

**AGENDA**  
**REGULAR MEETING OF THE BOARD OF COMMISSIONERS**  
**HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT**

**DATE:** November 11, 2010  
**TIME:** 7:00 p.m. Regular Session  
**PLACE:** Woodley Island Marina Meeting Room

*The Meeting Room is wheelchair accessible. Accommodations and access to Harbor District meetings for people with other handicaps must be requested of the Director of Administrative Services at 443-0801 five (5) working days in advance of the meeting.*

1. Call to Order Regular Session at 7:00 p.m. and Roll Call
2. Pledge of Allegiance
3. Public Comment

*Note: This portion of the Agenda allows the public to speak to the Board on various issues not itemized on this agenda. A member of the public may also request that a matter appearing on the Consent Calendar be pulled and discussed separately. Pursuant to the Brown Act, the Board may not take action on an item that does not appear on the Agenda. Each speaker is limited to speak for a period of three (3) minutes regarding each item on the Agenda. Each speaker is limited to speak for a period of three (3) minutes during the PUBLIC COMMENT portion of the Agenda regarding items of special interest to the public not appearing on the Agenda that are within the subject matter jurisdiction of the Board of Commissioners. The three (3) minute time limit may not be transferred to other speakers. The three (3) minute time limit may be extended by the President of the Board of Commissioners or the Presiding Member of the Board of Commissioners at the regular meeting of the District. The three (3) minute time limit for each speaker may be enforced by the President of the Board of Commissioners or the Presiding Member of the Board of Commissioners at the regular meeting of the District.*

4. **Consent Calendar**

*Note: All matters listed under the Consent Calendar are considered to be routine by the Board of Commissioners and will be enacted by one motion. There will be no separate discussion of these items. If discussion is required, that item will be removed from the Consent Calendar and considered separately.*

- a. Consideration of approval of minutes from the October 14, 2010 Board meeting.
- b. Consideration of approval of minutes from the October 28, 2010 Board meeting.
- c. Consideration of approval of travel for Director of Maritime Commerce to attend the West Coast Corridor Coalition meeting, December 2-3, 2010 in Seattle, WA
- d. Consideration of approval of annual monitoring expenses to Pacific Affiliates, Inc. for the 2007 Woodley Island Marina maintenance dredging. \$16,820.16
- e. Consideration of purchase of replacement computer for Director of Administrative Services from CDW-G \$ 820.27
- f. Consideration of cancelling December 2, 2010 Board meeting

*Agenda for November 11, 2010 Board Meeting*

**5. Communications and Reports**

- a. Chief Executive Officer's Report
- b. District Counsel's Report
- c. Staff Reports
- d. Commissioner Reports
- e. Advisory Committee Reports
- f. Other

**6. Non Agenda**

**7. Unfinished Business**

**8. New Business**

- a. Consideration of approval of Amendment 1 to Taylor Mariculture, LLC Exclusive Right to Negotiate for a portion Redwood Marine Terminal, Berth 2
- b. Consideration of approval of Permit and Agreement with Hum-Boats to Operate Kayak Rental Services at Woodley Island Marina.
- c. Consideration of Approving the Purchase of Video Camcorder and Agreement with AccessHumboldt.

**9. Administrative and Emergency Permits**

**10. ADJOURNMENT**

**MINUTES**  
**SPECIAL MEETING OF THE BOARD OF COMMISSIONERS**  
**HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT**

November 11, 2010

**PRESENT:**

Commissioner Pellegrini  
Commissioner Curless  
Commissioner Wilson  
Commissioner Higgins  
Commissioner Marks

President Curless called the Special Meeting of the Board of Commissioners to order at 6:07 p.m.

Public Comment: None

The meeting then moved to Executive Closed Session pursuant to the provisions of the California Government Code Section 54957.6 (Negotiations with Represented Employees).

District Counsel reported on the Executive Closed Session as follows: Status of negotiations with the Harbor District labor union – no action taken.

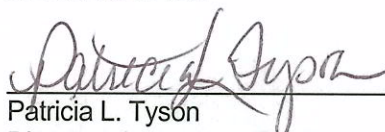
The Special Meeting of the Board of Commissioners adjourned at 6:59 p.m.

APPROVED BY:



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Richard Marks  
Secretary

RECORDED BY:



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Patricia L. Tyson  
Director of Administrative Services

**MINUTES  
REGULAR MEETING OF THE BOARD OF COMMISSIONERS  
HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT**

**November 11, 2010**

**PRESENT:**

Commissioner Pellegrini  
Commissioner Curless  
Commissioner Wilson  
Commissioner Higgins  
Commissioner Marks

President Curless called the regular meeting of the Board of Commissioners to order at 7:04 p.m.

President Curless asked the veterans present, including Commissioner Pellegrini, to lead the Pledge of Allegiance.

**PUBLIC COMMENT**

Mike Kellogg, Timber Heritage Association, reported five passenger cars were purchased over one year ago. He said it has been difficult to get the cars here; but they are here now and they take up more space than their lease allows. Mr. Kellogg suggested the contract be amended to include more storage area. He also stated they are working with PG&E to get electricity to the buildings.

Commissioner Wilson asked if Timber Heritage Association had applied for any grants to help with the costs of their endeavor. Mr. Kellogg stated it is difficult to apply for grants since an EIR would be required and with a short-term lease and high costs of an EIR, this would be virtually impossible.

Misty Schmidt, Harbor District employee, told the Board she has enjoyed working for the Harbor District for over 8 years, but has found the current message from some of the Commissioners that the Harbor District is going to be bankrupt within a couple of years frightening enough to look for a new job. She said it was a hard decision; but she has a young family to care for and must look after their best interests. Misty asked the Board consider their small staff of hard-working individuals who provide a high level of service to the community when they speak about the future of the Harbor District.

**CONSENT CALENDAR**

COMMISSIONER PELLEGRINI MOVED FOR THE APPROVAL OF THE CONSENT CALENDAR.  
COMMISSIONER MARKS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**CEO REPORT**

- ❖ 10/29: PG&E stopped their wave energy project.
- ❖ 11/3: CEO met with representatives of PG&E on the potential dredging of King Salmon Canal. He said the canal project will likely fold into a bigger planning effort around the plant.
- ❖ 11/9: Kick-off meeting with local oyster growers for the aquaculture expansion project. The first phase will be to acquire some grant funding to hire a consultant to establish and pre-permit additional tidelands in North Bay. CEO stated this project has full industry support.
- ❖ 11/10: the North Coast Local Agency Coastal Coordination Committee meeting was held. The group was pleased with the MPA effort and the Blue Ribbon Task Force recommendation on the unified array. Commissioner Higgins made a presentation on potential future fisheries monitoring efforts. Drew Barrett spoke on the status of the first year of the collaborative fisheries program. CEO asked Drew to make a presentation to the Board of Commissioners in January.
- ❖ The FY 2011/12 Budget Committee met for the first time earlier this evening.
- ❖ CEO announced Director of Administrative Services passed her Notary Public exam and will continue to provide Notary services for the District.
- ❖ Granite Construction expects to begin construction November 15 on the Shelter Cove Breakwater Rehabilitation Project.

- ❖ The District's Maintenance Department has completed the refurbishing of the B-Dock west end tie and of the pump station. Staff is preparing for the opening of crab season now.
- ❖ Staff assisted the Humboldt Bay National Wildlife Refuge and the spartina eradication project with removal of floats in the White Slough. District's Bar Pilots operated the pontoon boat, helping to remove the Refuge's floating bridge.

**DISTRICT COUNSEL REPORT:** None

### **STAFF REPORT**

District Treasurer gave a brief report to the Board of Commissioners on the Actuarial Study of Retiree Health Liabilities as of April 1, 2010 performed by Total Compensation Systems, Inc. as a requirement of GASB 43 and 45 accounting standards. One of the reasons for the study is to provide information to enable the District to manage costs and liabilities associated with its retiree health benefits. An actuarial report is required every three years.

### **COMMISSIONERS AND ADVISORY COMMITTEE REPORTS**

Commissioner Pellegrini:

- ❖ Reported the Commissioners received a letter from Joel Ayala from the Governor's Office of Economic Development stating they are still working for a block grant and modification of the District's Department of Boating and Waterways loans in light of the loss of the TIGER II grant and the non-reopening of the pulp mill.
- ❖ Displayed a banner celebrating California fishing. Fishermen Wives are working with the City of Eureka to put the banners on the new light poles near the Fishermens Work Area on C Street and to put on the poles along the Embarcadero on Woodley Island.
- ❖ Took a week long cruise with her family to the Mexican Riviera. Royal Caribbean cruise line is pulling out of California due to the high taxes and fees. The cruise industry is booming in Europe.
- ❖ Attended the aquaculture expansion meeting.
- ❖ Attended the North Coast Local Agency Coastal Coordination Committee meeting with Commissioner Higgins and staff. She said she was very proud of this group that is so committed and was instrumental in presenting a unified array to the Blue Ribbon Task Force.
- ❖ Stated crab season should start on December 1.
- ❖ Reported the Fishermen Wives organized a Blessing of the Fleet on November 6.
- ❖ Stated the US Marine Corps birthday was November 10 – 225 years old.

Commissioner Wilson:

- ❖ Attended the aquaculture expansion meeting.
- ❖ Met with Commissioner Marks and staff on the video equipment upgrade.
- ❖ Attended the first 2011/12 FY Budget Committee meeting with Commissioner Curless, District Treasurer and staff.
- ❖ Spoke with Teresa Livingston at Sierra Pacific Industries about air quality regulations.
- ❖ Made a presentation to ASCE about the challenges and opportunities for Humboldt Bay.
- ❖ Attended the NCRA Board meeting. The Baykeepers are helping to remove billboards in NCRA's right of way.

Commissioner Higgins:

- ❖ Caught fish this week.
- ❖ Attended the NCLACCC meeting. He said the group is moving towards regulation strategy for monitoring fisheries.
- ❖ Said he was sorry the wave energy project was not a success; too costly and the impacts to fishermen were too many.

Commissioner Marks:

- ❖ Met with Commissioner Wilson and staff on the video equipment upgrade.
- ❖ Attended a breakfast on the LC1091.
- ❖ Stated Veteran's Day has special meaning for him. His father, three brothers, nephew and father-in-law all served in the military.

Commissioner Curless:

- ❖ Attended the Fortuna Veteran's Day parade.
- ❖ Stated Fortuna Councilmember Mel Berti has retired after more than 25 years on the Council.
- ❖ Said he was glad the elections are over and most campaign signs have been removed.

**OTHER:** None

**NON-AGENDA:** None

**UNFINISHED BUSINESS:** None

**NEW BUSINESS**

**A. CONSIDERATION OF APPROVAL OF AMENDMENT 1 TO TAYLOR MARICULTURE, LLC EXCLUSIVE RIGHT TO NEGOTIATE FOR A PORTION OF REDWOOD MARINE TERMINAL, BERTH 2.**

COMMISSIONER PELLEGRINI MOVED FOR THE APPROVAL OF AMENDMENT 1 TO TAYLOR MARICULTURE, LLC EXCLUSIVE RIGHT TO NEGOTIATE FOR A PORTION OF REDWOOD MARINE TERMINAL, BERTH 2. COMMISSIONER WILSON SECONDED. MOTION CARRIED WITHOUT DISSENT.

**B. CONSIDERATION OF APPROVAL OF PERMIT AND AGREEMENT WITH HUM-BOATS TO OPERATE KAYAK RENTAL SERVICES AT WOODLEY ISLAND MARINA.**

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF PERMIT AND AGREEMENT WITH HUM-BOATS TO OPERATE KAYAK RENTAL SERVICES AT WOODLEY ISLAND MARINA. COMMISSIONER MARKS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**C. CONSIDERATION OF APPROVING THE PURCHASE OF VIDEO CAMCORDER AND AGREEMENT WITH ACCESSHUMBOLDT.**

COMMISSIONER HIGGINS MOVED FOR APPROVING THE PURCHASE OF VIDEO CAMCORDER AND AGREEMENT WITH ACCESSHUMBOLDT. COMMISSIONER WILSON SECONDED.

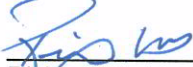
Commissioner Wilson thanked Commissioner Marks, Andy Colonna and staff for working for continual improvement of quality to make available the District meetings on the local access television channel, AccessHumboldt.

MOTION CARRIED WITH COMMISSIONER PELLEGRINI DISSENTING.

ADMINISTRATIVE AND EMERGENCY PERMITS: None

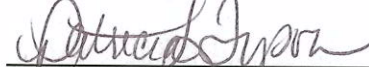
The Regular Meeting of the Board of Commissioners adjourned at 8:03 p.m.

APPROVED BY:



Richard Marks  
Secretary

RECORDED BY:



Patricia L. Tyson  
Director of Administrative Services