

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

**February 22, 2018**

The Humboldt Bay Harbor, Recreation, and Conservation District met in regular session on the above date, 6:00 P.M. Closed Session, 7:00 P.M. Open Session, at the Woodley Island Marina Meeting Room, 601 Startare Drive, Eureka, CA 95501.

**1) CLOSED SESSION - 6:00 P.M.**

The Commission met in closed session to discuss the following items:

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS.**

Terms of potential sublease of District's lease interest by District under lease between the District and Mario's Marina LLC dated April 1, 2016 for the real property commonly known as Mario's Marina in Shelter Cove, Humboldt County, California pursuant to California Government Code section 54956.8. District negotiators: Larry Oetker, Executive Director and Paul Brisso, District Counsel. Negotiating party: Tony Miller, Shelter Cove, CA. Under negotiation: price and terms of payment.

**2) ADJOURN EXECUTIVE CLOSED SESSION**

**3) OPEN SESSION - 7:00 P.M.**

**ROLL CALL:**

PRESENT:            MARKS  
                      DALE  
                      DOSS  
                      KULLMANN

ABSENT:            HIGGINS

QUORUM: Yes

**4) PLEDGE OF ALLEGIANCE**

**5) REPORT ON EXECUTIVE CLOSED SESSION**

- a. Nothing to action report out on.

**6) PUBLIC COMMENT:** The following individuals addressed the Commission regarding subject matters not on this meeting's agenda: No members of the public commented.

**7) CONSENT CALENDAR:**

- a) Approval of Permit and Agreement Renewal to Operate a Charter Service with Marc Schmidt, DBA Coastline Charters.
- b) Approval of Permit and Agreement Renewal to Operate a Charter Service with Michael Stratman, DBA Redwood Coast Fishing.
- I. COMMISSIONER DALE MOVED TO APPROVE OF THE CONSENT CALENDAR.  
COMMISSIONER DOSS SECONDED.
- II. Chair Marks then opened up public comment on the item. Public commenters included: No members of the public commented.
- III. Chair Marks then moved the discussion back to the Commission.
- VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.  
Ayes: MARKS, KULLMANN, DALE, DOSS  
Noes: NONE  
Absent: HIGGINS  
Abstain: NONE

**8) COMMUNICATIONS AND REPORTS:**

**a. Staff Reports**

- o Staff presented recent staff activities and projects.

**b. District Counsel, District Planner, District Treasurer and District Engineer Reports**

- o Staff presented recent staff activities and projects.

**c. Commissioner Reports**

**d. Standing/Ad Hoc Committee Reports**

e. **Executive Director Report:**

- o Executive Director Larry Oetker presented Executive Director Report.

9) **NON-AGENDA: NONE.**

10) **UNFINISHED BUSINESS:**

- a. **CONSIDERATION OF RENEWAL OF SIERRA PACIFIC INDUSTRIES DOCK PERMIT NO. 14-04 FOR MAINTENANCE DREDGING.**
  - I. COMMISSIONER DOSS MOVED TO RENEW THE SIERRA PACIFIC INDUSTRIES DOCK PERMIT NO. 14-04 FOR MAINTENANCE DREDGING UNTIL DECEMBER 30, 2020. COMMISSIONER DALE SECONDED.
  - II. Chair Marks then opened up public comment on the item: No members of the public commented.
  - III. Chair Marks then moved the discussion back to the Commission.  
VOICE VOTE WAS CALLED, MOTION CARRIED.  
Ayes: MARKS, KULLMANN, DALE, DOSS  
Noes: NONE  
Absent: HIGGINS  
Abstain: NONE

11) **NEW BUSINESS:**

- a. **CONSIDERATION OF RESOLUTION NO. 2018-03, A RESOLUTION DESIGNATING BUSINESS MATTERS, APPOINTMENT AND AUTHORIZATION FOR THE HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT FOR CALENDAR YEAR 2018.**
  - I. Executive Director Larry Oetker requested a couple of changes be made to the resolution prior to the Commission considering the item they are as follows:
    - 1. First part, under "be it resolved that", change "fiscal year" to "calendar year"
    - 2. Under the Financial section, item 5, add "Larry Oetker" after Executive Director title.
    - 3. Under 9b. Strike Attachment A language and add in its place- "accounts and remote deposit services" - BBVA Remote Compass Bank.
    - 4. Remove Attachment A.
  - II. COMMISSIONER DOSS MOVED TO ADOPT RESOLUTION NO. 2018-03 WITH THE AFOREMENTIONED CHANGES REQUESTED BY THE EXECUTIVE DIRECTOR. COMMISSIONER DALE SECONDED THE MOTION.
  - III. The Commission discussed the item.
  - IV. Chair Marks then opened up public comment on the item: Public commenters included: Unnamed public commenter.
  - V. Chair Marks then moved the discussion back to the Commission.  
ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.  
Ayes: MARKS, KULLMANN, DOSS, DALE  
Noes: NONE  
Absent: HIGGINS  
Abstain: NONE
- b. **RECEIVE A REPORT REGARDING THE STATUS OF THE DISTRICT'S EFFORTS TO MARKET HUMBOLDT BAY AND AUTHORIZE THE EXPENDITURE OF FUNDS TO ACQUIRE A GANGWAY.**
  - I. Staff member Tim Petrusha and Executive Director Larry Oetker presented the item.
  - II. The Commission discussed the item.
  - III. COMMISSIONER DALE MOVED TO AUTHORIZE THE EXPENDITURE OF \$15,000 PLUS CONTINGENCIES, TO ACQUIRE A GANGWAY. COMMISSIONER KULLMANN SECONDED THE MOTION.
  - IV. The Commission further discussed the item.
  - V. Chair Marks then opened up public comment on the item: Public commenters included: Terry, unnamed last name.
  - VI. Chair Marks then moved the discussion back to the Commission.  
VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.  
Ayes: MARKS, KULLMANN, DOSS, DALE  
Noes: NONE

Absent: HIGGINS  
Abstain: NONE

- c. AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH THOMAS GAST & ASSOCIATES ENVIRONMENTAL CONSULTANTS TO DEVELOP DREDGING BMPS FOR BOTH FISHERMAN'S CHANNEL AND WOODLEY ISLAND LONGFIN SMELT AND ELK RIVER RESTORATION FOR FISHERMAN'S CHANNEL EELGRASS MITIGATION USING THE CUTTERHEAD DREDGE.
- I. COMMISSIONER DALE MOVED TO AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH THOMAS GAST & ASSOCIATES FOR \$9,000 TO DEVELOP DREDGING BMPS FOR BOTH FISHERMAN'S CHANNEL AND WOODLEY ISLAND LONGFIN SMELT AND ELK RIVER RESTORATION FOR FISHERMAN'S CHANNEL EELGRASS MITIGATION. COMMISSIONER KULLMANN SECONDED THE MOTION.
  - II. Executive Director Larry Oetker presented the item: The Commission discussed the item.
  - III. Chair Marks then opened up public comment on the item: Public commenters included: No members of the public commented on this item.
  - IV. Chair Marks then moved the discussion back to the Commission.  
ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.  
Ayes: MARKS, KULLMANN, DOSS, DALE  
Noes: NONE  
Absent: HIGGINS  
Abstain: NONE
- d. RECEIVE REPORT FOR HARBOR MAINTENANCE TRUST FUND PROPOSED AMENDMENTS.
- I. The Executive Director presented on this item.
  - II. The Commission discussed the item and gave guidance to staff with the item coming before the Commission next month.
  - III. Chair Marks then opened up public comment on the item: Public commenters included: No members of the public commented on this item.
  - IV. As a report, no action was taken on this item.

**12) ADMINISTRATIVE AND EMERGENCY PERMITS:**

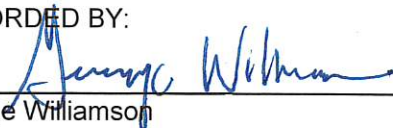
- a. NONE.

**13) ADJOURNMENT**

APPROVED BY

  
\_\_\_\_\_  
Patrick Higgins  
Secretary

RECORDED BY:

  
\_\_\_\_\_  
George Williamson  
District Planner