

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

**November 14, 2019**

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

**CLOSED SESSION – 5:30 P.M.**

**PUBLIC COMMENT:** The following individuals addressed the Commission regarding subject matters on closed session: Todd Van Herpe.

- a) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: one case (CUE IV, LLC) Assessors Parcel Numbers 506-051-003, 506-051-004, 506-051-009, 506-061-026, 506-061-027, 506-112-006, 506-121-001.
- b) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Numbers 401-011-001, 401-011-010, 401-011-012, 401-011-018, 401-011-020, 401-011-023, 401-021-011, 401-021-018, 401-021-027, 401-011-028, 401-021-029, and 401-031-045 on the Samoa Peninsula, Humboldt County, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Tim Callison. Under negotiation: price and payment terms.
- c) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Numbers 002-162-001, 002-161-001, 002-162-018, 014-161- 013, 014-161-014, and 014-161-006, and 014-161-007 in the Eureka, Humboldt County, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Ted Loring. Under negotiation: price and payment terms.
- d) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Numbers 401-112-021,401-111-006, 401-112-030 on the Samoa Peninsula, Humboldt County, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Nick Keeler. Under negotiation: price and payment terms.
- e) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: one case (Coast Seafood).

**SPECIAL SESSION - 7:05 P.M.**

**ROLL CALL:**

PRESENT:       DALE  
                  HIGGINS  
                  KULLMANN  
                  DOSS

ABSENT:       MARKS

QUORUM:      YES

**PLEDGE OF ALLEGIANCE**

**REPORT ON EXECUTIVE CLOSED SESSION – No Reportable Items**

**Adopted Minutes for November 14, 2019 Special Board Meeting**

**PUBLIC COMMENT:** The following individuals addressed the Commission regarding subject matters not on this meeting's agenda: Kent Sawatsky, Ken Bates, Doby Class, Susan Penn, Kevin Collins, Mark Condes, Vivian Helliwell, and Robert McCollough.

**CONSENT CALENDAR - NONE**

**COMMUNICATIONS AND REPORTS**

- a) Executive Director's Report
  - I. No report.
- b) Staff Reports
  - I. No report.
- c) District Counsel and District Treasurer Reports
  - I. No report.
- d) Commissioner and Committee Reports
  - I. Commissioners reported on their recent activities.
- e) Others
  - I. No report.

**UNFINISHED BUSINESS**

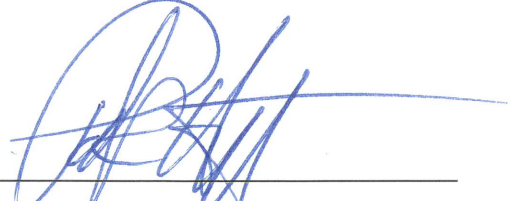
- a) **Consider Adopting Resolution 2019-15, A Resolution Establishing Woodley Island Marina Fee Schedule**
  - I. Executive Director presented the item.
  - II. The Commission received the update.
  - III. Chair Dale opened the item to public comment. Kent Sawatsky, Ken Bates, Mark Condes, Kevin Collins, David Helliwell, Stephen Bakos, Robert McCollough, Susan Penn, Vivian Helliwell, Doby Class and Scott Frazier commented.
  - IV. Chair Dale moved the discussion back to the Commission.
  - V. COMMISSIONER HIGGINS MADE A MOTION TO ADOPT RESOLUTION 2019-15 AND THE FORMATION OF A SUBCOMMITTEE TO WORK WITH TENANTS ON DREDGE SURCHARGE AND LIVEBOARD FEES.  
COMMISSIONER DOSS SECONDED  
ROLL CALL VOTE WAS CALLED. MOTION PASSED WITHOUT DISSENT.  
Ayes: DALE, DOSS, HIGGINS, KULLMANN  
Noes: NONE  
Absent: MARKS  
Abstain: NONE
  - VI. Larry Doss and Greg Dale were selected to be on the Dredge Surcharge Fee Subcommittee.

**NEW BUSINESS - NONE**

**ADMINISTRATIVE AND EMERGENCY PERMITS - NONE**

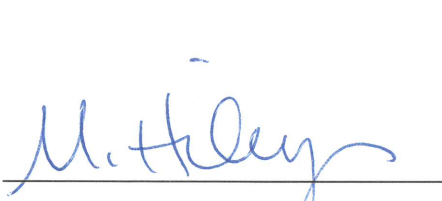
**ADJOURNMENT – 8:25 P.M.**

APPROVED BY:

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

Secretary of the Board of Commissioners

RECORDED BY:

  
\_\_\_\_\_  
Mindy Hiley

Director of Administrative Services