [Executed Contract](#)

Public Works**14. Resolution to Summarily Vacate a One (1) Foot, Non-Vehicular Access Easement on Edeline Avenue in McKinleyville on APN 508-402-001 and APN 508-402-018**

- Recommendation:** That the Board of Supervisors:
1. Adopt Resolution No. _____ (Attachment 1) to summarily vacate a one (1) foot, non-vehicular access easement along the west side of Edeline Avenue over the east lines of Lots 1 and 18 of Tract No. 0651 in McKinleyville, pursuant to Streets and Highways Code Section 8333(c); and
 2. Direct the Clerk of the Board to record via the Department of Public Works Land Use Division, in the Office of the County Recorder, a certified copy of the resolution.

- Attachments:**
- [Staff Report](#)
 - [Attachement 1 - Resolution to Summarily Vacate a One-Foot NVA Easement on Ed](#)
 - [Attachment 1A - Exhibit A Legal Description](#)
 - [Attachment 1B- Exhibit B Map of NVA Vacation](#)
 - [Attachment 2 - Edeline Avenue Planning Memo](#)
 - [Attachment 3 - Edeline Avenue Environmental Memo](#)
 - [Resolution 19-109](#)

15. Amended Notice of Intention to Purchase Real Property at 1017 Fourth Street, 1023 & 1025 Fourth Street, and 1031, 1035, & 1039 Fourth Street, Eureka

Recommendation: That the Board of Supervisors:

1. Approve the Amended Notice of Intention to Purchase Real Property (Notice) in accordance with Government Code section 25350;
2. Authorize the Chair of the Board to execute the Notice;
3. Direct the Clerk of the Board to return the Notice to Public Works;
4. Direct the Clerk of the Board to publish the Notice once a week for three (3) successive weeks pursuant to Government Code section 6063; and
5. Direct Public Works to post the Notice in accordance with Government code section 25350.

Attachments: [Staff Report](#)
[Exhibit A - Site Plan](#)
[Exhibit B - Notice of Intention to Purchase Real Property](#)
[Exhibit C - Summary of Initial Study and Mitigated Negative Declaration](#)
[Exhibit D - Amended Notice of Intention to Purchase Real Property](#)
[Executed Notice of Intention to Purchase Real Property.pdf](#)

16. Resolution Authorizing the Humboldt County Department of Public Works to Apply For, and Accept, Funding Made Available through the California Climate Investment Fire Prevention Grant Program

Recommendation: That the Board of Supervisors:

1. Adopt Resolution No. _____ (Attachment 1) authorizing the Humboldt County Department of Public Works Director to apply for, and accept, if awarded, funding made available through the California Climate Investment Fire Prevention Grant Program in order to fund implementation of the Humboldt Community Wildfire Protection Plan; and
2. Direct the Clerk of the Board to provide a fully executed original copy of the attached resolution to the Humboldt County Department of Public Works for submission to the California Department of Forestry and Fire Protection.

Attachments: [Staff Report](#)
[Attachment 1-Resolution Re California Climate Investment Fire Prevention Grant.docx](#)
[Resolution 19-110](#)

17. Storm Damage Repair to Alderpoint Road Post Mile 0.22

Recommendation: That the Board of Supervisors:

1. Approve the attached plans and specifications for the Alderpoint Road Post Mile 0.22 Storm Damage Repair Project; and
2. Direct the Clerk of the Board to advertise the above-mentioned project as required by Section 22037 of the California Public Contract Code, with bids to be opened on Tuesday, December 17, 2019, at 2:00 p.m.

Attachments: [Staff Report](#)
[Alderpoint Road PM 0.22_Plans.pdf](#)
[Alderpoint Road PM 0.22_Special Provisions.pdf](#)

Sheriff

18. Position Allocation Modification to Humboldt County Sheriff's Office (HCSO) for the Administrative Secretary position

Recommendation: That the Board of Supervisors:

1. Approve the allocation of one full-time (1.0 FTE) Administrative Secretary (AFSCME) (salary range 341, class 0164) in budget unit 1100-221 effective immediately; and
2. Approve the deallocation of the full-time (1.0 FTE) Administrative Secretary (MC) (salary range 371, class 0166) in budget unit 1100-221 effective immediately.

Attachments: [Staff Report](#)

D. ITEMS PULLED FROM CONSENT

E. 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.

Public Comment Sign-In Sheet and Handouts

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

F. SPECIAL PRESENTATIONS**Board of Supervisors**

1. Resolution Recognizing Deputy Greg Berry on his Retirement (Supervisor Rex Bohn)

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

Attachments: [Staff Report](#)
[Deputy Greg Berry Retirement Resolution .pdf](#)

G. MATTERS INITIATED BY BOARD MEMBERS**H. DEPARTMENT REPORTS****Clerk of the Board**

1. Appointment of 2020 Delegate and Alternate to Rural County Representatives of California (RCRC) Board of Directors and Golden State Finance Authority (GSFA)

Recommendation: That the Board of Supervisors:
1. Appoint a Delegate and Alternate to the RCRC Board of Directors and Golden State Finance Authority for calendar year 2020, and direct the Clerk of the Board to notify RCRC staff member Maggie Chui, 1215 K Street, Suite #1650, Sacramento, CA 955814 of the appointment.

Attachments: [Staff Report](#)
[RCRC Golden State Authority Appointment of Member and Alternate Memo and N Executed RCRC Golden State Authority Appointment of Member and Alternate Me](#)

County Administrative Office

2. Board Meeting - Calendar Year 2020

Recommendation: That the Board of Supervisors:
1. Cancel Board meetings on the following dates in calendar year 2020 and direct the Clerk of the Board to notify all county departments of these cancelled meetings:

- * Tuesday, Jan. 21, 2020 (following a county holiday on Jan. 20)
- * Tuesday, Feb. 18, 2020 (following a county holiday on Feb. 17)
- * Tuesday, March 31, 2020 (county holiday)
- * Tuesday, May 26, 2020 (following a county holiday on May 25)
- * Tuesday, June 30, 2020 (5th Tuesday)

- * Tuesday, July 21, 2020 (National Association of Counties Conference)
- * Tuesday, Aug. 4, 2020 (Board break)
- * Tuesday, Aug. 11, 2020 (Board break)
- * Tuesday, Sept. 8, 2020 (following a county holiday on Sept. 7)
- * Tuesday, Sept. 22, 2020 (Rural Counties Representatives of California annual conference)
- * Tuesday, Oct. 13, 2020 (following county-wide All Hands Training Day on Oct. 12)
- * Tuesday, Nov. 24, 2020 (Thanksgiving week)
- * Tuesday, Dec. 1, 2020 (California State Association of Counties annual conference)
- * Tuesday, Dec. 22, 2020 (Winter break)
- * Tuesday, Dec. 29, 2020 (Winter break)

Attachments: [Staff Report](#)
[2020 BOS Calendar.pdf](#)

3. Assess Potential Road Improvement Project Near Rio Dell Using Funding from Wind Energy Project

Recommendation: That the Board of Supervisors:

1. Direct staff to perform an assessment of the Humboldt Wind Energy Project to determine whether it would provide sufficient funding to perform a road improvement project near Rio Dell.

Attachments: [Staff Report](#)
[2019-10-02 Ltr Road Rehabilitation Agmt Monument Road.pdf](#)

Planning and Building Department

4. Mobile Home Rent Stabilization Ordinance Implementing Rules and Procedures

Recommendation: That the Board of Supervisors:

1. Receive the staff report on the Mobile Home Rent Stabilization Ordinance;
2. Review the Mobile Home Rent Stabilization Rules and Guidelines, including the remedies for non-compliance; and
3. Adopt the draft Resolution establishing Mobile Home Rent Stabilization Rules and Guidelines.

Attachments: [Staff Report](#)
[Attachment 1 Resolution.docx](#)
[Public Comment](#)

I. PUBLIC HEARINGS

J. DISCUSSION ITEMS

K. MATTERS SET FOR TIME CERTAIN**Board of Supervisors - Closed Session**

1. 11:00 a.m. - Pursuant to Government Code sections 54954.5 and 54957, to consider a Public Employee Performance Evaluation for the position of the County Counsel.
2. 11:00 a.m. - A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number CV190389.
3. 11:00 a.m. - A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number 1:19-cv-3055.
4. 11:00 a.m. - A conference with legal counsel pursuant to paragraph 1 of Government Code section 54956.9(d) in the matter of Jeffrey S. Blanck v. Lisa Dematteo et al.; case number DR190340.

L. 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.)

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

1. *We may disagree, but we will be respectful of one another.*
2. *All comments will be directed to the issue at hand.*
3. *Personal attacks are unacceptable.*
4. *Applauding or other displays of approval/disapproval are discouraged.*

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 three 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/>