

BOARD OF SUPERVISORS

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



COUNTY STAFF

PHILLIP SMITH-HANES
County Administrative Officer
JEFFREY S. BLANCK
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, August 18, 2015

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Board of Supervisors

1. Continuation of Emergency - Prolonged Drought in Humboldt County (Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors declare that a local state of emergency, per Resolution # 15-79, remains in effect until September 15, 2015, related to prolonged drought in Humboldt County.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

2. Letter of Opposition to SB 762 (Wolk) - Counties: Competitive Bidding: Best Value: Pilot Program (Supervisor Ryan Sundberg)

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

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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. Resolutions from the City of Ferndale Requesting Consolidation with the General Municipal Election to be Held on November 3, 2015, and Calling for Submission to the Electorate a Ballot Measure Question Relating to the Transient Occupancy Tax (TOT) (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors approve the request for election consolidation with the condition that the City of Ferndale reimburse the County for costs incurred pursuant to this request, and request the Clerk of the Board forward the signed Board Order and copies of the City of Ferndale Resolutions # 2015-24, #2015-25, # 2015-26, and #2015-27 to the Humboldt County Elections Department.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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. Informational Report on the Appointment of Timothy Callison to the Humboldt County Aviation Advisory Committee Representing District 4 (Supervisor Virginia Bass)

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

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Clerk of the Board

5. Approval of the Action Summary - Meeting of July 28, 2015

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of July 28, 2015 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 Lovelace, seconded by Supervisor Sundberg, 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

6. Approval of the Action Summary - Special Meeting of July 29, 2015

Recommendation: That the Board of Supervisors approve the Action Summary from the special meeting of July 29, 2015 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 Lovelace, seconded by Supervisor Sundberg, 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**7. Appointments to the Humboldt County Workforce Development Board (HC-WDB)**

Recommendation: That the Board of Supervisors appoint John Frahm, Harriet Lawlor, Alex Stillman, and Dave Wells to the HC-WDB for two year terms according to the HC-WDB Bylaws.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, that this Informational Report be approved. The motion carried by the following vote:

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

8. Amendments to the Agreements between the County Administrative Office/Economic Development Division and the Department of Health and Human Services, Employment Training Division for Youth, Dislocated Worker, Adult and Rapid Response Services

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign three copies of each amended agreement between the County Administrative Office, Economic Development Division, Workforce Unit (CAO/EcDev) and the Department of Health and Human Services, Social Services Branch, Employment Training Division (DHHS/ETD) for the use of Workforce Innovation and Opportunity Act (WIOA) funds for fiscal years 2013 - 2016 to serve Dislocated Workers and Adults, to provide technical assistance on the Youth WIOA funding, and to provide Rapid Response services; authorize and direct the Executive Director of the Workforce Development Board (WDB) and the Department of Health and Human Services, Social Services Director or designee to sign the Grant Implementation Plan for each funding source agreement (revised Attachment A to each funding source amended agreement); and direct the Clerk of the Board to return three executed copies of the amended agreements to CAO/EcDev.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

9. Approval of the Headwaters Fund Board's Recommended Community Investment Fund Loan to the Eureka Rescue Mission

Recommendation: That the Board of Supervisors receive report and approve the Community Investment Fund (CIF) loan for \$350,000 to the Eureka Rescue Mission recommended for approval by the Headwaters Fund Board (HFB); and authorize the Chair of the Board to sign the loan contracts with Eureka Rescue Mission and Arcata Economic Development Corporation (AEDC), for servicing of the loan.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

10. Measure Z Contracts

Recommendation: That the Board of Supervisors authorize the Chair of the Board to execute memorandum of understanding agreements with the Humboldt County Fire Chiefs Association, City of Rio Dell and Area 1 Agency on Aging for Measure Z funding, a local half-cent sales tax; and direct the Clerk of the Board to return two copies of all of the agreements to the County Administrative Office for processing.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

11. Measure Z - Appropriation Transfer for Sheriff and Probation Departments Establishing Fixed Asset Accounts and Corrections to the Fiscal Year 2015-16 Personnel Allocation Table

Recommendation: That the Board of Supervisors approve the attached appropriation transfers totaling \$152,500 to fixed assets accounts for the purchase of vehicles for the Sheriff (\$122,000) and Probation (\$30,500) departments; authorize the purchase of four vehicles for the Sheriff and one vehicle for the Probation departments with added equipment (cage, radios, consoles, partition windows, window armor, etc.); authorize two of the four vehicles for the Sheriff's Department to be under cover vehicles; authorize the donation of five vehicles to motor pool for depreciation and maintenance; and authorize corrections to the fiscal year 2015-16 Personnel Allocation Table.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

12. Transfer from General Fund Contingencies to the Courts-County Contribution Budget (Requires 4/5 Vote)

Recommendation: That the Board of Supervisors approve a transfer from Contingencies (1100-990) (Attachment A) in the amount of \$25,000 for fiscal year 2014-15 for unanticipated expenditures in the Courts-County Contribution (1100-250) budget (requires 4/5 vote).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Department of Health and Human Services: Public Health

13. Grant Agreement with First 5 Humboldt for the Nurse-Family Partnership Program July 1, 2015 through June 30, 2017

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign three (3) originals of the Grant Agreement with First 5 Humboldt in the amount of \$133,610 for Nurse-Family Partnership (NFP) for the term of July 1, 2015 through June 30, 2017; and direct the Clerk of the Board to return three (3) signed originals of the Agreement to the Public Health Branch for final execution.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

14. Transfer from General Fund Contingencies to Inmate Medical (Requires a 4/5 Vote)

Recommendation: That the Board of Supervisors approve the attached transfer from Contingencies (1100-990) in the amount of \$110,000 for fiscal year 2014-15 for unanticipated expenditures in the Inmate Medical budget (1100-490) (requires 4/5 vote).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

15. State Standard Agreement #15-10156 with California Department of Public Health for the California Home Visiting Program for the Term of July 1, 2015 - June 30, 2019

Recommendation: That the Board of Supervisors approve State Standard Agreement #15-10156 between California Department of Public Health (CDPH) - California Home Visiting Program (CHVP) and Department of Health and Human Services (DHHS) - Public Health for funding in the amount of \$3,764,260 for the term of July 1, 2015 - June 30, 2019; authorize the Chair of the Board to sign three (3) originals of the cover page of the Agreement and two (2) form CCC-307 Contractor Certifications; and direct the Clerk of the Board to send a fully executed Agenda Item and the original signed documents to the DHHS-Contract Unit for forwarding to DHHS-Public Health.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Department of Health and Human Services: Social Services

16. Agreement with Victor Treatment Centers, Inc. (Chico, California) for the Provision of Mental Health Services to Eligible Medi-Cal Beneficiaries for Fiscal Year 2015-16

Recommendation: That the Board of Supervisors approve and authorize the Agreement with Victor Treatment Centers, Inc. for the provision of Children's Mental Health Services for Fiscal Year 2015-2016, effective July 1, 2015; approve the e-signature agreement and e-signature certification form (attached to this agreement as Exhibit C); approve the Mental Health Director or designee to be generally authorized to sign health records' electronic signature agreement forms and certifications and any other necessary documents to agree to electronic signatures; authorize the Chairperson to execute three (3) originals of the Agreement; and direct the Clerk of the Board to route two (2) fully executed originals of the Agreement to the DHHS-Contract Unit for forwarding to DHHS-Social Services Administration.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

District Attorney

17. Supplemental Budget for Fiscal Year 2014-15 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the fiscal year (FY) 2014-15 Supplemental budget shown on Attachment 1 for the District Attorney's Office (4/5 vote).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Libraries

18. Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors adopt a supplemental budget in Fund 1500 Budget Unit 621, County Library for fiscal year 2014-15 and authorize the Auditor-Controller to supplement the budget as shown in Attachment 1 (4/5 vote required).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Planning and Building Department

19. Release from Conveyance and Agreement to Allow Construction of Second Residential Unit on Lot 1 (Currently APN 511-084-020) of the Morgan Final Map Subdivision. Assessor Parcel Number 511-084-020. Case Number PRK-15-002. 1418 Underwood Court, McKinleyville Area

Recommendation: That the Board of Supervisors consider the application; authorize the Chair of the Board to execute the Quitclaim and Partial Reconveyance (for Development Restrictions) for Lot 1 of the Morgan Final Map Subdivision (Attachment A); direct Planning and Building Department, Planning Division, to record the Quitclaim and Partial Reconveyance (for Development Restrictions); direct the Clerk of the Board to give notice of the decision to the applicant and any other interested party and to return original copies to the Planning Division for recording.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

20. Supplemental Budget for Current Planning in Fiscal Year 2014-15 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the attached supplemental budget by a 4/5 vote in Fund 1100, Unit 277, Current Planning Division of the Planning and Building Department.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Probation

21. Agreement between Humboldt State University and Humboldt County Probation and Corresponding Supplemental Budget for Budget Unit 294 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the agreement between Humboldt State University, Sponsored Programs Foundation - California Center for Rural Policy and the Humboldt County Probation department for the collection and analysis of Assembly Bill 109 (AB 109) programs in Humboldt County and their impact; authorize William Damiano, Chief Probation Officer, to sign the agreement on behalf of Humboldt County Probation; and approve the supplemental budget attached for budget unit 294, contract services. (4/5 vote required).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

22. Approval of a Supplemental Budget in Budget Unit 254 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve the Probation Department Supplemental Budget to Budget Unit 254 (4/5 vote required).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Public Defender**23. Supplemental Budget for Public Defender, Budget Units 219 and 253 for Fiscal Year 2014-15 (4/5 Vote Required)**

Recommendation: That the Board of Supervisors approve the attached Supplemental Budget (4/5 vote required) in fund 1100, budget unit 219 in the amount of \$7,228 and budget unit 253 in the amount of \$9,138 for fiscal year (FY) 2014-2015.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Public Works**24. Extension of Lease Agreement for Courthouse Snack Bar (4/5 Vote)**

Recommendation: That the Board of Supervisors approve by a 4/5 vote extending the Lease with Jeanne Fleek and Michael Scollard for the Courthouse Snack Bar, through September 30, 2016; authorize Real Property to notify Lessee of approval of the extension; and direct the Clerk of the Board to return one executed agenda item to Real Property.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

25. Eliminate One Allocated and Funded Road Maintenance Worker II and Add One Traffic Control Maintenance Worker in Roads Maintenance-Budget Unit 325

Recommendation: That the Board of Supervisors eliminate one allocated and funded FTE Road Maintenance Worker II (RMW II) in crew seven, position number 325238B26 (Class 238) and add one FTE Traffic Control Maintenance Worker (TCMW) in crew seven, position number 3250220-04 (Class 220), effective at the beginning of the next biweekly pay period following approval.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

26. License Agreement between County and Timothy E. Frost, DBA Grounds Keeper Landscape Maintenance (4/5 Vote Required)

Recommendation: That the Board of Supervisors (4/5 vote required) approve and authorize the Chairperson to execute the attached license agreement with Timothy E. Frost, dba Grounds Keeper Landscape Maintenance; direct the Clerk of the Board to return a certified copy of the fully executed license agreement to the Land Use Division for further processing, and retain the original license agreement with meeting records.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

27. 2015 Streets Resurfacing Project, Contract Number 325374

Recommendation: That the Board of Supervisors receive and file the bids for the 2015 Streets Resurfacing Project; award the contract to Sierra Nevada Construction, Inc. for the total amount of \$687,529.50; authorize the chairwoman to execute the project agreement upon submittal of the appropriate bonds and insurance; adopt the attached Supplemental Budget in FY 2015-16 to provide funds for the 2015 Street Resurfacing Project; and approve the attached Budget Adjustment in the amount of \$61,383.00 to cover the county's portion of the project.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

28. Construction of Harris, Myrtle, Lucas Street Sidewalk Project, Project No.: RPL-5904(066), Contract No.: 202717

Recommendation: That the Board of Supervisors authorize the Director of Public Works to sign contract change order number 4 for the total amount of \$11,200.42; approve the attached budget transfer to provide funding; accept the completed contract, including all change orders approved by the Public Works Department, between RAO Construction Co., Inc., and Humboldt County for the sidewalk project on Harris Street, Myrtle Avenue and Lucas Street; and approve the final claim for payment, as submitted by the Public Works Department to the Auditor/Controller, in the amount of \$12,352.24. This will bring the total amount paid to 100 percent of the contract.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

Sheriff

29. Fiscal Year 2014-15 Supplemental Budget Request #2 for Sheriff's Office Court Security Budget Unit 260 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve a supplemental budget request #2 in Budget Unit 260 Sheriff's Office Court Security to allow for increased costs of extra-help employees, overtime, and service and supplies in fiscal year budget 2014-15 (4/5 vote required).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

30. Fiscal Year 2014-15 Supplemental Budget Adjustment Request #3 for Coroner/Public Administrator Budget Unit 272 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve supplemental budget adjustment request #3 in Budget Unit 272 Coroner/Public Administrator to allow for increased costs of autopsies, forensic medical services in fiscal year budget 2014-15 (4/5 vote required).

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

31. Acceptance of Donation from Gay G. Toroni for the Humboldt County Sheriff's Office

Recommendation: That the Board of Supervisors accept a donation in the amount of \$1,000 from Gay G. Toroni for the Humboldt County Sheriff's Office.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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

32. Fiscal Year 2015-16 Budget Adjustment Request for Humboldt County Correctional Facility Budget Unit 243 for Upgrades to Security System

Recommendation: That the Board of Supervisors approve the attached budget adjustment for Budget Unit 243 Humboldt County Correctional Facility (Jail) to transfer funds from Maintenance - Equipment expense item and establish a fixed asset expense item in fiscal year budget 2015-16 to facilitate upgrades to the Jail security system.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, 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. Update Report from Cal Fire on the Humboldt Lightning Fires (Supervisor Estelle Fennell)

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

Per Order of the Chair

E. MATTERS SET FOR TIME CERTAIN**F. ITEMS PULLED FROM CONSENT****G. MATTERS INITIATED BY BOARD MEMBERS****Board of Supervisors**

1. Appoint Dominic Bucciarelli as the Coast Guards At Large Member to the Humboldt County Aviation Advisory Committee (Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors appoint Dominic Bucciarelli as the Coast Guard At Large member on the Aviation Advisory Committee representing Humboldt County.

A motion was made by Supervisor Lovelace, 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

H. DEPARTMENT REPORTS**Libraries**

1. Donations Made to the Humboldt County Library

Recommendation: That the Board of Supervisors accept donations and grants made to the County Library in the amount of \$204,213 in support of the Library's programs and services during the period July 2014 through June 2015.

This item was pulled from the agenda and moved to the next meeting.

Planning and Building Department

2. Report on the Status of the Update of the Humboldt Bay Area Plan

Recommendation: That the Board of Supervisors receive Board Report.

A motion was made by Supervisor Lovelace, 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

I. CLOSED SESSION

1. It is the intention of the Board of Supervisors to meet in closed session to consider the appointment for the position of Director of Department of Health and Human Services pursuant to Government Code sections 54954.5 and 54957.

The Board of Supervisors met in closed session to consider the appointment for the position of Director of Department of Health and Human Services pursuant to Government Code sections 54954.5 and 54957. There was no action to report.

2. It is the intention of the Board of Supervisors to meet in closed session to consider the appointment for the position of Director of Planning and Building Department pursuant to Government Code sections 54954.5 and 54957.

The Board of Supervisors met in closed session to consider the appointment for the position of Director of Planning and Building Department pursuant to Government Code sections 54954.5 and 54957. There was no action to report.

3. Conference with Labor Negotiator - Pursuant to Government Code section 54957.6 it is the intention of the Board of Supervisors to meet in closed session to review the County's position and instruct its designated labor negotiator with respect to the various forms of compensation provided to the County's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organizations: American Federation of State, County and Municipal Employees (AFSCME local 1684), Humboldt County Attorneys Association, Humboldt Deputy Sheriffs' Organization (Law Enforcement Non-Management Unit), Humboldt Deputy Sheriffs' Organization (Law Enforcement Management Unit), Elected & Appointed County Officials, and Management & Confidential Employees

The Board of Supervisors met in conference with Labor Negotiator pursuant to Government Code section 54957.6 to review the County's position and instruct its designated labor negotiator with respect to the various forms of compensation provided to the County's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organizations: American Federation of State, County and Municipal Employees (AFSCME local 1684), Humboldt County Attorneys Association, Humboldt Deputy Sheriffs' Organization (Law Enforcement Non-Management Unit), Humboldt Deputy Sheriffs' Organization (Law Enforcement Management Unit), Elected & Appointed County Officials, and Management & Confidential Employees. There was no action to report.

4. Conference with legal counsel to discuss pending litigation pursuant to Government Code Section 54956.9(a), case no.: CV 120232, Humboldt Coalition for Property Rights v. Humboldt County

The Board of Supervisors met in conference with legal counsel to discuss pending litigation pursuant to Government Code Section 54956.9(a), case no.: CV 120232, Humboldt Coalition for Property Rights v. Humboldt County. There was no action to report.

J. PUBLIC COMMENT ON NON-AGENDA ITEMS – 1:30 P.M.**K. ADMINISTRATIVE ABATEMENT HEARINGS**

L. PUBLIC HEARINGS

Planning and Building Department

1. Medical Marijuana Land Use Ordinance (MMLUO) - Phase III; Collective or Cooperative Dispensing Facilities (CCDF); Case Number OR-15-01, Applies Countywide

Recommendation: That the Board of Supervisors reintroduce the Ordinance No. _____ by title and waive further reading [Attachment C]; reopen the public hearing, receive and consider the staff report, and accept public comment; deliberate on the Ordinance; adopt Resolution No. _____ [Attachment D] approving the proposed Zoning Ordinance changes. Approval of the proposed amendments to Chapter 4 of the Zoning Regulations (Outside the Coastal Zone) will become effective 30 days from the date of its passage; approval of the proposed amendments to Chapter 3 (Inside the Coastal Zone) will become effective upon certification by the California Coastal Commission; adopt Ordinance No. _____ adding sections 313-55.3 and 314-55.3, authorizing the establishment of storefront-based medical marijuana collective or cooperative dispensing facilities in specific zones with a Conditional Use Permit (and Coastal Development Permit, where applicable); direct the Planning & Building Department - Current Planning Division to transmit the Local Coastal Program Amendment to the California Coastal Commission for certification in accordance with the Coastal Act; direct the Clerk of the Board to publish a Summary of the Ordinance within 15-days after adoption of the ordinance by the Board, along with the names of those Supervisors voting for and against the ordinance [Attachment E] 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; direct the Clerk of the Board to record in the action summary of the Board meeting that the ordinance has been duly published and posted, and to give notice of the decision to any interested parties; direct the Planning & Building Department - Current Planning Division, to bring before the Planning Commission for consideration and recommendation a separate ordinance rescinding Ordinance No. 2511, removing Sections 313-56 and 314-56 of the Humboldt County Zoning Regulations (Chapter 3 and Chapter 4 of Division 1 of Title III of the Humboldt County Code); and close the Public Hearing.

A motion was made by Supervisor Lovelace, seconded by Supervisor Sundberg, to approve staff recommendations, with changes as presented; modify recommendation 4 to become effective upon rescission of Ordinance 2511; modify Section 55.3.11.2 to add "...any persons who have been convicted of a felony within the past 5 years."; and direct staff to prepare a Request for Qualifications process for new CCDFs, based upon the Board's discussion, to bring before the Board concurrent with rescission of Ordinance 2511. 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. Reports on Board Member Travel at County Cost, Meeting Attendance, and Supervisorial District Matters

N. ADJOURNMENT

I, ANA HARTWELL, 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.

ANA HARTWELL

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




August 18, 2015



MINUTES
TUESDAY, AUGUST 18, 2015
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, August 25, 2015, with the vote as shown below.

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


ANA HARTWELL
Deputy Clerk of the Board


ESTELLE FENNEL
Chair of the Board

C-6



COUNTY OF HUMBOLDT

For the meeting of: August 25, 2015

Date: August 19, 2015
 To: The Honorable Board of Supervisors
 From: Ana Hartwell, Deputy Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of August 18, 2015**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary from the meeting of August 18, 2015 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 August 18, 2015 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their August 18, 2015 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 August 18, 2015

Prepared by Ana Hartwell, 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 Bass Seconded by Supervisor Sundberg

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

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

Dated: Aug. 25, 2015

By: *Ana Hartwell*
 Ana Hartwell, Deputy Clerk of the Board