

**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, May 16, 2017**

**9:00 AM**

**Regular Meeting**

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**A. SALUTE TO THE FLAG**

**B. MODIFICATIONS TO THE AGENDA**

**C. CONSENT CALENDAR**

**Board of Supervisors**

1. Certificate of Recognition for Annette DeModena, Humboldt County 2017 Republican of the Year (Supervisor Rex Bohn)

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

***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. Proclaim May 15th - May 21st, 2017 as National Salvation Army Week (Supervisor Virginia Bass)

***Recommendation:*** That the Board of Supervisors adopt the Proclamation.

***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

**3. Military Appreciation Month Proclamation (Supervisor Virginia Bass)**

**Recommendation:** That the Board of Supervisors ratify authorization for the Chair to sign the Proclamation.

**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

**Clerk of the Board****4. Approval of the Action Summary - Meeting of May 9, 2017**

**Recommendation:** That the Board of Supervisors approve the Action Summary for the meeting of May 9, 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 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

**County Administrative Office****5. Ratification of Ordinance No. 24 of the Humboldt No. 1 Fire Protection District which Adopts the 2016 California Fire Code and Certain Local Amendments Thereto**

**Recommendation:** That the Board of Supervisors ratify Ordinance No. 24 of the Humboldt No. 1 Fire Protection District which adopts the 2016 California Fire Code and certain local amendments thereto; direct the Clerk of the Board to transmit the Board of Supervisors' determination to the Humboldt No. 1 Fire Protection District within fifteen (15) days of such determination; and direct staff to file a copy of the findings of the Humboldt No. 1 Fire Protection District, and any findings of the Humboldt County Board of Supervisors, along with a copy of the ratified version of Ordinance No. 24 that is expressly marked to identify the provisions to which each finding refers, with the California Department of Housing and Community Development.

**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

**6. New Appointment to the Humboldt County Workforce Development Board (HC-WDB)**

**Recommendation:** That the Board of Supervisors review the attached membership application for Cindie Fonseca; and appoint Cindie Fonseca to the HC-WDB in accordance with the HC-WDB bylaws for a term of two years, effective immediately.

**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

**County Counsel****7. Supplemental Budget for Budget Unit 121, Extra Help (4/5 Vote Required)**

**Recommendation:** That the Board of Supervisors approve the attached County Counsel supplemental budget request for budget unit 1100-121, to increase the extra help line item 1-400 (4/5 vote 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

**Department of Health and Human Services: Mental Health****8. Appointment to the Humboldt County Behavioral Health Board**

**Recommendation:** That the Board of Supervisors appoint Draven Keller to the Humboldt County Behavioral Health Board for a three year term.

**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

**Department of Health and Human Services: Public Health****9. Approval of State Standard Agreement #17-94011 for Medi-Cal Administrative Activities with the California Department of Health Care Services for the period beginning July 1, 2017 through June 30, 2020**

**Recommendation:** That the Board of Supervisors approve and authorize State Standard Agreement #17-94011 with the California Department of Health Care Services (DHCS) concerning Medi-Cal Administrative Activities (MAA) for the period beginning July 1, 2017 through June 30, 2020; direct the Board Chair to sign four (4) originals of State Standard Agreement #17-94011, Exhibit D(F) Certification Regarding Lobbying, Contractor Certification Clause, and the California Civil Rights Laws Certification; authorize the Public Health Director, or designee, to sign any future amendments to this agreement upon County Counsel and Risk Management review and approval; and direct the Clerk of the Board to return four (4) signed originals of State Standard Agreement #17-94011, Exhibit D(F) Certification Regarding Lobbying, Contractor Certification Clause, and the California Civil Rights Laws Certification to the Department of Health and Human Services (DHHS) - Contracts Unit for submittal to DHCS for signature.

**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

**Public Defender**

10. Approve Exercising the Option to Extend the Lease for 935 Third Street, Eureka, with Carter Properties

**Recommendation:** That the Board of Supervisors approve exercising the option to extend the lease with Carter Properties for 935 Third Street, Eureka; direct the Clerk of the Board to return one executed board agenda item to Public Works, Real Property Agent; and authorize the Public Works Real Property Agent to send a letter notifying Carter Properties that the County is exercising the option to extend the lease for an additional two (2) year term, from July 1, 2017 through June 30, 2019.

**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

11. Advance Salary Request for Deputy Public Defender, Brienne Bennett (4/5 Vote Required)

**Recommendation:** That the Board of Supervisors approve an advance salary step for Deputy District Attorney (DDA) III, Step C, Brienne Bennett, to Deputy Public Defender (DPD) III, Step E, effective May 22, 2017, pursuant to Section 7 of the Humboldt County Salary Resolution (4/5 vote 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

**Public Works**

12. Lafayette Elementary School Safe Routes Improvement Project; Project Number: ATPL-5904 (145); Contract Number: 215100

**Recommendation:** That the Board of Supervisors receive and file the bids for the Lafayette Elementary School Safe Routes Improvement Project; award the contract to RAO Construction, Inc. for the total amount of \$636,415; authorize the Chair of the Board of Supervisors to execute the project agreement upon submittal of the appropriate bonds and insurance; and direct the Auditor-Controller to establish a new contract account 1200321-0326 and transfer \$705,000 from 1200321-2118 to the new contract account per the attached appropriation transfer.

**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

13. Earthquake Damage Repairs to Mattole Road (3C010) at Post Mile 43.17; Project Number: Emergency Relief (ER) 4820(004); Contract Number: 210207

**Recommendation:** That the Board of Supervisors receive and file the bids for Earthquake Damage Repairs to Mattole Road (3C010) at Post Mile 43.17; award the contract to OR Wilcox Enterprises, Inc., for the total amount of \$262,998; authorize the Chair of the Board of Supervisors to execute the project agreement upon submittal of the appropriate bonds and insurance; and direct the Auditor-Controller to establish a new contract account 1200321-0325 and transfer \$317,648 from 1200321 -2118 to the new contract account per the attached appropriation transfer.

*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

14. Agreement for Construction Management Services for the Red Cap Road Bridge Replacement Project over Big Rock Gulch at Post Mile 0.30. Contract Number. 594021

**Recommendation:** That the Board of Supervisors approve the selection of Ghirardelli Associates, Inc., as the consulting firm to provide construction management services for the Red Cap Road Bridge Replacement Project over Big Rock Gulch; approve, and authorize the Chair of the Board of Supervisors to execute three (3) originals of, the attached Consultant Services Agreement with Ghirardelli Associates, Inc., regarding the provision of construction management services for the Red Cap Road Bridge Replacement Project over Big Rock Gulch; and direct the Clerk of the Board to return two (2) executed originals of the attached Consultant Services Agreement to the Department of Public Works.

*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

15. Federal Apportionment Exchange and State Match Program for Regional Surface Transportation Program (RSTP) Funds for FY 2016-17

**Recommendation:** That the Board of Supervisors authorize the Chair to sign two copies of the Agreement No. X17-5904(166); direct the Clerk of the Board to return two signed copies of the agreement and the authorizing Board Order to the Department of Public Works for transmittal to California Department of Transportation (Caltrans).

*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

**Sheriff**

16. Resolution Authorizing Submittal of Application to California Department of Parks and Recreation for Off Highway Vehicle Grant Funds Program

**Recommendation:** That the Board of Supervisors adopt Resolution No. \_\_\_\_ (Attachment 1) approving submittal of an application to the California Department of Parks and Recreation Grant Funds Program in the amount of \$97,801 for the period January-December 2018; and authorize the Sheriff to execute the necessary applications documents, contracts and agreements amendments thereto, in the name of the County of Humboldt, and all other documents required by California Department of Parks and Recreation for participation in the grant program.

***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

**D. PUBLIC COMMENT ON NON-AGENDA ITEMS****E. SPECIAL PRESENTATIONS****F. MATTERS SET FOR TIME CERTAIN****G. ITEMS PULLED FROM CONSENT****H. MATTERS INITIATED BY BOARD MEMBERS**

## I. DEPARTMENT REPORTS

### Code Enforcement Unit

#### 1. Revised Code Enforcement Procedures

**Recommendation:** That the Humboldt County Board of Supervisors receive the staff report on options for revised code enforcement procedures; direct staff on the options regarding expedition of the code enforcement process found on pages three (3) through four (4) of this report, which include:

a. Continuing to conduct code enforcement investigations and proceedings in the same manner as is done currently;

b. Implementing a moderately expedited enforcement process which reduces the grace period after the service of a Notice of Nuisance and Findings of Nuisance and Order of Abatement from thirty (30) days to ten (10) days; and

c. Implementing a substantially expedited enforcement process that combines the abatement and administrative penalty processes, and significantly reduces the time required to abate and penalize nuisances and other violations of the Humboldt County Code; and

direct staff on the additional options related to the code enforcement process found on pages four (4) through five (5) of this report, which include:

a. Designating a County Hearing Officer, pursuant to California Government Code Section 22770, for the purpose of conducting and ruling on nuisance abatement, administrative penalty and other County hearings;

b. Designating the Code Enforcement Unit as the primary enforcement agency for violations of County ordinances regulating commercial marijuana cultivation; and

c. Ending the referral process and having the Code Enforcement Unit directly handle all complaints regarding alleged violations of the Humboldt County Code.

*A motion was made by Supervisor Wilson, seconded by Supervisor Sundberg, to direct staff to pursue implementing staff recommendation numbers 2.c, 3.a, 3.b, and 3.c. The motion carried by the following vote:*

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

## J. ADMINISTRATIVE ABATEMENT HEARINGS

**K. PUBLIC HEARINGS****County Administrative Office**

1. Public Hearing on Renewal of the Humboldt County Tourism Business Improvement District

**Recommendation:** That the Board of Supervisors open the public hearing; receive public comment; and continue the meeting and the public hearing to Tuesday, May 23, 2017 for consideration of the Resolution Declaring Results of Majority Protest Proceedings and Establishing the Humboldt County Tourism Business Improvement District (Attachment 1).

**A motion was made by Supervisor Sundberg, 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

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

1. Adjourn as the Humboldt County Board of Supervisors; convene as the Governing Board for the Humboldt County Public Authority for In-Home Supportive Services.

Conference with Labor Negotiator - Pursuant to Government Code section 54957.6, it is the intention of the Humboldt County Public Authority for In-Home Supportive Services to meet in closed session to review the Public Authority's position and instruct its designated labor negotiators with respect to various forms of compensation provided to the Public Authority's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organization: Service Employees International Union (SEIU).

Adjourn as the Governing Board for the Humboldt County Public Authority for In-Home Supportive Services; convene as the Humboldt County Board of Supervisors.

**Pursuant to Government Code section 54957.6, the Humboldt County Public Authority for In-Home Supportive Services met in closed session to review the Public Authority's position and instruct its designated labor negotiators with respect to various forms of compensation provided to the Public Authority's represented and unrepresented personnel. Negotiator: Dan Fulks. Employee Organization: Service Employees International Union (SEIU). There was no action to report.**

**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

  
May 16, 2017



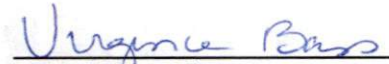


MINUTES  
TUESDAY, MAY 16, 2017  
Regular Session

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, May 23, 2017 with the vote as shown below.

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

  
ANA HARTWELL  
Deputy Clerk of the Board

  
VIRGINIA BASS  
Chair of the Board



## COUNTY OF HUMBOLDT

For the meeting of: May 23, 2017

Date: May 18, 2017  
 To: The Honorable Board of Supervisors  
 From: Clerk of the Board of Supervisors  
 Subject: **Approval of the Action Summary – Meeting of May 16, 2017**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of May 16, 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 May 16, 2017 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their May 16, 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 Ana Hartwell, Deputy Clerk of the Board

CAO Approval: *Eubank*

## 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 *Fennell*

Ayes *Sundberg, Fennell, Bass, Bohn, Wilson*  
 Nays \_\_\_\_\_  
 Abstain \_\_\_\_\_  
 Absent \_\_\_\_\_

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

Dated: *May 23, 2017*

By: *Kathy Hayes*  
 Kathy Hayes, Clerk of the Board