

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

June 10, 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 via video conference with a teleconference option.

CLOSED SESSION – 5:11 PM

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

President Kullmann announced that Item A would be tabled and Closed Session would be begin with item B.

- a) PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957(b)(1). Title: Executive Director – Larry Oetker
- 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 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.
- c) CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: One case. Facts and circumstances involve the threat of litigation arising from the Humboldt Bay Intertidal Mariculture Pre-Permitting Project.

REGULAR SESSION – 6:07 P.M.

ROLL CALL:

PRESENT: DALE
 DOSS
 HIGGINS
 KULLMANN

ABSENT: MARKS

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: Kristen Orth-Gordinier.

CONSENT CALENDAR

- a) Consideration of Accepting Permit Application 2021-03 for Filing: Arcata/Samoa Beach Fiber Project
- b) Adopt Minutes for May 13, 2021 Regular Board Meeting
- c) Receive District Financial Reports for April 2021
- d) Charter Agreement Renewal for Patrick Burns dba Comet Fisheries/North Coast River Adventures to operate a Charter Service at Woodley Island Marina
- e) New Permit Proposal and Agreement for Tod Reincke dba Reincke Marine Fabrication to operate a Bed and Breakfast at Woodley Island Marina

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

COMMISSIONER DALE SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED.

Ayes: DALE, DOSS, HIGGINS, KULLMANN

Noes: NONE

Absent: MARKS

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) **Preliminary Budget Adoption for Fiscal Year 2021-2022**
 - I. Executive Director presented the item.
 - II. The Commission discussed the item.
 - III. Chair Kullmann opened the item to public comment. Jennifer Kalt, Humboldt Baykeeper commented.
 - IV. Chair Kullmann moved the discussion back to the Commission.

COMMISSIONER DALE MOVED TO ADOPT PRELIMINARY BUDGET FOR FISCAL YEAR 2021-2022.

COMMISSIONER HIGGINS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED.

Ayes: DALE, DOSS, HIGGINS, KULLMANN

Noes: NONE

Absent: MARKS

Abstain: NONE

b) Preliminary Cost Estimates for Conceptual Master Plan for Development of a New Multipurpose Terminal to Support the Emerging West Coast Offshore Wind Industry; Request Financial Assistance from The Board of Supervisors; and Amend Contract to Prepare Grant Application

I. Executive Director presented the item.

II. The Commission discussed the item.

III. Chair Kullmann opened the item to public comment. Jennifer Kalt and Scott Frazier commented.

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

COMMISSIONER DALE MOVED TO APPROVE THE STAFF RECOMMENDATION AND AMEND THE CONTRACT WITH MOFFIT & NICHOL FROM \$35,000 TO \$62,800 APPROPRIATING A TOTAL OF \$50,000 OF DISTRICT FUNDS TO THE MULTIPURPOSE TERMINAL PREDEVELOPMENT GRANT BUDGET. SEE ATTACHMENT A TO MINUTES. COMMISSIONER HIGGINS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED.

Ayes: DALE, DOSS, HIGGINS, KULLMANN

Noes: NONE

Absent: MARKS

Abstain: NONE

NEW BUSINESS

a) Employment Contract for Executive Director

I. Chair Kullmann suggested tabling the item until all Commissioners were present.

II. Chair Kullmann opened the item to public comment. Scott Frazier commented.

COMMISSIONER HIGGINS MOVED TO REMOVE EXECUTIVE DIRECTOR EMPLOYMENT CONTRACT FROM AGENDA AND RESCHEDULE IT AT A LATER DATE.

COMMISSIONER DOSS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED.

Ayes: DALE, DOSS, HIGGINS, KULLMANN

Noes: NONE

Absent: MARKS

Abstain: NONE

b) Award a Contract to Remove Hazardous Materials from Redwood Marine Terminal II

- 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.
COMMISSIONER HIGGINS MOVED TO AWARD A CONTRACT TO CLEAN EARTH TO REMOVE HAZARDOUS MATERIALS FROM REDWOOD MARINE TERMINAL II.
COMMISSIONER DOSS SECONDED.
ROLL CALL VOTE WAS CALLED, MOTION CARRIED.
Ayes: DALE, DOSS, HIGGINS, KULLMANN
Noes: NONE
Absent: MARKS
Abstain: NONE

FUTURE AGENDA ITEMS

- a) Bar Pilot Recruitment
- b) Green Diamond Shared Services Agreement
- c) Coast Guard Utilities Contract
- d) Fields Landing Boat Yard Stormwater Treatment
- e) Long Fin Smelt
- f) Special Meeting of the Board of Commissioners Scheduled for July 1, 2021
- g) Another Special Meeting will be held in July 2021, noticing to follow

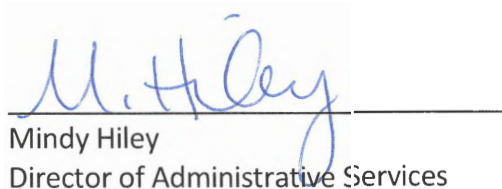
ADJOURNMENT – 7:45 P.M.

APPROVED BY:



Patrick Higgins
Secretary of the Board of Commissioners

RECORDED BY:



Mindy Hiley
Director of Administrative Services

Multipurpose Terminal Predevelopment Grant Budget

	Harbor District				
	Consultant	Headwaters	RCEA		TOTAL
	APPROPRIATED \$	17,500	\$ 30,000	\$ 50,000	\$ 97,500
Moffit & Nicol	\$ 17,500			\$ 17,500	\$ 35,000
Moffit & Nicol Amend No. 1	\$ 13,900			\$ 13,900	\$ 27,800
Road costs (LACO)	\$ 7,500			\$ 7,500	\$ 15,000
Geologic (SHN)	\$ 1,250			\$ 1,250	\$ 2,500
Misc.	\$ 9,850				\$ 9,850
	TOTAL \$	50,000	\$ -	\$ 40,150	\$ 90,150
	APPROPRIATED \$	17,500	\$ 30,000	\$ 50,000	\$ 97,500
UNENCUMBERED BALANCE	\$ (32,500)		\$ 30,000	\$ 9,850	\$ 7,350