

BOARD OF SUPERVISORS

REX BOHN
First District
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, September 1, 2015

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Board of Supervisors

1. Letter of Appreciation to Dr. George Jutila for Service on the Humboldt County Aviation Advisory Committee (Supervisor Estelle Fennell)

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

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

2. Informational Report on the Appointment of Joe Shepp to the Humboldt County Aviation Advisory Committee Representing District 2 (Supervisor Estelle Fennell)

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

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

3. Letter of Appreciation to Tom Cleary for Service on the Humboldt County Fish & Game Commission (Supervisor Mark Lovelace)

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

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

4. Approve Resolution Proclaiming the Existence of a Local Health Emergency Caused by Air Quality Impacts Due to Smoke from Wildfires that Began on July 30, 2015 (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors authorize the Chair to sign the Resolution related to the existence of a local health emergency caused by air quality impacts due to smoke from wildfires.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

5. Childhood Cancer Awareness Month Proclamation (Supervisor Estelle Fennell and Supervisor Mark Lovelace)

Recommendation: That the Board of Supervisors adopt the Proclamation.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Clerk of the Board

6. Approval of the Action Summary - Meeting of August 25, 2015

Recommendation: That the Board of Supervisors approve the Action Summary from the meeting of August 25, 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 Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

County Administrative Office

7. Confidential Materials Shred Service Request for Proposal Evaluation and Recommendation for Award

Recommendation: That the Board of Supervisors authorize the Purchasing Agent to execute an umbrella contract with Shred Aware LLC for confidential materials shred service for an initial contract period of five years beginning October 1, 2015 through September 30, 2020; authorize the Purchasing Agent to execute individual contractor service agreements to establish an initial level of service for each department, division or facility in need of confidential materials services; and authorize department heads or their designees to execute subsequent individual contractor service agreements to increase or decrease services within their department budget limits.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Department of Health and Human Services: Administration

8. First Option to Extend the Lease at 430 F Street, Suite B, Eureka

Recommendation: That the Board of Supervisors approve exercising the first option to extend the Lease at 430 F Street, Suite B, Eureka with CUE, LLC through November 30, 2017; authorize Public Works-Real Property Division to send a notice to Lessor that the County is exercising the first option to extend the Lease; and direct the Clerk of the Board to return one executed agenda item to Public Works-Real Property Division.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Department of Health and Human Services: Mental Health

9. Second Option to Extend the Lease for 2933 H Street Modular Building

Recommendation: That the Board of Supervisors approve exercising the second option to extend the Lease with Performance Modular, Inc. for the modular building located at 2933 H Street, Eureka, through November 30, 2016; authorize the Public Works-Real Property Division to send a notice to Lessor that the County is exercising the second option to extend the Lease; and direct the Clerk of the Board to return one executed agenda item to the Public Works-Real Property Division.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Department of Health and Human Services: Public Health

10. AIDS Drug Assistance Program Funding for Fiscal Years 2015-17 and Supplemental Budget for Fiscal Year (FY) 2015-16 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve and authorize the Chair to sign four (4) original signature pages of State Standard Agreement 15-10478 with the California Department of Public Health (CDPH)-Office of AIDS in the amount of \$10,252 in Fund 1175, Budget Unit 437-CARE North Coast AIDS Project (NorCAP) for the period of July 1, 2015 through June 30, 2017; authorize the Chair to sign the Darfur Contracting Act Certification, the CC-307 Contractor Certification, and the Payee Data Record (STD.204); direct the Clerk of the Board to return all signed documents to Department of Health and Human Services (DHHS) Contract Unit; and direct the Auditor-Controller to supplement Fund 1175, Budget Unit 437 - CARE NorCAP in the amount of \$5,126 per Attachment A.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

11. Agreement with Nurse-Family Partnership® for the Period of July 1, 2015 to June 30, 2018

Recommendation: That the Board of Supervisors approve the Agreement with Nurse-Family Partnership (NFP) for the period of July 1, 2015 to June 30, 2018; authorize the Chair of the Board to sign three (3) original agreements between the County of Humboldt and Nurse-Family Partnership; and direct the Clerk of the Board to return two (2) signed originals of the Agreement to the Department of Health and Human Services (DHHS) Contract Unit.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Department of Health and Human Services: Social Services

12. First Option to Extend the Lease at 930 Sixth Street, Eureka

Recommendation: That the Board of Supervisors approve exercising the first option to extend the Lease at 930 Sixth Street, Eureka with California Newspapers Partnership, Inc. through November 30, 2016; authorize Public Works-Real Property Division to send a notice to Lessor that the County is exercising the first option to extend the Lease; and direct the Clerk of the Board to return one executed agenda item to Public Works-Real Property Division.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

District Attorney

13. California Governor's Office of Emergency Services (Cal OES) Grant Application - Fiscal Year (FY) 2015-2016 Victim Witness Assistance Program

Recommendation: That the Board of Supervisors authorize the Chair to sign the attached Grant Award Face Sheet and the (2) Certifications of Assurance of Compliance; approve the attached supplemental budget in Fund 1100, Budget Unit 208, District Attorney's Victim Witness Program (4/5 vote); and direct the Clerk of the Board to process and return the Grant Award Face Sheet and the (2) Certifications of Assurance of Compliance to the District Attorney's (DA) Office, attention Rachelle Davis, for submission to the State.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Public Works

14. Termination of License Agreement with Bridgeville Volunteer Fire Company and Approval of License Agreement with Bridgeville Fire Protection District

Recommendation: That the Board of Supervisors approve and authorize the chairperson to execute the attached Termination of License Agreement with the Bridgeville Volunteer Fire Company (Company); find that the License with the Bridgeville Fire Protection District (District) is in the public interest in that the building will be used for the storage of firefighting equipment for the residents of the Bridgeville area; find that the interest of land to be used by the Bridgeville Fire Protection District pursuant to the terms of the License will not substantially conflict or interfere with the use of the property by County, as the County no longer uses the property; approve and authorize the chairperson to execute the Termination of License Agreement, in duplicate, with the Bridgeville Volunteer Fire Company; approve and authorize the chairperson to execute the attached License Agreement, in duplicate, with the Bridgeville Fire Protection District; and return one original of each agreement to Real Property for transmittal to Licensees.

A motion was made by Supervisor Sundberg and seconded by Supervisor Lovelace that the recommendations be approved. The motion carried by the following votes;

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

Treasurer/Tax Collector**15. Transient Occupancy Tax and Airbnb Inc. Compliance with County Ordinances**

Recommendation: That the Board of Supervisors Support a Demand to Airbnb Requiring Compliance with Humboldt County Transient Occupancy Tax (Humboldt County Code Sections 712-1 through 712-15) and Humboldt County Board of Supervisor Resolution 12-38 Requiring Compliance With Humboldt County Tourism Business Improvement District Assessments.

A motion was made by Supervisor Lovelace and seconded by Supervisor Bass that the recommendations be approved. The motion carried by the following votes;

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

D. SPECIAL PRESENTATIONS**Board of Supervisors****1. Proclaim September as Local Food Month in Humboldt County (Supervisor Mark Lovelace)**

Recommendation: That the Board of Supervisors adopt the Proclamation.

A motion was made by Supervisor Lovelace seconded by Supervisor Bass that the recommendations be approved. The motion carried by the following votes;

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

E. MATTERS SET FOR TIME CERTAIN**F. ITEMS PULLED FROM CONSENT****G. MATTERS INITIATED BY BOARD MEMBERS****H. DEPARTMENT REPORTS****Clerk of the Board****1. Appointment of Jan Price as the At-Large Member to the Humboldt County Housing Authority Commission (4/5 Vote Required)**

Recommendation: That the Board of Supervisors appoint Jan Price as the At-Large Member to the Housing Authority Commission (4/5 vote required).

A motion was made by Supervisor Bass and seconded by Supervisor Sundberg that the recommendations be approved. The motion carried by the following votes;

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

Libraries**2. 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 June, 2014 through June 2015.

A motion was made by Supervisor Lovelace and seconded by Supervisor Bass that the recommendations be approved. The motion carried by the following votes;

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 Public Employee Performance Evaluation for the position of County Administrative Officer pursuant to Government Code sections 54954.5 and 54957.

The Board of Supervisors met in closed session to consider the Public Employee Performance Evaluation for the position of County Administrative Officer 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 Public Employee Performance Evaluation for the position of County Counsel pursuant to Government Code sections 54954.5 and 54957.

The Board of Supervisors met in closed session to consider the Public Employee Performance Evaluation for the position of County Counsel 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

Conference with Labor Negotiator - Pursuant to Government Code section 54957.6. The Board of Supervisors met in closed session to review the County's position and to 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 closed session to confer 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.

Supervisor Virginia Bass left the meeting.

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

K. ADMINISTRATIVE ABATEMENT HEARINGS

L. PUBLIC HEARINGS

Planning and Building Department

1. Steven Childs Zone Reclassification and Agricultural Preserve Partial Dis-establishment and Cancellation; Case Numbers ZR-14-003, AGPN-14-007; Assessor Parcel Numbers 210-174-004, 210-174-005, 217-211-004, 217-211-009; Blocksburg Area

Recommendation: That the Board of Supervisors introduce Ordinance No. ____ by title and waive further reading; open the public hearing, receive and consider the staff report, the Planning Commission's findings and accept public comment; make the necessary findings as prepared by staff to approve the Zone Reclassification, and the dis-establishment and partial cancellation of a portion of the Tooby and Prior Agricultural Preserve; adopt Ordinance No. ____ amending Section 311 -7 of the Humboldt County Code by reclassifying property in the Blocksburg area within APNs 210-174-004, 210-174-005, 217-211-004, 217-211-009 currently zoned Agriculture Exclusive with a Special Building Site combining zone specifying a minimum lot size of 160 acres (AE B-5(l 60)) to Timber Production Zone (TPZ) (Attachment A); direct the Clerk of the Board to publish a summary of the zoning changes within 15 days of the date of the hearing (Attachment B); adopt Resolution No. ____ dis-establishing a portion of the existing Tooby and Prior Agricultural Preserve (AGP # 77-18) (Attachment C); direct the Clerk of the Board to record a Certification of Rezoning (Notice of Timberland Production Zone Status) (Attachment D) on the parcels pursuant to Sections 51117 and 51141 of the California Government Code (C.G.C.), after attaching a copy of the fully executed Ordinance (Attachment A); direct Planning Staff to prepare and file a Notice of Exemption with the County Clerk and Office of Planning and Research; direct the Clerk of the Board to record copies of the Ordinance; direct the Clerk of the board to give notice of the decision to the applicant, the Assessor's office, County Counsel, the Planning Division, the California Office of Land Conservation and any other interested party; and close the public hearing.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Mark Lovelace, 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

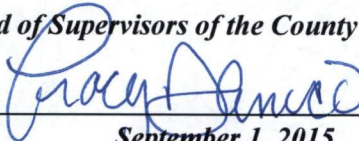
N. ADJOURNMENT

I, 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



September 1, 2015



MINUTES
TUESDAY, SEPTEMBER 1, 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, September 8, 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 FENNELL
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: September 8, 2015

Date: September 2, 2015
 To: The Honorable Board of Supervisors
 From: Tracy Damico, Deputy Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of September 1, 2015**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary from the meeting of September 1, 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 September 1, 2015 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their September 1, 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 September 1, 2015

Prepared by Tracy Damico, Deputy Clerk of the Board

CAO Approval: *[Signature]*

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 *Bohn*

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: *Sept. 8, 2015*

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