

BOARD OF SUPERVISORS

REX BOHN
First District
ESTELLE FENNELL
Chair - Second District
MIKE WILSON
Vice-Chair - Third District
VIRGINIA BASS
Fourth District
STEVE MADRONE
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, February 4, 2020

9:00 AM

Regular Meeting

A. SALUTE TO THE FLAG

B. MODIFICATIONS TO THE AGENDA

C. CONSENT CALENDAR

Board of Supervisors

1. Cochran Creek (Humboldt Bay) Fish Passage and Habitat Rehabilitation Implementation Project
Letter of Support (Supervisor Mike Wilson)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the letter of support.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

2. Revised Letter in Support of Redwood Memorial Hospital Obstetrical and Pediatric Services (Supervisor Estelle Fennell and Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the revised letter.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Clerk of the Board

3. Quarterly Report of Current and Projected Vacancies on Humboldt County Appointed Boards, Committees and Commissions through April 30, 2020

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

4. Approval of the Action Summary - Meeting of January 28, 2020

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of January 28, 2020 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 Bass, that the recommendations be approved. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

County Administrative Office

5. Headwaters Fund Community Investment Fund Grant and Supplemental Budget for Headwaters for Fiscal Year 2019-20 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Review and Approve the attached Headwaters Fund Board recommended Community Investment Fund (CIF) grant of \$25,000 to the Redwood Region Economic Development Commission (RREDC) for data collection of passenger demographics and travel patterns as part of the Fly Humboldt airline recruitment initiative; and
2. Approve the supplemental budget request of \$25,000 (Attachment 2) for Headwaters in Fund 1120, Budget Unit 286, to fund this Community Investment Fund Grant.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

6. California Workforce Development Board (CWDB) Prison to Employment Implementation Funds, Fiscal Year 2019-20 Supplemental Budget (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the following supplemental budget for Fiscal Year 2019-20 in Fund 1120, Budget Unit 287 (4/5th vote required);

Revenue: 1120287514060	State Revenue-Workforce	\$584,569
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Expense: 11202873017	Professional Services	\$584,569
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2. Direct the Auditor-Controller to appropriate \$584,569 to Budget Unit 287 (4/5 vote required);
3. Approve and authorize the Chair of the Board of Supervisors to sign two copies of the Professional Services Agreement between the County of Humboldt and Westside Community Improvement Association relating to CWDB grant funds (Attachment 2);
4. Approve the Memorandum of Understanding (MOU) between two County of Humboldt agencies, the County Administrative Office Economic Development Division and the Department of Health and Human Services, Social Services Branch (Attachment 3); and
5. Direct the Clerk of the Board to return all executed copies of the attached agreements to the Executive Director of the Humboldt County Workforce Development Board.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

7. Headwaters Fund Board's Recommended Grant Fund Award to Traditional Farmers Foundation, and Supplemental Budget Request (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Review and Approve the Headwaters Fund Board (HFB) recommended Grant Fund Competitive Award of \$27,250 to Traditional Farmers Foundation (TFF), doing business as (dba) International Cannabis Farmers Association (ICFA). Application is attached (Attachment 1); and
2. Approve the supplemental budget request of \$66,234 (Attachment 2) for Headwaters in Fund 1120, Budget Unit 286, for grants awarded in excess of the original competitive grant fund round (4/5 vote required).

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Public Works

8. Bid Award Authorization for Storm Damage Repairs to Murray Road (C3M020) at Post Mile 5.57; Federal Project Number ER-32L0(326); Contract Number 217438

Recommendation: That the Board of Supervisors:

1. Receive and file the bid proposals received for Storm Damage Repairs to Murray Road (C3M020) at Post Mile (PM) 5.57;
2. Award the contract to Wallace Structures for the total amount of \$224,510; and
3. Authorize the Chair of the Board to execute the project agreement upon submittal of the appropriate bonds and insurance.

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

Aye: 5 - Rex Bohn, Estelle Fennell; Virginia Bass, Mike Wilson, and Steve Madrone

D. ITEMS PULLED FROM CONSENT

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

F. SPECIAL PRESENTATIONS

G. MATTERS INITIATED BY BOARD MEMBERS

Board of Supervisors

1. Safety Concerns Due to Target Shooting Occurring Within Densely Populated Residential and Recreational Areas of the County (Supervisor Mike Wilson and Supervisor Virginia Bass)

Recommendation: That the Board of Supervisors:

1. Direct Planning staff to (1) explore the options available to restrict the use of firearms in densely populated residential and recreation areas; and (2) bring back a detailed proposal for the Board to consider.

A motion was made by Supervisor Wilson, seconded by Supervisor Bohn, to direct staff to come back with language to amend the existing ordinance to include the prohibition of shooting within a 150 yards from any occupied structure and heavily used recreational areas, which includes and expands the prohibition of shooting of a firearm on the Samoa Peninsula and direct staff to provide the Board language to establish an ad hoc committee within communities. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

H. DEPARTMENT REPORTS

DHHS: Administration

1. Department of Health and Human Services Report and Update on Transition Organizational Assessment Study and Blue Ribbon Task Force

Recommendation: That the Board of Supervisors:

1. Receive and file the presentation by Connie Beck, Department of Health & Human Services (DHHS) Director.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

Public Works

2. Introduction of Ordinance Amending Sections 421-1 through 421-7, Relating to Stop Signs in the Shelter Cove Area; Amending Section 431-2, Relating to Accessible Parking Spaces for Persons with Disabilities in the Redway Area; Amending Sections 431-21.5, 431-52, 431-63, 431-65, 431-86.5 and 431-109, Relating to Parking Restrictions in the McKinleyville, Loleta, Samoa, Cutten and Eureka Areas; Adding Section 431-61.2, Relating to Parking Restrictions in the Hydesville Area; and Amending Section 435-3, Relating to Bicycle Lanes in the Hoopa Area, of Title IV of the Humboldt County Code

Recommendation: That the Board of Supervisors:

1. Introduce the attached ordinance by title and waive the first reading;
2. Set the attached ordinance for adoption on February 11, 2020, or at least one (1) week away from the date of the Board of Supervisors meeting at which the ordinance is first introduced;
3. Direct the Clerk of the Board of Supervisors to publish the pre-adoption summary of the attached ordinance and to post a certified copy of the full text of the ordinance in the office of the Clerk of the Board of Supervisors at least five (5) days prior to the Board of Supervisors meeting at which the ordinance will be adopted [California Government Code Section 25124(b)(1)];
4. Direct the Clerk of the Board of Supervisors, within fifteen (15) days after adoption of the attached 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 of Supervisors 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 [California Government Code Section 25124(b)(1)]; and
5. Direct Department of Public Works staff to file the attached Notice of Exemption with the Humboldt County Clerk in accordance with the California Environmental Quality Act.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

I. PUBLIC HEARINGS**Planning and Building Department**

1. Zoning Text Amendments Accepting the Coastal Commission's Suggested Modifications to the Cannabis Personal Use and Dispensaries Ordinances in the Coastal Zone

Recommendation: That the Board of Supervisors:

1. Introduce Ordinance No. ____ (Attachment 3) and Ordinance No. ____ (Attachment 4) by title and waiver further reading;
2. Open the public hearing and receive the staff report and public testimony;
3. Close the public hearing;
4. Adopt the attached resolutions (Resolution 20-__ (Attachment 1)) and Resolution 20-__ (Attachment 2) doing the following:
 - a. Find the proposed ordinances are exempt from environmental review per Section 15307 of the CEQA Guidelines (actions to assure protection of the environment);
 - b. Make all the required findings for approval of the Zoning Text Amendments;
5. Adopt the attached ordinance (Ordinance No. ____ (Attachment 3)) repealing the existing Cannabis Cultivation for Personal Use Ordinances (313-55.1 & 2 of Title III, Division I, Chapter 3) to be replaced by the same ordinance with the modifications suggested by the Coastal Commission;
6. Adopt the attached ordinance (Ordinance No. ____ (Attachment 4)) repealing the existing Cannabis Dispensaries Ordinance (313-55.3 of Title III, Division I, Chapter 3) to be replaced by the same ordinance with the modifications suggested by the Coastal Commission;
7. Direct the Planning and Building Department to file a Notice of Determination with the Humboldt County Recorder's Office, pursuant to the California Environmental Quality Act; and
8. Direct the Clerk of the Board to publish summaries of the Ordinance amendments within 15 days after adoption by the Board, along with the names of those Supervisors voting for and against each ordinance (Attachment 5) 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 correction along with the names of those Supervisors voting for and against the ordinance.

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

Aye: 5 - Rex Bohn, Estelle Fennell, Virginia Bass, Mike Wilson, and Steve Madrone

J. DISCUSSION ITEMS

K. MATTERS SET FOR TIME CERTAIN**Board of Supervisors - Closed Session**

1. 11:00 a.m. - A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number CV190389.

The Board of Supervisors met in conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number CV190389. There was no action to report.

2. 11:00 a.m. - A conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number 1:19-cv-3055.

The Board of Supervisors met in conference with legal counsel pursuant to Government Code section 54956.9(d)(1) in the matter of Jeffrey S. Blanck v. County of Humboldt et al. – case number 1:19-cv-3055. There was no action to report.

L. CLOSED SESSION

1. A conference with legal counsel pursuant to paragraph 1 of Government Code section 54956.9(d) in the matter of Forbes v. Humboldt County, Case No. 4:19-cv-05514-JST.

Supervisor Mike Wilson recused himself from this item.

The Board of Supervisors met in conference with legal counsel pursuant to paragraph 1 of Government Code section 54956.9(d) in the matter of Forbes v. Humboldt County, Case No. 4:19-cv-05514-JST. There was no action to report.

M. ADJOURNMENT

I, RYAN SHARP, 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.

RYAN SHARP

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

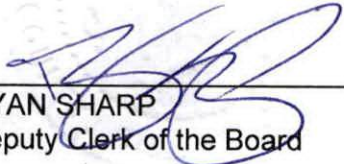
FEBRUARY 5, 2020




MINUTES
TUESDAY, FEBRUARY 4, 2020
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, February 11, 2020 with the vote as shown below.

AYES:	Supervisors:	Fennell, Bohn, Madrone, Bass
NAYS:	Supervisors:	--
ABSENT:	Supervisors:	--
ABSTAIN:	Supervisors:	Wilson



RYAN SHARP
Deputy Clerk of the Board



ESTELLE FENNELL
Chair of the Board