

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, September 12, 2017

9:00 AM

Regular Meeting

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

Board of Supervisors

1. Proclaim September 17th through September 23rd, 2017 as Constitution Week in Humboldt County (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors adopt the Proclamation and direct the Clerk of the Board to forward a fully executed copy to June Tempas, 761 Dorothy Court, Arcata, CA 95521.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

2. Childhood Cancer Awareness Month Proclamation (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors adopt the Proclamation.

This item was pulled for discussion.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

3. Harmony in Humboldt Campaign: Cannabis Farming “Best Practices” Resolution (Supervisor Estelle Fennell)

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

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

4. Appoint John Fullerton to Fill an Open (Alternate) Seat on the Humboldt County Assessment Appeals Board (Supervisor Ryan Sundberg)

Recommendation: That the Board of Supervisors approve the appointment of John Fullerton to fill the open Alternate seat on the Humboldt County Assessment Appeals Board.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

Clerk of the Board

5. Approval of the Action Summary - Meeting of September 5, 2017

Recommendation: That the Board of Supervisors approve the Action Summary for the meeting of September 5, 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 Bohn, that the recommendations be approved. The motion carried by the following vote:

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

6. Notice of Vacancy on Humboldt County In-Home Supportive Services Public Authority Board

Recommendation: That the Board of Supervisors receive and file.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

County Clerk/Recorder/Registrar of Voters

7. District Resolutions to Transition to Even-Year Elections Pursuant to Senate Bill 415 (California Voter Participation Act)

Recommendation: That the Board of Supervisors receive staff report; receive staff impact analysis and district resolution for the Ferndale Fire Protection District; and approve Ferndale Fire Protection District resolution to transition to even-year elections pursuant California Elections Code, Sections 14050-14057.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

8. District Resolutions to Transition to Even-Year Elections Pursuant to Senate Bill 415 (California Voter Participation Act)

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

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

Department of Health and Human Services: Public Health

9. Grant Agreement with the United States Department of Housing and Urban Development (HUD) for Project HART (HIV/AIDS Re-housing Team) and Supplemental Budget (4/5 Vote)

Recommendation: That the Board of Supervisors accept grant award CA1585L9T221600 in the amount of \$39,909 for the period of October 1, 2017 through September 30, 2018; authorize the Director of Health and Human Services or designee to sign three (3) original signature pages of the agreement and exhibit I (Attachment A); approve Supplemental Budget (Attachment B) to increase revenues by \$29,932 in Fund 1175 Public Health, Budget Unit 449 Fiscal Agent (4/5 vote); direct Auditor-Controller to supplement Fund 1175, per Attachment B; authorize the Director of Health and Human Services or designee to approve all future amendments to the grant agreement and documents directly related to those agreements, that do not require matching funds from the county, with County Counsel and Risk Management review and approval.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

Department of Health and Human Services: Social Services

10. Request to Exercise the Second Option to Extend the Leases for Three Modular Units Located at 638 West Clark Street, Eureka, CA with Performance Modular, Inc.

Recommendation: That the Board of Supervisors approve the Department of Health and Human Services (DHHS)-Social Services' request to exercise the second option to extend the leases for three (3) modular units located at 638 West Clark Street, Eureka, CA with Performance Modular, Inc. for the period December 1, 2017 through November 30, 2018; authorize Public Works-Real Property Division to send a notice to Lessor that the county is exercising the second option to extend the leases; and direct the Clerk of the Board to return one executed agenda to Public Works-Real Property Division.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

Public Works

11. Adoption of Ordinance: Adding Section 431-78, Relating to Parking on Ocean View Drive in the Big Lagoon Area; Amending Section 431-79, Relating to Parking on New Navy Base Road on the Samoa Peninsula and Adding Section 431-94, Relating to Parking on Railroad Drive in McKinleyville to Title IV of the Humboldt County Code

Recommendation: That the Board of Supervisors adopt Ordinance No. _____, adding Section 431-78, relating to parking on Ocean View Drive (3P020) in the Big Lagoon area; amending Section 431-79. relating to parking on New Navy Base Road (F3K010) on the Samoa Peninsula; and adding Section 431 -94, relating to parking on Railroad Drive (4M020) in McKinleyville, to Title IV of the Humboldt County Code.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

12. Summary Vacation of Excess Right of Way and Exchange of Vacated Property on Redwood Drive, Garberville Area (4/5 Vote Required)

Recommendation: That the Board of Supervisors by a 4/5's vote adopt the attached Resolution to summarily vacate a portion of Redwood Drive right of way pursuant to Streets and Highways Code section 8334 (See Attachment 1); direct the Clerk of the Board to return a certified copy of the Resolution to the Land Use Division for recording in the Office of the County Recorder; direct Land Use Division staff to notify the Clerk of the Board when the Resolution has been recorded; authorize the Chair of the Board of Supervisors to sign the Acquisition and Exchange Agreement for needed right of way after the Resolution has been recorded (See Attachment 2); authorize the Chair of the Board to sign the Certificate of Acceptance for the Easement Deed from the Wallan Family Living Trust and James O. Johnson and A. Marie Johnson after the Resolution has been recorded (See Attachment 3); authorize the Chair of the Board, in the presence of a Notary Public, after the Resolution has been recorded, to sign the Quit Claim Deed, conveying the vacated right of way to the Wallan Family Living Trust and James O. and A. Marie Johnson (See Attachment 4); and direct the Clerk of the Board to return the executed Acquisition and Exchange Agreement, the executed and accepted original Easement Deed, and the executed original Quit Claim Deed to the Land Use Division for further processing.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

13. Advance Salary Step Request for Wayne Tomasini, Road Maintenance Supervisor, from Range 393, Step B to C (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve an advance salary step increase for Wayne Tomasini, Road Maintenance Supervisor (1200 325, 0204, 393) from step B to C. starting September 10, 2017, the first day of Mr. Tomasini's promotion, pursuant to Section 7 of the Humboldt County Salary Resolution (4/5 vote required).

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

14. Fourth Amendment to the Agreement for Consultant Services with Quincy Engineering, Inc. Regarding Rehabilitation of the Brookwood Drive Bridge (04C-124) Over Jacoby Creek, Contract No.: 594124

Recommendation: That the Board of Supervisors approve, and authorize the Chair of the Board to execute, the attached fourth amendment to the agreement for consultant services with Quincy Engineering, Inc. regarding rehabilitation of the Brookwood Drive Bridge over Jacoby Creek; and direct the Clerk of the Board to return two (2) executed originals of the attached fourth amendment to the Department of Public Works for further processing.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

Sheriff

15. Fiscal Year 2017-18 Supplemental Budget Adjustment Request for Emergency Management Performance Grant Budget Unit 274 (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve supplemental budget adjustment request in budget unit 274 Emergency Management Performance Grant (EMPG) to allow for acquisition of an emergency mass notification system in fiscal year 2017-18 budget (4/5 vote required).

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

16. Acceptance of Donation from Pacific Gas and Electric Company for the Humboldt County Sheriff's Office in the Amount of \$4,000

Recommendation: That the Board of Supervisors accept a donation in the amount of \$4,000 from Pacific Gas and Electric Company for the Humboldt County Sheriff's Office, specifically donated for the purchase of medical trauma kits for Sheriff's patrol units.

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: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

17. Governing Body Resolution, Certification and Grant Assurances for Fiscal Year 2017-18 Emergency Management Performance Grant Application to the California Office of Emergency Services

Recommendation: That the Board of Supervisors authorize the Chair to sign Governing Body Resolution No. _____ and Certification (Attachment 1) for a grant request to the State of California Office of Emergency Services for the FY 2017-18 Homeland Security Emergency Management Performance Grant (EMPG); and authorize the Sheriff and Sheriff's Office Deputy Director to execute all assurances and necessary contracts, agreements and amendments thereto, in the name of the County of Humboldt, and all other documents required by the State of California Office of Emergency Services for the grant program.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

18. FY 2017-18 Supplemental Budget Adjustment Request for Humboldt County Sheriff's Operations Budget Unit 221 for Purchase of an All-terrain Rescue Vehicle and Trailer (4/5 Vote Required)

Recommendation: That the Board of Supervisors approve a supplemental budget adjustment request in Budget Unit 221 Sheriff Operations to increase a fixed asset line item in FY 2017-18 for the purchase of an all-terrain vehicle and trailer (4/5 vote required).

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

19. Fiscal Year 2016-17 Equitable Sharing Agreements and Certifications

Recommendation: That the Board of Supervisors authorize the Chair of the Board of Supervisors and the Sheriff to sign the Equitable Sharing Agreements and Certifications for FY 2016-17 asset forfeiture funds for CA0120000 Sheriff's Office and CA0121200 Drug Task Force; and authorize the Chair of the Board of Supervisors and the Sheriff to sign the Amended Equitable Sharing Agreements and Certifications for FY2015-16 asset forfeiture funds for CA0120000 Sheriff's Office and CA0121200 Drug Task Force.

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, 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

Board of Supervisors

1. A Day of Hope: Building a Healthy Community for Children & Families Presentation (Supervisor Rex Bohn)

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

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

2. Humboldt County Human Rights Commission Annual Report (Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors hear the report and take appropriate action, 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: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

I. DEPARTMENT REPORTS

Planning and Building Department

1. Introduction of Ordinance Adding Chapter 3 of Division 4 to Title VIII of the Humboldt County Code Relating to Expedited Permitting of Electric Vehicles and Electric Vehicle Charging Stations

Recommendation: That the Board of Supervisors introduce the attached Ordinance relating to Expedited Permitting of Electric Vehicles and Electric Vehicle Service Equipment (adding Chapter 3 of Division 4 to Title VIII of the Humboldt County Code) by title and waive the first reading; set the Ordinance for adoption at least one week away; direct the Clerk of the Board to publish the pre-adoption summary of the Ordinance and to post a certified copy of the full text of the proposed Ordinance in the office of the Clerk of the Board, both publication and posting to be done at least five (5) days prior to the Board meeting at which the Ordinance will be adopted [Government Code Section 25124(b)(1)]; and direct the Clerk of the Board, within 15 days after adoption of the Ordinance, to publish a post-adoption summary of the Ordinance with the names of the Supervisors voting for and against the Ordinance, and to post in the office of the Clerk of the Board a certified copy of the full text of the adopted Ordinance and amendments along with the names of those supervisors voting for and against the Ordinance [Government Code Section 25124(b)(1)].

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

Aye: 4 - Rex Bohn, Estelle Fennell, Virginia Bass, and Mike Wilson

J. PUBLIC HEARINGS

K. DISCUSSION ITEMS**L. CLOSED SESSION**

1. 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: Jack Hughes. 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, Management & Confidential Employees, and Service Employees International Union for In-Home Supportive Services.

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: Jack Hughes. 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, Management & Confidential Employees, and Service Employees International Union for In-Home Supportive Services. There was no action to report.

2. Conference with Legal Counsel - pursuant to Government Code section 54956.9 regarding pending litigation; Randall Sand and Gravel v. County of Humboldt; Barnum Timber Company, et al., Real Party in Interest, Case No. CV170395

The Board of Supervisors met in Conference with Legal Counsel - pursuant to Government Code section 54956.9 regarding pending litigation; Randall Sand and Gravel v. County of Humboldt; Barnum Timber Company, et al., Real Party in Interest, Case No. CV170395. There was no action to report.

3. It is the intention of the Board of Supervisors to meet in closed session to consider the appointment for the position of Administrative Assistant/Deputy Clerk of the Board I pursuant to Government Code Section 54954.5.

The Board of Supervisors met in closed session to consider the appointment for the position of Administrative Assistant/Deputy Clerk of the Board I pursuant to Government Code Section 54954.5. There was no action to report.

4. Meeting with Counsel to discuss potential litigation pursuant to Government Code section 54956(b)(3)(A).

The Board of Supervisors met with Counsel to discuss potential litigation pursuant to Government Code section 54956(b)(3)(A). There was no action to report.

M. 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



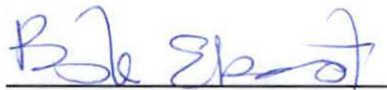
September 13, 2017




MINUTES
TUESDAY, SEPTEMBER 12, 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, September 19, 2017 with the vote as shown below.

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


BROOKE EBERHARDT
Deputy Clerk of the Board


VIRGINIA BASS
Chair of the Board



COUNTY OF HUMBOLDT

For the meeting of: September 19, 2017

Date: September 13, 2017
 To: The Honorable Board of Supervisors
 From: Clerk of the Board of Supervisors
 Subject: **Approval of the Action Summary – Meeting of September 12, 2017**

RECOMMENDATION: That the Board of Supervisors approve the Action Summary for the meeting of September 12, 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

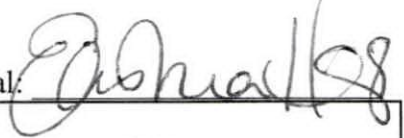
DISCUSSION: The Action Summary from the meeting of September 12, 2017 is attached. This Action Summary encompasses all actions taken by the Board of Supervisors at their September 12, 2017 meeting.

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 Wilson Seconded by Supervisor Sundberg

Ayes Wilson, Sundberg, Bass, Bohn, Fennell

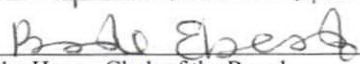
Nays

Abstain

Absent

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

Dated: September 19, 2017

By: 
 Kathy Hayes, Clerk of the Board