

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, October 3, 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

Board of Supervisors - Matter Set for Time Set - Closed Session

23-1310

4. 1:00 PM - (CLOSED SESSION) Conference with Real Property Negotiators – Pursuant to Government Code Section 54956.8 to grant authority to its negotiators regarding the price and terms of payment for the purchase of real properties located at 803 4th Street, Eureka, California 95501 (Assessor Parcel Number 001-134-006). The County's negotiators are identified as: Elishia Hayes, County Administrative Officer, and Sean Meehan, Public Works Deputy Director Facility Management. The parties with whom the County may negotiate are identified as: Tina Christensen-Kable, Realtor, Coldwell Banker Cutten Realty

This item was removed from the agenda to be brought back to a date uncertain.

D. CONSENT CALENDAR

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve the Consent Agenda. 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

Auditor/Controller

23-1272

1. Fiscal Year 2023-2024 Appropriations Limit

Recommendation: That the Board of Supervisors:

1. Adopt the attached resolution establishing the fiscal year 2023-2024 appropriations limit for the County of Humboldt;
2. Adopt the attached resolution establishing the fiscal year 2023-2024 appropriations limit for various special districts governed by the Humboldt County Board of Supervisors; and
3. Direct the Clerk of the Board to return fully executed certified copies of the attached resolutions to the Humboldt County Auditor-Controller's Office.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1240

2. Proclaim October 2023 as Breast Cancer Awareness Month in Humboldt County (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1266

3. North Coast Stand Down Resolution (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the resolution honoring the North Coast Stand Down.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1285

4. Proclaim the Year of Rotary in Celebration of the Centennial of Rotary Club of Eureka (Supervisor Natalie Arroyo)

Recommendation: That the Board of Supervisors:
1. Adopt the proclamation.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1306](#)

5. Ageism Awareness Day Proclamation (Supervisor Steve Madrone)

Recommendation: That the Board of Supervisors:
1. Adopt the proclamation

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1317](#)

6. Retirement Resolution for Ronda Wittenberg (Supervisor Rex Bohn)

Recommendation: That the Board of Supervisors:
1. Adopt the Retirement Resolution.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1329](#)

7. Appoint Lance Morton to the Humboldt County Human Rights Commission (HRC) Representing District 2 (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:
1. Receive and file the report.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

Child Support Services

[23-1312](#)

8. Year-End Supplemental Budget for Fiscal Year (FY) 2022-23 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:
1. Approve the attached supplemental budget to cover overdrafts in the North Coast Regional Department of Child Support Services (NCRDCSS) budget (1380206) for FY 2022-23 (4/5 Vote Required).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1302

9. Quarterly Report of Current and Projected Vacancies on Humboldt County Board of Supervisors Appointed Boards, Commissions, and Committees.

Recommendation: That the Board of Supervisors:

1. Receive and file the report.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1339

10. Approval of the Action Summary - Meeting of September 26, 2023

Recommendation: That the Board of Supervisors:

1. Approve the Action Summary for the meeting of September 26, 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 Bushnell, 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

23-1114

11. Bid Award Authorization and Supplemental Budget for the Auditor-Controller's Office Tenant Improvement Project, Project Number 2023-101 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Receive and file the bids for the Auditor-Controller's Office Tenant Improvement Project, Project Number 2023-101;
2. Award the Auditor-Controller's Office Tenant Improvement Project to Adams Commercial General Contracting, Inc. in the amount of Seven Hundred Nine Thousand Six Hundred Forty Dollars (\$709,640);
3. Authorize the Humboldt County Purchasing Agent, or a designee thereof, to execute a project agreement with Adams Commercial General Contracting, Inc., that is substantially similar to the sample construction agreement attached hereto, after review and approval by County Counsel, Risk Management and the County Administrative Office;
4. Authorize the Purchasing Agent to execute contract change orders up to the amount of Forty-Seven Thousand Nine Hundred Eighty-Two Dollars (\$47,982); and
5. Approve the attached supplemental budget in the amount of One Hundred Forty-Three Thousand Four Hundred Twenty-Two Dollars (\$143,422) (4/5 Vote Required).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1118

12. Bid Authorization for the Ferndale Veterans Hall Americans with Disabilities Act Modification Project, Project Number 2022-802

Recommendation: That the Board of Supervisors:

1. Receive and approve the attached plans and specifications for Ferndale Veterans Hall Americans with Disabilities Act Modification Project, Project Number 2022-802; and
2. Authorize the Clerk of the Board to advertise the above-referenced project as required by Section 22037 of the California Public Contract Code, with bids to be opened on Oct. 31, 2023 at 2 p.m.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1346

13. Supplemental Budget in the Amount of \$132,000 for Fiscal Year 2022-23 for Economic Development Promotion

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in the amount of \$132,000 for the Economic Development Budget Unit (1100-181).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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 Clerk/Recorder/Registrar of Voters23-1294

14. Resolution Authorizing the County Clerk, Recorder and Registrar of Voters, or their Designee, to Execute Facility Use Agreements for County Elections

Recommendation: That the Board of Supervisors:

1. Adopt Resolution No. _____ (Attachment 1);
2. Authorize County Clerk, Recorder and Registrar of Voters, or their designee, to execute future facility use agreements for the purpose of facilitating elections in the County of Humboldt for the next three years.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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 Health23-1227

15. Public Health Fiscal Year (FY) 2022-23 Home Visiting Program Supplemental Budget (Requires 4/5 Vote)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in the amount of \$46,750 for FY 2022-23 Department of Health and Human Services - Public Health Fund 1175, Budget Unit 426001 (Requires 4/5 Vote).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1236

16. Public Health Fiscal Year (FY) 2022-23 Land Use Budget (Requires 4/5 Vote)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in the amount of \$97,350 for FY 2022-23 Department of Health and Human Services - Public Health Fund 1175, Budget Unit 486 (Requires 4/5 Vote).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1237

17. Public Health Fiscal Year (FY) 2022-23 Environmental Health Consumer Protection Budget (Requires 4/5 Vote)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in the amount of \$68,950 for FY 2022-23
Department of Health and Human Services - Public Health Fund 1175, Budget Unit 406 (Requires 4/5 Vote).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1238

18. Public Health Fiscal Year (FY) 2022-23 Public Health Emergency Preparedness (PHEP) Lab Supplemental Budget (Requires 4/5 Vote)

Recommendation: That the Board of Supervisors:

1. Approve the attached supplemental budget in the amount of \$38,135 for FY 2022-23
Department of Health and Human Services (DHHS) - Public Health Fund 1175, Budget Unit 455001 (Requires 4/5 Vote).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-1301

19. Annual Certification of Compliance for the Child Health Disability Prevention and Health Care Program for Children in Foster Care Programs for Fiscal Year 2023-2024

Recommendation: That the Board of Supervisors:

1. Authorize the Chair of the Board to execute the attached certification statements for the Child Health and Disability Prevention and Health Care Program for Children in Foster Care; and
2. Direct the Clerk of the Board to return the two (2) fully executed original copies of the attached certification statements to the Department of Health and Human Services - Public Health Administration for submission to the California Department of Health Care Services.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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: Social Services

23-1308

20. Fiscal Year 2022-23 Year End Supplemental Budget for Social Services (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve the supplemental budget for Public Guardian, Fund 1160 Budget Unit 273 (4/5 vote required), and
2. Approve the supplemental budget for Temporary Assistance for Needy Families, Fund 1110 Budget Unit 517 (4/5 vote required).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

Human Resources

23-1254

21. Adoption of the Amended and Job Specifications for Social Worker IV A-D (MSS).

Recommendation: That the Board of Supervisors:

1. Adopt the amended job specification of Social Worker IV A-D (MSS) (class 0707A/B/C/D, salary range 459/469/479/489) (attachment #1) effective immediately following board adoption.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

Probation

23-1207

22. Request for Proposal 2023-01 Award, and Professional Services Agreement with Track Group, Inc. for Electronic Monitoring Services

Recommendation: That the Board of Supervisors:

1. Accept the recommendation of the selection committee for Request for Proposal 2023-01 for electronic monitoring services in Humboldt County Probation
2. Approve the attached professional services agreement with Track Group Inc. for electronic monitoring services

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

23-202

23. Lease Agreement with Slack and Winzler Properties, LLC. (LESSOR) Regarding the Use of Office Space located at 1211 Fifth Street, 1215 Fifth Street and 433 M Street, Eureka, California.

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board Chair to execute, the attached lease agreement with Slack and Winzler Properties, LLC regarding the use of office space located at 1211 Fifth Street, 1215 Fifth Street and 433 M Street, Eureka, California; and
2. Direct the Clerk of the Board to return one (1) fully executed original copy of the attached lease agreement with Slack and Winzler Properties, LLC to the Department of Public Works - Real Property for further processing.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1178](#)

24. Notice of Intention to Purchase Real Property Located at 3007 I Street and 3015 I Street, Eureka, California (4/5th Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve, and authorize the Chair of the Board to execute the Notice of Intention to Purchase Real Property located at 3007 I Street, Eureka and 3015 I Street, Eureka (Attachment 1) in accordance with California Government Code Section 25350, (4/5th vote required); and
2. Direct the Clerk of the Board to publish the attached Notice of Intention to Purchase Real Property located at 3007 I Street, Eureka and 3015 I Street, Eureka in accordance with California Government Code Section 25350.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1257](#)

25. Resolution Authorizing the Humboldt County Department of Public Works to Accept Federal Funding Made Available through the California Department of Transportation for Replacement of the Hammond Trail Bridge over the Mad River

Recommendation: That the Board of Supervisors:

1. Adopt the attached resolution authorizing the Humboldt County Department of Public Works to accept federal funding made available through the California Department of Transportation for replacement of the Hammond Trail Bridge over the Mad River; and
2. Direct the Clerk of the Board to return a fully executed certified copy of the attached resolution to the Humboldt County Department of Public Works for submission to the California Department of Transportation.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

Sheriff

[23-1262](#)

26. Supplemental Budget for FY 2022-23 for Budget Unit 1100-243 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve a Supplemental Budget for the Correctional Facility (1100-243) for Fiscal Year (FY) 2022-23 (Attachment 1) (4/5 vote required).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1275](#)

27. Supplemental Budget for FY 2022-23 for Budget Unit 3644-265 (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve a Supplemental Budget for the Drug Task Force (3644-265) for Fiscal Year (FY) 2022-23 (Attachment 1) (4/5 vote required).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

[23-1305](#)

28. Acceptance of Agreement Number 23-10498 between the Humboldt County Sheriff's Office (HCSO) and the California Department of Public Health (CDPH) and approval of Supplemental Budget for the Sexual Orientation and Gender Identity SOGI Data Collection Pilot Program Grant (4/5 Vote Required)

Recommendation: That the Board of Supervisors:

1. Approve Agreement Number 23-10498 (Attachment 1) between the Humboldt County Sheriff's Office (HCSO) and the California Department of Public Health (CDPH);
2. Authorize the Chair of the Board, Sheriff, Undersheriff and Deputy Director of Financial and Support Services to sign Agreement Number 23-10498 (Attachment 1), and to execute all necessary contracts and agreements and amendments thereto, in the name of the County of Humboldt, and all other certifications, assurances, Memorandums of Understanding, or documents required by the California Department of Public Health (CDPH), such authorization shall be retroactive to July 1, 2023, to facilitate documents that need to be signed timely for this grant; and
3. Approve the supplemental budget (Attachment 2) for the Sexual Orientation and Gender Identity SOGI Data Collection Pilot Program budget unit 1100-221904 in the amount of \$35,333.00 (4/5 vote required).

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, 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

F. PUBLIC COMMENT ON NON-AGENDA ITEMS**G. MATTERS SET FOR TIME CERTAIN****Board of Supervisors**23-1241

1. 10:00 AM - Proclaim October 2023 as Domestic and Intimate Partner Violence Awareness Month and Hear a Presentation from Humboldt Domestic Violence Services. (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Adopt the proclamation and hear the short presentation.

A motion was made by Supervisor Bushnell, seconded by Supervisor Arroyo, 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

23-1180

2. 10:30 AM - Special Presentation Highlighting the Shelter Cover Fire District and the Ocean Rescue Team (Supervisor Michelle Bushnell)

Recommendation: That the Board of Supervisors:

1. Hear the presentation and take the appropriate action.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to receive and file the presentation. 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

23-1239

3. 1:00 PM - (CLOSED SESSION) 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. Labor Negotiators: Elishia Hayes, Zachary O'Hanen, and Jack Hughes. Employee Organizations (Represented and Unrepresented): SEIU/In-Home Support Services, 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), Appointed Department Heads, and Management and Confidential employees

There was no reportable action.

23-1348

5. 1:00 PM - (CLOSED SESSION) Pursuant to Government Code Sections 54954.5 and 54957 to Consider a Public Employee Performance Evaluation for the Position of the Director of Child Support

There was no reportable action.

23-1349

6. 1:00 PM - (CLOSED SESSION) Pursuant to Government Code Sections 54954.5 and 54957 to Consider a Public Employee Performance Evaluation for the Position of the Library Director

There was no reportable action.

County Counsel23-985

7. 1:00 PM - (CLOSED SESSION) Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to Discuss Existing Litigation in the Case of Billy Rutherford v. County of Humboldt, et al., Case No. 1:21-cv-02750-RMI

There was no reportable action.

23-1356

8. 1:00 PM - (CLOSED SESSION) Conference with Legal Counsel – pursuant to Government Code Section 54956.9(d)(1) to discuss existing litigation in the case of Allen Donald McCloskey, et al. v. Humboldt County Sheriff Department, et al., Humboldt County Superior Court Case No. CV2301488

The Board voted 4-1 to authorize the Risk Manager to enter into agreement with the Mitchell Law Firm, to defend the case of Allen Donald McCloskey, et al. v. Humboldt County Sheriff Department, et al., Humboldt County Superior Court Case No. CV2301488.

H. MATTERS INITIATED BY BOARD MEMBERSBoard of Supervisors23-1313

1. Approve a General Fund Allocation of \$10,000 to Conduct Fire Services Scoping Study and Provide Funding for Orick Volunteer Fire Department (Supervisor Madrone)

Recommendation: That the Board of Supervisors:

1. Approve a General Fund Allocation of \$5,000 from the Forester and Warden Budget Unit (1100-281) for a Deposit on a Fire Services Scoping Study to be Administered by the Local Agency Formation Commission; and
2. Approve a General Fund Allocation of \$5,000 from Budget Unit 1100-281 for Orick Volunteer Fire Department for fire service within Community Service Area (CSA) #4; and
3. Direct staff to return with a supplemental budget to effectuate the Board's order.

A motion was made by Supervisor Madrone, seconded by Supervisor Bushnell, 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

23-1242

2. Discussion and Staff Direction for a Possible Moratorium on Accepting New Cannabis Cultivation Permits and Discussion and Direction on Extension of Cannabis Interim Permits (Supervisor Bushnell).

- Recommendation:** That the Board of Supervisors:
1. Consider the approach to continuing Interim Permits.
 2. Consider and provide direction to staff on whether to proceed with a moratorium considering the following options for discussion:
 - a. Establish a 3-year moratorium on accepting applications for new cannabis farms.
 - b. Establish a permanent moratorium on accepting applications for new cannabis farms.
 - c. Put initiative on the ballot to establish a moratorium on accepting new applications.

A motion was made by Supervisor Bushnell, seconded by Supervisor Madrone, to approve staff recommendations as amended below:

1. *Accept the report provided by staff; and*
2. *Direct staff to bring more options to the Board within 60 days, for discussion.*

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

I. DEPARTMENT REPORTS

County Administrative Office

[23-1341](#)

1. Options to Consider Related to Cannabis Cultivation Excise Tax

- Recommendation:** That the Board of Supervisors:
1. Consider reassessment of Measure S Cannabis Excise Tax rates for Tax Year 2025 (cultivation year 2024);
 2. Confirm collection of taxes shall resume in November 2023 as previously directed;
 3. Direct staff to return with an enforcement plan to address outstanding Excise Tax balances;
 4. Provide direction as necessary.

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

1. *Direct staff to issue a Press Release to the community informing that the county will be reinstating a 10% Measure S tax for 2024 to be collected in 2025;*
2. *Cultivators with outstanding balances are expected to establish a payment plan by June 30, 2024 on all past due balances in order to comply; and*
3. *Direct staff to modify the ordinance to allow suspension or revocation of permits due to unpaid taxes.*

The motion carried with the following vote:

Aye: 4 - Supervisor Rex Bohn, Supervisor Mike Wilson, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Recused: 1 - Supervisor Michelle Bushnell

[23-1288](#)

2. Fiscal Year 2022-23 Grand Jury Responses: "Efficiency, Oversight & Trust: Advisory Committees and Boards to the Humboldt County Board of Supervisors"

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, 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

County Clerk/Recorder/Registrar of Voters

23-1293

3. Resolution Authorizing the County Clerk, Recorder and Registrar of Voters to Not List Supporters and Opponents of Local Measures on County Ballots for All Future Elections

Recommendation: That the Board of Supervisors:

1. Adopt Resolution No. _____ (Attachment 1);

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations and to direct staff to come back within a year to review the process.

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

J. PUBLIC HEARINGS

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.



10/03/2023