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

May 23, 2019

The Humboldt Bay Harbor, Recreation and Conservation District met in regular session on the above date at 7:00 P.M. Open Session, at the Woodley Island Marina Meeting Room, 601 Startare Drive, Eureka, CA 95501.

CLOSED SESSION - 6:00 P.M.
The Commission met in closed session to discuss the following items:
   b) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Numbers 401-012-021 and Lease PRC 3186.1 on the Samoa Peninsula, Humboldt County, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Inyo Networks Inc. Under negotiation: price and payment terms.
   d) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Numbers 401-031-040 on the Samoa Peninsula, Humboldt County, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Under negotiation: price and payment terms.
   e) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential acquisition and/or lease of real property on the Samoa Peninsula, Humboldt County, with Assessor's Parcel Numbers, 401-112-021 and 401-112-024 pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Steven Mueller. Under negotiation: price and payment terms.

OPEN SESSION – 7:03 P.M.

ROLL CALL:
PRESENT: DALE
          MARKS
          HIGGINS
          KULLMANN
          DOSS

ABSENT:   NONE
QUORUM:   YES

PLEDGE OF ALLEGIANCE

REPORT ON EXECUTIVE CLOSED SESSION
   a) District Counsel, Ryan Plotz reported that no action was taken.
   b) District Counsel, Ryan Plotz reported that no action was taken.
   c) District Counsel, Ryan Plotz reported that no action was taken.
   d) District Counsel, Ryan Plotz reported that no action was taken.
   e) District Counsel, Ryan Plotz reported that the Board of Commissioners unanimously authorized the Executive Director $25,000 for engineering services to ready the property for lease. District staff will prepare the purchase order.
PUBLIC COMMENT: The following individuals addressed the Commission regarding subject matters not on this meeting’s agenda: None.

CONSENT CALENDAR
a) Approval of Meeting Minutes for April 25, 2019 Regular Board Meeting
b) Approval of Meeting Minutes for May 8, 2019 Special Board Meeting
c) Receive District Financial Reports for January 2019
d) Receive District Financial Reports for February 2019
e) Receive District Financial Reports for March 2019
f) Letter of Support for North Coast Rail Authority Funding
   I. COMMISSIONER MARKS MOVED TO APPROVE THE CONSENT CALENDAR ITEMS A-F.
      COMMISSIONER HIGGINS SECONDED.
      II. Chair Dale opened the item to public comment. No members of the public commented.
      III. Chair Dale moved the discussion back to the Commission.
      VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
      Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
      Noes: NONE
      Absent: NONE
      Abstain: NONE

COMMUNICATIONS AND REPORTS
a) Executive Director’s Report
   I. Executive Director presented Executive Director’s Report.
b) Staff Reports
   I. Staff presented on recent District activities.
c) District Counsel and District Treasurer Reports
   I. No report.
d) Commissioner and Committee Reports
   I. Commissioners reported on their recent activities.
e) Others – Report on Dredging Permits for Woodley Island Marina and Fields Landing Boat Yard
   I. Item moved to 10b.

UNFINISHED BUSINESS
a) Update on Emergency Shoaling Conditions near Buoy 9 and letter written to USACOE
   I. Executive Director and Leroy Zerlang presented the item.
   II. The Commission received the update.
   III. Chair Dale opened the item to public comment. No one commented.
   IV. Chair Dale moved the discussion back to the Commission.
   V. No formal action was taken.

b) Update on Woodley Island Marina and Fields Landing Boat Yard Harbor District Dredging Permit amendments to allow upland disposal for beneficial reuse
   I. District Staff presented the item.
   II. The Commission received the update.
   III. Chair Dale opened the item to public comment. Tod Reinke rescinded his comment.
   IV. Chair Dale moved the discussion back to the Commission.
   V. No formal action was taken.

c) Consideration of Resolution 2019-06, A Resolution Establishing Findings Relative to the Permit Application by the California Department of Transportation for Work Associated with the Eureka-Arcata Route 101 Corridor Improvement Project
   I. District Staff presented the item.
   II. The Commission discussed the item. Commissioner Higgins requested that his written comments be entered into the record as Exhibit A attached.
III. Chair Dale opened the item to public comment. Jason Meyer and Scott Frazier commented.
IV. Chair Dale moved the discussion back to the Commission.
V. COMMISSIONER DOSS MADE A MOTION TO APPROVE RESOLUTION 2019-06.
   COMMISSIONER HIGGINS SECONDED.
   ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
   Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
   Noes: NONE
   Absent: NONE
   Abstain: NONE

d) Consideration of Granting to the California Department of Transportation Permit 2018-01 for Work Associated with the Eureka-Arcata Route 101 Corridor Improvement Project
I. District Staff presented the item
II. The Commission discussed the item.
III. Chair Dale opened the item to public comment. No one commented.
IV. Chair Dale moved the discussion back to the Commission.
V. COMMISSIONER HIGGINS MOVED TO GRANT PERMIT 2018-01 TO THE CALIFORNIA DEPARTMENT OF TRANSPORTATION.
   COMMISSIONER DOSS SECONDED.
   VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
   Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
   Noes: NONE
   Absent: NONE
   Abstain: NONE

NEW BUSINESS

a) Receive a Report from Humboldt-County Office of Economic Development Regarding Samoa Peninsula Infrastructure
   Humboldt County Office of Economic Development was not present.

b) Consideration of Resolution 2019-07, A Resolution to Authorize the Execution of a Grant Agreement and Accept Funds from the California Department of Fish and Wildlife for Secretariat Services for the Harbor Safety Committee of the Humboldt Bay Area for Fiscal Year 2019-2020
I. Executive Director presented the item.
II. The Commission discussed the item.
III. Chair Dale opened the item to public comment. No one commented.
IV. Chair Dale moved the discussion back to the Commission.
W. COMMISSIONER KULLMANN MADE A MOTION TO APPROVE RESOLUTION 2019-07.
   COMMISSIONER DOSS SECONDED.
   ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
   Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
   Noes: NONE
   Absent: NONE
   Abstain: NONE

c) Consideration of Acceptance of Permit Application 2019-02 for Filing
I. District Staff presented the item.
II. The Commission discussed the item.
III. Chair Dale opened the item to public comment. No one commented.
IV. Chair Dale moved the discussion back to the Commission.
X. COMMISSIONER HIGGINS MADE A MOTION TO ACCEPT PERMIT APPLICATION 2019-02 FOR FILING.
   COMMISSIONER DOSS SECONDED.
   VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
   Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
   Noes: NONE
   Absent: NONE
   Abstain: NONE
d) FY 2019-20 District Budget Preparation – draft goals revenues and expenditures by programmatic activity
   I. Executive Director presented the item.
   II. The Commission discussed the item.
   III. Chair Dale opened the item to public comment. Scott Frazier commented.
   IV. Chair Dale moved the discussion back to the Commission.
   V. No formal action was taken.

ADMINISTRATIVE AND EMERGENCY PERMITS

a) Emergency Permit E-2019-03 Caltrans Tide Gate Replacement
   I. District Staff presented the item.
   III. The Commission discussed the item.
   III. Chair Dale opened the item to public comment. Cassie Nichols commented.
   IV. Chair Dale moved the discussion back to the Commission.
   V. No formal action required.

ADJOURNMENT – 9:15 P.M.

APPROVED BY:  

[Signature]
Larry Doss  
Secretary of the Board of Commissioners

RECORDED BY:  

[Signature]
Mindy Hiley  
Director of Administrative Services