

BOARD OF SUPERVISORS

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



COUNTY STAFF

PHILLIP SMITH-HANES
County Administrative Officer
WENDY B. CHAITIN
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 14, 2014

9:00 AM

Regular Meeting

-
- A. SALUTE TO THE FLAG**
B. MODIFICATIONS TO THE AGENDA
C. CONSENT CALENDAR

Agricultural Commissioner

1. Approval of Cooperative Agreement No. 14-0395-SF Sudden Oak Mortality Regulatory Program Contract in the Amount of \$22,794.75 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve Cooperative Agreement No. 14-0395-SF known as the Sudden Oak Mortality Regulatory Program contract with the California Department of Food and Agriculture, and the attached Supplemental Budget (4/5 vote required); authorize the Chair to sign the original agreement and one copy of the cover page, and direct the Clerk of the Board to return the signed agreement to the Agricultural Commissioner's Office for further processing; direct the Auditor-Controller to execute the attached Supplemental Budget; and grant a waiver from the provisions of the Nuclear Free Ordinance.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Board of Supervisors

2. Appreciation Letter to Tim Hooven for Service on the McKinleyville Municipal Advisory Committee (Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors authorize the Chair to sign the letter of appreciation.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

3. Certificate of Recognition for Peter LaVallee, Humboldt County 2014 Democrat of the Year (Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors ratify the Certificate of Recognition.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

4. Letter to US Postal Service Requesting Financial Breakdown and Perceived Cost Savings Related to Possible Closure of the Eureka Mail Processing Center (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors authorize the Chair to sign the letter.

This item was pulled for discussion.

A motion was made by Supervisor Sundberg, seconded by Supervisor Bass, to authorize the Chair to modify the letter before submission. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

Clerk of the Board

5. Approval of the Action Summary - Meeting of October 7, 2014

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of October 7, 2014 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 Fennell, seconded by Supervisor Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

County Administrative Office

6. Local Fire District Allocations for Fiscal Year 2014-15 for the Kneeland, Myers Flat, Whitethorn and Willow Creek Fire Protection Districts and Weott Community Service District

Recommendation: That the Board of Supervisors authorize the Chair of the Board to execute agreements with Kneeland, Myers Flat, Whitethorn and Willow Creek Fire Protection Districts and Weott Community Service District for revenue-sharing of the County's Fiscal Year 2014-15 Proposition 172 (Prop 172) funding; and direct the Clerk of the Board to submit one copy of the agreement to the County Administrative Office for processing.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

7. Approval of Agreement with AT&T for CALNET 3 Telecommunication Services

Recommendation: That the Board of Supervisors authorize the Chair of the Board to sign the two attached Authorization to Order under State Contract agreements (C3-A-12-10-TS-01 and C3-B-12-10-TS-01) with AT&T for CALNET 3 Telecommunication services; and authorize the County Purchasing Agent to execute extensions, modifications and service changes under the CALNET 3 agreement.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

County Counsel

8. Adoption of Ordinance Adding Division 18 to Title II of the Humboldt County Code Relating to Campaign Finance

Recommendation: That the Board of Supervisors adopt Ordinance No. _____, adding Division 18 and Chapter 1, and Sections 2181-1 through 2181-14 to Title II of the Humboldt County Code relating to Campaign Finance; and direct the Clerk of the Board to file a copy of the adopted ordinance with the California Fair Political Practices Commission pursuant to Government Code Section 81009.5.

This item was pulled for discussion.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Ryan Sundberg

Nay: 1 - Mark Lovelace

Sheriff

9. Approval of an Appointment Prior to Vacancy for the Emergency Services Manager Position in the Sheriff's Office of Emergency Services per Section 7 of the Humboldt County Salary Resolution (4/5 Vote)

Recommendation: That the Board of Supervisors approve an appointment prior to vacancy for the Emergency Services Manager (position number 1100 274 0193 01) beginning October 26, 2014, per section 7 of the Humboldt County Salary Resolution 4/5 vote required.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

D. SPECIAL PRESENTATIONS**Board of Supervisors**

1. CSAC Challenge Award Presentation and a CSAC Update on Current Issues (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors recognize the CSAC Challenge Award winners and hear the update from the CSAC Executive Director Matt Cate.

Per Order of the Chair

2. Retirement Resolution for Lieutenant David Morey Commending Him on His Twenty-Eight and 1/2 Years of Service for the Humboldt County Sheriff's Office (Supervisor Rex Bohn)

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

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

3. Wiyot Tribe Presentation on Proposition 48 (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors hear the presentation and take appropriate action.

A motion was made by Supervisor Lovelace, seconded by Supervisor Fennell, that the Board take a position of support for Proposition 48. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Estelle Fennell, Mark Lovelace, and Virginia Bass

Not 1 - Ryan Sundberg

Present:

4. 2-Feathers Native American Family Services Domestic Violence Awareness Proclamation (Supervisor Ryan Sundberg)

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

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

Aye: 4 - Rex Bohn, Estelle Fennell, Mark Lovelace, and Virginia Bass

Not 1 - Ryan Sundberg

Present:

E. MATTERS SET FOR TIME CERTAIN

Board of Supervisors

1. 10:30 a.m. - Presentation on Proposition 1 - The Water Quality, Supply and Infrastructure Improvement Act of 2014 (Water Bond) (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors hear the presentation and take appropriate action, if required.

A motion was made by Supervisor Lovelace, seconded by Supervisor Bass, that the Board take a position of support for Proposition 1. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

F. ITEMS PULLED FROM CONSENT

G. MATTERS INITIATED BY BOARD MEMBERS

H. DEPARTMENT REPORTS

I. CLOSED SESSION

1. Conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9 subd.(d)(1); Humboldt Coalition for Property Rights v. County of Humboldt et. al.; Humboldt County Superior Court Case No. CV120232.

The Board of Supervisors met in conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9 subd.(d)(1); Humboldt Coalition for Property Rights v. County of Humboldt et. al.; Humboldt County Superior Court Case No. CV120232. There was no action to report.

J. PUBLIC COMMENT ON NON-AGENDA ITEMS – 1:30 P.M.

K. ADMINISTRATIVE ABATEMENT HEARINGS

L. PUBLIC HEARINGS**Public Works**

1. First Amendment to, and Assignment of, the Solid Waste Collection Franchise Agreement for the Willow Creek Area of Humboldt County

Recommendation: That the Board of Supervisors open a public hearing and receive the staff report and public comments on the proposed First Amendment to the Solid Waste Collection Franchise Agreement for the Willow Creek Area of Humboldt County ("Franchise Agreement") with Eel River Disposal and Resource Recovery, Inc. ("ERD"); close public hearing; approve and authorize the Chair to execute the First Amendment to the Franchise Agreement; direct the Clerk of the Board to return two fully-executed originals of the First Amendment to the Franchise Agreement to the Department of Public Works for distribution; approve and authorize the Chair to execute the Assignment of the Franchise Agreement to Joshua and Lisa McKnight DBA Tom's Trash ("Assignment and Assumption Agreement"); direct the Clerk of the Board to return two fully-executed originals of the Assignment and Assumption Agreement to the Department of Public Works for distribution; consider ERD's request to waive all costs associated with the County's preparation and review of the Assignment and Assumption Agreement.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Mark Lovelace, Virginia Bass, and Ryan Sundberg

M. AFTERNOON DISCUSSION ITEMS**Board of Supervisors**

1. Presentation from the State Regional Water Quality Control Board on Enforcement Strategies for the Impacts of Marijuana Cultivation (Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors hear the presentation and take appropriate action, if required.

Per Order of the Chair

County Administrative Office

2. County Administrative Officer Report: Plastic Bag Ban and Various Other Topics

Recommendation: That the Board of Supervisors receive an oral report from the County Administrative Officer on the statewide plastic bag ban, and various other topics, and take action as may be required.

Per Order of the Chair

Board of Supervisors

3. Reports on Board Member Travel at County Cost, Meeting Attendance, and Supervisorial District Matters


N. ADJOURNMENT

I, TRACY DAMICO, 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.

TRACY DAMICO

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



October 14, 2014



MINUTES
TUESDAY, OCTOBER 14, 2014
Regular Session

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, October 21, 2014, with the vote as shown below.

AYES:	Supervisors:	Sundberg, Lovelace, Bohn, Fennell, Bass
NAYS:	Supervisors:	n/a
ABSENT:	Supervisors:	n/a



ANA HARTWELL
Deputy Clerk of the Board



REX BOHN
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: October 21, 2014

Date: October 16, 2014
 To: The Honorable Board of Supervisors
 From: Tracy Damico, Deputy Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of October 14, 2014**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary from the meeting of October 14, 2014 and authorize the Clerk of the Board and Board Chair to sign the minute book in accordance with California Government Code Section 25103.

SOURCE OF FUNDING: General Fund

DISCUSSION: The Action Summary from the meeting of October 14, 2014 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their October 14, 2014 meeting.

FINANCIAL IMPACT: None

OTHER AGENCY INVOLVEMENT: None

ALTERNATIVES TO STAFF RECOMMENDATIONS: Direct the Clerk of the Board to prepare a corrected Action Summary, if necessary.

ATTACHMENT(S): Action Summary for the meeting of October 14, 2014

Prepared by Tracy Damico, Deputy Clerk of the Board

CAO Approval: *Amy Olson*

REVIEW:

Auditor _____ County Counsel _____ Personnel _____ Risk Manager _____ Other _____

TYPE OF ITEM:

☒ Consent
☐ Departmental
☐ Public Hearing
☐ Other _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor *Sundberg* Seconded by Supervisor *Bass*

Ayes *Sundberg, Lovelace, Bohn, Fennell, Bass*
 Nays _____
 Abstain _____
 Absent _____

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: *Oct. 21, 2014*

By: *Tracy Damico*
 Tracy Damico, Deputy Clerk of the Board