

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

January 19, 2017

The Humboldt Bay Harbor, Recreation, and Conservation District met in special session on the above date, 6:00 P.M. Closed Session (scheduled), 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.

No Closed Session was held prior to the 7:00 pm meeting

REGULAR SESSION – 7:00 P.M.

ROLL CALL:

PRESENT: HIGGINS
 MARKS
 DOSS

ABSENT: DALE (recused himself)
 THIRD DIVISION COMMISSIONER SEAT: VACANT

QUORUM: Yes

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION: None

PUBLIC COMMENT

The following individuals addressed the Council regarding subject matters not on this meeting's agenda:
Scott Frazier, Kent Sawatzky, Stephen Rosenberg

CONSENT CALENDAR: NONE

COMMUNICATIONS AND REPORTS: NONE

UNFINISHED BUSINESS

CONSIDERATION OF ADOPTING RESOLUTION 2017-01 ADOPTING CEQA FINDINGS OF FACT; ADOPTING A MITIGATION MONITORING PROGRAM; AND CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE COAST SEAFOODS COMPANY HUMBOLDT BAY SHELLFISH AQUACULTURE PERMIT RENEWAL AND EXPANSION PROJECT.

District Staff presented an overview of the project, including- proposed entitlements; the approval process for Items 7a, 7b, and 7c; and key District considerations.

ITEM 7A- EIR CERTIFICATION BY RESOLUTION 2017-01

District Staff presented information regarding the EIR certification- District process and past actions by the Commission regarding this item; Discussion of the East Bay Management Area Avoidance Alternative(EBMA); Discussion of the EBMA Avoidance Alternative Mitigation; Overview of R-DEIR & FEIR Cumulative Impacts Analysis; overview of CEQA Findings; overview of the project's associated Mitigation Monitoring Reporting Program; Discussed FEIR Comments Received, Discussed Response to FEIR Comments, the EIR Preparers' Qualifications, and the specific EIR certification process for the Commission.

District staff specifically noted the following for the record:

FEIR Comments Received

**Adopted Minutes
Special Meeting of the Board of Commissioners
Humboldt Bay Harbor, Recreation, and Conservation District
January 19, 2017**

- Emails: Raymond Lyon, Don Furber, Dean Glaser, Dustin Kuehn, Stan Brandenburg, Kate Panebianco, Jeffrey M Black, Ted Romo, and 2,461 emails from everyactioncustom.com
- Letters: Ken Bates, Linda Hildebrand, Scott Frazer

Response to FEIR Comments

- Letter submitted on behalf of Coast in response to FEIR comments
 - The comments primarily concern issues already addressed in the FEIR and present no new significant information or analysis which would require revision of the FEIR.
 - Response summary to FEIR Comments with table defining issues raised and where those issues are addressed in R-DEIR, FEIR, and additional response (if applicable).
 - Supplemental Responses to FEIR Comments regarding EBMA Avoidance Alternative proposed mitigation, monitoring, and adaptive management.

Select EIR Preparer Qualifications

- H. T. Harvey & Associates – EIR Avian Sections
 - Scott Demers, M.S., Project Manager; Ken Lindke, M.S., Quantitative Ecologist; Scott Terrill, Ph.D, Avian Ecologist
- Confluence Environmental Company – EIR Biological Resources
- Phil Bloch, M.S., Senior Ecologist; Jessica M. Cote, P.E., Principal Coastal Engineer; Chis Czielsa, M.S., Principal Marine/Fisheries Biologist; Marlene Meaders, M.S., Senior Marine Ecologist

Jon Steinman, Representative for Coast Seafoods presented background information on the company and Coast's view of the process.

Peter Weinmann, representative of Coast Seafood, also presented background information on the company and Coast's view of the process.

Phil Bloch, representative of Coast Seafood, presented Coast's historic activity on the Bay and current footprint of the Bay anticipated footprint if the project is approved. He also discussed key species addressed in document, and project features of interest to comment letters: He also discussed the Eelgrass Monitoring Plan, Project Summary, and responded to comments on FEIR received post FEIR publication.

The Commission briefly discussed the item.

Chair Higgins then opened up public comment on the item.

Commenters included: Scott Frazier, Stan Brandenburg, Andrew Johnson, Ken Sawatsky, Rick Banko, Lucas Sawyer, Dan Hobby, Ted Romo, Joe McKinsey, Larry Glass, Scott Sterner, Sebastian Albright, Thomas Torma, Steve Rosenberg, Jennifer Kalt, Aaron Newman, Leroy Zerlang, Mike Wilson,

Seeing no more members of the public wishing to speak, Chair Higgins then moved the discussion back to the Commission

COMMISSIONER MARKS MOVED TO APPROVE RESOLUTION 2017-01 ADOPTING CEQA FINDINGS OF FACT; ADOPTING A MITIGATION MONITORING PROGRAM; AND CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE COAST SEAFOODS COMPANY HUMBOLDT BAY SHELLFISH AQUACULTURE PERMIT RENEWAL AND EXPANSION. CHAIR HIGGINS SECONDED THE MOTION. ROLL CALL VOTE WAS CALLED, MOTION DID NOT PASS.

Ayes: MARKS, HIGGINS

Noes: DOSS

Absent: DALE

Abstain: None

CHAIR HIGGINS MOVED TO TABLE ITEMS 7B AND 7C TO DATE UNCERTAIN. COMMISSIONER DOSS SECONDED. MOTION CARRIED.

ITEM 7B- PERMIT RESOLUTION 2017-02

**Adopted Minutes
Special Meeting of the Board of Commissioners
Humboldt Bay Harbor, Recreation, and Conservation District
January 19, 2017**

Tabled to date uncertain.

ITEM7C- PERMIT 14-03 COAST SEAFOODS SHELLFISH AQUACULTURE PERMIT RENEWAL AND EXPANSION

Tabled to date uncertain.

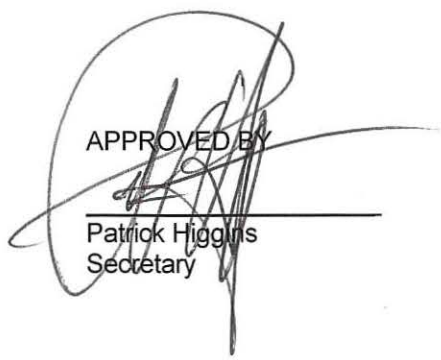
NEW BUSINESS: NONE.

ADMINISTRATIVE AND EMERGENCY PERMITS: NONE

COMMISSIONER MARKS MOVED TO ADJOURN THE MEETING. COMMISSIONER DOSS SECONDED. MOTION CARRIED.

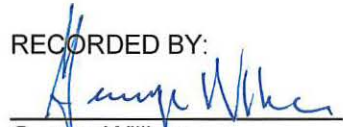
The Special Meeting of the Board of Commissioners adjourned at 9:16 pm.

APPROVED BY



Patrick Higgins
Secretary

RECORDED BY:



George Williamson
District Planner