

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

DATE: October 26, 2017
TIME: 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 Regular Session at 7:00 P.M. and Roll Call**
- 2. Pledge of Allegiance**
- 3. Report on Executive Closed Session**
- 4. Public Comment**

Note: This portion of the Agenda allows the public to speak to the Board on the various issues not itemized on this Agenda. A member of the public may also request that a matter appearing on the Consent Calendar be pulled and discussed separately. Pursuant to the Brown Act, the Board may not take action on any item that does not appear on the Agenda. Each speaker is limited to speak for a period of three (3) minutes regarding each item on the Agenda. Each speaker is limited to speak for a period of three (3) minutes during the PUBLIC COMMENT portion of the Agenda regarding items of special interest to the public not appearing on the Agenda that are within the subject matter jurisdiction of the Board of Commissioners. The three (3) minute time limit may not be transferred to other speakers. The three (3) minute time limit for each speaker may be extended by the President of the Board of Commissioners or the Presiding Member of the Board of Commissioners at the regular meeting of the District. The three (3) minute time limit for each speaker may be enforced by the President of the Board of Commissioners or the Presiding Member of the Board of Commissioners at the regular meeting of the District.

- 5. Consent Calendar**
 - a. Approval of meeting minutes for September 28, 2017
 - b. Approval of meeting minutes for October 12, 2017
- 6. Communications and Reports**
 - a. Executive Director's Report
 - b. Staff Reports
 - c. District Counsel, District Planner, District Engineer and District Treasurer Reports
 - d. Commissioner's Reports
 - e. Executive Director Selection Advisory Committee
 - f. Others- Eelgrass Comprehensive Management Plan Update - Whelan Gilkerson
- 7. Unfinished Business**
 - a. Consideration of Executive Director candidate interviews.
 - b. Consideration of Staff Salary range schedules.
- 8. New Business**
- 9. Administrative and Emergency Permits**
- 10. Adjournment**

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

September 28, 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:

- a) Move to Executive Closed Session pursuant to the provisions of the California Government Code Sections 54956.8 (Conference with Real Property Negotiators).
 - I. Conference with Real Property Negotiator Agency Negotiator: Board President, Executive Director and District Counsel Under Negotiation:
 - i. Exclusive Right to Negotiate with Inyo Networks. (Existing)
 - ii. Exclusive Right to Negotiate with Renewable Energy Capital (New)
 - II. Conference with Real Property Negotiator Agency Negotiator: Board President, Executive Director and District Counsel Under Negotiation: Tideland Lease with Sequoia X, LLC.

2) ADJOURN EXECUTIVE CLOSED SESSION

3) OPEN SESSION – 7:00 P.M.

ROLL CALL:

PRESENT: MARKS
 DALE
 DOSS
 HIGGINS
 KULLMANN

ABSENT: NONE.

QUORUM: Yes

4) PLEDGE OF ALLEGIANCE

5) REPORT ON EXECUTIVE CLOSED SESSION

- I. Nothing to report out on for either item.
- II. Sequoia X, LLC has withdrawn request for negotiations. Item will not be decided upon in tonight's agenda.

6) PUBLIC COMMENT: The following individuals addressed the Commission regarding subject matters not on this meeting's agenda: Kent Sawatzky.

7) CONSENT CALENDAR:

- a. Approval of meeting minutes for August 17, 2017
- b. Approval of meeting minutes for September 7, 2017
 - I.COMMISSIONER DALE MOVED TO APPROVE OF THE CONSENT CALENDAR. COMMISSIONER HIGGINS 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 Report:**
 - o Alan Bobillot Presented Executive Director Report.
- b. **Staff Reports**
 - o Staff presented recent staff activities and projects.
- c. **District Counsel, District Planner, District Treasurer and District Engineer Reports**

- o Staff presented recent staff activities and projects.

9) NON-AGENDA: NONE.

10) UNFINISHED BUSINESS:

- a. CONSIDERATION OF ACCEPTANCE OF FINAL REPORT FOR THE COORDINATED REGIONAL SEDIMENT MANAGEMENT PLAN (CRSMP) FOR THE EUREKA LITTORAL CELL.
 - I. Chris Potter (CA Natural Resources Agency), Cliff Davenport (CA Geological Survey), and John Dingler (USACE, SF District) presented the item.
 - II. COMMISSIONER DOSS MOVED TO ACCEPT THE FINAL REPORT FOR THE COORDINATED REGIONAL SEDIMENT MANAGEMENT PLAN. COMMISSIONER DALE SECONDED THE MOTION.
 - III. Chair Marks then opened up public comment on the item: Public commenters included: Jen Kalt, Karen Brooks, and Uri Driscoll.
 - IV. Chair Marks then moved the discussion back to the Commission.
 - V. The Commission discussed the item and asked questions of staff.
 - VI. COMMISSIONER DALE WITHDREW HIS SECOND. COMMISSIONER DOSS WITHDREW HIS MOTION.
COMMISSIONER HIGGINS MOVED TO TABLE THE ITEM. COMMISSIONER KULLMANN SECONDED THE ITEM. VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
Noes: NONE
Absent: NONE
Abstain: NONE
- b. CONSIDERATION OF TIDELAND LEASE WITH SEQUOIA X, LLC.
 - I. This item was removed from the agenda. As discussed in the Report Out on Closed Session the applicant has withdrawn its request and negotiations are no longer moving forward at this time.
- c. CONSIDERATION OF APPROVAL OF EXECUTIVE DIRECTOR SELECTION COMMITTEE
 - I. Chair Marks presented the item and opened the floor for a motion to establish Committee size.
 - II. COMMISSIONER HIGGINS MOVED TO EXPAND THE EXECUTIVE DIRECTOR SELECTION COMMITTEE TO SEVEN MEMBERS. COMMISSIONER DOSS SECONDED THE MOTION.
 - III. The Commission discussed the item and asked questions of staff.
 - IV. Chair Marks then opened up public comment on the item: Public commenters included: Kent Sawatzky and Uri Driscoll.
 - V. Chair Marks then moved the discussion back to the Commission.
VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
Noes: NONE
Absent: NONE
Abstain: NONE
 - VI. Chair Marks presented the candidates for the two public seats of the committee. Previously appointed by the Commission to the Committee were Patrick Higgins, Greg Dale, Glen Ziemer, Mike Wilson, and Troy Nicolini.
 - VII. The Commission discussed the item and clarified the subject committee's role and responsibilities.
 - VIII. Chair Marks then opened up public comment on the item: Public commenters included: Kent Sawatzky, Karen Brooks, and Uri Driscoll. Chair Marks then moved the discussion back to the Commission.
 - IX. The Commission then voted anonymously on paper ballots, which were then passed to Legal Counsel Paul Brisso to tally. Mr. Brisso then reported the following: Chet Albin received the most votes, and Aaron Newman and Dave Schneider tied for the second seat.
 - X. COMMISSIONER DALE MOTIONED THAT THE EXECUTIVE DIRECTOR SELECTION COMMITTEE BE EXPANDED TO EIGHT MEMBERS TO APPOINT CHET ALBIN, AARON NEWMAN, AND DAVE SCHNEIDER. COMMISSIONER HIGGINS SECONDED THE MOTION.
VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
Noes: NONE
Absent: NONE

Abstain: NONE

11) NEW BUSINESS:

- a. CONSIDERATION OF SELECTION OF ANCHOR OR ICF FOR PREPARATION OF PROGRAMMATIC ENVIRONMENTAL IMPACT REPORT FOR IMPLEMENTATION OF COORDINATED REGIONAL SEDIMENT MANAGEMENT PLAN.
 - I. Staff member Tim Petrusa presented the item. Staff recommended the selection of ICF for the preparation of the plan.
 - II. COMMISSIONER DALE MOVED TO SELECT ICF FOR PREPARATION OF PROGRAMMATIC ENVIRONMENTAL IMPACT REPORT FOR IMPLEMENTATION OF COORDINATED REGIONAL SEDIMENT MANAGEMENT PLAN. COMMISSIONER KULLMANN SECONDED THE MOTION.
 - III. The Commission briefly discussed the item.
 - IV. Chair Marks then opened up public comment on the item: Public commenters included: No members of the public commented on the item.
 - V. Chair Marks then moved the discussion back to the Commission.
VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
Noes: NONE
Absent: NONE
Abstain: NONE
- b. CONSIDERATION OF EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT WITH RENEWABLE ENERGY CAPITAL TO DEVELOP A WOOD WASTE POWER GENERATOR AT REDWOOD MARINE TERMINAL II.
 - I. COMMISSIONER KULLMANN MOVED TO ENTER INTO AN EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT WITH RENEWABLE ENERGY CAPITAL TO DEVELOP A WOOD WASTE POWER GENERATOR AT REDWOOD MARINE TERMINAL II. COMMISSIONER DALE SECONDED THE MOTION.
 - II. The Commission briefly discussed the item.
 - III. Chair Marks then opened up public comment on the item: Public commenters included: No members of the public commented on the item.
 - IV. Chair Marks then moved the discussion back to the Commission.
VOICE VOTE WAS CALLED, MOTION CARRIED.
Ayes: MARKS, KULLMANN, DALE, HIGGINS
Noes: DOSS
Absent: NONE
Abstain: NONE
- c. CONSIDERATION OF ACCEPTING FOR FILING PERMIT APPLICATION 17-03 FOR CITY OF EUREKA ELK RIVER ESTUARY ENHANCEMENT AND COASTAL ACCESS PROJECT.
 - I. COMMISSIONER HIGGINS MOVED TO ACCEPT FOR FILING PERMIT APPLICATION 17-03. COMMISSIONER KULLMANN SECONDED THE MOTION.
 - II. The Commission briefly discussed the item.
 - III. Chair Marks then opened up public comment on the item: Public commenters included: No members of the public commented on the item.
 - IV. Chair Marks then moved the discussion back to the Commission.
VOICE VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
Ayes: MARKS, KULLMANN, DOSS, DALE, HIGGINS
Noes: NONE
Absent: NONE
Abstain: NONE

12) ADMINISTRATIVE AND EMERGENCY PERMITS:

- a. USCG Maintenance Dredging Administrative Permit A-2017-03
 - I. This item is an advisory item only. No action taken by the Commission.

13) ADJOURNMENT

**Draft Minutes
Regular Meeting of the Board of Commissioners
Humboldt Bay Harbor, Recreation, and Conservation District
September 28, 2017**

APPROVED BY

Patrick Higgins
Secretary

RECORDED BY:

George Williamson
District Planner

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

October 12, 2017

The Humboldt Bay Harbor, Recreation, and Conservation District met in regular session on the above date, 10:30 A.M. Closed Session, 11:00 A.M. Open Session, at the Woodley Island Marina Meeting Room, 601 Startare Drive, Eureka, CA 95501.

1) CLOSED SESSION – 10:30 A.M.

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

- a. Move to Executive Closed Session pursuant to the provisions of the California Government Code Section 54956.8 (Conference with Real Property Negotiators).
 - 1) Conference with Real Property Negotiators
Agency Negotiator: Board President, Executive Director and District Counsel Under Negotiation:
 - i. Subtidal 1A lease- Starbird Mariculture
 - ii. Intertidal lease renewal Humboldt Bay Oyster Company.

2) ADJOURN EXECUTIVE CLOSED SESSION

3) OPEN SESSION – 11:00 A.M.

ROLL CALL:

PRESENT: MARKS
 HIGGINS
 DOSS
 DALE

ABSENT: KULLMANN

QUORUM: Yes

4) PLEDGE OF ALLEGIANCE

5) REPORT ON EXECUTIVE CLOSED SESSION

- 1) No action to report out on. Item is on the Open Session agenda under 9a.
- 2) No action to 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. NONE.

8) COMMUNICATIONS AND REPORTS. NONE.

9) UNFINISHED BUSINESS:

A. CONSIDERATION OF ACCEPTANCE OF FINAL REPORT FOR THE COORDINATED REGIONAL SEDIMENT MANAGEMENT PLAN (CRSMP) FOR THE EUREKA LITTORAL CELL.

- I. COMMISSIONER DALE MOVED TO ACCEPT THE FINAL REPORT FOR THE COORDINATED REGIONAL SEDIMENT MANAGEMENT PLAN (CRSMP) FOR THE EUREKA LITTORAL CELL. COMMISSIONER DOSS SECONDED THE MOTION.
- II. Executive Director Jack Crider presented the item.
- III. The Commission discussed and commented on the item.
- IV. Chair Marks then opened up public comment on the item. Joe Tyburczy commented on this item.
- V. Chair Marks then moved the discussion back to the Commission.
- VI. CHAIR MARKS FORMED A SUBCOMMITTEE FOR THE DOCUMENT. COMMISSIONERS DALE AND DOSS WERE THEN APPOINTED TO THE SUBCOMMITTEE WITH COMMISSIONER HIGGINS AS AN ALTERNATE.
- VII. VOICE VOTE WAS CALLED FOR MOTION ON THE FLOOR, MOTION CARRIED WITHOUT DISSENT.
Ayes: MARKS, DOSS, HIGGINS, DALE
Noes: NONE
Absent: KULLMANN
Abstain: NONE

B. CONSIDERATION OF APPROVAL OF SUBTIDAL TIDELAND LEASE WITH STARBIRD MARICULTURE.

- I. Executive Director Crider presented the item.
- II. COMMISSIONER DALE MOVED TO APPROVE THE SUBTIDAL TIDELAND LEASE WITH STARBIRD MARICULTURE. COMMISSIONER HIGGINS SECONDED THE MOTION.
- III. The Commission discussed the item.
- IV. Chair Marks then opened up public comment on the item. Larry Starbird, and Sebastian Elrite 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, DOSS, HIGGINS, DALE
Noes: NONE
Absent: KULLMANN
Abstain: NONE

10) NEW BUSINESS

A. CONSIDERATION OF APPROVAL TO PAY CARL KJER AND SONS \$22,200 FOR CLEARING OF THE SAMOA LAGOONS.

- I. Executive Director Crider presented the item.
- II. COMMISSIONER DALE MOVED TO APPROVE PAYMENT TO CARL KJER AND SONS \$22,200 FOR CLEARING OF THE SAMOA LAGOONS. COMMISSIONER DOSS SECONDED THE MOTION.
- III. The Commission discussed the item.
- IV. Chair Marks then opened up public comment on the item. Larry Starbird, and Sebastian Elrite 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, DOSS, HIGGINS, DALE
Noes: NONE
Absent: KULLMANN
Abstain: NONE

11) ADMINISTRATIVE AND EMERGENCY PERMITS: NONE.

12) ADJOURNMENT

APPROVED BY

Patrick Higgins
Secretary

RECORDED BY:

George Williamson
District Planner

SALARY SCHEDULE

HARBOR MAINTENANCE

Harbor Maintenance III	\$22.00-\$28.00
Harbor Maintenance II	\$16.00-\$22.00
Harbor Maintenance I	\$12.00-\$16.00

MARINA OPERATIONS

Marina Manager (Dock Master)*	\$25.00-\$39.00
Marina Assistant	\$12.00-\$18.00

BOATYARD OPERATIONS

Travel Lift Operator	\$18.00-\$25.00
Boatyard Assistant (non-operator)	\$12.00-\$18.00

OFFICE ADMINISTRATION

Office Bookkeeper	\$18.00-\$31.00
Office Assistant (Front Desk Clerk)	\$12.00-\$18.00

DREDGE OPERATIONS

Dredge Captain	\$25.00-\$35.00
Leverman	\$18.00-\$25.00
Tender Operator/crew	\$15.00-\$18.00

Management position (current staff exception)

Revised 10-26-17

**District Administrative Staff
Annual Salary Schedule**

Revised 10-26-2017

Executive Director Effective 5-1-17	\$100,000 - \$142,800
Deputy Director Effective 10-26-17	\$65,000 - \$90,000
Director of Administrative Services Effective 10-26-17	\$50,000 - \$68,000
Director of Harbor Operations/Bar Pilot Effective 7-1-17	\$70,000 - \$95,000
Director of Operations/Facilities Maintenance Effective 7-1-17	\$65,000 - \$85,000