

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

**DATE:** February 10, 2011  
**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 January 13, 2011 Board Meeting.
- b. Consideration of approval of minutes from the January 27, 2011 Board meeting.
- c. Consideration of approval of travel for District's Chief Executive Officer to attend the California Association of Port Authorities meeting, March 11, 2011 in Sacramento, CA
- d. Consideration of approval of travel for District's Chief Executive Officer to attend the American Association of Port Authorities and California Marine Affairs and Navigation Conference, March 21-24, 2011 in Washington, D.C.
- e. Consideration of approval of travel for District's Director of Administrative Services to attend SDRMA Safety Claims Day Workshop, March 31, 2011, Sacramento, CA

**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
  - a. Presentation by Drew Barrett on the Status of the District's Collaborative Fisheries Research Project.

**6. Non Agenda**

**7. Unfinished Business**

- a. Consideration of Approval of Sixth Extension and Amendment of Agreement with the International Longshore and Warehouse Union, AFL-CIO, Local 14, Unit A.

**8. New Business**

- a. Consideration of accepting for filing permit application No. 11-02 to Ilan Kinori for dock installation project in King Salmon.
- b. Consideration of accepting for filing permit application No. 11-03 to Union Pacific Railroad for soil and sediment remediation activities at the former G&R Metals site.
- c. Consideration of approval of Resolution 2011-03 Authorizing Increasing the Threshold for Capitalization of Assets to \$2,500.00.
- d. Consideration of extension of agreement for auditing services with Demello, McAuley, McReynolds and Holland, LLP.
- e. Consideration of approval of Memorandum of Understanding with the California Department of Forestry and Fire Protection regarding restoration of intertidal coastal marsh on the Humboldt Bay National Wildlife Refuge by controlling the invasive weed, *Spartina densiflora*.
- f. Consideration of forming a Strategic Plan Board committee.

**9. Administrative and Emergency Permits**

**10. Adjournment**



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

February 10, 2011

**PRESENT:**

Commissioner Curless  
Commissioner Wilson  
Commissioner Higgins  
Commissioner Marks

**ABSENT:**

Commissioner Pellegrini

President Wilson called the regular meeting of the Board of Commissioners to order at 7:05 p.m.

President Wilson asked Commissioner Curless to lead those present in the Pledge of Allegiance.

President Wilson reported there was no Closed Session.

**PUBLIC COMMENT:** None

**CONSENT CALENDAR**

President Wilson pulled Item (b) for further discussion.

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

Item (b): President Wilson asked that the minutes from the January 27, 2011 meeting be changed to reflect the fact he said he had heard concerns regarding the future use of the Berth 2 facility, not that he had concerns.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF ITEM (B) OF THE CONSENT CALENDAR WITH THE REQUESTED CHANGE. COMMISSIONER CURLESS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**CEO REPORT**

- ❖ MARAD's West Coast Marine Highway Market Study RFP is now circulating. Interviews are scheduled for late March.
- ❖ Staff developed some aquaculture expansion grant flyers for some of the local shellfish growers to take to Washington DC with them last week to approach agencies on possible funding of the aquaculture expansion project.
- ❖ Bob Figas has now rented Warehouse 1 at the Redwood Marine Terminal Berth 1 for approximately \$600 per month.
- ❖ Staff continues to work with Kuiper Mariculture on a Berth 2 permit, ERTN and lease.
- ❖ 2/4: CEO and Director of Maritime Commerce met with representatives of the ILWU Local 14 on shipping, marine highway and other harbor labor issues.
- ❖ 2/8: CEO met with several people interested in expanding the SeaScout program. They toured the Fields Landing facilities and the boats that are available for their use.
- ❖ 2/9: CEO met with representatives from Moffat & Nichols and the Coastal Conservancy on water trails design and permitting project.
- ❖ 2/10: North Coast Local Agency Coastal Coordination Committee meeting.
- ❖ 2/10: Tug Committee meeting.

- ❖ CEO received information a small Naval ship will soon visit Humboldt Bay, the first in ten years.
- ❖ CEO brought to the Board's attention a resolution adopted by the Shelter Cove Resort Improvement District #1 commending the District's Board and CEO for overseeing the improvement of the Shelter Cove harbor facilities.

**DISTRICT COUNSEL REPORT: None**

**STAFF REPORT**

Director of Administrative Services reported SDRMA has stated there will be no increase in the Property/Liability and Workers Compensation premiums for FY 2011/12.

**COMMISSIONERS REPORTS**

Commissioner Higgins:

- ❖ Spent the last several days in Oregon and Washington working with tribes to promote restoration projects.
- ❖ Said the report on the Eel River Fall Chinook was good, but continued restoration activities are necessary.

Commissioner Wilson:

- ❖ Spoke on Harbor District issues and the budget during an interview on KHUM's Coastal Currents.

**ADVISORY COMMITTEE REPORTS**

Commissioner Higgins:

- ❖ Attended the North Coast Local Agency Coastal Coordination Committee meeting today.

Commissioner Wilson:

- ❖ Reported there are plans for a local meeting sponsored by the State to discuss the air quality regulations affecting local terminal operators.

**OTHER**

**Presentation by Drew Barrett on the Status of the District's Collaborative Fisheries Research Project.**

Drew Barrett, Project Manager for the District's Collaborative Fisheries Research Project, a grant funded by the Resources Legacy Fund Foundation, gave a report to the Board on the findings for the first year of the project.

Drew stated the project goals are to fill in knowledge gaps, refine assumptions regarding spatial distribution and enhance the local capacity for future collaborative fisheries research.

CEO stated Drew will be invited back for a presentation on the results of the first year's data collection.

**NON-AGENDA: None**



**UNFINISHED BUSINESS**

**A. CONSIDERATION OF SIXTH EXTENSION AND AMENDMENT OF AGREEMENT WITH THE INTERNATIONAL LONGSHORE AND WAREHOUSE UNION, AFL-CIO, LOCAL 14, UNIT A.**

COMMISSIONER MARKS MOVED FOR THE APPROVAL OF SIXTH EXTENSION AND AMENDMENT OF AGREEMENT WITH THE INTERNATIONAL LONGSHORE AND WAREHOUSE UNION, AFL-CIO, LOCAL 14, UNIT A. COMMISSIONER CURLESS SECONDED.

Commissioner Curless said the negotiations were lengthy and thanked Commissioner Marks, his fellow negotiator, for his many hours of work on this subject.

Commissioner Higgins said the agreement is 3% per year for three years for the represented employees. He said it is not a responsible move considering the District's current financial position. He said he doesn't begrudge staff because they do a great job, but it is not good timing and he is in disagreement of the contract.

Commissioner Marks stating there was give and take by both sides during the negotiations; the employees took some losses in health and welfare benefits. Future hires do not get retirement health insurance. He said it is a fair and equitable contract.

President Wilson said it is in the best interest of the institution to move forward at this time.

MOTION CARRIED WITH COMMISSIONER HIGGINS DISSENTING.

**NEW BUSINESS**

**A. CONSIDERATION OF ACCEPTING FOR FILING PERMIT APPLICATION NO. 11-02 TO ILAN KINORI FOR DOCK INSTALLATION PROJECT IN KING SALMON.**

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF ACCEPTING FOR FILING PERMIT APPLICATION NO. 11-02 TO ILAN KINORI FOR DOCK INSTALLATION PROJECT IN KING SALMON. COMMISSIONER MARKS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**B. CONSIDERATION OF ACCEPTING FOR FILING PERMIT APPLICATION NO. 11-03 TO UNION PACIFIC RAILROAD FOR SOIL AND SEDIMENT REMEDIATION ACTIVITIES AT THE FORMER G&R METALS SITE.**

COMMISSIONER HIGGINS MOVED FOR ACCEPTING FOR FILING PERMIT APPLICATION NO. 11-03 TO UNION PACIFIC RAILROAD FOR SOIL AND SEDIMENT REMEDIATION ACTIVITIES AT THE FORMER G&R METALS SITE. COMMISSIONER CURLESS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**C. CONSIDERATION OF APPROVAL OF RESOLUTION 2011-03 AUTHORIZING INCREASING THE THRESHOLD FOR CAPITALIZATION OF ASSETS TO \$2,500.00.**

CEO reported this is a recommendation by the auditors for streamlining audit procedures.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF RESOLUTION 2011-03 AUTHORIZING INCREASING THE THRESHOLD FOR CAPITALIZATION OF ASSETS TO \$2,500.00. COMMISSIONER CURLESS SECONDED.

ROLL CALL VOTE WAS TAKEN:

COMMISSIONER PELLEGRINI – ABSENT  
COMMISSIONER CURLESS – AYE  
COMMISSIONER WILSON – AYE  
COMMISSIONER HIGGINS – AYE  
COMMISSIONER MARKS – AYE

MOTION CARRIED WITHOUT DISSENT.

**D. CONSIDERATION OF EXTENSION OF AGREEMENT FOR AUDITING SERVICES WITH DEMELLO, MCAULEY, MCREYNOLDS AND HOLLAND, LLP.**

COMMISSIONER MARKS MOVED FOR THE APPROVAL OF EXTENSION OF AGREEMENT FOR AUDITING SERVICES WITH DEMELLO, MCAULEY, MCREYNOLDS AND HOLLAND, LLP. COMMISSIONER CURLESS SECONDED. MOTION CARRIED WITHOUT DISSENT.

**E. CONSIDERATION OF APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION REGARDING RESTORATION OF INTERTIDAL COASTAL MARSH ON THE HUMBOLDT BAY NATIONAL WILDLIFE REFUGE BY CONTROLLING THE INVASIVE WEED, *SPARTINA DENSIFLORA*.**

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION REGARDING RESTORATION OF INTERTIDAL COASTAL MARSH ON THE HUMBOLDT BAY NATIONAL WILDLIFE REFUGE BY CONTROLLING THE INVASIVE WEED, *SPARTINA DENSIFLORA*. COMMISSIONER MARKS SECONDED.

Annie Eicher, Project Manager, stated there is a coastwide effort to eradicate *Spartina densiflora*, an invasive species. This contract will allow a 12-15 member crew plus supervisor from Cal Fire to work for 45 days along with the personnel already hired through the grant. The cost will be \$200 per day, which will be paid through the grant to Cal Fire in equipment and supplies.

MOTION CARRIED WITHOUT DISSENT.

**F. CONSIDERATION OF FORMING A STRATEGIC PLAN BOARD COMMITTEE.**

President Wilson said the formation of a Strategic Plan Board committee will start the Strategic Plan process, which he said he would like to see a quicker process than the last time.

After some discussion among the Board, President Wilson said he and Commissioner Marks will be the committee to research and choose a consultant for consideration by the Board.

ADMINISTRATIVE AND EMERGENCY PERMITS: None

The Regular Meeting of the Board of Commissioners adjourned at 8:00 p.m.

APPROVED BY:

  
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Ronnie Pellegrini  
Secretary

RECORDED BY:

  
\_\_\_\_\_  
Patricia L. Tyson  
Director of Administrative Services