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

July 27, 2017

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:
   1) Conference with Real Property Negotiators Agency Negotiator: Board President, Executive Director and District Counsel Under Negotiation:
   2) Leo Sears v. Humboldt Bay Harbor, Recreation and Conservation District, Humboldt County Superior Court No. CV 150690.

2) ADJOURN EXECUTIVE CLOSED SESSION

3) OPEN SESSION – 7:00 P.M.
ROLL CALL:
PRESENT:          MARKS
                  KULLMANN
                  DALE
                  HIGGINS
                  DOSS

ABSENT:           NONE
QUORUM: Yes

4) PLEDGE OF ALLEGIANCE

5) REPORT ON EXECUTIVE CLOSED SESSION
   1) No action to report out on. Item on agenda under New Business.
   2) No action to report out on. Provided update of case.

6) PUBLIC COMMENT: The following individuals addressed the Commission regarding subject matters not on this meeting’s agenda: None.

7) CONSENT CALENDAR:
   a. Consideration of approval of Board meeting minutes for June 9, 2017.
   b. Consideration of approval of Board meeting minutes for June 29, 2017.
      I.COMMISSIONER DALE MOVED TO APPROVE OF THE CONSENT CALENDAR. COMMISSIONER KULLMANN SECONDED.
      ii.Chair Marks then opened up public comment on the item. Seeing no members of the public wishing to speak, Chair Marks then moved the discussion back to the Commission.
      VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
      Ayes: MARKS, KULLMANN, DALE, DOSS, HIGGINS
      Noes: NONE
      Absent: NONE
      Abstain: NONE

8) COMMUNICATIONS AND REPORTS:
   a. Executive Director, Jack Crider Report:
      o Presented dredging update
   b. Staff Reports
      o Director of Maintenance & Operations, Alan Bobillot:
         a) Presented update of District facilities and staff activities.
      o Director of Harbor Operations and Bar Pilot, Tim Petrusha:
         a) Presented recent harbor activities on the Bay
   c. District Counsel, District Planner, District Treasurer and District Engineer Reports
      o District Counsel, Paul Brisco: 
a) Reported recent legal work on court cases.
   o District Engineer, Mike Fogel:
     a) Reported on sampling, surveying, and infrastructure planning activities of the District.
   o District Planner, George Williamson:
     a) Reported on recent permitting, office administration, and grant activities for District locations and activities.
   o District Treasurer, Mark Wetzel:
     a) NONE.

d. Commissioner and Committee Reports
   o Commissioners reported on recent activities and meetings.

e. Other NONE.

9) NON-AGENDA: NONE.

10) UNFINISHED BUSINESS:

A. CONSIDERATION OF EXTENDING PERMIT #14-04 TO SIERRA PACIFIC INDUSTRIES FOR THE SIERRA PACIFIC DOCK MAINTENANCEDREDGING PROJECT.
   I. District Planner George Williamson presented the item.
   II. COMMISSIONER HIGGINS MOVED TO APPROVE THE EXTENSION OF PERMIT #14-04 SIERRA PACIFIC INDUSTRIES TO OCTOBER 15, 2017, FOR THE SIERRA PACIFIC DOCK MAINTENANCE DREDGING PROJECT. COMMISSIONER DALE SECONDED THE MOTION.
   III. Chair Marks then opened up public comment on the item. No members of the public commented on this item. Chair Marks then moved the discussion back to the Commission.
   IV. VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
     Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
     Noes: NONE
     Absent: NONE
     Abstain: NONE

11) NEW BUSINESS:

A. RESOLUTION NO. 2017-09. A RESOLUTION TO ENTER INTO A CONTRACT AND ACCEPT FUNDS FROM THE CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE FOR SECRETARIAT SERVICES FOR THE HARBOR SAFETY COMMITTEE OF THE HUMBOLDT BAY AREA.
   I. COMMISSIONER HIGGINS MOVED TO ADOPT RESOLUTION NO. 2017-09. COMMISSIONER DALE SECONDED THE MOTION.
   II. Executive Director Crider presented the item.
   III. Chair Marks then opened up public comment on the item. No members of the public commented on this item. Chair Marks then moved the discussion back to the Commission.
   IV. ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
     Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
     Noes: NONE
     Absent: NONE
     Abstain: NONE

B. RESOLUTION NO. 2017-10. A RESOLUTION DECLARING VARIOUS ITEMS AS SURPLUS PROPERTY AND FOR THE SALE OF SURPLUS PERSONAL PROPERTY BELONGING TO THE HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT.
   I. Executive Director Crider presented the item.
   II. COMMISSIONER HIGGINS MOVED TO ADOPT RESOLUTION 2017-10. COMMISSIONER DALE SECONDED THE MOTION.
   III. The Commission discussed the item.
   IV. Chair Marks then opened up public comment on the item. No members of the public commented. Chair Marks then moved the discussion back to the Commission.
   V. ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
     Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
Noes: NONE
Absent: NONE
Abstain: NONE

C. RESOLUTION NO. 2017-11. A RESOLUTION FOR ESTABLISHING FINDINGS RELATIVE TO THE CEQA INITIAL STUDY/MITIGATED NEGATIVE DECLARATION FOR THE MARTIN SLOUGH ENHANCEMENT PROJECT.
   I. District Planner George Williamson presented the item.
   II. COMMISSIONER KULLMANN MOVED TO ADOPT RESOLUTION 2017-11. COMMISSIONER DALE SECONDED THE MOTION.
   III. Elijah Portugal and Kerry McNamee spoke on behalf of the project
   IV. Chair Marks then opened up public comment on the item: No members of the public commented on the item. Chair Marks then moved the discussion back to the Commission.
   V. ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
      Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
      Noes: NONE
      Absent: NONE
      Abstain: NONE

D. CONSIDERATION OF GRANTING TO THE NORTH COAST REGIONAL LAND TRUST PERMIT 2017-02, FOR THE MARTIN SLOUGHENHANCEMENT PROJECT.
   I. District Planner George Williamson presented the item.
   II. COMMISSIONER KULLMANN MOVED TO GRANT PERMIT 2017-02, FOR THE MARTIN SLOUGH ENHANCEMENT PROJECT. COMMISSIONER DALE SECONDED THE MOTION.
   III. Chair Marks then opened up public comment on the item: No members of the public commented on the item. Chair Marks then moved the discussion back to the Commission.
   IV. VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
      Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
      Noes: NONE
      Absent: NONE
      Abstain: NONE

E. CONSIDERATION OF COOPERATIVE AGREEMENT WITH THE DEPARTMENT OF THE ARMY FOR HUMBOLDT BAY SPARTINA ERADICATION PROJECT AND ACCEPTANCE OF A GRANT AWARD OF $269,000.
   I. COMMISSIONER HIGGINS MOVED TO APPROVE THE COOPERATIVE AGREEMENT WITH THE DEPARTMENT OF THE ARMY FOR HUMBOLDT BAY SPARTINA ERADICATION PROJECT AND ACCEPT THE GRANT AWARD OF $269,000. COMMISSIONER KULLMANN SECONDED THE MOTION.
   II. Executive Director Crider presented the item.
   III. The Commission discussed the item.
   IV. Chair Marks then opened up public comment on the item: No members of the public commented on the item. Chair Marks then moved the discussion back to the Commission.
   V. VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
      Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
      Noes: NONE
      Absent: NONE
      Abstain: NONE

F. CONSIDERATION OF REQUEST BY SEQUOIA X, LLC TO EXTEND ITS CURRENT LEASE DATED OCTOBER 28, 2105 FOR TIDELAND LEASE LOCATED AT FAIRHAVEN FOR AN ADDITIONAL 15 YEAR TERM WITH TWO OPTIONS TO RENEW OF 10 YEARS EACH.
   I. Executive Director Crider presented the item.
   II. COMMISSIONER KULLMANN MOVED TO AUTHORIZE STAFF TO ENTER INTO NEGOTIATIONS TO RENEW THE LEASE FOR THE TERMS, AND TO DETERMINE THE BEST VALUE OF THE PROPERTY. COMMISSIONER DALE SECONDED THE MOTION.
   III. The Commission discussed the item.
   IV. Chair Marks then opened up public comment on the item: No members of the public commented on the item. Chair Marks then moved the discussion back to the Commission.
   V. VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
G. AUTHORIZATION FOR THE EXECUTIVE DIRECTOR TO PURCHASE 1 OR 2 VEHICLES WITH INSURANCE PROCEEDS.
   I. Executive Director Crider presented the item.
   II. COMMISSIONER DALE MOVED TO AUTHORIZE THE EXECUTIVE DIRECTOR TO PURCHASE 1 OR 2 VEHICLES WITH INSURANCE PROCEEDS. COMMISSIONER HIGGINS SECONDED THE MOTION.
   III. The Commission discussed the item.
   IV. Chair Marks then opened up public comment on the item: No members of the public commented on the item. Chair Marks then moved the discussion back to the Commission.
   V. VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
      Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
      Noes: NONE
      Absent: NONE
      Abstain: NONE

H. DISCUSSION OF REQUEST FOR PROPOSAL TO LEASE RMTII BOILER FOR A COMMUNICATIONS TOWER.
   I. Executive Director Crider introduced the item.
   II. The Commission discussed the item.
   III. Chair Marks then opened up public comment on the item: Public commenters included: Unidentified public commenter. Chair Marks then moved the discussion back to the Commission.
   IV. As a discussion item, no action was taken by the Commission.

I. DISCUSSION OF REQUEST FOR PROPOSAL TO REMOVE EQUIPMENT FROM RMTII BOILER BUILDING
   I. Executive Director Crider introduced the item.
   II. The Commission discussed the item.
   III. Chair Marks then opened up public comment on the item: Public commenters included: Unidentified public commenter. Chair Marks then moved the discussion back to the Commission.
   IV. As a discussion item, no action was taken by the Commission.

12) ADMINISTRATIVE AND EMERGENCY PERMITS:
A. Maintenance Dredging Permit for City of Eureka
   I. As a maintenance project, item is subject to administrative approval, and will be approved by staff.

13) ADJOURNMENT

APPROVED BY

Patrick Higgins
Secretary

RECORDED BY:

George Williamson
District Planner