### BOARD OF SUPERVISORS

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



#### COUNTY STAFF

ELISHIA HAYES County Administrative Officer SCOTT MILES Interim County Counsel TRACY DAMICO Clerk of the Board

# BOARD OF SUPERVISORS COUNTY OF HUMBOLDT 825 FIFTH STREET EUREKA, CA 95501

# SUPERVISORS' CHAMBER, FIRST FLOOR

# ACTION SUMMARY

Tuesday, May 6, 2025 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

Items D.13, D.16, and D.17 were pulled from consent calendar for discussion.

# D. CONSENT CALENDAR

A motion was made by Supervisor Wilson, seconded by Supervisor Arroyo, to approve 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

# Agricultural Commissioner

 Approval of Cooperative Agreement No. 25-0016-000-SA, Fuels, Lubricants and Automotive Products Program with the California Department of Food and Agriculture (CDFA) in the Amount of \$4,725

Recommendation: That the Board of Supervisors:

 Approve Cooperative Agreement No. 25-0016-000-SA, known as the Fuels, Lubricants and Automotive Products Program with the California Department of Food and Agriculture; and
 Authorize the Chair to sign the original agreement; and
 Direct the Clerk of the Board to return the signed copy to the Agricultural Commissioner's office for further processing; and
 Grant a waiver from the provisions of the Nuclear-Free ordinance.

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

### 25-591

 Approval of Cooperative Agreement No. 25-0067-000-SA with the California Department of Food and Agriculture-Division of Measurement Standards for the Weighmaster Program in the Amount of \$480

Recommendation: That the Board of Supervisors:

 Approve Cooperative Agreement No. 25-0067-000-SA for the Weighmaster Program contract with the California Department of Food and Agriculture-Division of Measurement Standards in the amount of \$480; and
 Authorize the Chair to sign the original agreement, and direct the Clerk of the Board to return all signed copies to the Agricultural Commissioner's office for further processing; and
 Construction for the processing of the the processing of

3. Grant a waiver from the provisions of the Nuclear Free Ordinance.

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**

### 25-493

- 3. Certificates of Recognition for the Soroptimist International of Arcata Award Winners
  - **Recommendation:** That the Board of Supervisors: 1. Ratify the Board Chair's signature on the Certificates of Recognition.

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 OF HUMBOLDT

 Resolution for Temporary Road Closures for the "Old Timers Day Parade" in Orleans on June 15, 2025

Recommendation: That the Board of Supervisors:

1. Authorize the Chair to sign the resolution and direct the Clerk of the Board to mail an executed copy to Penny Eckert, Orleans Community Services Club, PO Box 181, Orleans, CA 95556.

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

# 25-569

5. Retirement Resolution for Diny King

**Recommendation:** That the Board of Supervisors: 1. Ratify the Chairs signature.

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

### 25-571

6. Proclaim May 2025 as Bike Month in Humboldt County

**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

# 25-573

7. Letter of Appreciation to Carl Hansen for Service on the Headwaters Fund Board

**Recommendation:** That the Board of Supervisors: 1. Authorize the Chair to sign the Letter of Appreciation.

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

8. Proclaim May as Older Americans Month

**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

#### 25-584

9. Proclaim May as Mental Health Awareness Month in Humboldt County

**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

### 25-589

 Proclamation for Missing and Murdered Indigenous Persons (MMIP) Awareness Month in Humboldt County

**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

# 25-592

11. Proclaim May 2025 as CalFresh Awareness Month in Humboldt County

**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

12. Proclaim Saturday, May 10, 2025 as National Association of Letter Carriers' Food Drive Day

**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

### Department of Health and Human Services: Administration

### 25-484

14. Authorize the Department of Health and Human Services - Public Health Branch Director, or Designee Thereof, to Cancel Outdated Environmental Health Services Agreements with the Incorporated Cities and Replace with the New Board-Approved Template

# Recommendation: That the Board of Supervisors:

1. Authorize the Department of Health and Human Services - Public Health Branch Director, or a designee thereof, to cancel outdated agreements, where they exist, for Environmental Health services between the County of Humboldt and incorporated cities within the County of Humboldt, to be replaced by the new Board of Supervisors approved agreement template.

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

### 25-560

- 15. Extension of Extra Help Hours Past the 960 Hour Limit (4/5 Vote Required)
  - Recommendation: That the Board of Supervisors:
     1. Approve a waiver of the 960 extra-help limitation for Brianna Penner, Case Manager I and an extension of 960 hours, to a maximum of 1,920 hours for the fiscal year 2024-25, pursuant to Section 7 of the Humboldt County Salary Resolution (4/5 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

### Human Resources

18. Adoption of new Project Coordinator I/II job classification.

Recommendation: That the Board of Supervisors:

 Adopt the Project Coordinator I/II classification in the AFSCME Bargaining Unit 1 (white collar) (classification # 0254A/B, salary range 421/445) into the classification system effective the pay period following Board approval; and
 Adopt the Compensation Schedule effective May 11, 2025 (Attachment 2); and
 Adopt the Resolution (Attachment 3) approving the amendment of the 2022-2024 Memorandum of Understanding between the County of Humboldt and the American Federation of State, County, and Municipal Employees.

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

### 25-614

 Approval of the 2025 Memorandum of Understanding (MOU) Between the County of Humboldt and the Law Enforcement Management (LEM) Representation Unit 7

### Recommendation: That the Board of Supervisors:

1. Approve and authorize the Chair of the Board of Supervisors to execute the Memorandum of Understanding with LEM (Attachment No. 1) for the term of 2025 for the MOU between the County of Humboldt and LEM Representation Unit 7; and

2. Adopt Resolution (Attachment No. 3) approving amendments to the Memorandum of Understanding between the County of Humboldt and LEM Representation Unit effective May 6, 2025.

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

20. Berthing Permit and Rental Agreement with the Humboldt Bay Harbor, Recreation and Conservation District Regarding the Use of Moorage Space Located at the Woodley Island Marina

Recommendation: That the Board of Supervisors:

 Waive the requirements of the Humboldt County Nuclear-Free Ordinance with regard to the attached berthing permit and rental agreement with the Humboldt Bay Harbor, Recreation and Conservation District; and
 Approve, and authorize the Chair of the Board to execute, the attached berthing permit and rental agreement with the Humboldt Bay Harbor, Recreation and Conservation District regarding use of moorage space located at the Woodley Island Marina for the period of July 1, 2025, through June 30, 2026; and
 Direct the Clerk of the Board to return one (1) fully executed original copy of the attached berthing permit and rental agreement with the Humboldt Bay Harbor, Recreation and Conservation District to the Department of Public Works - Real Property 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

### 25-511

21. Award Authorization for Storm Damage Repair to Kneeland Road (F6F060) Post Mile 37.09

Recommendation: That the Board of Supervisors:

Receive and file the bid proposals submitted for the Kneeland Road (F6F060)
 Post Mile 37.09 Storm Damage Repair Project; and
 Award the project agreement to Mercer-Fraser Company for the total amount of \$1,166,198.50; and
 Authorize the Chair of the Board to execute the project agreement upon submittal of the appropriate bonds and insurance; and

4. Authorize the Public Works Director to execute contract change orders up to the

amount of \$70,810; and

5. Direct the Clerk of the Board to provide the Engineering Division of the Department of Public Works 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

 Resolution Approving a List of Projects to be Funded by California Senate Bill 1 - The Road Repair and Accountability Act of 2017 - for Fiscal Year 2025-26

Recommendation: That the Board of Supervisors:

 Adopt the attached resolution approving a list of projects to be funded by California Senate Bill 1 - The Road Repair and Accountability Act of 2017 - for fiscal year (FY) 2025- 26; and
 Direct the Clerk of the Board to return one (1) fully executed copy of the

attached resolution to the Roads Division of 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 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

# 25-565

 Authorize a Temporary Increase in Pay for Jake Johnson, Construction Projects Manager, Pursuant to Section 12.4.1 of the American Federation of State, County and Municipal Employees (AFSCME) Memorandum of Understanding (MOU).

### Recommendation: That the Board of Supervisors:

1. Authorize a temporary increase in pay for Construction Projects Manager Jake Johnson (job classification # 0206, salary range 529) as though promoted to Deputy Public Works Director - Facilities Management (job classification # 0200, salary range 540) beginning April 19, 2025, and continuing until the position is filled or the assignment is otherwise ended by Public Works.

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

# **Board of Supervisors**

13. Letter of Opposition to Conditional Release and Placement of Richard Stobaugh

**Recommendation:** That the Board of Supervisors: 1. Authorize the Chair to sign the letter.

A motion was made by Supervisor Bushnell, seconded by Supervisor Wilson, to approve staff recommendations with the amendment of:

- Inclusion of the lack of cell service in there area and how that might affect the proper surveillance into the letter.

The motion carried by 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

# 25-601

- Introduction of a Comprehensive Nitrous Oxide Ordinance Adding Division 11 to Title V of the County Code
  - Recommendation: That the Board of Supervisors: 1. Introduce the attached Ordinance (Comprehensive Nitrous Oxide Ordinance; An Ordinance of the Board of Supervisors of the County of Humboldt Adding Division 11 "Sales of Nitrous Oxide," to Title V of the Humboldt County Code Making It Unlawful for Any Person in the County of Humboldt, with Exceptions, to Sell or Attempt to Sell, Offer, Distribute, or Provide Nitrous Oxide to Any Person) and waive the first reading; and 2. Set the Ordinance for adoption on June 3, 2025, to take effect and be in force 30 days from the date of its adoption; and 3. Direct the Clerk of the Board to publish the required pre-adoption summary of the Ordinance to be done at least 5 days prior to the date set for adoption; and 4. Direct the Clerk of the Board within 15 days after the 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.

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

Aye:

Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson,
 Supervisor Natalie Arroyo, and Supervisor Steve Madrone

 Introduction of an Ordinance Amending Humboldt County Code, Tile VII, Chapter7, Section 817-13, Comprehensive Tobacco Retailer Licensing Ordinance

Recommendation: That the Board of Supervisors:

 Introduce the Ordinance Amending Section 817-13 of Chapter 7 of Title VIII of the Humboldt County Code "Tobacco Retailer Licensing" regulating nitrous oxide product sales and waive the first reading; and
 Set the Amendment to Ordinance No. 2718 for adoption on June 3, 2025, to take

effect and be in force thirty (30) days from the date of its adoption; and 3. Direct the Clerk of the Board of Supervisors to publish the pre-adoption summary of the ordinance to be done at least 5 days prior to the date set for adoption; and

4. Direct the Clerk of the Board within 15 days after adoption of the ordinance to publish a post-adoption summary of the ordinance with names of Supervisors voting for and against the ordinance, in a newspaper of the general circulation published in the County of Humboldt, State of California.

# A motion was made by Supervisor Arroyo, seconded by Supervisor Madrone, 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

### **Board of Supervisors**

### 25-506

 10:30 A.M. - Redway School Fourth - Sixth Grade Student Presentation to the Board of Supervisors

Recommendation: That the Board of Supervisors:

- 1. Welcome the fourth through sixth grade students, hear their presentation; and
- 2. Receive and file the presentation.

A motion was made by Supervisor Wilson, 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

# Public Works

 11:15 A.M. - Bid Award for the John Haynes Veterans Memorial Building Project, Project Number 162765

**Recommendation:** That the Board of Supervisors:

1. Receive and file the bids for the John Haynes Veterans Memorial Building Project, Project Number 162765; and

2. Award the project to the lowest responsible and responsive bidder, Adams Commercial General Contracting, Inc., Eureka, California in the amount of Three Million Seven Hundred Ninety-Four Thousand Nine Hundred Thirty-Seven Dollars (\$3,794,937); and

3. Authorize the Chair of the Board to execute a construction agreement with Adams Commercial General Contracting, Inc. after staff approves the bonds and insurance; and

4. Direct the Clerk of the Board to provide the Department of Public Works with one (1) fully executed certified copy of the Board order related to this item.

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

Aye: 4 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Nay: 1 - Supervisor Mike Wilson

# Board of Supervisors (Closed Session)

### 25-610

 12:00 P.M. - Conference with Legal Counsel - Pursuant to Government Code Sections 54954.5 and 54957 to consider Public Employee Appointment for the position of the Aviation Director

### No reportable action taken.

# County Counsel (Closed Session)

# 25-627

 12:00 P.M. - Conference with Legal Counsel – Anticipated Litigation: Initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case)

No reportable action taken.

# **Board of Supervisors**

### 25-578

5. 1:30 P.M. - Annual Presentation on the Current State of Education in Humboldt County

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

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

Board of Supervisors			ACTION SUMMARY	May 6, 2025
	Aye:	4 -	Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Natalie Arroyo, and Supervisor Steve Madrone	
	Absent:	1 -	Supervisor Mike Wilson	
County Administrative Office				
	25-609			
6.	2:00 P.M	Inform	national County Department Reports for Fiscal Year 2025-2026	
	Recommend	lation:	<ul> <li>That the Board of Supervisors:</li> <li>1. Receive a staff report from the Humboldt County Planning and Building Department; and</li> <li>2. Direct the Clerk of the Board to post and publish the required public hearing notice for the fiscal year 2025-2026 proposed budget and special district budgets at least ten (10) days prior to the public hearing (proposed for June 9, 2025); two publications are required, with at least 5 days intervening between the dates of the first and last publications, not counting such publication dates (Attachment 1).</li> </ul>	
	A motion was made by Supervisor Madrone, se recommendations. The motion carried by the fo		e by Supervisor Madrone, seconded by Supervisor Arroyo, to approve staff The motion carried by the following vote:	
	Aye:	4 -	Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Natalie Arroyo, and Supervisor Steve Madrone	
	Absent:	1 -	Supervisor Mike Wilson	
Board of Supervisors				
	25-518			
7.	2:15 P.M Presentation "Understanding the Civil Grand Jury"			
	Recommend	lation:	That the Board of Supervisors: 1. Receive and file the presentation.	
	A motion was made by Supervisor Arroyo, seconded by Supervisor Madrone, to continue the item until a date uncertain. The motion carried by the following vote:			

Aye: 4 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Natalie Arroyo, and Supervisor Steve Madrone

Absent: 1 - Supervisor Mike Wilson

# H. PUBLIC HEARINGS (None Scheduled)

# I. DEPARTMENTAL REPORTS (None Scheduled)

# J. MATTERS INITIATED BY BOARD (None Scheduled)

# K. CLOSED SESSION (See Matter Set For Time Certain)

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COUNTY OF HUMBOLDT
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# L. ADJOURNMENT

I, KALEIGH MAFFEI, 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.

KALEIGH MAFFEI

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