

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

**DATE:** October 4, 2018

**TIME:** 12:00 PM

**PLACE:** Woodley Island Marina Meeting Room

*The Meeting Room is wheelchair accessible. Accommodations and access to Harbor District meetings for people with other handicaps must be requested of the Director of Administrative Services at 443-0801 at least 24 hours in advance of the meeting.*

**1. Call to Order at 12:00 P.M. and Roll Call**

**2. Pledge of Allegiance**

**3. 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.*

**4. Unfinished Business**

**a) Continued Public Hearing on Award of Dredging Contracts for Woodley Island Marina and Fields Landing Boat Yard**

*Staff Recommendation:* Continue the public hearing, receive additional information from staff, accept public comment and:

1. Vote to award both dredging contracts for Woodley Island Marina and Fields Landing Boat Yard to the lowest responsive bidder;

OR

2. Vote to award the Fields Landing Boat Yard contract to the lowest responsive bidder and reject all bids for Woodley Island Marina;

OR

3. Vote to reject all bids for Woodley Island Marina and Fields Landing Boat Yard.

*Summary:* The Humboldt Bay Harbor, Recreation and Conservation District received the attached bids in response to the published Request for Proposals for Maintenance Dredging Woodley Island Marina. The lowest responsive bid for Woodley Island Marina was \$2,538,821 received from Figas Construction. The lowest responsive bid for Fields Landing Boat Yard was \$203,500 received from Figas Construction. The combined total bid for both contracts is \$2,742,321.

**5. New Business**

**a) Adopt Resolution 2018-09, a resolution in support of placing a renewal of the Humboldt County Transactions and Use Tax on the November 2018 ballot for voter approval.**

*Staff Recommendation:* Adopt Resolution 2018-09.

*Summary:* Measure O would continue the existing, voter-approved one-half cent sales tax, with no increase in tax rate. Measure O is not applied to prescription medicine or food purchased as groceries, and visitors to our region also pay the cost. Measure O continues to require community and fiscal accountability, including financial audits and an Independent Citizens' Advisory Committee will continue to review Measure O funds to ensure they are spent efficiently on public priorities. By, law all Measure O funding must be spent locally, and none can be taken by the state.

***Agenda for October 4, 2018 Special Board Meeting***

**6. Adjournment**

**BID SCHEDULE**

Maintenance Dredging–Woodley Island Marina

		Bid Schedule		Mercer Fraser		Dutra Group		Figas Construction	
Humboldt Bay Harbor, Recreation, and Conservation District Maintenance Dredging–Woodley Island Marina									
Bid Item No.	Approx. Quantity	Bid Item Description with Total Price Written in Words				Unit Price	Total Item Price	Unit Price	Total Item Price
1 BASE	Lump Sum	Mobilization and Demobilization fixed at					\$ 967,000.00		\$ 200,000.00
2 BASE	Lump Sum	Pre- and Post-Dredging Hydrographic Survey Woodley Island Marina					\$ 50,000.00		\$ 30,000.00
4 BASE	90,542 CY w/over-dredge	Mooring Basin Dredging, Wharves 1 through 1 with transport and disposal at the Humboldt Open Ocean Disposal Site _				39.00 /CY	\$ 3,531,138.00	25.50 /CY	\$ 2,263,550.00
		Stand-by time at \$ _____ per hour.				\$4,900.00/HR		\$1,500.00/HR	\$1,000.00/HR
<b>BASE BID TOTAL</b>							<b>\$4,548,138.00</b>		<b>\$2,898,550.00</b>
<b>BASE BID TOTAL</b>									<b>\$2,538,821.00</b>

**NON-MANDATORY ALTERNATE BID SCHEDULE**

Maintenance Dredging–Woodley Island Marina

		District		Mercer Fraser		Dutra Group		Figas Construction	
Non-Mandatory Alternate Bid Schedule Humboldt Bay Harbor, Recreation, and Conservation District Maintenance Dredging– Fields Landing Boat Yard (FLBY)									
Bid Item No.	Approx. Quantity	Bid Item Description				Unit Price	Total Item Price	Unit Price	Total Item Price
1 ALT	Lump Sum	Mobilization and Demobilization fixed at					\$ 90,000.00		\$ 20,000.00
2 ALT	Lump Sum	Pre- and Post-Dredging Hydrographic Survey FLBY					\$ 15,000.00		\$ 5,000.00
3 ALT	7,000 CY w/over-dredge	Fields Landing Boat Yard Finger Dock Dredging with transport and disposal at HOODS				70.00 /CY	\$ 490,000.00	not listed /CY	\$ 231,000.00
		Stand-by time at \$ _____ per hour.				\$4,900.00/HR		\$1,500.00/HR	\$1,000.00/HR
<b>BASE BID TOTAL</b>							<b>\$ 595,000.00</b>		<b>\$ 301,005.00</b>
<b>BASE BID TOTAL</b>									<b>\$ 203,500.00</b>

COMMISSIONERS  
 1<sup>st</sup> Division  
 Larry Doss  
 2<sup>nd</sup> Division  
 Greg Dale  
 3<sup>rd</sup> Division  
 Stephen Kullmann  
 4<sup>th</sup> Division  
 Richard Marks  
 5<sup>th</sup> Division  
 Patrick Higgins

**Humboldt Bay**  
**Harbor, Recreation and Conservation District**  
 (707) 443-0801  
 P.O. Box 1030  
 Eureka, California 95502-1030



**STAFF REPORT – HARBOR DISTRICT MEETING**  
**October 4, 2018**

**TO:** Honorable Board President and Harbor District Board Members

**FROM:** Larry Oetker, Executive Director

**DATE:** October 4, 2018

**TITLE:** Resolution 2018-09, a resolution in support of placing a renewal of the Humboldt County Transactions and Use Tax on the November 2018 Ballot for Voter Approval.

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**BACKGROUND:** On July 31, the Humboldt County Board of Supervisors unanimously placed Measure O – the Public Safety and Essential Services Renewal Measure – on the November 2018 ballot for voter consideration. If renewed, Measure O would continue existing voter-approved, locally controlled funding to maintain essential services in Humboldt County, with no increase in tax rates.

Over the past 25 years, Sacramento has taken \$386 million in revenue from Humboldt County’s budget. Measure O, if passed, would provide Humboldt County with a guaranteed source of local funding that cannot be taken by Sacramento and requires these tax dollars to be spent locally. Protective and counseling services for the victims and witnesses of child abuse have been severely reduced in recent years. Measure O will restore those services and protect children that have been victims of these horrible crimes. In addition, despite limited funding, volunteer fire departments and firefighters play critical roles in protecting life and property here in Humboldt County. Measure O will continue to support these volunteers and maintain resources and training that better – and more safely – protect county residents.

**DISCUSSION:** Measure O would continue the existing, voter-approved one-half cent sales tax, with no increase in tax rate. Measure O is not applied to prescription medicine or food purchased as groceries, and visitors to our region also pay the cost. Measure O continues to require community and fiscal accountability, including financial audits and an Independent Citizens’ Advisory Committee will continue to review Measure O funds to ensure they are spent efficiently on public priorities. By law all Measure O funding must be spent locally, and none can be taken by the state.

The election will be held Tuesday, November 6, 2018. The county will continue to keep the community informed about Measure O. For more information, please visit the County website [humboldt.gov/MeasureO](http://humboldt.gov/MeasureO).

**ATTACHMENTS:**

- A. Resolution 2018-09.

**HUMBOLDT BAY HARBOR, RECREATION  
AND CONSERVATION DISTRICT**

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**RESOLUTION NO. 2018-09**

**RESOLUTION IN SUPPORT OF PLACING A RENEWAL OF THE HUMBOLDT  
COUNTY TRANSACTIONS AND USE TAX ON THE NOVEMBER 2018  
BALLOT FOR VOTER APPROVAL**

**WHEREAS**, Measure Z has provided critical public safety and essential services to Humboldt County since passage by the voters in 2014; and

**WHEREAS**, Measure Z has allowed the Sheriff's Office to add new deputies in Northern, Southern and Eastern Humboldt, open sub-stations in Garberville, McKinleyville and Willow Creek, and provide vital equipment for use in emergencies; and

**WHEREAS**, as a result of Measure Z funding, caseload ratios for Probation Officers have been brought back in line with national standards, allowing the county to more appropriately supervise and manage offenders who are known to be of high risk to re-offend; and

**WHEREAS**, despite limited funding, volunteer fire departments and firefighters play critical roles in protecting life and property in Humboldt County and this renewal measure will continue to support firefighters and maintain resources and training that better - and more safely - protect county residents; and

**WHEREAS**, protective and counseling services for victims and witnesses of child abuses have faced severe reductions in recent years; and

**WHEREAS**, hard drugs and narcotics like meth continue to be problems in Humboldt County, and continued funds are needed to fight drug-related crimes, eliminate meth labs, and provide drug prevention and rehabilitation services; and

**WHEREAS**, Public Works has provided maintenance to many miles of county roads, a service that otherwise would have been unlikely without Measure Z funding, and significantly prolonged the life of those roadways; and

**WHEREAS**, over the past 25 years, the State of California has taken \$386 million in revenue from Humboldt County's budget, and this measure provides our area with a guaranteed source of local funding that cannot be taken by the state; and

**WHEREAS**, renewing this measure will continue to provide funds for essential services without raising tax rates, including maintaining 911 emergency response, rural ambulance and fire protection services, ensuring 24-hour sheriff's patrols, providing children's mental health and victims of child abuse services, emergency communications systems for natural disasters such as earthquakes or tsunamis, and repairing deteriorating roads; and

**WHEREAS**, funds from this measure would continue to be subject to strict accountability provisions, including annual audits and a citizens' advisory committee established by the Board of Supervisors to make recommendations to the Board as to the expenditure of funds derived from the tax imposed by this measure; and

**WHEREAS**, the Transactions and Use Tax is a general tax and the revenues from the tax will be placed in the county's discretionary General Fund for general purposes; and

**WHEREAS**, a local half-cent Transactions and Use Tax will continue to benefit the people of Humboldt County by generating revenue of approximately \$12 million per average year; and

**WHEREAS**, the net proceeds of the Transactions and Use Tax will be used by the county; and

**WHEREAS**, the Humboldt County Board of Supervisors adopted Humboldt County Ordinance no.2608 on July 31, 2018, which renews the half-cent Transactions and Use Tax approved through passage of Measure Z until ended by the voters; and

**WHEREAS**, the Humboldt County Board of Supervisors wishes to place this general tax measure on the November 6, 2018 ballot for majority voter approval pursuant to Revenue and Taxation Code Section 7285 and Government Code Section 53723; and

**WHEREAS**, upon approval of a majority vote, the ordinance will become operative the first day of the first calendar quarter commencing more than 110 days after the adoption of Humboldt County Ordinance No. 2608.

**NOW, THEREFORE, BE IT RESOLVED**, that the Humboldt Bay Harbor, Recreation, Conservation District hereby elects to:

1. That all the above recitations are true and correct.
2. That the Transactions and Use Tax is a general tax not raised for a specific purpose, in which the revenues from the tax will be placed in the county's discretionary General Fund for general purposes, thereby requiring a majority vote of the voters voting in the election on the tax, which includes voters in both the incorporated and unincorporated areas of the county.
3. This tax shall be applicable in the incorporated and unincorporated territory of the county.
4. This tax will be collected and administered by the State Board of Equalization.
5. The Transactions and Use Tax will remain at the rate of 0.5%.
6. The net proceeds of this tax will be used by the county for services which will benefit the residents of the county.
7. The Transactions and Use Tax will terminate when ended by voters of Humboldt County.
8. The full text of the Transactions and Use Tax is found in Humboldt County Ordinance No. 2608 and Ordinance no. 2517.

9. The Board of Commissioners hereby directs staff to support the placement of Measure O on the November 6, 2018 election ballot, for majority voter approval.
10. Upon approval of the voters, Humboldt County Ordinance No. 2608 will be operative on the first day of the first calendar quarter commencing more than 110 days after the adoption of Humboldt County Ordinance no. 2608.

**PASSED AND ADOPTED** by the Board of Commissioners of the Humboldt Bay Harbor, Recreation, and Conservation District at a duly called meeting held on the 4th day of October 2018, by the following polled vote:

**AYES:**

**NOES:**

**ABSENT:**

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**RICHARD MARKS, President  
Board of Commissioners**

**ATTEST:**

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**PATRICK HIGGINS, Secretary  
Board of Commissioners**



**CERTIFICATE OF SECRETARY**

The undersigned, duly qualified and acting Secretary of the HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, does hereby certify that the attached Resolution is a true and correct copy of RESOLUTION NO. 2018-09 entitled,

**RESOLUTION IN SUPPORT OF PLACING A RENEWAL OF THE HUMBOLDT COUNTY TRANSACTIONS AND USE TAX ON THE NOVEMBER 2018 BALLOT FOR VOTER APPROVAL.**

as regularly adopted at a legally convened meeting of the Board of Commissioners of the HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, duly held on the 27th day of September 2018; and further, that such Resolution has been fully recorded in the Journal of Proceedings in my office and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of October 2018.

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PATRICK HIGGINS, Secretary  
Board of Commissioners