

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

May 14, 2020

The Humboldt Bay Harbor, Recreation and Conservation District met in special session on the above date, Closed Session met at 5:00 P.M. Special Session met at 7:00 P.M via video conference with a teleconference option.

CLOSED SESSION – 5:00 PM

PUBLIC COMMENT: The following individuals addressed the Commission regarding subject matters on the closed session meeting agenda: Kent Sawatsky.

- a) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential acquisition and/or lease of real property on the Samoa Peninsula, Humboldt County, with Assessor's Parcel Numbers, 401-112-021 and 401-112-024 California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: California Marine Investments LLC (Nordic Aquafarms). Under negotiation: price and payment terms.
- b) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Numbers 401-112-021, 401-111-006, 401-122-011, 401-122-012, 401-031-061, 401-031-070, 401-031-040, and 401-031-055 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: Green Diamond Resource Company, Simpson Paper Company and DANCO. Under negotiation: price and payment terms.
- c) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential lease of real property on the Samoa Peninsula, Humboldt County, with Assessor's Parcel Numbers, 401-112-021 California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Trans Pacific Networks LLC and Inyo Networks Inc. Under negotiation: price and payment terms.
- d) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential acquisition and/or lease of real property on the Samoa Peninsula, Humboldt County, with Assessor's Parcel Numbers, 401-121-012 and 401-121-010 California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: EWP Renewable Corp. Under negotiation: price and payment terms.
- e) PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957(b)(1). Title: Executive Director – Larry Oetker

SPECIAL SESSION – 7:00 P.M.

ROLL CALL:

PRESENT: DALE
 DOSS
 MARKS
 HIGGINS
 KULLMANN

ABSENT: NONE
QUORUM: YES

REPORT ON EXECUTIVE CLOSED SESSION: No reportable action.

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

BUSINESS

- a) **Receive Report and Receive Direction from the Board Regarding Districts Response to COVID-19.**
 - I. Executive Director presented the item.
 - II. The Commission discussed the item.

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- III. Chair Kullmann opened the item to public comment. Kent Sawatsky commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
- V. No formal action was taken.

b) Review and Public Comment on Draft Relocation Plan associated with the Proposed California Marine Investments LLC (Nordic Aquafarms) Lease Agreement at Redwood Marine Terminal II.

- I. Executive Director presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Kent Sawatsky commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
- V. No formal action was taken.

c) Approve a Lease Agreement with DANCO for use of the Harbor District's ocean outfall pipeline for the new Town of Samoa Wastewater Treatment Plant Discharge

- I. Executive Director presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Kent Sawatsky commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
COMMISSIONER HIGGINS MOVED TO AUTHORIZE THE EXECUTIVE DIRECTOR TO DRAFT AND EXECUTE A LEASE AGREEMENT WITH DANCO FOR USE OF THE OUTFALL PIPE CONSISTENT WITH THE TERMS DISCUSSED AND BRING BACK TO THE BOARD FOR RATIFICATION AT THE MAY 28, 2020 REGULAR MEETING.
COMMISSIONER DOSS SECONDED.
ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITH NO DISSENT.
Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
Noes: NONE
Absent: NONE
Abstain: NONE

d) Consider authorizing purchase of and easement, fee title, lease or other real property agreement on the Samoa Peninsula, Humboldt County, with Assessor's Parcel Numbers 401-111-006 from Green Diamond Resource Company and/or Simpson Paper Company.

- I. Executive Director presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Kent Sawatsky commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
COMMISSIONER HIGGINS MOVED TO TABLE THE ITEM.
COMMISSIONER MARKS SECONDED.
ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITH NO DISSENT.
Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
Noes: NONE
Absent: NONE
Abstain: NONE

PERMITS

a) Consideration of Extension for Permit No. 2018-01: Caltrans Eureka-Arcata Corridor Project

- I. District staff presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Kent Sawatsky commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
COMMISSIONER DALE MOVED TO APPROVE AN EXTENSION OF PERMIT NUMBER 2018-01 FOR THE CALTRANS EUREKA-ARCATA CORRIDOR PROJECT THROUGH MAY 22, 2021.
COMMISSIONER DOSS SECONDED.
ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITH NO DISSENT.
Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
Noes: NONE

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Absent: NONE
Abstain: NONE

ADJOURNMENT – 7:39 P.M.

APPROVED BY:



Patrick Higgins
Secretary of the Board of Commissioners

RECORDED BY:



Mindy Hiley
Director of Administrative Services