

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

May 13, 2021

The Humboldt Bay Harbor, Recreation and Conservation District met in Regular Session on the above date, Closed Session met at 5:00 P.M. Open Session met at 6:00 P.M at the Woodley Island Marina Meeting Room, 601 Startare Drive, Eureka, CA 95501. Consistent with Executive Orders N-25-20 and N-29-20, the Board of Commissioners meeting location was not physically open to the public. Members of the public observed and participated via Zoom or teleconference.

CLOSED SESSION – 5:00 PM

PUBLIC COMMENT: The following individuals addressed the Commission regarding subject matters on the closed session meeting agenda: No one.

- a) 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 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.
- b) PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957(b)(1). Title: Executive Director – Larry Oetker

REGULAR SESSION – 6:06 P.M.

ROLL CALL:

PRESENT: DALE
 DOSS
 MARKS
 HIGGINS
 KULLMANN

ABSENT: NONE

QUORUM: YES

PLEDGE OF ALLEGIANCE

REPORT ON CLOSED SESSION: No reportable action.

PUBLIC COMMENT: The following individuals addressed the Commission regarding subject matters not on this meeting's agenda: No one.

CONSENT CALENDAR

- a) Adopt Minutes for April 8, 2021 Regular Board Meeting
- b) Receive District Financial Reports for March 2021

COMMISSIONER HIGGINS MOVED TO ACCEPT CONSENT CALENDAR ITEMS A-B.

COMMISSIONER DALE SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

COMMUNICATIONS, REPORTS AND CORRESPONDENCE RECEIVED

- 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. None.
- d) Commissioner and Committee Reports
 - I. Commissioners reported on recent activities and subcommittees
- e) Correspondence Received
 - I. None.

UNFINISHED BUSINESS

- a) **Review Conceptual Master Plan for Development of a New Multipurpose Terminal to Support the Emerging West Coast Offshore Wind Industry and Consider Approving Contract to Prepare Grant Application**

- I. Executive Director presented the item with Julian Berg.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Scott Frazier and Leroy Zerlang commented.

- IV. Chair Kullmann moved the discussion back to the Commission.

COMMISSIONER HIGGINS MOVED TO AWARD A \$35,000 CONTRACT TO MOFFAT & NICHOL TO PREPARE A GRANT APPLICATION (COSTS TO BE SPLIT WITH REDWOOD COAST ENERGY AUTHORITY) AND AUTHORIZE EXECUTIVE DIRECTOR TO BEGIN THE PROCESS OF RETAINING OUTSIDE COUNSEL REGARDING MUNICIPAL FINANCING OPTIONS AND OPPORTUNITIES FOR THE WIND ENERGY PROJECT.

COMMISSIONER DALE SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

b) Humboldt Bay Sediment Management Program Environmental Impact Report Certification

- I. District staff presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. No one commented.
- IV. Chair Kullmann moved the discussion back to the Commission.

COMMISSIONER HIGGINS MOVED TO APPROVE RESOLUTION 2021-06 ADOPTING CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS OF FACT, ADOPTING A MITIGATION MONITORING AND REPORTING PLAN, AND CERTIFYING THE FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT FOR THE HUMBOLDT BAY SEDIMENT MANAGEMENT PROGRAM (SCH #2018012052).

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) Consider Approving Resolution 2021-07 Adopting an Initial Study/ Mitigated Negative Declaration and Establishing Relevant Findings and Approve Permit 2021-02 for the Samoa Boat Launch Improvement Project

- I. District staff presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. No one commented.
- IV. Chair Kullmann moved the discussion back to the Commission.

COMMISSIONER DOSS MOVED TO APPROVE RESOLUTION 2021-07 ADOPTING AN INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND ESTABLISHING FINDINGS RELATIVE TO THE PERMIT APPLICATION FOR THE SAMOA BOAT LAUNCH IMPROVEMENT PROJECT.

COMMISSIONER MARKS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

COMMISSIONER DALE MOVED TO APPROVE PERMIT 2021-02 FOR THE SAMOA BOAT LAUNCH IMPROVEMENT PROJECT.

COMMISSIONER DOSS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

NEW BUSINESS

a) Review of Preliminary Budget and Goals for Woodley Island Marina, Fields Landing Boat Yard and Dredging

- I. Executive Director and District staff presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. No one commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
- V. Report only, no formal action was taken.

b) Review of Samoa Peninsula Infrastructure Potential Funding Mechanism

- I. Executive Director presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. No one commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
- V. Report only, no formal action was taken.

FUTURE AGENDA ITEMS

- a) Bar Pilot Recruitment
- b) Brown Act Training
- c) Green Diamond Shared Services Agreement
- d) AB 534, Whale Entanglement Prevention Act
- e) Coast Guard Utilities Contract
- f) Personnel Policies Revision
- g) Long Fin Smelt

ADJOURNMENT – 7:56 P.M.

APPROVED BY:

RECORDED BY:



Patrick Higgins
Secretary of the Board of Commissioners

Mindy Hiley
Director of Administrative Services