

## **ATTACHMENT 1**

Ordinance Amending Section 312-1 of the Zoning Ordinance  
to Increase Per-Diem Compensation for Planning Commissioners.

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings; meeting on August 28, 2018

ORDINANCE NO. \_\_\_\_\_

**AMENDING SECTION 312-1.3.3 OF HUMBOLDT COUNTY CODE - THE ZONING  
ORDINANCE - TO INCREASE PER-DIEM ALLOWANCES FOR PLANNING  
COMMISSIONERS**

**WHEREAS**, Section 312-1.3.3 of Humboldt County Code establishes a \$30 per diem compensation rate for Planning Commissioners; and

**WHEREAS**, that per-diem rate was initiated in 1976; and,

**WHEREAS**, the cost of goods increased significantly between 1976 and 2018, rising 487% in California during that time period; and,

**WHEREAS**, with the passage of the Cannabis Ordinance in 2016, Planning Commissioners are being asked to review more projects than normal; and,

**WHEREAS**, per-diem compensation is the only form of compensation for the Planning Commissioners;

**WHEREAS**, increasing the per-diem rates for the Planning Commissioners from the current \$30 amount to \$140 (467%) will come close to achieving parity with the per-diem rate when it was first established in 1976 because the cost of inflation in California has risen by 487% between 1976 and 2018;

**WHEREFORE**, the Board of Supervisors of the County of Humboldt finds as follows:

1. For the reasons set forth in the above recitals the ordinance amendment to increase from \$30 to \$140 the per-diem rates for Planning Commissioners is in the public interest.
2. The ordinance amendment is exempt from environmental review under Section 15273 of the CEQA Guidelines - Rates, Tolls, Fares and Charges because the modification to the per-diem rate for Planning Commissioners is an operating expense.

**NOW, THEREFORE** the Board of Supervisors of the County of Humboldt ordains as follows:

**SECTION 1.** Section 312-1.3.3 in Title III, Division 1, Chapter 2 of the Humboldt County Code is hereby amended as follows (shown in strikeout and underline):

**1.3 PLANNING COMMISSION FORMATION AND COMPOSITION.**

- 1.3.1 The Humboldt County Planning Commission is established as the planning agency of the county. The Planning Commission shall consist of seven (7) members selected by the Board of Supervisors as follows: (Former Section INL#318-2(a); Amended by Ord. 2214, 6/6/00)

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- 1.3.1.1 Five (5) members shall be selected, one by each Board Member, so that each is a resident of a different supervisorial district. (Former Section INL#318-2(a)(1); Amended by Ord. 2214, 6/6/00)
- 1.3.1.2 Two (2) members shall be selected at large by a majority vote of the Board of Supervisors. (Former Section INL#318-2(a)(2))
- 1.3.2 The term of office shall be four (4) years. (Former Section INL#318-2(b))
  - 1.3.2.1 Members shall serve staggered terms, commencing as follows:
    - 1.3.2.1.1 February 1, 1995, for members selected from Supervisorial Districts 4 and 5 and one (1) member at large. (Former Section INL#318-2(b)(1); Amended by Ord. 2214, 6/6/00)
    - 1.3.2.1.2 February 1, 1993, for members selected from Supervisorial Districts 1, 2 and 3 and one (1) member at large. (Former Section INL#318-2(b)(2); Ord. 932, Sec. 2, 6/26/73; Amended by Ord. 1350, Sec. 1, 8/28/79; Amended by Ord. 2214, 6/6/00; Amended by Ord. 1472, 6/2/81; Amended by Ord. 2214, 6/6/00)
  - 1.3.2.2 Vacancies shall be filled as set forth in subsection 312-1.3.1. for the unexpired portions of the term. (Former Section INL#318-2(b); Amended by Ord. 2214, 6/6/00)
- 1.3.3 The members of the Planning Commission shall serve without compensation, except that each member shall be paid a per diem of ~~thirty dollars (\$30.00)~~ one hundred forty (\$140) for each day's attendance (up to a maximum of ten (10) meetings per month) at a meeting of the Planning Commission. In addition, each member shall be allowed travel expenses in the same amounts and in the same manner as are allowed other County officers and employees. (Former Section INL#318-2(c))
- 1.3.4 If a member of the Commission is absent from three (3) consecutive regular meetings or five (5) regular meetings within a calendar year, such person shall be deemed to have resigned his or her membership on the Commission, unless such absence is excused by the Planning Commission due to illness, absence from the County, or extreme weather conditions. The Secretary to the Planning Commission shall give written notice to a Planning Commissioner who, without an excused absence, has missed two (2) consecutive meetings or four (4) regular meetings in a calendar year, which notice shall contain a statement advising the Commissioner of the absences and the consequences thereof, together with a copy of this section of the Code. (Former Section INL#318-2(e))

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- 1.3.5 A member of the Commission may be removed without cause and at any time by the Supervisor representing the Supervisorial District from which the Commissioner is appointed. "At large" members may be removed without cause and at any time by a majority vote of the full Board of Supervisors. (Former Section INL#318-2(e); Ord. 1080, Sec. 1, 5/4/76; amended by Ord. 1350, Sec. 1, 8/28/79; Amended by Ord. 1472, Sec. 1, 6/2/81; Amended by Ord. 2214, 6/6/00)

PASSED, APPROVED, AND ADOPTED the \_\_\_\_\_ day of \_\_\_\_\_, 2018, on the following vote, to wit:

AYES: Supervisors  
NOES: Supervisors  
ABSENT: Supervisors

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RYAN SUNDBERG, Chair  
Board of Supervisors, County of Humboldt  
State of California

ATTEST:  
Kathy Hayes, Clerk of the Board of Supervisors  
of the County of Humboldt, State of California

By: \_\_\_\_\_  
Ryan Sharp, Deputy Clerk

Date: