

BOARD OF SUPERVISORS

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



COUNTY STAFF

AMY S. NILSEN
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, April 11, 2017

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Agricultural Commissioner

1. Approval of United States Department of Agriculture Wildlife Services Agreement No. 17-73-06-0254-RA

Recommendation: That the Board of Supervisors authorize the Chair to sign three (3) copies each of the United States Department of Agriculture Animal Plant Health Inspection Service Wildlife Services (USDA-APHIS-WS) Work and Financial Plan No. 17-73-06-0254-RA, and return all signed copies to the Commissioner's Office for further processing.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Board of Supervisors

2. Proclaim April as Fair Housing Month in Humboldt County (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors adopt the Proclamation.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

3. Appointment of Dave Morris to the Fortuna Fire Protection Board of Commissioners (Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors appoint Dave Morris to the Fortuna Fire Protection Board of Commissioners.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

4. Appreciation Letter to Mike Renner for Service on the Fortuna Fire Protection District Board of Commissioners (Supervisor Estelle Fennell)

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

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Clerk of the Board

5. Human Rights Commission Recommendation as it Relates to the Development of a Civil Rights and Diversity Policy Statement or Resolution in Humboldt County (Continue this item to the April 18, 2017 Board of Supervisors' Meeting)

Recommendation: That the Board of Supervisors continue this item to the April 18, 2017 Board of Supervisors' Meeting.

This item was pulled for discussion.

A motion was made by Supervisor Wilson, seconded by Supervisor Sundberg, to move discussion of this item to the April 25, 2017 Board of Supervisors meeting. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

6. Approval of the Action Summary - Meeting of April 4, 2017

Recommendation: That the Board of Supervisors approve the Action Summary for the meeting of April 4, 2017 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 Fennell, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

County Administrative Office**7. Modification to Federal Legislative Platform**

Recommendation: That the Board of Supervisors adopt a modification to the federal legislative platform titled "Protect Federal Investment in Medicaid"

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Department of Health and Human Services: Mental Health**8. Humboldt County-Mental Health First Amendment to the Agreement with trustaff Travel Nurses, LLC**

Recommendation: That the Board of Supervisors approve the first amendment to the agreement with trustaff Travel Nurses, LLC for fiscal years 2015-16 through 2017-18 to provide registered nurses as supplemental nursing staff; approve and authorize the Department of Health and Human Services - Mental Health (DHHS-MH) Director to execute two (2) originals of the first amendment to the agreement; and approve and authorize the DHHS-MH Director to execute substantially similar amendments for registered nurses as supplemental nursing staff with trustaff Travel Nurses, LLC after review and approval by County Counsel and Risk Management.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Planning and Building Department**9. Contract Authorization for Preparation of a Programmatic Environmental Impact Report (EIR) for Amendments to Humboldt County Code Regulating Commercial Cannabis Land Use Activities and Transfer from General Fund Contingencies (4/5 Vote Required)**

Recommendation: That the Board of Supervisors receive the staff report; authorize the Director of Planning and Building to execute the attached Agreement (Attachment 1) between the County of Humboldt (County), and Ascent Environmental (Consultant), for preparation of a Programmatic Environmental Impact Report (EIR) for proposed amendments to the Humboldt County Land Use Code regulating commercial cannabis; authorize the Director of Planning and Building Department to control use of \$50,000.00 contract Contingencies Fund; approve a transfer from General Fund - Contingencies 1100-990 (4/5 vote required) in the amount of \$89,937 for fiscal year 2016-17 for costs from consulting services to be performed by Ascent Environmental during preparation of a Programmatic Environmental Impact Report (EIR) for the Planning & Building Department as part of the Budget for the Cannabis Services Division (1100-268) (Attachment 2).

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Sheriff

10. Pilot Project to Provide Educational Tablets in the Correctional Facility and Supplemental Budget Request (4/5 Vote Required)

Recommendation: That the Board of Supervisors authorize the Chair of the Board of Supervisors to sign three originals of a Professional Services Agreement between Jail Education Solutions, Inc. (Edovo) and the County of Humboldt for a ninety-day pilot project to provide educational tablets in the Correctional Facility (Attachment 1); and approve a supplemental budget request for the Edovo tablet pilot project as described (4/5 vote required).

This item was pulled for discussion.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

11. Senior Wood Agreement between Humboldt Senior Resource Center and the County of Humboldt Sheriff's Work Alternative Program to Provide Firewood

Recommendation: That the Board of Supervisors approve the Senior Wood Agreement between Humboldt Senior Resource Center (HSRC) and the County of Humboldt Sheriff's Work Alternative Program (SWAP) to provide firewood to senior citizens (Attachment 1) for the period beginning May 1, 2017 and ending April 30, 2018; and authorize the Sheriff to sign two (2) original copies of the Senior Wood Agreement and to forward to all interested parties.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

D. PUBLIC COMMENT ON NON-AGENDA ITEMS

E. SPECIAL PRESENTATIONS**Board of Supervisors**

1. Recognition of the Child Abuse Service Team for 21 Years of Dedicated Service (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors adopt the Proclamation.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

2. Humboldt County Convention and Visitors Bureau Annual Report for 2016 (Supervisor Rex Bohn)

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

Per order of the Chair.

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

1. Presentation on the Fishing Community Sustainability Plans for Eureka and Shelter Cove (Supervisor Estelle Fennell)

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

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

2. Review of Greenhouse Design for Preserving Prime Agricultural Soils (Supervisor Ryan Sundberg & Supervisor Estelle Fennell)

Recommendation: That the Board of Supervisors direct staff to review current building codes related to construction of elevated greenhouses with an improved floor on agricultural soil, and return with recommendations for modifying the code, if appropriate.

A motion was made by Supervisor Fennell, seconded by Supervisor Sundberg, to approve staff recommendations to have Planning and Building staff review current building codes related to construction of elevated greenhouses with an improved floor on agricultural soil, and return with recommendations for modifying the code. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

I. DEPARTMENT REPORTS

Planning and Building Department

1. Commercial Cannabis Land Use Ordinance (CCLUO) - Project Description Review

Recommendation: That the Board of Supervisors receive the staff report; and review the attached list of regulatory objectives for the update of the Commercial Cannabis Land Use Ordinance (Phase V) [Attachment 1].

A motion was made by Supervisor Fennell, seconded by Supervisor Sundberg, to move staff recommendations along with the directions discussed. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

Registrar of Voters/Recorder/County Clerk

2. District Resolutions to Move to Even-Year Election Pursuant to Senate Bill 415 (California Voter Participation Act)

Recommendation: That the Board of Supervisors receive staff report; receive staff impact analyses for school and special districts; and approve school and special district resolutions to move to even-year elections pursuant California Elections Code, Section 14050-14057.

This item was moved to consent.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

J. ADMINISTRATIVE ABATEMENT HEARINGS

Code Enforcement Unit

1. Administrative Abatement Hearing. Aubrey and Dorothy Osborne. 934 Patrick's Point Drive, Trinidad, California, AP# 515-221-003

Recommendation: That the Board of Supervisors (Board), pursuant to Humboldt County Code Sections 351-21 and 351-22, open the hearing; hold an administrative hearing to determine whether a public nuisance exists on the subject property; adopt the attached Findings of Nuisance and Order of Abatement consistent with the evidence presented at the hearing; and close the hearing.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

K. PUBLIC HEARINGS**Public Works****1. Speed Humps on Holly Street (C3J670)**

Recommendation: That the Board of Supervisors open the public hearing regarding the installation of up to two (2) speed humps on Holly Street between Walnut Drive and Excelsior Street in the Cutten area, receive public testimony, and close the public hearing; approve the Speed Hump Engineering Traffic Study for speed humps on Holly Street; and based upon the public testimony, approve or deny the request for the installation of up to two (2) speed humps on Holly Street between Walnut Drive and Excelsior Street in the Cutten area.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Ryan Sundberg, and Mike Wilson

L. DISCUSSION ITEMS**M. CLOSED SESSION**

- 1. Conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9 subd. (a); Andrew Hamer v. County of Humboldt et. al., Case No. C-12-6077-JSW in the Northern District, US District Court.**

The Board of Supervisors met in Conference with Legal Counsel - Existing Litigation pursuant to Government Code section 54956.9 subd. (a); Andrew Hamer v. County of Humboldt et. al., Case No. C-12-6077-JSW in the Northern District, US District Court. 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 Public Defender 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 Public Defender pursuant to Government Code sections 54954.5 and 54957. There was no action to report.

N. ADJOURNMENT

I, BROOKE EBERHARDT, 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.

BROOKE EBERHARDT

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




April 12, 2017

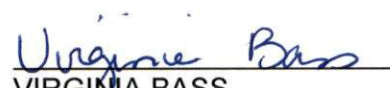


MINUTES
TUESDAY, APRIL 11, 2017
Regular Session

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, April 18, 2017 with the vote as shown below.

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


BROOKE EBERHARDT
Deputy Clerk of the Board


VIRGINIA BASS
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: April 18, 2017

Date: April 12, 2017
 To: The Honorable Board of Supervisors
 From: Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of April 11, 2017**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of April 11, 2017 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 April 11, 2017 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their April 11, 2017 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

Prepared by Brooke Eberhardt, Deputy Clerk of the Board

CAO Approval: 



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  Seconded by Supervisor 

Ayes    

Nays

Abstain

Absent 

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

Dated: 

By: 
 Kathy Hayes, Clerk of the Board