

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

**DATE:** March 10, 2022

**TIME:** Closed Session – 5:00 P.M.  
Regular Session – 6:00 P.M.

**PLACE:** Join Zoom Meeting  
<https://us02web.zoom.us/j/2958764594?pwd=VEZRRC8zUFBORnBHVEdoVllzY3B3Zz09>

Meeting ID: 295 876 4594  
Passcode: 893842  
One tap mobile  
(669) 900-9128, 2958764594# \*893842

*Consistent with Executive Orders N-25-20 and N-29-20, the Board of Commissioners meeting location will not be physically open to the public. Members of the public may observe and participate in the meeting via Zoom or teleconference using the information set forth above.*

**1. Call to Order Closed Session at 5:00 P.M.**

**2. Public Comment**

*Note: This portion of the Agenda allows the public to speak to the Board on the closed session items. Each speaker is limited to speak for a period of three (3) minutes regarding each item on the Closed Session Agenda. The three (3) minute time limit may not be transferred to other speakers. The three (3) minute time limit for each speaker may be extended by the President of the Board of Commissioners or the Presiding Member of the Board of Commissioners.*

**3. Move to Closed Session**

- a) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Property: 930 Vance Avenue, Samoa, CA (APN 401-031-077-000). Agency negotiator: Larry Oetker, Executive Director; Ryan Plotz, District Counsel. Negotiating parties: Larry Henderson and David Nims. Under negotiation: price and terms of payment.
- b) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of lease of real property in Samoa Peninsula, Humboldt County, with Assessor's Parcel Numbers, 401-031-055-000, 401-031-070-000, 401-031-054-000, 401-031-061-000, 401-112-013-000, 401-031-071-000, and 401-112-029-000, California pursuant to California Government

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Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Town of Samoa, Green Diamond, Sniper Properties. Under negotiation: price and payment terms.

- 4. Call to Order Regular Session at 6:00 P.M. and Roll Call**
- 5. Pledge of Allegiance**
- 6. Report on Closed Session**
- 7. Public Comment**

*Note: This portion of the Agenda allows the public to speak to the Board on the **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 any 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 for each speaker 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. Callers can “raise their hand” by pressing \*9 and unmute themselves by pressing \*6.*

- 8. Consent Calendar**
  - a) Adopt Minutes for January 13, 2022 Regular Board Meeting
  - b) Adopt Minutes for February 10, 2022 Regular Board Meeting
  - c) Receive District Financial Reports for January 2022
  - d) Affirm the Findings Made in Resolution 2021-16 Regarding the Continued State of Emergency and Authorize the Continued use of Teleconference Meetings
  - e) Accept for filing Permit No. 2022-02 Master Baywater Intake System
- 9. Communications, Reports and Correspondence Received**
  - a) Executive Director’s Report
  - b) Staff Reports
  - c) District Counsel and District Treasurer Reports
  - d) Commissioner and Committee Reports
  - e) Correspondence Received
- 10. Unfinished Business - NONE**
- 11. New Business**

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- a) Consider Approval of a Contract with the California Energy Commission to Receive a \$10,450,000 Grant to Repurpose the Redwood Marine Terminal to Support Offshore Wind Energy Development**

*Recommendation:* Authorize the Executive Director to sign the funding agreement.

*Summary:* As of the date when this staff report was written (3/3/22), the California Energy Commission (CEC) is scheduled to hold a “Business Meeting” on 3/9/22. On the agenda for that meeting is a resolution approving an agreement to grant \$10,450,000 to the Humboldt Bay Harbor District. To receive the funds, the District must sign the agreement.

- b) Consider Approval of a Contract with Moffatt & Nichol in the Amount of \$3,567,500 for Design, Permitting, and Coordination Services for the District’s Multipurpose Terminal Replacement Project at Redwood Marine Terminal I and Navigation Channels**

*Recommendation:* 1) Approve the Contract with Moffatt & Nichol for \$3,567,500; 2) Approve Task Order #1 for Moffatt & Nichol to spend up to \$1,358,723 of the contract, which represents the total amount of District funds currently allocated to the project; 3) Authorize the Executive Director to issue additional task orders when additional funding is allocated to the project from grants and/or other board actions; 4) Authorize the District Attorney to make nonmaterial amendments to the Contract.

*Summary:* The District issued an RFQ seeking a consultant to complete permitting and preliminary design for a new multipurpose terminal at RMT I. Four teams of consultants submitted Statements of Qualifications. Following the evaluation process outlined in the RFQ, staff recommends contracting with the team assembled by consulting firm Moffatt & Nichol. Staff recommends proceeding with the project based on a task order system in which budget is allocated to the project as funds become available.

- c) Consider Adopting Ordinance 20, An Ordinance of the Board of Commissioners of the Humboldt Bay Harbor, Recreation and Conservation District Relating to the Prohibition of the Storage and Handling of Coal and Petroleum Coke on District-Owned Property**

*Recommendation:* Adopt Ordinance 20 and consent to read by title only.

*Summary:* There is substantial evidence that storing or handling coal on and over District-owned property poses a danger to the health and safety of people living, working, visiting, and recreating on that and adjacent properties. If adopted, Ordinance 20 would ban the establishment and/or expansion of storage and handling of coal and/or petroleum coke on District-owned property.

- d) Receive an Update on the Samoa Peninsula Beautification Project and Provide Direction as Necessary**

*Recommendation:* Accept the Staff Report and provide direction as may be appropriate.

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*Summary:* The District and our partner Redwood Community Action Agency (RCAA) were awarded \$903,870 to implement the Samoa Beautification Project. The project focuses on enhancing the community through projects such as public art, wayfinding signage, historical markers along dune/beach trails, interpretive signage, native plant installation, public seating, coastal safety signage, an extensive anti-littering campaign, educational activities, litter abatement days, abandoned vehicle abatement, dog waste pickup kiosks, bicycle and pedestrian facility improvements, and other site enhancements.

### **e) Consideration of Initial 2022-2023 District Budget Preparation Schedule**

*Recommendation:* Staff recommends the Board: Direct Staff to implement the proposed 2022-2023 Budget Preparation Schedule.

*Summary:* The Budget is prepared annually under direction of the Executive Director. In accordance with CA Harbors and Navigation Code Section 6093, on or before June 15, the District Board shall estimate and determine the amount of money required by the Harbor District and shall adopt a preliminary budget. Per Section 6093.3, the final budget shall be reported to the Board of Supervisors no later than August 1<sup>st</sup>.

## **12. Future Agenda Items**

- a) Green Diamond Shared Services Agreement
- b) Dredge Update

## **13. Adjournment**