

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

DATE: March 22, 2018

TIME: Executive Closed Session – 6:00 PM
Regular Session – 7:00 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 6:00 PM

a. Move to Executive Closed Session:

1. 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. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential Purchase of APN's 401-011-010, 401-011-012, 401-011-018, 401-011-023, 401-021-011, 401-021-018, 401-021-027, 401-011-020, 401-011-028, 410-011-001, 401-021-029, and 401-031-045 on the Samoa Peninsula, Humboldt County, California pursuant to California Government Code section 54956.8. District negotiators: Larry Oetker, Executive Director and Paul Brisso, District Counsel. Negotiating party: Brian Mitchel. Under negotiation: price and terms of payment.

2. Adjourn Executive Closed Session

3. Call to Order Regular Session at 7:00 P.M. and Roll Call

4. Pledge of Allegiance

5. Report on Executive Closed Session

6. 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.

7. Consent Calendar

- a) Receive District Financial Reports for Period July 1, 2017 Through December 31, 2017
- b) Approval of Permit and Agreement Renewal to Operate a Bed and Breakfast Business with R. Charles (Doby) and Kim Class, dba First Class.
- c) Approval of Permit and Agreement Renewal to Operate a Charter Service Business with Andrew Smyth, dba North Coast Sportsfishing.
- d) Authorize the Expenditure of \$9,618 for the Purchase of Marine Travelift Steering Cylinders That Were Identified During the Equipment's Annual Maintenance Service.
- e) Nominate Executive Director Larry Oetker to serve as special district representative on the consolidated Humboldt County Redevelopment Agency (RDA) Oversight Board.

Staff Recommendation: that the Board of Commissioners approve the consent calendar.

Agenda for March 22, 2018 Special Board Meeting

8. Communications and Reports

- a) Staff Reports
- b) District Counsel, District Planner, District Engineer and District Treasurer Reports
- c) Executive Director's Report
- d) Commissioner's Reports
- e) Standing/Ad Hoc Committee Reports
- f) Other

9. Unfinished Business (NONE)

10. New Business

- a) Authorize Executive Director to execute contract with Ryan Schneider Construction Inc. in the amount of \$52,000 for the Humboldt Bay Piling Removal Project.

Staff Recommendation: Approve a contract with Ryan Schneider Construction Inc. in the amount of \$52,000 for the Humboldt Bay Piling Removal Project.

Summary: The removal of 21 derelict piles mitigates for habitat loss associated with the subtidal mariculture pre-permitting project. The District released an RFP for qualified individuals/ firms to remove the 21 piles within Humboldt Bay. Proposal were due by March 15; three proposals were received and reviewed by District staff.

- b) Initial 2018-19 District Budget Preparation Schedule

Staff Recommendation: Direct Staff to implement the proposed 2018-19 Budget preparation schedule.

Summary: As an alternative process to establishing a subcommittee, the Executive Director requests that the Board consider budget review by the full Board in a series of regular and special meetings prior to the adoption in June. Staff would use the attached schedule to go through the goals, revenue, and expenditures by programmatic activity. These series of meeting would double as strategy sessions which would be used by the Board, Executive Director and District Staff to get a clear understanding of where each activity is at financially and what we can reasonably accomplish within our financial means.

- c) Consider approval of Harbor Specialist Job Classification.

Staff Recommendation: Approve Harbor Specialist Job Classification.

- d) Consider Appointment of up to Two Board Members to the Humboldt Bay Regional Sediment Management Strategy Advisory Committee.

Staff Recommendation: Determine if up to two Board Members should be appointed to the Humboldt Bay Regional Sediment Management Strategy Advisory Committee or if the membership should be comprised of non-Board Members.

Summary: The Advisory Committee will include a well-rounded range of stakeholders including, but not limited to, local agency representatives, conservation groups, shipping interests, dock owners, fisherman, and general public members. The District Board will continue to receive regular status updates related to the Management Strategy and will be the ultimate decision maker on the PEIR, Harbor District permits and dredging contracts.

- e) Woodley Island Marina Dredging Status Report

Staff Recommendation: Receive the status report, discuss, and provide direction as required.

Summary: District Executive Director and Staff continue meet regularly and are in the process of developing a long-term dredging and sediment management strategy. This strategy will be coordinated with the Humboldt Bay Regional Sediment Management Program Environmental Impact Report (PEIR) and other parties that will be dredging over the next several years.

11. Administrative and Emergency Permits - None

12. Adjournment

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

Financial Reports

For The Period July 1, 2017 Through December 31, 2017

HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

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HUMBOLDT BAY HARBOR,
RECREATION, AND CONSERVATION DISTRICT
Comparative Statement of Net Position
December 31, 2017 and 2016

	2017	2016	Increase (Decrease)
<u>ASSETS</u>			
Current Assets:			
Cash	\$ 1,544,521	\$ 941,962	\$ 602,559
Accounts receivable (net of allowance for doubtful accounts)	283,292	236,784	46,508
Taxes and interest receivable	-	(18,275)	18,275
Prepaid expenses	34,397	31,385	3,012
Total Current Assets	<u>1,862,210</u>	<u>1,191,856</u>	<u>670,354</u>
Restricted Assets:			
Cash from customer deposits	78,283	68,154	10,129
Total Restricted Assets	<u>78,283</u>	<u>68,154</u>	<u>10,129</u>
Capital assets, net of prior depreciation (current year depreciation has not been included)	<u>12,536,260</u>	<u>13,367,127</u>	<u>(830,867)</u>
Other Noncurrent Assets:			
New Market loan receivable	5,849,375	5,849,375	-
Total Assets	<u>20,326,128</u>	<u>20,476,512</u>	<u>(150,384)</u>
<u>DEFERRED OUTFLOWS OF RESOURCES</u>			
Deferred outflows of resources related to pension	282,524	108,626	173,898
Total Deferred Outflows	<u>282,524</u>	<u>108,626</u>	<u>173,898</u>
Total Assets and Deferred Outflows of Resources	<u>\$ 20,608,652</u>	<u>\$ 20,585,138</u>	<u>\$ 23,514</u>
<u>LIABILITIES</u>			
Current Liabilities:			
Accounts payable and accrued liabilities	\$ 276,605	\$ 278,341	\$ (1,736)
Lease payable	47,046	-	47,046
Unearned revenue	1,160,032	1,016,189	143,843
Pollution remediation liability	80,350	120,039	(39,689)
Ground lease unearned revenue - current portion	60,092	-	60,092
Customer deposits	78,283	68,154	10,129
Notes payable - current	1,438,427	1,469,825	(31,398)
Total Current Liabilities	<u>3,140,835</u>	<u>2,952,548</u>	<u>188,287</u>
Long-Term Liabilities:			
Bond and loans payable	3,932,466	4,207,760	(275,294)
Ground lease unearned revenue	3,737,001	3,857,185	(120,184)
Net pension and other post-employment benefits liability	1,258,093	1,023,984	234,109
Total Long-Term Liabilities	<u>8,927,560</u>	<u>9,088,929</u>	<u>(161,369)</u>
Total Liabilities	<u>12,068,395</u>	<u>12,041,477</u>	<u>26,918</u>
<u>DEFERRED INFLOWS OF RESOURCES</u>			
Deferred inflows of resources related to pension	90,449	130,214	(39,765)
Total Deferred Inflows	<u>90,449</u>	<u>130,214</u>	<u>(39,765)</u>
<u>NET POSITION</u>			
Net investment in capital assets	10,143,705	10,827,078	(683,373)
Unrestricted	(1,693,897)	(2,413,631)	719,734
Total Net Position	<u>8,449,808</u>	<u>8,413,447</u>	<u>36,361</u>
Total Liabilities, Deferred Inflows of Resources, and Net Position	<u>\$ 20,608,652</u>	<u>\$ 20,585,138</u>	<u>\$ 23,514</u>

These financial statements have not been subjected to an audit or review or compilation engagement, and no assurance is provided on them. The provision for depreciation and substantially all disclosures have been omitted.

HUMBOLODT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

Comparative Statement of Activities And Changes In Net Position

For The Period Ended December 31, 2017 and 2016

	<u>12/31/17</u>	<u>12/31/16</u>	<u>Increase (Decrease)</u>
Operating Revenues:			
Sales and permits	\$ 19,484	\$ 27,137	\$ (7,653)
Slip rentals	345,392	341,565	3,827
Utility charges	25,581	24,528	1,053
Rents and concessions	122,417	102,011	20,406
Rents - Tidelands leases	190,039	174,468	15,571
Rents - Redwood Terminal 2	175,346	197,465	(22,119)
Fields Landing fees and rents	103,755	94,301	9,454
Shelter Cove fees and rents	65,353	78,116	(12,763)
Harbor improvement surcharge	45,993	51,907	(5,914)
Other revenues	37,714	30,611	7,103
Total Operating Revenues	<u>1,131,074</u>	<u>1,122,109</u>	<u>8,965</u>
Operating Expenses:			
Salaries and wages	405,188	456,392	(51,204)
Commissioners fees	12,600	12,600	
Payroll benefits	201,784	219,271	(17,487)
Elections	11,823	45,399	(33,576)
Insurance	30,290	28,308	1,982
Professional services	153,198	82,590	70,608
Legal fees	21,104	18,715	2,389
Accounting fees	28,256	16,892	11,364
Rents and leases	46,350	45,000	1,350
Repairs and maintenance	42,458	28,055	14,403
Utilities	118,179	79,189	38,990
Redwood dock expenses	6,201	4,451	1,750
Redwood terminal 2 expenses	244,441	200,768	43,673
Fields Landing operating expenses	33,146	30,738	2,408
Shelter Cove operating expenses	50,545	20,389	30,156
Dredging expense	63,574		63,574
Other operating expenses	122,212	119,575	2,637
Total Operating Expenses, excluding depreciation	<u>1,591,349</u>	<u>1,408,332</u>	<u>183,017</u>
Income or (Loss) From Operations	<u>(460,275)</u>	<u>(286,223)</u>	<u>(174,052)</u>
Non-Operating Revenues:			
Interest	86,405	87,896	(1,491)
Taxes	557,999	466,038	91,961
Other government grants	89,200	35,516	53,684
Other	130,260	39,249	91,011
Total Non-Operating Revenues	<u>863,864</u>	<u>628,699</u>	<u>235,165</u>
Non-Operating Expenses:			
Interest	112,179	111,353	826
Grant expenses	85,628	22,908	62,720
Other	1,319	1,057	262
Total Non-Operating Expenses	<u>199,126</u>	<u>135,318</u>	<u>63,808</u>
Net Non-Operating Revenues and Expenses	<u>664,738</u>	<u>493,381</u>	<u>171,357</u>
 INCREASE (DECREASE) IN NET POSITION, EXCLUDING DEPRECIATION	 204,463	 207,158	 (2,695)
Net Position, Beginning of Year	<u>8,245,345</u>	<u>8,206,289</u>	<u>39,056</u>
Net Position, End of Period	<u>\$ 8,449,808</u>	<u>\$ 8,413,447</u>	<u>\$ 36,361</u>

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SUPPLEMENTARY INFORMATION

HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

Schedule of Activities - Budget and Actual

For The Period Ended December 31, 2017

	Budget		Actual	YTD Budget
	Annual	Year-To-Date	Year To Date	Variance - Favorable (Unfavorable)
Operating Revenues:				
Sales and permits	\$ 70,000	\$ 35,000	\$ 19,484	\$ (15,516)
Slip rentals	910,000	455,000	345,392	(109,608)
Utility charges	100,000	50,000	25,581	(24,419)
Rents and concessions	245,600	122,800	122,417	(383)
Rents - Tidelands leases	416,251	208,126	190,039	(18,087)
Rents - Redwood Terminal 2	620,500	310,250	175,346	(134,904)
Late fees and interest on past due accounts	20,000	10,000	21,538	11,538
Fields Landing fees and rents	345,450	172,725	103,755	(68,970)
Shelter Cove fees and rents	121,875	60,938	65,353	4,415
Harbor improvement surcharge	100,000	50,000	45,993	(4,007)
Other revenues	25,000	12,500	16,176	3,676
Total Operating Revenues	2,974,676	1,487,339	1,131,074	(356,265)
Operating Expenses:				
Salaries and wages	948,000	474,000	405,188	68,812
Commissioners fees	25,400	12,700	12,600	100
Payroll benefits	489,000	244,500	201,784	42,716
Advertising and promotion	9,000	4,500	1,930	2,570
Bad debts			97	(97)
Communications	13,000	6,500	7,371	(871)
Conferences and meetings	28,000	14,000	20,517	(6,517)
Dues and subscriptions	50,000	25,000	29,849	(4,849)
Elections	25,000	12,500	11,823	677
Insurance	60,000	30,000	30,290	(290)
Automotive expenses	35,000	17,500	22,914	(5,414)
Office expense	41,000	20,500	17,838	2,662
Operating supplies	12,000	6,000	2,812	3,188
Outside services	45,000	22,500	10,777	11,723
Professional services	251,000	125,500	153,198	(27,698)
Legal fees	60,000	30,000	21,104	8,896
Accounting fees	50,000	25,000	28,256	(3,256)
Rents and leases	205,400	102,700	46,350	56,350
Repairs and maintenance	121,000	60,500	42,458	18,042
Small tools			747	(747)
Utilities	210,000	105,000	118,179	(13,179)
Redwood dock expenses	10,000	5,000	6,201	(1,201)
Redwood terminal 2 expenses	65,000	32,500	244,441	(211,941)
King Salmon operating expenses	5,000	2,500	7,360	(4,860)
Fields Landing operating expenses	50,000	25,000	33,146	(8,146)
Shelter Cove operating expenses	30,000	15,000	50,545	(35,545)
Dredging expense			63,574	(63,574)
Total Operating Expenses, Excluding Depreciation	2,837,800	1,418,900	1,591,349	(172,449)
Income or (Loss) From Operations	136,876	68,439	(460,275)	(528,714)

These financial statements have not been subjected to an audit or review or compilation engagement, and no assurance is provided on them. The provision for depreciation and substantially all disclosures have been omitted

HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT
Schedule of Activities - Budget and Actual, Continued
For The Period Ended December 31, 2017

	<u>Budget</u>		<u>Actual</u>	YTD Budget
	<u>Annual</u>	<u>Year-To-Date</u>	<u>Year To</u>	<u>Variance -</u>
			<u>Date</u>	<u>Favorable</u>
				<u>(Unfavorable)</u>
Non-Operating Revenues:				
Interest	170,000	85,000	86,405	1,405
Taxes	965,000	482,500	557,999	75,499
Other government grants	784,326	392,163	89,200	(302,963)
Other	1,678,500	839,250	130,260	(708,990)
Total Non-Operating Revenues	<u>3,597,826</u>	<u>1,798,913</u>	<u>863,864</u>	<u>(935,049)</u>
Non-Operating Expenses:				
Interest	1,699,868	849,934	112,179	737,755
Grant expenses	831,338	415,669	85,628	330,041
Other	8,500	4,250	1,319	2,931
Capital expenditures	888,000	444,000	17,610	426,390
Capital expenditures reported on balance sheet			(17,610)	17,610
Total Non-Operating Expenses	<u>3,427,706</u>	<u>1,713,853</u>	<u>199,126</u>	<u>1,514,727</u>
Net Non-Operating Revenues and Expenses	<u>170,120</u>	<u>85,060</u>	<u>664,738</u>	<u>579,678</u>
Increase (Decrease) In Net Position, Excluding Depreciation	<u>\$ 306,996</u>	<u>\$ 153,499</u>	<u>204,463</u>	<u>\$ 50,964</u>

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HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

Comparative Schedule of Activities, Budget and Actual - Marina

For The Period Ended December 31, 2017 and 2016

	Marina			
	Budget		Actual	
	Annual	Year To Date	Year To Date	Prior Year To Date
Operating Revenues:				
Sales and permits	\$ 10,000	\$ 5,000	\$ 5,041	\$ 5,185
Slip rentals	650,000	325,000	229,003	241,875
Transient rentals	100,000	50,000	36,665	20,691
Woodley Island Marina dredging surcharge	95,000	47,500	47,798	47,277
Woodley Island Marina float replacement surcharge	65,000	32,500	31,925	31,722
Utility charges	100,000	50,000	25,581	24,528
Rents and concessions	10,000	5,000	9,332	6,234
Late fees and interest on past due accounts	10,000	5,000	6,573	6,553
Other revenues		-	1	16
Total Operating Revenues	<u>1,040,000</u>	<u>520,000</u>	<u>391,919</u>	<u>384,081</u>
Operating Expenses:				
Salaries and wages	220,000	110,000	87,229	114,847
Commissioners fees	7,620	3,810	3,780	3,780
Payroll benefits	114,000	57,000	41,096	41,214
Advertising and promotion	3,000	1,500	567	314
Communications	6,000	3,000	1,129	1,373
Conferences and meetings	3,000	1,500		518
Dues and subscriptions	10,000	5,000		
Elections	5,000	2,500		13,620
Insurance	30,000	15,000	17,234	15,314
Automotive expenses	5,000	2,500	3,515	2,875
Office expense	16,000	8,000	6,255	8,462
Operating supplies	6,000	3,000	2,812	3,424
Outside services		-	10,777	6,589
Professional services	10,000	5,000	7,147	65
Legal fees	5,000	2,500	2,694	2,507
Accounting fees	10,000	5,000	7,064	3,909
Repairs and maintenance	50,500	25,250	20,649	15,322
Small tools		-	369	216
Utilities	150,000	75,000	105,452	66,872
Total Operating Expenses, Excluding Depreciation	<u>651,120</u>	<u>325,560</u>	<u>317,769</u>	<u>301,221</u>
Income or (Loss) From Operations	<u>388,880</u>	<u>194,440</u>	<u>74,150</u>	<u>82,860</u>
Non-Operating Revenues:				
Taxes	90,000	45,000	45,000	46,602
Other		-	981	881
Total Non-Operating Revenues	<u>90,000</u>	<u>45,000</u>	<u>45,981</u>	<u>47,483</u>
Non-Operating Expenses:				
Interest	129,217	64,609	22,267	35,365
Other		-	1,319	1,057
Capital expenditures	105,000	52,500	2,149	
Less: Amounts reported on balance sheet		-	(2,149)	
Total Non-Operating Expenses	<u>234,217</u>	<u>117,109</u>	<u>23,586</u>	<u>36,422</u>
Net Non-Operating Revenues and Expenses	<u>(144,217)</u>	<u>(72,109)</u>	<u>22,395</u>	<u>11,061</u>
Net Income (Loss), Excluding Depreciation	<u>\$ 244,663</u>	<u>\$ 122,331</u>	<u>\$ 96,545</u>	<u>\$ 93,921</u>

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HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

Monthly Cash Flow Analysis

For The Months Ended December 31, 2017 and November 30 2017

	December 31, 2017	November 30, 2017
<u>Account Balances</u>		
Checking	\$ 62,585	\$ 22,668
Savings	60,008	35,983
Tariff	14,174	14,197
County Treasury	1,485,482	1,298,181
Cash on hand	555	555
Total Cash	<u>1,622,804</u>	<u>1,371,584</u>
Add: Accounts Receivable (less doubtful accounts)	212,584	189,030
Less: Accounts Payable	(107,304)	(119,465)
Available Cash and Receivables	<u>\$ 1,728,084</u>	<u>\$ 1,441,149</u>
<u>Change in Cash Balance</u>		
Balance, Beginning of Month	\$ 1,371,584	\$ 1,501,811
Monthly Deposits	705,581	207,285
Monthly Payments	(454,361)	(337,512)
Balance, End of Month	<u>\$ 1,622,804</u>	<u>\$ 1,371,584</u>
<u>Monthly Payments Summary</u>		
Significant/Unusual Expenses:		
Note and bond payments	\$ 233,740	
Humboldt Bay Development Assoc lease payment		\$ 46,350
Eel grass management plan expense		47,405
Third payday in one month		18,267
Shelter Cove tractor purchases	13,779	
Sub-total, Unusual Expenses	<u>247,519</u>	<u>112,022</u>
General operating expenses and other misc. expense	206,842	225,490
Total Cash Payments	<u>\$ 454,361</u>	<u>\$ 337,512</u>
<u>Monthly Deposits Summary</u>		
Significant/Unusual Revenues:		
Property taxes and interest on cash in treasury	\$ 517,301	
Interest Payment on NMTC note receivable	40,187	
EPA Grant deposit	26,783	\$ 38,202
Sub-total, Unusual Revenues	<u>584,271</u>	<u>38,202</u>
General revenues	121,310	169,083
Total Cash Receipts	<u>\$ 705,581</u>	<u>\$ 207,285</u>

2:57 PM

02/16/18

Accrual Basis

Humboldt Bay Harbor, Recreation & Conservation District

Account QuickReport

As of December 31, 2017

Date	Num	Name	Memo	Amount
12/01/2017		Tri Counties Bank	Fed PR taxes	-3,966.14
12/13/2017		CalPERS 457 Program	Employer 457 match	-225.00
12/13/2017		CalPERS 457 Program	Employee deferred comp	-1,375.00
12/13/2017		PERS	Retirement	-2,849.69
12/15/2017		Employment Development Department	State PR taxes	-1,055.47
12/15/2017		Tri Counties Bank	Fed PR taxes	-3,694.78
12/14/2017		QuickBooks Payroll Service	Payroll	-11,825.24
12/21/2017		Employment Development Department	State PR taxes	-1.69
12/21/2017		Tri Counties Bank	Fed PR taxes	-38.78
12/27/2017		CalPERS 457 Program	457 employer match	-250.00
12/27/2017		CalPERS 457 Program	Employee deferred comp	-1,833.00
12/27/2017		PERS	Retirement	-3,065.00
12/13/2017		PERS	Retirement	-3,065.00
12/28/2017		QuickBooks Payroll Service	Payroll	-17,045.37
12/27/2017		PERS	Retirement	-238.37
12/27/2017		PERS	Retirement	-152.03
12/28/2017		Tri Counties Bank	Fed PR taxes	-4,247.72
12/29/2017		Employment Development Department	State PR taxes	-1,132.27
12/29/2017		Employment Development Department	State PR taxes	-575.32
12/15/2017			Service Charge	-120.47
12/04/2017	EFT	Wells Fargo Equipment Finance	RT2 forklift	-565.09
12/01/2017	57375	Aflac	SB616	-294.14
12/05/2017	57376	California Redwood Co.	Red Tank	-922.75
12/05/2017	57377	California Special Districts Association	Dues	-6,358.00
12/05/2017	57378	Campton Electric Supply	RT2	-103.34
12/05/2017	57379	City of Eureka	Utilities WI	-9,532.02
12/05/2017	57380	Coastal Business Systems, Inc.	Copier lease	-268.22
12/05/2017	57381	Higgins, Pat.	Rimbursement	-43.11
12/05/2017	57382	Humboldt Community Services District	3165	-156.16
12/05/2017	57383	North Coast Laboratories, LTD	FL testing	-205.00
12/05/2017	57384	Recology Eel River	SC garbage	-403.20
12/05/2017	57385	Schmidt, Marc	Tenant Refund	-76.40
12/05/2017	57386	Southwest Answering Service	Answering service WI	-105.00
12/05/2017	57387	State Water Resource Control Board	RT2	-195.47
12/06/2017	57388	101Netlink	Wifi	-693.61
12/08/2017	57389	T & M Equipment	Used New Holland 6530 Tractor	-8,137.50
12/08/2017	57390	Sequoia Personnel Service	Temp maint WI	-1,485.00
12/13/2017	57391	Advanced Security Systems	WI qtr monitoring	-184.50
12/13/2017	57392	Andrew Johnson Family Trust	Tenant Refund	-212.70
12/13/2017	57393	B & B Portable Toilets	RMT	-77.21
12/13/2017	57394	Buddy's Auto Center, Inc.	Tractor tow Samoa to SC	-718.75
12/13/2017	57395	California Assoc. of Port Authorities	Qtr dues	-3,179.75
12/13/2017	57396	Cline, Jack	Tenant Refund	-103.74
12/13/2017	57397	Coastal Tractor	SC tractor	-5,641.51

Humboldt Bay Harbor, Recreation & Conservation District

Account QuickReport

As of December 31, 2017

12/13/2017	57398	Costco Wholesale	Mtg supplies	-271.36
12/13/2017	57399	Dockal & Associates	Professional services	-1,190.00
12/13/2017	57400	Don's Rent All	Equip rental	-108.85
12/13/2017	57401	Eureka Oxygen Company	sc	-15.00
12/13/2017	57402	Grainger	Maint	-336.02
12/13/2017	57403	Hensell Materials, Inc.	RT2	-27.13
12/13/2017	57404	Humboldt Bay Municipal Water Dist	RT2 water	-771.56
12/13/2017	57405	Keenan Supply	RT2	-354.60
12/13/2017	57406	Marine Travelift Inc.	Travelift	-228.27
12/13/2017	57407	Mendes Supply Company	Janitorial	-671.54
12/13/2017	57408	Nilsen Company	RT2	-21.69
12/13/2017	57409	Nylex.net	PC repair	-365.00
12/13/2017	57410	Pacific Coast Congress	Dues	-265.00
12/13/2017	57411	Precision Intermedia	Web hosting	-60.00
12/13/2017	57412	Schmidbauer Lumber	RT2	-274.32
12/13/2017	57413	Security Lock & Alarm	Keys	-374.18
12/13/2017	57414	Shelter Cove General Store, Inc.	SC fuel	-7.00
12/13/2017	57415	SHN Consulting Engineers & Geol	RT2	-3,312.50
12/13/2017	57416	Standard Insurance Company	Life Ins.	-189.80
12/13/2017	57417	State Water Resource Control Board	FL annual permit fee	-1,400.00
12/13/2017	57418	Thrifty Supply	Maint	-41.74
12/13/2017	57419	Tony Gosselin & Sons	RT2	-1,287.28
12/13/2017	57420	Watco Industrial Flooring, Inc.	WI bathroom nonskid flooring	-870.54
12/13/2017	57421	Western Chainsaw	RT2	-152.05
12/13/2017	57422	California Redwood Co.	Red Tank	-793.05
12/13/2017	57423	Humboldt No. 1 Fire Protection District	Assessments	-336.00
12/13/2017	57424	Tri Counties Bank	Dock power boxes	-3,826.70
12/15/2017	57436	Juchter, Rick	SC per diem 12-6, 12-7, 12-8	-222.00
12/15/2017	57437	McKinley, Kit	SC per diem 12-6, 12-7, 12-8	-222.00
12/15/2017	57438	Provolt, Robert	SC per diem 12-4, 12-5, 12-6	-222.00
12/20/2017	57441	A T & T	Phone service	-462.84
12/20/2017	57442	California Redwood Co.	Red Tank	-926.93
12/20/2017	57443	Don's Rent All	Equip rental	-151.90
12/20/2017	57444	High Rock Conservation Camp	RT2	-200.00
12/20/2017	57445	Meserve, David.	Tenant Refund	-143.42
12/20/2017	57446	Napa Auto Parts	auto, SC tractot	-841.49
12/20/2017	57447	Pacific Gas & Electric	Utilities	-19,174.92
12/20/2017	57448	Pitcher's Pro Repair	Tide Gate	-800.00
12/20/2017	57449	Sequoia Personnel Service	Temp maint WI	-1,080.00
12/20/2017	57450	Staples Credit Plan	Office	-587.43
12/20/2017	57451	Verizon Wireless	Cell phones	-467.64
12/26/2017	57452	B & B Portable Toilets	RMT	-77.21
12/26/2017	57453	Bay Tank & Boiler Works	WI water heater	-5.69
12/26/2017	57454	CA Harbor Masters & Port Captair	Dues	-300.00
12/26/2017	57455	Campton Electric Supply	Maint	-307.51
12/26/2017	57456	City of Eureka	WI water & sewer	-8,870.52
12/26/2017	57457	Corbaley, Rick and Mary	Tenant Refund	-300.30

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Humboldt Bay Harbor, Recreation & Conservation District

Account QuickReport

Accrual Basis

As of December 31, 2017

12/26/2017	57458	Englund Marine Supply	Maint	-396.80
12/26/2017	57459	Eureka Oxygen Company	Cyl rent	-163.40
12/26/2017	57460	FedEx	Office shipping	-17.61
12/26/2017	57461	Humboldt Bay Municipal Water Dist	RT2 water pumping	-340.92
12/26/2017	57462	Humboldt Mechanical Solutions	Boiler repair WI	-380.36
12/26/2017	57463	Humboldt Towing	Tow Ford	-173.25
12/26/2017	57464	Hummel Tire & Wheel	SC	-413.56
12/26/2017	57465	Mendes Supply Company	Janitorial	-233.86
12/26/2017	57466	Nylex.net	Domain setup	-52.50
12/26/2017	57467	Occupational, Environmental Health	Employment physicals	-280.00
12/26/2017	57468	Pierson Building Center	RT2, FL, WI	-1,002.87
12/26/2017	57469	Planwest Partners, Inc.	District Planner	-14,598.50
12/26/2017	57470	PPG Architectural Finishes	RT2	-450.84
12/26/2017	57471	Recology Eel River	SC	-403.20
12/26/2017	57472	Recology Humboldt County	Garbage	-3,766.83
12/26/2017	57473	Renner Petroleum	Fuel	-807.46
12/26/2017	57474	Schmidbauer Lumber	RMT	-295.00
12/26/2017	57475	Security Lock & Alarm	WI	-58.59
12/26/2017	57476	Shelter Cove Resort Improvement	SC utilities	-296.77
12/26/2017	57477	State Water Resource Control Bd	Fees	-16,853.00
12/26/2017	57478	U S Bank Corporate Payment Sys	Mtgs, maint, etc.	-3,497.57
12/26/2017	57479	Woodley Island Ship Shop	Rope repair	-20.00
12/26/2017	57480	World Oil Environmental Services	Used oil	-120.00
12/26/2017	57481	BBVA Compass	Loan payment	-153,403.17
12/26/2017	57482	BBVA Compass	Loan payment	-80,337.14
12/27/2017	57483	Hester, Michael	SC Per Diem 12-13, 12-14, 12-15, 12-1	-518.00
12/27/2017	57484	Juchter, Rick	SC Per Diem 12-13 and 12-14	-148.00
12/27/2017	57485	Moors, Cory	SC Per Diem 12-20, 12-21, 12-22	-222.00
12/27/2017	57486	Provolt, Robert	SC Per Diem	-532.00
12/29/2017	57503	Coldwell Banker Commerical Paci	Commission of RT2 property	-1,080.00
12/29/2017	57504	David L. Moonie & Company	Professional services	-2,399.00
12/29/2017	57505	Eureka Chamber of Commerce	Dues	-190.00
12/29/2017	57506	Francotyp-Postalia	Postage meter maint	-178.66
12/29/2017	57507	Gelger	WITidebooks	-566.91
12/29/2017	57508	Gill, Lathe	Tenant Refund	-113.40
12/29/2017	57509	ICF Jones & Stokes, Inc.	Mariculture pre-permitting, Starbird	-1,341.25
12/29/2017	57510	National Pen	Pens	-229.99
12/29/2017	57511	SHN Consulting Engineers & Geol	Professional services	-7,468.65
12/29/2017	57512	Southwest Answering Service	WI answering service	-170.40
12/29/2017	57513	Thrifty Supply	Maint	-677.85
12/29/2017	57514	Times Printing Co	Business cards	-157.87

-443,690.67-443,690.67

HUMBOLDT BAY HARBOR, RECREATION
AND CONSERVATION DISTRICT

PERMIT AND AGREEMENT TO
OPERATE A BED AND BREAKFAST BUSINESS

Startare Drive
Woodley Island Marina
P.O. Box 1030
Eureka, CA 95501

PERMITTEE:

R. Charles (Doby) and Kim Class
dba *First Class*
1578 10th Street
Arcata, CA 95521

This Permit and Agreement is executed in triplicate at Woodley Island Marina, Eureka, California, between HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, hereinafter referred to as "District", and **R. Charles (Doby) and Kim Class**, dba ***FIRST CLASS*** hereinafter referred to as "**R. Charles (Doby) and Kim Class.**"

WHEREAS, **R. Charles (Doby) and Kim Class** will be the Lessees of Slip Number 01, Float G, at the Woodley Island Marina for the sailing vessel *OBSESSION*, pursuant to a Berthing Permit and Rental Agreement for the Woodley Island Marina, a copy of which is attached hereto and incorporated by reference as Exhibit "A" hereto; and

WHEREAS, on or about February 16, 2018 **R. Charles (Doby) and Kim Class** made a written application to renew their Permit and Agreement to operate the Bed and Breakfast business ***First Class*** on the sailing vessel *OBSESSION* moored at Slip Number 01 Float G at the Woodley Island Marina; and

WHEREAS, Ordinance Number 9, Section 6.78, subparagraph (a) of the District prohibits any commercial endeavor or charter service for hire without a special permit from the District.

AFTER REVIEW AND CONSIDERATION thereof by the Board of Commissioners of the District of the application of **R. Charles (Doby) and Kim Class**:

THE PARTIES, THEREFORE, AGREE AS FOLLOWS:

1. District shall permit **R. Charles (Doby) and Kim Class**, to operate the business **First Class** for the purpose of a Bed and Breakfast at the Woodley Island Marina. The Bed and Breakfast shall consist primarily of overnight accommodations and may include sailing excursions. Diving or diving instruction from or on said vessel shall not be allowed and shall be prohibited at all times at any locations within or without the boundaries of Woodley Island Marina while **R. Charles (Doby) and Kim Class** operates the business of a Bed and Breakfasts from the Woodley Island Marina.
2. The term of this Permit and Agreement shall be for one (1) year commencing May 01, 2018 and terminating on April 30, 2019. District or **R. Charles (Doby) and Kim Class** may terminate this Permit and Agreement by giving sixty (60) days written notice of termination to the other party. District may terminate this Permit and Agreement with **R. Charles (Doby) and Kim Class** with or without cause or reason by giving **R. Charles (Doby) and Kim Class** sixty (60) days written notice of termination and **R. Charles (Doby) and Kim Class** shall terminate their business, as defined in Paragraph 1, (60) days from the date of personal service of said written notice of termination or sixty (60) days from the date of deposit or the written notice of termination deposited, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail, and addressed to **R. Charles (Doby) and Kim Class**, at **1578 10th Street, Arcata, CA 95521**.

In the event **R. Charles (Doby) and Kim Class** are in default of any of the provisions of the Berthing Permit and Rental Agreement for the Woodley Island Marina, a copy of which is attached hereto as Exhibit "A", and **R. Charles (Doby) and Kim Class's** Berthing Permit is terminated pursuant to

said Agreement, this Permit and Agreement to operate a *Bed and Breakfast* shall terminate forthwith on the date of termination of **R. Charles (Doby) and Kim Class**'s Berthing Permit and Rental Agreement for the Woodley Island Marina without the requirement of the hereinabove set forth sixty (60) day notice of termination provisions.

3. In addition to the monthly rental payable by **R. Charles (Doby) Class and Kim Class** to the District pursuant to the Berthing Permit and Rental Agreement for the Woodley Island Marina, a copy of which is attached hereto as Exhibit "A", **R. Charles (Doby) and Kim Class** shall pay District the sum of two hundred fifty dollars and no cents (\$250.00) per year, however all rates may be changed pursuant to paragraph 3 of the Berthing Permit and Rental Agreement for Woodley Island Marina which provides that the District may change or increase the rates by giving thirty (30) days notice.
4. On or prior to the date of the Agreement, to wit: April 30, 2018, **R. Charles (Doby) and Kim Class** shall purchase and maintain throughout the term of the Permit and Agreement Commercial General Liability insurance covering **R. Charles (Doby) and Kim Class** pursuant to the terms of this Permit and Agreement. Said insurance policy of "protection and indemnity insurance" insuring **R. Charles (Doby) and Kim Class** from liability for bodily injury, death, or property damage as a result of their operation and shall name District as an additional insured and provide District, prior to April each year, with a Certificate of Insurance stating the amount of the insurance and proof that the District is an additional named insured, and the agreement of said insurance company that District shall be notified forthwith of the event of non-payment of the premium or termination of said insurance policy. The amount of insurance shall be One Million Dollars and no cents (\$1,000,000.00) per occurrence. In the event said liability insurance policy referred to in the Paragraph 4 is cancelled or terminated, **R. Charles (Doby) and Kim Class** shall forthwith cease and stop their **FIRST CLASS** business at District's

premises at the Woodley Island Marina and shall not resume operations until said liability insurance policy is fully reinstated and in full force and effect.

5. **R. Charles (Doby) and Kim Class** shall, prior to commencing operation of **FIRST CLASS**, obtain any and all necessary permits and licenses, if applicable, including but not limited to City of Eureka business license and United States Coast Guard vessel inspection. A United States Coast Guard inspection shall be conducted annually.
6. **R. Charles (Doby) and Kim Class** agrees that neither the Humboldt Bay Harbor, Recreation and Conservation District, nor its Board of Commissioners, nor any Officer of the District shall be liable to any extent for the injury or damages to any person or property or for the death of any person arising out of or connected with **R. Charles (Doby) and Kim Class**, and **R. Charles (Doby) and Kim Class** shall indemnify and hold harmless District, its Commissioners, and Officers free and harmless from any liability for any such injury, death or damages. In addition, **R. Charles (Doby) and Kim Class** agrees to hold harmless, indemnify, and hold District non-responsible for any of **R. Charles (Doby) and Kim Class**'s operations according to the provisions of paragraphs 11, 13, and 19 of the Berthing Permit and Rental Agreement for Woodley Island Marina, a copy of which is attached hereto as Exhibit "A" and incorporated by reference as though set forth in full.
7. **R. Charles (Doby) and Kim Class** at all times shall comply and shall obtain compliance of Lessees' family, agents, employees, business visitors, and invitees of all laws, ordinances, rules and regulations, including Ordinance No.9, the Woodley Island Marina Rules and Regulations, and those of local, state, and federal government.
8. **R. Charles (Doby) and Kim Class** at all times shall ensure that walkways and finger piers are not obstructed in any manner. No tires, ropes, canvas, or other material shall be nailed or attached to finger piers, docks, and piles

without the written approval of the District. No person shall throw, discharge, or deposit from any vessel or from the shore or float or in any other manner, any waste, fish or shellfish parts into or upon the waters of the Woodley Island Marina or upon the banks, walls, sidewalks, or parking areas within the boundaries of the Woodley Island Marina. No person shall place or leave waste, dead animals, fish, shellfish, bait, or other putrefying matter on or along seawalls, harbor structures, floats, piers, sidewalks, or parking areas within the boundaries of the Woodley Island Marina. Vessel must be kept free of trash and waste product so as not to attract seagulls, sea lions, harbor seals, and other animals. All trash and waste product shall be properly disposed of each day.

9. **R. Charles (Doby) and Kim Class** may place a sign on the vessel the size of which must be approved by the District's Executive Director. **R. Charles (Doby) and Kim Class** may place a directional sign for incoming traffic onto Woodley Island Marina in an area approved by the Executive Director. Type and size of all signs are to be approved by the Executive Director of the District and, shall reasonably conform in size, shape, and colors of the signs heretofore existing on Woodley Island and the Woodley Island Marina.
10. This Permit and Agreement is not transferable or assignable by **R. Charles (Doby) and Kim Class** without approval in writing by the District. Any transfer of assignment or attempted transfer or assignment of this Permit by **R. Charles (Doby) and Kim Class** shall be null and void.
11. This Permit and Agreement is non-exclusive and District retains the right to enter into agreements with and grant permits to other persons or business for the same purposes as set forth in this Permit and Agreement.
12. The covenants and conditions herein contained shall apply to and bind the heirs, legal representatives, successors, and assigns of all of the parties hereto; and all of the parties hereto shall be jointly and severally liable hereunder.

13. Time is of the essence of this Permit and Agreement and of each and every covenant, term, and condition, and provision hereof.
14. **R. Charles (Doby) and Kim Class** is hereby notified by the District that this Permit and Agreement to Operate **FIRST CLASS** in conjunction with the Berthing Permit and Rental Agreement for a vessel at the Woodley Island Marina or property interests created herein, if any, may be subject to a possessory interest tax or property taxation if created pursuant to Sections 107 to 108 of the California Revenue and Taxation Code and that **R. Charles (Doby) and Kim Class** and/or the party in whom the possessory interest is vested may be subject to the payment of property taxes levied upon such interests. **R. Charles (Doby) and Kim Class** agrees and acknowledges that they have actual notice pursuant to Section 107.6 of the California Revenue and Taxation Code and that **R. Charles (Doby) and Kim Class** may be required to pay a possessory interest tax as a result of this Permit and Agreement to operate a Bed and Breakfast in conjunction with the Berthing Permit and Rental Agreement for the vessel for Woodley Island Marina. **R. Charles (Doby) and Kim Class** hereby acknowledge that they have actual knowledge of the existence of a possessory interest tax and have read the provision of Section 107 to 108 of the California Revenue and Taxation Code. **R. Charles (Doby) and Kim Class** agrees to and shall pay all possessory interest taxes levied by any governmental agency by reason of this Permit and Agreement and their Berthing Permit and Rental Agreement for their vessel, for Woodley Island Marina.

EXECUTED on, _____, 2018, by authority of the Board of Commissioners of the HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT.

**RICHARD MARKS, President
Board of Commissioners
HUMBOLDT BAY HARBOR, RECREATION,
AND CONSERVATION DISTRICT**

R. Charles (Doby) and Kim Class, dba, *First Class*, as Permittees in this Permit and Agreement hereby accepts and agrees to all terms and conditions herein above set forth.

Dated: _____, 2018

By _____
**R. Charles (Doby) Class, Owner
*FIRST CLASS***

Dated: _____, 2018

By _____
**Kim Class, Owner
*FIRST CLASS***

2018 *FIRST CLASS*
Page 7 of 7

HUMBOLDT BAY HARBOR, RECREATION
AND CONSERVATION DISTRICT

PERMIT AND AGREEMENT TO
OPERATE A CHARTER SERVICE

Startare Drive
Woodley Island Marina
P.O. Box 1030
Eureka, CA 95501

PERMITTEE:

Andrew Smyth
dba North Coast Sportfishing
1525 Anderson Road
McKinleyville, CA 95519

This Permit and Agreement is executed in triplicate at Woodley Island Marina, Eureka, California, between HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, hereinafter referred to as "District", and **Andrew Smyth**, dba **North Coast Sportfishing** hereinafter referred to as "**Andrew Smyth**."

WHEREAS, **Andrew Smyth** will be the Lessees of Slip Number 21, Float I, at the Woodley Island Marina for vessel **WHISKEY TANGO FOXTROT**, pursuant to a Berthing Permit and Rental Agreement for the Woodley Island Marina, a copy of which is attached hereto and incorporated by reference as Exhibit "A" hereto; and

WHEREAS, on or about February 16, 2018, **Andrew Smyth** made a written application to the District for a Permit from the District to operate the business **North Coast Sportfishing** on the vessel **WHISKEY TANGO FOXTROT** moored at Slip Number 21, Float I, at the Woodley Island Marina; and

WHEREAS, Ordinance Number 9, Section 6.78, subparagraph (a) of the District prohibits any commercial endeavor or charter service for hire without a special permit from the District.

AFTER REVIEW AND CONSIDERATION thereof by the Board of Commissioners of the District of the application of **Andrew Smyth**:

2018 North Coast Sportfishing
Page 1 of 6

THE PARTIES, THEREFORE, AGREE AS FOLLOWS:

1. District shall permit **Andrew Smyth, North Coast Sportfishing**, to operate the business **North Coast Sportfishing** for the purpose of charter service at the Woodley Island Marina. The charter services shall consist primarily of sport fishing. Diving or diving instruction from or on said vessel shall not be allowed and shall be prohibited at all times at any locations within or without the boundaries of Woodley Island Marina while **Andrew Smyth** operates the business of charter services from the Woodley Island Marina.
2. The term of this Permit and Agreement shall be for **one (1) year commencing May 01, 2018** and terminating on **April 30, 2019**. District or **Andrew Smyth** may terminate this Permit and Agreement by giving sixty (60) days written notice of termination to the other party. District may terminate this Permit and Agreement with **Andrew Smyth** with or without cause or reason by giving **Andrew Smyth** sixty (60) days written notice of termination and **Andrew Smyth** shall terminate their business, as defined in Paragraph 1, (60) days from the date of personal service of said written notice of termination or sixty (60) days from the date of deposit or the written notice of termination deposited, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail, and addressed to **Andrew Smyth**, at 1525 Anderson Road, McKinleyville, CA 95519.

In the event **Andrew Smyth** is in default of any of the provisions of the Berthing Permit and Rental Agreement for the Woodley Island Marina, a copy of which is attached hereto as Exhibit "A", and **Andrew Smyth's** Berthing Permit is terminated pursuant to said Agreement, this Permit and Agreement to operate a *Charter Service* shall terminate forthwith on the date of termination of **Andrew Smyth's** Berthing Permit and Rental Agreement for the Woodley Island Marina without the requirement of the hereinabove set forth sixty (60) day notice of termination provisions.

3. In addition to the monthly rental payable by **Andrew Smyth** to the District pursuant to the Berthing Permit and Rental Agreement for the Woodley Island Marina, a copy of which is attached hereto as Exhibit "A", **Andrew Smyth** shall pay District the sum of Two hundred fifty dollars and no cents (\$250.00) per year, however all rates may be changed pursuant to paragraph 3 of the Berthing Permit and Rental Agreement for Woodley Island Marina which provides that the District may change or increase the rates by giving thirty (30) days notice.
4. On or prior to the date of the Agreement, to wit: **May 01, 2018**, **Andrew Smyth** shall purchase and maintain throughout the term of the Permit and Agreement **Commercial General Liability** insurance covering **Andrew Smyth** pursuant to the terms of this Permit and Agreement. Said insurance policy of "protection and indemnity insurance" insuring **Andrew Smyth** from liability for bodily injury, death, or property damage as a result of their operation and shall name District as an additional insured and provide District, prior to **May 01** each year, with a Certificate of Insurance stating the amount of the insurance and proof that the District is an additional named insured, and the agreement of said insurance company that District shall be notified forthwith of the event of non-payment of the premium or termination of said insurance policy. The amount of insurance shall be One Million Dollars and no cents (\$1,000,000.00) **per occurrence**. In the event said liability insurance policy referred to in the Paragraph 4 is cancelled or terminated, **Andrew Smyth** shall forthwith cease and stop their **North Coast Sportfishing** business at District's premises at the Woodley Island Marina and shall not resume operations until said liability insurance policy is fully reinstated and in full force and effect.
5. **Andrew Smyth** shall, prior to commencing operation of **North Coast Sportfishing**, obtain any and all necessary permits, if applicable, including but not limited to City of Eureka business license and **California Department of Fish and Wildlife** licenses.

6. **Andrew Smyth** agrees that neither the Humboldt Bay Harbor, Recreation and Conservation District, nor its Board of Commissioners, nor any Officer of the District shall be liable to any extent for the injury or damages to any person or property or for the death of any person arising out of or connected with **Andrew Smyth**, and **Andrew Smyth** shall indemnify and hold harmless District, its Commissioners, and Officers free and harmless from any liability for any such injury, death or damages. In addition, **Andrew Smyth** agrees to hold harmless, indemnify, and hold District non-responsible for any of **Andrew Smyth's** operations according to the provisions of paragraphs 11, 13, and 19 of the Berthing Permit and Rental Agreement for Woodley Island Marina, a copy of which is attached hereto as Exhibit "A" and incorporated by reference as though set forth in full.
7. **Andrew Smyth** at all times shall comply and shall obtain compliance of Lessees' family, agents, employees, business visitors, and invitees of all laws, ordinances, rules and regulations, including Ordinance No.9, the Woodley Island Marina Rules and Regulations, and those of local, state, and federal government.
8. **Andrew Smyth** at all times shall ensure that walkways and finger piers are not obstructed in any manner. No tires, ropes, canvas, or other material shall be nailed or attached to finger piers, docks, and piles without the written approval of the District. No person shall throw, discharge, or deposit from any vessel or from the shore or float or in any other manner, any waste, fish or shellfish parts into or upon the waters of the Woodley Island Marina or upon the banks, walls, sidewalks, or parking areas within the boundaries of the Woodley Island Marina. No person shall place or leave dead animals, fish, shellfish, bait, or other putrefying matter on or along seawalls, harbor structures, floats, piers, sidewalks, or parking areas within the boundaries of the Woodley Island Marina. Vessel must be kept free of trash and waste product so as not to attract seagulls, sea lions, harbor seals, and other

- animals. All trash and waste product shall be properly disposed of each day.
9. **Andrew Smyth** may place a sign on the vessel the size of which must be approved by the District's Executive Director. **Andrew Smyth** may place a directional sign for incoming traffic onto Woodley Island Marina in an area approved by the Executive Director. Type and size of all signs are to be approved by the Executive Director of the District and, shall reasonably conform in size, shape, and colors of the signs heretofore existing on Woodley Island and the Woodley Island Marina.
 10. This Permit and Agreement is not transferable or assignable by **Andrew Smyth** without approval in writing by the District. Any transfer of assignment or attempted transfer or assignment of this Permit by **Andrew Smyth** shall be null and void.
 11. This Permit and Agreement is non-exclusive and District retains the right to enter into agreements with and grant permits to other persons or business for the same purposes as set forth in this Permit and Agreement.
 12. The covenants and conditions herein contained shall apply to and bind the heirs, legal representatives, successors, and assigns of all of the parties hereto; and all of the parties hereto shall be jointly and severally liable hereunder.
 13. Time is of the essence of this Permit and Agreement and of each and every covenant, term, and condition, and provision hereof.
 14. **Andrew Smyth** is hereby notified by the District that this Permit and Agreement to Operate **North Coast Sportfishing** in conjunction with the Berthing Permit and Rental Agreement for a vessel at the Woodley Island Marina or property interests created herein, if any, may be subject to a possessory interest tax or property taxation if created pursuant to Sections 107 to 108 of the California Revenue and Taxation Code and that **Andrew Smyth** and/or the party in whom the possessory interest is vested may be subject to the payment of property taxes levied upon such interests. **Andrew**

Smyth agrees and acknowledges that they have actual notice pursuant to Section 107.6 of the California Revenue and Taxation Code and that **Andrew Smyth** may be required to pay a possessory interest tax as a result of this Permit and Agreement to operate a charter service in conjunction with the Berthing Permit and Rental Agreement for the vessel for Woodley Island Marina. **Andrew Smyth** hereby acknowledge that they have actual knowledge of the existence of a possessory interest tax and have read the provision of Section 107 to 108 of the California Revenue and Taxation Code. **Andrew Smyth** agrees to and shall pay all possessory interest taxes levied by any governmental agency by reason of this Permit and Agreement and their Berthing Permit and Rental Agreement for their vessel, for Woodley Island Marina.

EXECUTED on, _____, 2018, by authority of the Board of Commissioners of the HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT.

**Richard Marks, President
Board of Commissioners
HUMBOLDT BAY HARBOR, RECREATION,
AND CONSERVATION DISTRICT**

Andrew Smyth, dba, *North Coast Sportfishing*, as Permittee in this Permit and Agreement hereby accepts and agrees to all terms and conditions herein above set forth.

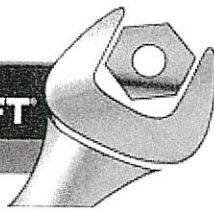
Dated: _____, 2018

By _____
**Andrew Smyth, Owner
*North Coast Sportfishing***

Agenda Item 7.d

QUOTATION / PROFORMA INVOICE

MARINE TRAVELIFT
CustomerCare
 SERVICE • SUPPORT • SOLUTIONS



PAGE

1

DATE

2/15/2018

UNLESS OTHERWISE SPECIFIED,
 FREIGHT TERMS FOR ALL PARTS ORDERS ARE FOB
 FACTORY FOR US SHIPMENTS AND FCA FACTORY
 FOR SHIPMENTS OUTSIDE OF THE US.

49 EAST YEW STREET
 Sturgeon Bay, WI 54235 USA
 PHONE: (920) 743-6202
 FAX: (920) 746-4298
 EMAIL: parts@marinetraavelift.com

SOLD TO HUMBOLDT BAY HARBOR
 RECREATION & CONSERV DIST
 PO BOX 1030
 EUREKA CA 95502-1030

SHIP TO

HUMBOLDT BAY HARBOR
 RECREATION & CONSERV DIST
 601 STARTARE DRIVE
 WOODLEY ISLAND MARINA
 EUREKA CA 95501

QUOTENO	QUOTEDATE	CUSTOMERNO	LOC	SLSMN	PURCHASE ORDER NO.	UNIT NUMBER	SHIP VIA	COL/PPD
00122992	2/15/2018	M05010	40	192	CYLINDERS		TO ADVISE	PREPAID
QTY QUOTED		ITEM NUMBER / DESCRIPTION				UOM	LIST PRICE	EXTENDED LIST PRICE
2	0	800452M1				EA	4,809.00	9,618.00
		CYL, HYD						
PRICE BREAK ON QTY 2 AND LEAD TIME IS INDICATED ON QUOTE. STANDARD PART PRICE FOR QTY 1 IS \$7026.00 EACH AS A RESULT OF THE INSPECTION, THE CUSTOMER WILL RECEIVE A 10% PARTS DISCOUNT ON ORDER. \$9618.00 - 10% = \$8656.20 IF ORDERED BEFORE 2/28/18 FREE STANDARD GROUND SHIPPING APPLICABLE TAXES NOT INCLUDED ON QUOTE From: 4/12/2018								

COPY

TERMS TBD

Order Line Value: 9,618.00

UNLESS OTHERWISE SPECIFIED, FREIGHT TERMS FOR ALL PARTS ORDERS ARE FOB FACTORY FOR US SHIPMENTS AND FCA FACTORY FOR SHIPMENTS OUTSIDE OF THE US.
 - Quote valid one month from the quotation date. - Sales tax not included in quoted total. - Freight quote and proforma invoice available on request.



Date: February 14, 2018

To: Chair and Clerk to the Boards of:

Arcata Fire Protection District
Humboldt Bay Municipal Water District
Humboldt Bay Harbor, Recreation and Conservation District
North Humboldt Recreation and Park District
Fortuna Fire Protection District
Fortuna Cemetery District
Rohner Community Recreation and Park District

From: Colette Metz, LAFCo Administrator

**Subject: Call for Nominations: Special District Appointment to Countywide
Redevelopment Agency (RDA) Oversight Board**

This call for nominations describes the process of nominating and selecting a special district representative to the Humboldt County Redevelopment Agency Oversight Board.

Reason for Nomination

In 2011, the State of California dissolved redevelopment agencies throughout the state and created redevelopment agency (RDA) oversight boards as successor agencies. As part of that same legislation, as of July 1, 2018, the more than 400 RDA oversight boards in California will be consolidated into one oversight board per county.

In accordance with Health and Safety Code Section 34179(j), up to seven members are allowed on each countywide RDA oversight board, one of whom "may be appointed by the independent special district selection committee established pursuant to Section 56332 of the Government Code, for the types of special districts that are eligible to receive property tax revenues pursuant to Section 34188."

When no independent special district selection committee exists, or when it is not feasible for the committee to meet, state law authorizes the LAFCo Executive Officer to manage the business of the committee by mail. Humboldt LAFCo has historically conducted a mailed ballot election process for purposes of selecting special district representatives to serve on LAFCo. For this reason, the California Special District Association (CSDA) has requested that LAFCo administer the operations of the Selection Committee to ensure a special district representative is locally appointed to the consolidated RDA oversight board. If the Selection Committee fails to act by July 15, 2018, the governor will make the appointment on its behalf.

Selection of Special District Representative

In Humboldt County, there are currently three (3) RDA oversight boards: Arcata, Eureka and Fortuna. Previously, special district representatives for each of these RDA oversight boards were "appointed by the largest special district, by property tax share" pursuant to Health and Safety Code 34179(3)(A). However, the new selection process outlined in Section 34179(j)(3) does not restrict appointment based on the highest proportionate property tax share of special districts. Therefore, the Humboldt County Auditor-Controller has provided a list of districts that have territory in the jurisdiction of a former RDA and are eligible to receive property tax distributions from the Redevelopment Property Tax Trust Fund pursuant to Section 34188, as follows:

1. Arcata RDA Oversight Board

Current Arcata RDA District Representative:

Justin McDonald, Arcata Fire Protection District

Eligible Districts:

Arcata Fire Protection District

Humboldt Bay Municipal Water District

Humboldt Bay Harbor, Recreation and Conservation District

North Humboldt Recreation and Park District

2. Eureka RDA Oversight Board

Current Eureka RDA District Representative:

Bruce Rupp, Humboldt Bay Municipal Water District

Eligible Districts:

Humboldt Bay Municipal Water District

Humboldt Bay Harbor, Recreation and Conservation District

3. Fortuna RDA Oversight Board

Current Fortuna RDA District Representative:

Lon Winburn, Fortuna Fire Protection District

Eligible Districts:

Fortuna Fire Protection District

Fortuna Cemetery District

Rohner Community Recreation and Park District

Humboldt Bay Harbor, Recreation and Conservation District

All districts listed may nominate and vote for the special district representative to the Countywide RDA Oversight Board.

Process to Nominate a Special District Representative

The above referenced special districts are eligible to nominate one person, a board member or managerial employee (as defined by that district's Board of Directors), for election to the consolidated RDA oversight board in Humboldt County. A copy of the district's resolution or minute action must accompany the nomination.

The deadline for receiving nominations is March 30, 2018. Nominations and supporting documentation may be mailed, faxed, or e-mailed to LAFCo.

Humboldt LAFCo
1125 16th Street, Suite 202
Arcata, CA 95521
E-mail: administrator@humboldtlafco.org
Fax: 707-825-9181

LAFCo will mail ballots no later than April 11th. The ballots must be received by LAFCo no later than 5:00 p.m. on June 15, 2018. The successful candidate will be notified and election results mailed no later than June 29th.

If you have any questions, please contact Colette Metz at 707-445-7508 or administrator@humboldtlafco.org.

COMMISSIONERS1st Division

Larry Doss

2nd Division

Greg Dale

3rd Division

Stephen Kullmann

4th Division

Richard Marks

5th Division

Patrick Higgins

Agenda Item 10.a
Humboldt Bay
Harbor, Recreation and Conservation District
 (707) 443-0801
 P.O. Box 1030
 Eureka, California 95502-1030



STAFF REPORT - HARBOR DISTRICT MEETING

March 22, 2018

TO: Honorable Board President and Harbor District Board Members

FROM: Larry Oetker, Executive Director

DATE: March 16, 2018

TITLE: Authorize Executive Director to execute contract with Ryan Schneider Construction Inc. in the amount of \$52,000 for the Humboldt Bay Piling Removal Project.

RECOMMENDATION:

It is recommended that the Board: Approve a contract with Ryan Schneider Construction Inc. in the amount of \$52,000 for the Humboldt Bay Piling Removal Project.

INTRODUCTION:

The removal of 21 derelict piles mitigates for habitat loss associated with the subtidal mariculture pre-permitting project. Approved pile removal methods, required Best Management Practices (BMP's), and pile locations including maps and geographic coordinates are described in the Humboldt Bay Subtidal Mariculture Pre-permitting Project Marine Habitat Mitigation Plan, which was attached to the RFP.

DISCUSSION:

The Humboldt Bay Harbor, Recreation & Conservation District requested proposals from qualified individuals/firms to remove 21 derelict piles within Humboldt Bay. The following proposal were due by March 15; three proposals were received and reviewed by District staff.

Contractor	Piling Removal	Piling Install	Total
Mercer-Fraser Co	\$185,920	\$25,000	\$210,920
Figas Co	\$98,700	\$44,000	\$142,700
Ryan Schneider Construction	\$52,000	\$120,000	\$172,000

COMMISSIONERS1st Division

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2nd Division

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3rd Division

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5th Division

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Agenda Item 10.b

STAFF REPORT - HARBOR DISTRICT MEETING

March 22, 2018

TO: Honorable Board President and Harbor District Board Members

FROM: Larry Oetker, Executive Director

DATE: March 15, 2018

TITLE: Consideration of Initial 2018-19 District Budget Preparation Schedule

RECOMMENDATION: It is recommended that the Board: Direct Staff to implement the proposed 2018-19 Budget preparation schedule.

INTRODUCTION: The Budget is prepared annually under direction of the Executive Director. In previous years, the Board of Commissioners would approve the budget schedule for the next fiscal year's budget at a regularly scheduled Commission meeting and appoints a Budget Committee at their March meeting. The Budget Committee of two Commissioners works with staff to develop a preliminary budget and review the current year's budget and forecast. As the Director of Administrative Services position is currently vacant, the Executive Director has appointed the District Planner with the task of budget preparation. In accordance with CA Harbors and Navigation Code Section 6093, on or before June 15, the District Board shall estimate and determine the amount of money required by the Harbor District and shall adopt a preliminary budget. Per Section 6093.3, the final budget shall be reported to the Board of Supervisors not later than August 1st.

DISCUSSION: As an alternative process to establishing a subcommittee, the Executive Director requests that the Board consider budget review by the full Board in a series of regular and special meetings prior to adoption in June. Staff would use the following schedule to go through goals, revenue, and expenditures by programmatic activity. These series of meeting would double as strategy sessions which would be used by the Board, Executive Director and District Staff to get a clear understanding of where each activity is at financially and what we can reasonably accomplish within our financial means.

Date	Meeting Type	Purpose
April 26 th	Regular	Preliminary Goals, Income, and Expenditures: Redwood Marine Terminal I Redwood Marine Terminal II Fields Landing Boat Yard Shelter Cove
May 10 th	Special	Preliminary Goals, Income, and Expenditures: Woodley Island Marina Dredging
May 24 th	Regular	Preliminary Goals, Income, and Expenditures: Port Operations Conservation and Recreation Programs Administrative Services General Operating and Staffing
June 14 th	Special	Adoption of Preliminary Budget and public notice published (June 15)
June 28 th	Regular	Budget review as required
July 26 th	Regular	Adoption of Final Budget and transmission to Board of Supervisors

If the Board decides to appoint a Budget Subcommittee, Staff will work with the Board Subcommittee and present a preliminary budget to the full Board for adoption at your regular May 24th Board meeting. If the Board requires additional time, the budget hearing will be continued to a Special Meeting on June 14th to ensure compliance with Section 6093 of the CA Harbors and Navigation Code.

COMMISSIONERS

1st Division

Larry Doss

2nd Division

Greg Dale

3rd Division

Stephen Kullmann

4th Division

Richard Marks

5th 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

March 22, 2018

TO: Honorable Board President and Harbor District Board Members

FROM: Larry Oetker, Executive Director

DATE: March 16, 2018

TITLE: Consider Appointment of up to Two Board Members to the Humboldt Bay Regional Sediment Management Strategy Advisory Committee.

RECOMMENDATION: It is recommended that the Board: Determine if up to two Board Members should be appointed to the Humboldt Bay Regional Sediment Management Strategy Advisory Committee or if the membership should be comprised of non-Board Members

INTRODUCTION: The District solicited nominations for Humboldt Bay Regional Sediment Management Strategy (Management Strategy) Advisory Committee members. The Management Strategy will identify solutions for long-term management of sediment from Humboldt Bay's locally managed dredge sites (i.e., smaller channels, docks and marinas that are outside of shipping channels). The Management Strategy's environmental effects will be assessed in a Program Environmental Impact Report (PEIR). Advisory Committee members will provide input on Management Strategy and PEIR documents.

DISCUSSION: The Advisory Committee will include a well-rounded range of stakeholders including, but not limited to, local agency representatives, conservation groups, shipping interests, dock owners, fisherman, and general public members. The District Board will continue to receive regular status updates related to the Management Strategy and will be the ultimate decision maker on the PEIR, Harbor District permits and dredging contracts. If the Board decides not to appoint up to two Board Members, Board input will continue to be considered and incorporated into Strategy Development. Having Board Members on the Advisory Committee is not required. However, Board Member participation on the Advisory Committee is welcome.

Attachment A. Solicitation of Nominations to the Humboldt Bay Regional Sediment Management Strategy Advisory Committee



Solicitation of Nominations to the Humboldt Bay Regional Sediment Management Strategy Advisory Committee

Background

In Humboldt Bay, the primary mechanism for sediment management is dredging. Shipping channels are dredged by the US Army Corps of Engineers. Smaller channels, docks and marinas are dredged by local and private entities. The Coastal Regional Sediment Management Plan for the Eureka Littoral Cell¹ describes the following objectives for beneficial uses of dredged sediments from Humboldt Bay:

1. Reduce shoreline erosion and coastal storm damage;
2. Provide for environmental restoration and protection;
3. Increase natural sediment supply to the coast;
4. Restore and preserve beaches.

There are many opportunities to meet these objectives using dredged sediments from the bay. However, there are logistical and environmental challenges involved with moving sediments to the necessary locations at the correct times. The Humboldt Bay Regional Sediment Management Strategy (Management Strategy) will identify solutions for long-term management of sediment from Humboldt Bay's locally managed dredge sites (i.e., smaller channels, docks and marinas that are outside of shipping channels). The Management Strategy's environmental effects will be assessed in a Program Environmental Impact Report (PEIR). The Management Strategy and PEIR are being developed by the Humboldt Bay Harbor District in coordination with the California Resources Agency, State Coastal Conservancy and Coastal Sediment Management Workgroup.

Advisory Committee

Development of the Management Strategy and PEIR will benefit from the input of interested stakeholders including:

- Tribes.
- Local, state and federal agency representatives.
- Conservation advocacy groups.
- Dredging interests (e.g., dock owners, shippers).
- Humboldt Bay users (e.g., boaters, shellfish farmers).

Advisory Committee members will provide input on draft documents related to the management strategy and participate in 1-2 meetings per month. Meetings would be held in Eureka, CA and via phone/webinar. Participation is expected to be from March 2018 – October 2018. Members would serve on a voluntary basis, without compensation.

¹ Coastal Regional Sediment Management Plan: Eureka Littoral Cell, California, August 2017. Prepared by the California Coastal Sediment Management Workgroup; drafts through December 2013 prepared by Moffatt & Nichol under contract to the U.S. Army Corps of Engineers.

Nomination Submission

Interested individuals are encouraged to submit nomination packages to Larry Oetker (Humboldt Bay Harbor District Executive Director) at loetker@humbolddbay.org. Questions should also be directed to Mr. Oetker. Nomination packages must be received by **4 PM Thursday March 1, 2018**. Advisory Committee members will be selected by the Humboldt Bay Harbor District Executive Director.

Nomination packages should include the following information:

- Name and affiliation of the nominee.
- Nominee's address, phone number and email address.
- Nominee's resume.
- A statement of why the nominee is interested in serving on the committee.

COMMISSIONERS

1st Division

Larry Doss

2nd Division

Greg Dale

3rd Division

Stephen Kullmann

4th Division

Richard Marks

5th 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

March 22, 2018

TO: Honorable Board President and Harbor District Board Members

FROM: Larry Oetker, Executive Director

DATE: March 16, 2018

TITLE: Woodley Island Marina Dredging Status Report

RECOMMENDATION: It is recommended that the Board: Receive the status report, discuss, and provide direction as required.

INTRODUCTION: District Executive Director and Staff continue meet regularly and are in the process of developing a long-term dredging and sediment management strategy. This strategy will be coordinated with the Humboldt Bay Regional Sediment Management Program Environmental Impact Report (PEIR) and other parties that will be dredging over the next several years. As the Board well knows, the primary obstacles continue to be long fin smelt and eel grass mitigation at Fisherman's Channel and long fin smelt mitigation and environmental and financial feasibility of disposing dredge material from Woodley Island.

DISCUSSION: As the long-term strategy is developed and evaluated, permits are being pursued for the immediate dredging needs at Woodley Island Marina. One of the critical problems with permitting is that the only way that you really know what conditions and mitigation measures will be required is to apply for a permit. Over the past several years, the District has had several discussions with regulatory agencies, drafted technical studies, and evaluated mitigation alternatives. The regulatory agencies have cooperatively worked with the District to consider several project iterations and alternatives however, without a formal application and CEQA analysis of a specific project neither the agencies or the District has been able to come to any final conclusions.

As an alternative approach, the Executive Director has applied for a permit to dredge Woodley Island Marina using the clam shell method with disposal at the offshore disposal at HOOD's. Once the permit is reviewed and approved by the regulatory agencies, the District will definitively know what conditions or mitigation measures are required for that method of dredging and disposal. A permit does not require that the project be completed. A permit simply authorizes a project to proceed under the specific parameters of the permit. Staff is continuing to explore the cutter head dredge method with an upland disposal, and have told regulatory agencies that once the required long fin smelt mitigation is determined and the upland disposal site is cleared the District will very likely either amend the clam shell dredging permit or apply for a new permit as required.

The Woodley Island dredging permit application has been submitted to the U.S. Army Corps of Engineers for a total volume of up to 300,000 cubic yards over a ten year period. Dredged volume would not exceed 100,000 cy in any 12 month period. Ten year permits are being requested to give the District the flexibility to re-evaluate the facilities and shorten the recent ten year dredge cycle to avoid replicating the current state of the facilities in the future. The amount and timing of dredging is dependent on the District's available funding at the time of the project.

Permit applications/ requests for approval are also being submitted to the Environmental Protection Agency (for HOODS disposal), North Coast Regional Water Quality Control Board, California Coastal Commission, and State Lands Commission. Review by state and federal fish and wildlife agencies and the national marine fisheries service will be conducted through consultation with above agencies.

In addition to the dredging application, District staff also submitted proposal to the U.S. Army Corps of Engineers to fund the installation of a 7 acre liner at the Samoa Lagoons site. The proposed pilot project involves improvements to the Harbor District's Samoa Lagoons dredged material processing site including installing an approximately 7 acre impermeable liner on one of the two dewatering cells and construction of settling basins and vegetative bioswales prior to water to be discharge into Humboldt Bay. The liner will allow for dredged material to be placed on the site, sediment dewatering, and on-site storage as necessary until the beneficial reuse project site is permitted and ready to accept material.

The Harbor District is the owner of a 21 acre upland disposal site that has an active Coastal Development Permit that allows up to 65,000 cubic yards of dredge material to be placed onsite; although estimated site capacity is even larger, approximately 100,000 cubic yards. The site was originally permitted and was used in the 1980's and 1990's. The California Water Quality Control Board will not authorize the continued use of the site as an groundwater infiltration saltwater dewatering site, due to freshwater groundwater potential impacts.

The purposes of the proposed project are to: 1) "reduce the costs of dredging and dredged material placement" (Section 1122(a)(7)(A and C)); 2) provide material to near-by planned restoration project(s) for beneficial reuse (Section 1122(a)(3)); 3) and establish a long-term site where material can be dewatered and temporarily stored prior to being transported to offsite beneficial reuse locations.

The proposed Lanphere Parcel/ Mad River Slough (MRS) Restoration Project, which is proposed by CalTrans, is intended to restore and conserve wetland habitat as further described below. Once dredged material is dewatered at the proposed Samoa Lagoons upland dewatering site, there are additional habitat restoration, shoreline protection, and construction projects that need large volumes of fill material which will allow the site to be reused over and over again.