

BOARD OF SUPERVISORS

REX BOHN
Vice-Chair - First District
MICHELLE BUSHNELL
Second District
MIKE WILSON
Third District
NATALIE ARROYO
Fourth District
STEVE MADRONE
Chair - Fifth District



COUNTY STAFF

ELISHIA HAYES
County Administrative Officer
SCOTT MILES
Interim 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, July 18, 2023

9:00 AM

Regular Meeting - Hybrid

A. ROLL CALL

Present: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson,
Supervisor Natalie Arroyo, and Supervisor Steve Madrone

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

D. CONSENT CALENDAR

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve the Consent Calendar. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson,
Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Aviation

[23-596](#)

1. On-Airport Non-Exclusive Rental Car Concessions Agreement with Avis Budget Group Incorporated for the California Redwood Coast-Humboldt County Airport (ACV)

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached On-Airport Non-Exclusive Rental Car Concessions Agreement with Avis Budget Group Incorporated for the California Redwood Coast-Humboldt County Airport; and
2. Authorize the Director of Aviation to execute any amendments and successor agreements after review by County Counsel, Risk Management, and County Administrative Office; and
3. Authorize the Director of Aviation to execute future On-Airport Non-Exclusive Rental Car Concessional Agreements with similar terms for additional rental car companies, as space allows, after review by County Counsel, Risk Management, and County Administrative Office.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Board of Supervisors

[23-1000](#)

2. Retirement Resolution for Anne Holcomb (Supervisor Natalie Arroyo)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the Retirement Resolution.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1008](#)

3. Termination of Local Emergencies: 2022-2023 Early Winter Storms and 2023 February-April Storms

Recommendation: That the Board of Supervisors:

1. Pass the attached resolutions and terminate the local emergencies proclaimed for the 2022-2023 Early Winter Storms and 2023 February-April Storms.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1050](#)

4. Disability Pride Month in Humboldt County (Supervisor Natalie Arroyo)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Clerk of the Board

[23-1051](#)

5. Approval of the Action Summary - Meeting of June 27, 2023

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of June 27, 2023, and authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Governmental Code Section 25103.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

County Administrative Office

[23-793](#)

6. Final Acceptance for the Humboldt County Correctional Facility Accessibility Improvement Project, Project Number 2019-102 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Accept, and authorize the Humboldt County Purchasing Agent to execute and file the attached Notice of Completion regarding, the Humboldt County Correctional Facility Accessibility Improvement Project (4/5 vote required);
2. Approve the attached Supplemental Budget in the amount of Seventy-Three Thousand Five Hundred Six Dollars and Forty-Two Cents (\$73,506.42) for ADA Internal Service Fund budget unit (3552-152) (4/5 vote required); and
3. Direct the Clerk of the Board to provide the County Administrative Office - ADA Compliance Team with one (1) fully executed certified copy of the Board Order related to this item.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1001](#)

7. Renewal of CrowdStrike Falcon Complete Anti-Virus and Endpoint Security Protection Licensing

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Humboldt County Purchasing Agent, or a designee thereof, to execute, the attached quote regarding the renewal of CrowdStrike Falcon Complete Anti-Virus and Endpoint Security Protection Licenses; and
2. Authorize the Humboldt County Purchasing Agent, or a designee thereof, to execute future CrowdStrike Falcon Complete Anti-Virus and Endpoint Security Protection Licensing renewals, after review and approval by County Counsel and Risk Management; and
3. Direct the Clerk of the Board to provide the Information Technology Division of the County Administrative Office with one (1) fully executed certified copy of the Board order related to this item.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1026](#)

8. Appropriation Transfer in an Amount of \$542,612 for Sheriff's Measure Z Budget for Radio Infrastructure Project (4/5th Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve an appropriation transfer in an amount of \$542,612 for Sheriff's Measure Z (1100-297) for the Radio Infrastructure Project (4/5th Vote Required).

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1032](#)

9. Approve Prepayment of the Fiscal Year 2023-24 CalPERS Unfunded Accrued Liability Contribution (4/5th Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the prepayment of the Fiscal Year (FY) 2023-24 CalPERS Unfunded Accrued Liability (UAL) contribution in the amount of \$29,122,849 (4/5th Vote Required).

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1028](#)

10. Adopt the Fiscal Year 2023-2024 Voluntary Separation Incentive Program and Designation List

Recommendation: That the Board of Supervisors:

1. Adopt the Fiscal Year 2023-2024 Voluntary Separation Incentive Program and Designation List; and
2. Authorize the County Administrative Office to update the designation list, to be ratified by the Board of Supervisors at the mid-year budget report.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Department of Health and Human Services: Administration

[23-1004](#)

11. Professional Services Agreement with Redwood Community Action Agency Regarding the Provision of Permanent Housing, Case Management and Supportive Services to Individuals and Families who are Experiencing Homelessness in Humboldt County

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute, the attached professional services agreement with Redwood Community Action Agency regarding the provision of permanent housing, case management and supportive services to individuals and families who are experiencing homelessness in Humboldt County in an amount not to exceed \$671,075.33 for the period of June 1, 2023, through Nov. 30, 2024;
2. Authorize the Department of Health and Human Services Director, or a designee thereof, to execute any and all subsequent amendments to the attached professional services agreement with Redwood Community Action Agency, after review and approval by County Counsel, Risk Management, and the County Administrative Office; and
3. Direct the Clerk of the Board to return one fully executed original copy of the attached professional services agreement with Redwood Community Action Agency to the Department of Health and Human Services - Contract Unit for further processing.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Department of Health and Human Services: Behavioral Health

[23-976](#)

12. Request for Budget Transfer/Adjustment for the replacement of Kitchen Range and Ovens for Sempervirens Psychiatric Health Facility (4/5th Vote Required)

Recommendation: That the Board of Supervisors:

1. Authorize Request for Budget Transfer/Adjustment for fixed asset purchase of a replacement Vulcan Kitchen Range in the amount of Fifteen Thousand Five Hundred Dollars (\$15,500.00) (4/5th vote required); and
2. Direct the Clerk of the Board to provide the Department of Health and Human Services - Behavioral Health with one (1) fully executed certified copy of the Board order related to this item.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Department of Health and Human Services: Public Health

[23-966](#)

13. Grant Agreement #23-10315 with California Department of Public Health (CDPH) CalFresh Healthy Living Program (CFHL) for the Term of October 1, 2023, through September 30, 2026

Recommendation: That the Board of Supervisors:

1. Approve the grant agreement #23-10315 with CDPH in an amount up to \$903,260 for the term of October 1, 2023, through September 30, 2026;
2. Authorize the Director of Public Health or designee to sign the attached grant agreement #23-10315;
3. Authorize the Director of Public Health or designee to sign any subsequent amendments and documents directly related to the grant agreement #23-10315 upon approval by County Counsel and Risk Management; and
4. Direct the Clerk of the Board to return one (1) copy of the certified board report to the DHHS - Contract Unit for transmittal to DHHS - Public Health.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Public Works

[23-870](#)

15. Approval of Third Option to Extend the Lease for the Elections Office at 2426 6th Street, Eureka.

Recommendation: That the Board of Supervisors:

1. Approve the Third Option to Extend the Lease with Lessor, Humboldt Partners, for the Elections Office at 2426 6th Street, Eureka.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

[23-1009](#)

16. Transfer of Historical Aerial Photographs to Cal Poly Humboldt Library to Enable Free Public Access to Digital Files

Recommendation: That the Board of Supervisors:

1. Authorize the Department of Public Works to transfer ownership of the physical copies of the historical aerial photographs within the Public Works archives to the Cal Poly Humboldt Library for digitizing of the photographs and providing free public access to this historical resource.

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve staff recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

E. ITEMS PULLED FROM CONSENT

Public Works

[23-744](#)

14. Consultant Services Agreement with ORW Architecture, Inc. Regarding the Provision of Architecture and Engineering Services for the Garberville Veterans Hall Project

Recommendation: That the Board of Supervisors:

1. Approve the attached Consultant Evaluation Sheet for Request for Qualifications No. DPW2023-001;
2. Approve, and authorize Chair of the Board to execute, the attached consultant services agreement with ORW Architecture, Inc. regarding provision of architecture and engineering services in the amount of \$315,000 for the period of July 18, 2023 through June 30, 2025;
3. Authorize the Public Works Director, or a designee thereof, to execute any and all subsequent amendments to the attached consultant services agreement with ORW Architecture, Inc., after review and approval by County Counsel, Risk Management and the County Administrative Office; and
4. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached consultant services agreement with ORW Architecture, Inc. to the Department of Public Works for further processing.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

F. PUBLIC COMMENT ON NON-AGENDA ITEMS

G. MATTERS SET FOR TIME CERTAIN (CLOSED SESSION ITEMS)

County Counsel

[23-1045](#)

1. 11:00 AM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Derrick Andrews v. Humboldt County, et al., Case No. 1:23-cv-02421-RMI

The Board voted unanimously to authorize the Risk Manager to enter into agreement with Mitchell Law Firm to defend the case of Derrick Andrews v. Humboldt County, et al., Case No. 1:23-cv-02421-RMI.

[23-1046](#)

2. 11:00 AM - Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Dallas Brooks Achane v. D. Twitchell, et al., Case No. 3:23-cv-01301-JD

The Board voted unanimously to authorize the Risk Manager to enter into agreement with Mitchell Law Firm to defend the case Dallas Brooks Achane v. D. Twitchell, et al., Case No. 3:23-cv-01301-JD.

[23-1053](#)

3. 11:00 AM - Conference with Legal Counsel - Pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Cathie Childs v. Humboldt County , et al., Case No. 1:23-cv-02836-RMI

There was no reportable action

H. MATTERS INITIATED BY BOARD MEMBERS

I. DEPARTMENT REPORTS

County Administrative Office

[23-697](#)

1. Fiscal Year 2022-23 Grand Jury Responses: Humboldt County Child Welfare Services and the Courts: Late Reports, Dysfunctional Systems, and Traumatized Children

Recommendation: That the Board of Supervisors:

1. Review and modify as necessary the proposed Grand Jury responses from the Board of Supervisors. (Attachment 2);
2. Approve the documents, as may be modified, as the response;
3. Direct the Clerk of the Board, within 5 working days, to submit the final response with an accompanying Board Order to the 2022-23 Grand Jury and the Presiding Judge of the Superior Court;
4. Direct the Clerk of the Board, within 5 working days, to submit a copy of all attached responses to the County Clerk/Recorder, together with a copy of the original report; and
5. Direct the Clerk of the Board, within 5 working days, to submit two copies of all attached responses to the Clerk of the Court, one of which will be forwarded to the State Archivist, together with a copy of the original report.

A motion was made by Supervisor Arroyo and seconded by Supervisor Wilson to approve staff recommendations as amended:

1. Include additional information to recommendations 1,2,3,8,12 and 17 that details what has been done to comply with those recommendations. The motion carried with the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

J. PUBLIC HEARINGS

Planning and Building Department

[23-968](#)

1. Extension of Urgency Ordinance Establishing a Temporary Moratorium on the Acceptance of Permits for Short-Term Rentals (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Open the public hearing, receive and consider the staff report and accept public comment; and
2. Adopt the Interim Urgency Ordinance Extending for 22 months and 15 days the Temporary Moratorium to Preclude Acknowledgement of Any Short-Term Rental Initiated After June 6, 2023 as a Possible Pre-Existing Use in the Unincorporated Area of the County Outside of the Areas Mapped with a V-Vacation Home Rental Combining Zone (Attachment 1), based on the findings set forth in the Interim Urgency Ordinance pursuant to Government Code sections 25123(d) and 65858(b) (4/5 vote required); and
3. If adopted, direct the Clerk of the Board to publish the post-adoption summary of the ordinance(s) within 15 days (Attachment 2) and direct Planning and Building Department staff to bring forward draft (permanent) ordinances prior to the 22 month 15 day expiration date.

A motion was made by Supervisor Arroyo and seconded by Supervisor Wilson to approve staff recommendations. The motion failed due to the lack of a 4/5 vote.

A second motion was made by Supervisor Wilson and seconded by Supervisor Arroyo to:

- 1. Deny the extension of the Moratorium; and*
- 2. Direct staff to identify June 6, 2023 as the date within the ordinance defining a possible qualifying pre-existing Short Term Rental. This motion carried with the following vote:*

Aye: 3 - Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Nay: 2 - Supervisor Rex Bohn, and Supervisor Michelle Bushnell

Public Works

[23-965](#)

2. Amendments to the Solid Waste Collection Franchise Agreements and Solid Waste Container Site and Transfer Station Agreements for Fiscal Year 2023-24.

Recommendation: That the Board of Supervisors:

1. Open the public hearing and receive comments on the proposed rate adjustment for solid waste collection for the unincorporated areas of Humboldt County;
2. Close the public hearing;
3. Approve the attached amendments to the solid waste collection franchise agreements with Recology Humboldt County, Recology Eel River, and Humboldt Sanitation Company, Inc.;
4. Approve the amendment to the operation and maintenance agreement with Recology Eel River for the Redway Transfer Station effective July 1, 2023;
5. Approve the amendment to the operation and maintenance agreement with Recology Eel River for the southern solid waste container sites effective July 1, 2023;
6. Approve the amendment to the operation and maintenance agreement with Humboldt Sanitation Company, Inc. for the northern solid waste container sites effective July 1, 2023; and
7. Direct the Clerk of the Board to return one (1) fully executed copies of the attached amendments to the Public Works Department for distribution

A motion was made by Supervisor Bohn, seconded by Supervisor Wilson, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

K. CLOSED SESSION (SEE MATTERS SET FOR TIME CERTAIN)

L. ADJOURNMENT

I, NIKKI TURNER, 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.

NIKKI TURNER

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

07/18/2023