

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

**DATE:** August 2, 2013  
**TIME:** 2:00 p.m.  
**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 24 hours in advance of the meeting.*

1. Call to Order at 2:00 p.m. and Roll Call
2. Pledge of Allegiance
3. Public Comment on Closed Session Items
4. Move to Executive Closed Session pursuant to the provisions of the California Government Code Sections 54956.8 (Conference with Real Property Negotiator)
  - A. Conference with Real Property Negotiator  
Negotiating Parties: Paul Brisso, District Counsel; Mike Wilson, Board President; Richard Marks, Vice President; Jack Crider, Chief Executive Officer  
  
Under Negotiation:
    - 1) Freshwater Tissue Company property purchase negotiations
    - 2) TMobile Fields Landing lease negotiations
5. Adjourn Executive Closed Session
6. Call to Order Regular Session
7. Report on Executive Session
8. 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.*
9. New Business
  - a. Consideration of accepting for filing application for Permit No. 13-04 to the Pacific Gas and Electric Company for the Humboldt Bay Power Plant Decommissioning Program Intake and Discharge Canal Remediation Project, Humboldt County, California.
  - b. Discussion of purchase of dredge equipment.
10. Adjournment

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

**August 2, 2013**

**PRESENT**

Commissioner Newman  
Commissioner Dale  
Commissioner Wilson  
Commissioner Marks  
Commissioner Higgins

President Wilson called to order the Special Board Meeting of the Board of Commissioners at 2:15 p.m. and lead those present in the Pledge of Allegiance.

COMMISSIONER DALE MOVED TO MOVE CLOSED SESSION TO THE END OF THE MEETING AND CONSIDER THE NEW BUSINESS ITEMS FIRST. COMMISSIONER MARKS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**PUBLIC COMMENT**

Kent Sawatzky reminded the Board of their fiscal responsibility. The Harbor District does not have extra funds to spend and investing in risky things without selling others, puts one in a serious situation. He referred to Commissioner Marks being on the NCRA Board and the talk that Board is having regarding bankruptcy.

Sebastian Elrite asked who gets notified of a Special Meeting? Media? Individuals?

**NEW BUSINESS**

- A. CONSIDERATION OF ACCEPTING FOR FILING APPLICATION FOR PERMIT NO. 13-04 TO THE PACIFIC GAS AND ELECTRIC COMPANY FOR THE HUMBOLDT BAY POWER PLANT DECOMMISSIONING PROGRAM INTAKE AND DISCHARGE CANAL REMEDIATION PROJECT, HUMBOLDT COUNTY, CALIFORNIA.**

COMMISSIONER HIGGINS MOVED TO ACCEPT FOR FILING APPLICATION FOR PERMIT NO. 13-04 TO THE PACIFIC GAS AND ELECTRIC COMPANY FOR THE HUMBOLDT BAY POWER PLANT DECOMMISSIONING PROGRAM INTAKE AND DISCHARGE CANAL REMEDIATION PROJECT, HUMBOLDT COUNTY, CALIFORNIA. COMMISSIONER MARKS SECONDED.

Karen Brooks asked if there was mitigation for this project. She said she was advocating on behalf of HASA and recommended the artificial reef be used for mitigation.

Director of Conservation explained the project and how it differs from canal dredging.

MOTION CARRIED WITHOUT DISSENT.

- B. DISCUSSION OF PURCHASE OF DREDGE EQUIPMENT.**

CEO reported Nehalem Dredging Company has a pipeline cutter head dredge for sale. Owner Vern Scovill has a 50-year history in the business and is ready to retire. The cost of

the dredge plus the work boat is \$1.2 million. CEO stated this is an opportunity for a partnership worth discussing with the City of Eureka.

There are several City-side docks, the City's Public Marina, as well as the Woodley Island Marina that are all in need of dredging. Removing small volumes of dredge material annually from these areas would be beneficial.

Bill McBroome asked how old the dredge is. CEO responded it was built in 1982 and was completely rebuilt in 1997.

Kent Sawatzky said the long-term profitability of such a purchase sounds possible. He asked about financing options.

Monte Provolt said when equipment sits unused, it usually costs more to operate and maintain than if it is used constantly. He asked the Board to justify the dollars that would be invested and asked the Board for a report on the definite work available in order to pay the costs of the purchase and operation of the dredge.

Susan Penn asked about the \$400,000 lien currently on the equipment. Was it borrowed to cover a loss incurred on a job?

Karen Brooks asked how deep the dredge could work. CEO stated 38' plus there is an extension to get under the slips. Dock owners are responsible for dredging out to 150' in front of their docks. Currently ships cannot be fully loaded due to the silting.

Kent Sawatzky asked if operating the dredge would be union jobs. CEO stated Harbor District employees would be operators and many of them are union.

Bill McBroome asked where the dredge materials would be dumped if beach dumping is not allowed. Where would the flow-lane be and how expensive would that type of dumping be?

Karen Brooks said materials are needed to offset sea level rise for levy and dike improvement.

Commissioners Dale and Wilson will work with City of Eureka representatives on a potential partnership.

#### **PUBLIC COMMENT ON CLOSED SESSION**

Sebastian Elrite requested the Board to moved forward with private negotiations with other parties that would occupy the property.

Kent Sawatzky said he is property investor and developer and urged the Board to be careful; minimize the investment and try to put the property back into the public's hands.

Karen Brooks said conceptually the community is excited, but there are not enough public details. When will the specifics of the purchase be available to the public? There is a lot of contaminated land at the pulp mill site; what are the costs? She said it would be a good thing to put the property back into the public tax base.

Monte Provolt said he would like to see a feasibility and market study done on the property so that the Board is not throwing away the public's money.

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The Board of Commissioners adjourned to Executive Closed Session at 3:05 p.m.

President Wilson adjourned the Executive Closed Session at 4:06 p.m.

President Wilson called to order the Regular Meeting of the Board of Commissioners at 4:07 p.m.

District Counsel reported on the Executive Closed Session as follows: Freshwater Tissue Company property purchase negotiations - No action taken. T-Mobile Fields Landing lease negotiations: The Board voted 4-0 to approve the T-Mobile lease agreement. Commissioner Dale left early from Closed Session.

The Board will convene a Special Meeting on August 12, 2013 at 4:00 p.m. The Board Meeting of August 8, 2013 will be cancelled.

The Special Meeting of the Board of Commissioners was adjourned at 4:10 p.m.

APPROVED BY:



Patrick Higgins  
Secretary

RECORDED BY:



Patricia Tyson  
Director of Administrative Services