

BOARD OF SUPERVISORS

REX BOHN
First District
MICHELLE BUSHNELL
Second District
MIKE WILSON
Vice Chair - Third District
VIRGINIA BASS
Chair - Fourth District
STEVE MADRONE
Fifth District



COUNTY STAFF

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County Administrative Officer
JEFFERSON BILLINGSLEY
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, April 20, 2021

9:00 AM

Regular Meeting - Virtual

In accordance with Executive Order N-29-20 the Humboldt County Board of Supervisors meetings will be held virtually until further notice.

Email Public Comment:

To submit public comment to the Board please email 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 and turn off your TV or live stream. Please call 669-900-9128, enter Meeting ID 913 4560 7464 and press star () 9 on your phone, this will raise your hand. You'll continue to hear the Board meeting on the call.*

When it is time for public comment on the item you wish to speak on, the Clerk of the Board of Supervisors staff will unmute your phone. You'll hear a prompt that will indicate your phone is unmuted. Staff will then ask you to state your name and begin your comment. You will have 3 minutes to comment.

*You may access the live stream of the meeting by using the following link:
<https://humboldt.legistar.com>*

The County of Humboldt is committed to providing equal access to all county programs, services and activities through the provision of accommodations for individuals with disabilities as required under the Americans with Disabilities Act (ADA). With 72 hours prior notice, a request for reasonable accommodation or modification can be made. Please contact the Clerk of the Board Office at 707-476-2390 or by email cob@co.humboldt.ca.us or the ADA Coordinator at 844-365-0352 or by email at ada@co.humboldt.ca.us

A. ROLL CALL

Present: Supervisor Virginia Bass, Chair; Supervisor Mike Wilson, Vice Chair; Supervisor Rex Bohn; Supervisor Steve Madrone; Supervisor Michelle Bushnell

Staff Present: Amy Nilsen, County Administrative Officer; Jefferson Billingsley, County Counsel; and Ryan Sharp, Deputy Clerk of the Board

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

Agricultural Commissioner

1. Approval of Agreement No. 832639, the Invasive Shot Hole Borer University Reimbursement Agreement in the amount of \$10,763

Recommendation: That the Board of Supervisors:

1. Approve Agreement No. 832639, the Invasive Shot Hole Borer University Reimbursement Agreement with the University of California, Davis; and
2. Authorize the Chair to sign the original agreement and return the signed copy to the Agricultural Commissioner's Office for further processing.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

Board of Supervisors

2. Letter of Appreciation to Fire Chief Lon Winburn for His Service on the Fire Safe Council (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the letter of appreciation.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

Clerk of the Board**3. Appointments to the Fire Safe Council**

Recommendation: That the Board of Supervisors:

1. Approve the recommended appointments to the Fire Safe Council.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

4. Approval of the Action Summary - Special Meeting of April 12, 2021

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of April 12, 2021 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 Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

5. Approval of the Action Summary - Meeting of April 13, 2021

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of April 13, 2021 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 Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

County Administrative Office**6. Update to CAL-Card Policy**

Recommendation: That the Board of Supervisors:

1. Adopt the updated CAL-Card Policy (Attachment 1).

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

Department of Health and Human Services: Administration

7. Resolution Amending Resolution No. 20-109 to Authorize Execution of a State of California Standard Agreement with the California Department of Housing and Community Development Regarding Acceptance of Funding Made Available through the California Emergency Solutions Grants Program - Coronavirus Round 1 and Round 2

Recommendation: That the Board of Supervisors:

1. Adopt the attached resolution which amends Resolution No. 20-109 to authorize the Department of Health and Human Services Director, or a designee thereof, to execute a State of California Standard Agreement with the California Department of Housing and Community Development regarding acceptance of funding made available through the California Emergency Solutions Grants Program - Coronavirus Round 1 and Round 2; and
2. Direct the Clerk of the Board to return one fully executed certified copy of the attached resolution to the Department of Health and Human Services - Contract Unit for submission to the California Department of Housing and Community Development.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

8. Memorandum of Understanding with the California Department of Motor Vehicles Regarding the Issuance of Identification Cards to Individuals Participating in the Project Room Key Program

Recommendation: That the Board of Supervisors:

1. Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached memorandum of understanding with the California Department of Motor Vehicles;
2. Approve, and authorize the Department of Health and Human Services Director, or a designee thereof, to execute, the attached memorandum of understanding with the California Department of Motor Vehicles regarding the issuance of identification cards to individuals participating in the Project Room Key Program;
3. Authorize the Department of Health and Human Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached memorandum of understanding with the California Department of Motor Vehicles, after review and approval by County Counsel, Risk Management and the County Administrative Office; and
4. Direct the Clerk of the Board to provide the Department of Health and Human Services - Contract Unit with one certified copy of the Board Order regarding the attached memorandum of understanding with the California Department of Motor Vehicles.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

Human Resources**9. Amendment of Public Defender Classification Specification**

Recommendation: That the Board of Supervisors:

1. Adopt the amended classification specification (attached) for Public Defender (Class 0828) into the classification plan effective immediately.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

Planning and Building Department**10. Extension of Extra-Help Hours for the Building Inspection Budget Unit 1100262 and the Cannabis Planning Budget Unit 1100268 (4/5 Vote Required)**

Recommendation: That the Board of Supervisors:

1. Approve the extension of extra help hours to a total of 1400 hours through June 30, 2021 pursuant to Section 7 of the Humboldt County Salary Resolution for the staff persons listed below:
 - * Building Inspections -- Erica Reichle-Salazar, Office Assistant I
 - * Cannabis Planning -- Abigail Strickland, Planner I

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

Public Works**11. Resolution Rescinding Resolution No. 97-31 and Adopting a Procedure for Correction of Damaged or Defective Sidewalk**

Recommendation: That the Board of Supervisors:

1. Rescind Resolution 97-31 Adopting the Procedure for Sidewalk Repair Pursuant to Streets and Highways Code Sections 5600-5630; and
2. Adopt the attached resolution Establishing a Procedure for the Correction of Damaged or Defective Sidewalks.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

12. Accept Completed Contract for Honeydew Bridge (4C-055) Preventive Maintenance Project on Mattole Road (F3D010) at Post Mile 0.00

Recommendation: That the Board of Supervisors:

1. Accept the completed contract, including all change orders approved by the Humboldt County Public Works Department, between Euro Style Management and Humboldt County for construction of Honeydew Bridge (4C-055) Preventive Maintenance Project on Mattole Road (F3D010) at Post Mile 0.00; and
2. Approve the final claim for payment in the amount of Twelve Thousand Dollars (\$12,000), which will bring the total amount paid to 100% of the contract.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

F. SPECIAL PRESENTATIONS

DHHS: Public Health

1. Update on Local Conditions Surrounding COVID-19

Recommendation: That the Board of Supervisors:

1. Receive a report from Department of Health & Humans Services (DHHS) - Public Health and other county staff regarding the current status of novel coronavirus (COVID-19) in Humboldt County.

Approved per order of the Chair.

G. ITEMS PULLED FROM CONSENT

H. MATTERS INITIATED BY BOARD MEMBERS

I. DEPARTMENT REPORTS

County Administrative Office

1. Fiscal Year 2021-22 Recommendations from the Citizens' Advisory Committee on Measure Z Expenditures

Recommendation: That the Board of Supervisors:

1. Review and provide direction on the recommendations from the Measure Z Citizens' Advisory Committee contained in Attachment 1 for FY 2021-22.

A motion was made by Supervisor Wilson, seconded by Supervisor Bohn, to direct staff to take the recommendations from the Measure Z Committee forward in the budgeting process and authorize flexibility to the Humboldt County Fire Chief's in the use of their funds so long as it adheres to the budget submitted. The motion carried by the following vote:

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

Planning and Building Department

2. Submission of a Grant Application to The California Department of Housing and Community Development's Community Development Block Grant Program 2020-2021 Funding Round

Recommendation: That the Board of Supervisors:

1. Adopt attached Resolution (Resolution 21-__) (Attachment 1) doing the following:
 - a. Approving an application for funding to be submitted to the Department of Housing and Community Development (HCD) for the 2020 - 2021 Community Development Block Grant Program (CDBG) in an amount not to exceed \$895,050.
 - b. Authorizing and directing the Planning and Building Department Director to execute, in the name of the County of Humboldt, the application, the Standard Agreement, and all other documents required by HCD for participation in the CDBG Program, and any amendments.

A motion was made by Supervisor Wilson, seconded by Supervisor Madrone, that the recommendations be approved. The motion carried by the following vote:

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

3. Comment Letter Regarding March 15 Draft of California Board of Forestry 2021 Amendments to the State Fire Safe Regulations

Recommendation: That the Board of Supervisors:

1. Consider the draft comment letter regarding California Board of Forestry (BOF) 2021 Amendments to State Fire Safe Regulations in Attachment 1;
2. Receive public comment;
3. Revise the comment letter as necessary;
4. Authorize the County Administrative Officer to modify the letter in a manner consistent with the County's position expressed elsewhere in the letter to address changes in the proposed State Fire Safe Regulations that may be subsequently approved by the BOF; and
5. Authorize the Chair of the Board to sign and send the final letter to the Board of Forestry after the rulemaking has officially begun.

A motion was made by Supervisor Bohn, seconded by Supervisor Bushnell, that the recommendations be approved. The motion carried by the following vote:

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

J. PUBLIC HEARINGS**K. DISCUSSION ITEMS**

L. MATTERS SET FOR TIME CERTAIN**County Administrative Office**

1. 11:00 a.m. - Adoption of Pension Funding Policy

Recommendation: That the Board of Supervisors:

1. Receive the presentation on the Pension Funding Policy;
2. Discuss and propose desired changes to policy;
3. Approve the Pension Funding Policy to allow an established salary percentage deduction to be placed in the Internal Pension Management Account, (Fund 3249 - Employer PARS Contributions), and to make payments from said trust to the Public Agency Retirement Services (PARS) Section 115 Pension Trust; and
4. Determine whether your Board wishes to pursue a short- or long-term funding strategy related to the Section 115 Pension Trust, and direct the County Administrative Officer (CAO) to return to the Board with Target Contribution Rates and appropriate Supplemental Pension Charges.

A motion was made by Supervisor Bohn, seconded by Supervisor Wilson, to adopt the pension funding policy and pursue a long term funding strategy to the section 115 trust. The motion carried by the following vote:

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

Planning and Building Department

2. 1:30 p.m. - Withdrawal of the Appeal of the Planning Commission actions to Approve the Rising Goat Limited Project

Recommendation: That the Board of Supervisors:

1. Receive the Report.

There was no action taken on this item.

M. CLOSED SESSION

1. Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Northcoast Environmental Center, et al. v. County of Humboldt, Humboldt Superior Court Case No. CV 2100518.

The Board of Supervisors met in conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Northcoast Environmental Center, et al. v. County of Humboldt, Humboldt Superior Court Case No. CV 2100518. The Board voted 4-1 with Supervisor Madrone voting no to authorize the Risk Manager to enter into an agreement with Remy, Moose, and Manley for defense of the action.

N. ADJOURNMENT

I, RYAN SHARP, 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.

RYAN SHARP

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

April 21, 2021