

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

**DATE:** August 15, 2018

**TIME:** 10:30 AM

**PLACE:** Shelter Cove Resort Improvement District 1 Offices/Meeting Room  
9126 Shelter Cove Road  
Whitethorn, CA 95589

*To the District's knowledge, the Shelter Cove Resort Improvement District Meeting Room is wheelchair accessible. Accommodations and access to Harbor District meetings for people with other disabilities must be requested of the Director of Administrative Services at (707)443-0801 at least 24 hours in advance of the meeting.*

1. **Call to Order at 10:30 AM and Roll Call**
2. **Pledge of Allegiance**
3. **New Business** Move to joint meeting with the Board of Directors of the Shelter Cove Resort Improvement District No. 1
  - a) Discussion of the current operations and the general concept of formalizing a Shelter Cove Resort Improvement District No. 1 and Humboldt Bay Harbor, Recreation, and Conservation District Agreement regarding the real property in Shelter Cove, Humboldt County, California commonly known as Mario's Marina.

4. **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. The three (3) minute time limit for each speaker may be enforced by the President of the Board of Commissioners or the Presiding Member of the Board of Commissioners at the regular meeting of the District.*

5. **Closed Session**

- a) Move to Executive Closed Session in a joint meeting with the Board of Directors of the Shelter Cove Resort Improvement District No. 1 pursuant to the provisions of the California Government Code Sections 54956.8 (Conference with Real Property Negotiator)
  - a. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential assignment or sublease of the District's leasehold interest in real property in Shelter Cove, Humboldt County, California commonly known as Mario's Marina and related facilities and property, pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Paul Brisso, District Counsel. Negotiating party: Shelter Cove Resort Improvement District No. 1 staff. Under negotiation: price and payment terms.

Move to Executive Closed Session of the Harbor Bay Harbor, Recreation and Conservation District Commission only pursuant to Government Code section 54956.9

- b. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to Government Code section 54956.9(b)—One potential case regarding the District's Humboldt Bay Intertidal Mariculture Pre-permitting and Yeung Oyster Farm based upon issues raised by, and communications with, California Audubon and California Waterfowl.

6. **Report on Executive Closed Session**

7. **Adjournment**