

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

June 25, 2020

The Humboldt Bay Harbor, Recreation and Conservation District met in Regular Session on the above date, Closed Session met at 5:00 P.M., Regular Session met at 7:00 P.M. by video conference with an option for teleconference.

CLOSED SESSION – 5:10 P.M.

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

- a) CONFERENCE WITH LABOR NEGOTIATORS. Agency designated representatives: Larry Oetker, Executive Director. Employee organization: Operating Engineers Local Union No. 3, AFL-CIO.
- 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: Security National. Under negotiation: price and payment terms.
- c) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential purchase of real property with Assessor's Parcel Number 401-031-056-000 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 Timber Heritage Association. Under negotiation: price and payment terms.
- d) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of potential lease of real property adjacent and northeast of APN 506-121-001-000 in Arcata Bay, Humboldt County, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party Hog Island Oyster Company and Humboldt Bay Oyster Company. Under negotiation: price and payment terms.

REGULAR SESSION - 7:00 P.M.

ROLL CALL:

PRESENT: DALE
 KULLMANN
 DOSS
 MARKS

ABSENT: HIGGINS – Arrived at 7:10 P.M.
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: Uri Driscoll, Kent Sawatsky, and Scott Frazier (asked to remove item 7b from Consent Calendar).

COMMUNICATIONS AND REPORTS

- a) Executive Director's Report
 - I. Executive Director presented Executive Director's Report.
- b) Staff Reports
 - I. Staff presented on recent District activities.
- c) District Counsel and District Treasurer Reports
 - I. No report.

Adopted Minutes for June 25, 2020 Regular Board Meeting

- d) Commissioner and Committee Reports
 - I. Commissioners reported on their recent activities.
- e) Others
 - I. No report.

CONSENT CALENDAR

- a) Receive District Financial Reports for March 2020
- b) Receive District Financial Reports for April 2020
- c) Receive District Financial Reports for May 2020
- d) Adopt Minutes for April 23, 2020 Regular Board Meeting
- e) Adopt Minutes for April 29, 2020 Special Board Meeting
- f) Adopt Minutes for May 14, 2020 Special Board Meeting
- g) Adopt Minutes for May 28, 2020 Regular Board Meeting
- h) Adopt Minutes for June 11, 2020 Special Board Meeting
- i) Approval of Permit and Agreement Renewal to Operate a Charter Service Business with Pat Burns, dba Comet Fisheries/North Coast River Adventures.
- j) Approve salary schedules for CalPERS audit compliance

I. COMMISSIONER MARKS MOVED TO APPROVE CONSENT CALENDAR ITEMS A and C-J.
COMMISSIONER DOSS SECONDED.

II. Chair Kullmann opened the item to the public comment. No one commented.

III. Chair Kullmann moved the discussion back to the Commission.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

I. COMMISSIONER DOSS MOVED TO APPROVE CONSENT CALENDAR ITEM B.
COMMISSIONER MARKS SECONDED.

II. Chair Kullmann opened the item to the public comment. Scott Frazier commented.

III. Chair Kullmann moved the discussion back to the Commission.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

NEW BUSINESS

- a) **Consider Adopting Resolution No. 2020-07, A Resolution Adopting the Final Fiscal Year 2020-21 Humboldt Bay Harbor, Recreation and Conservation District Budget and Goals**

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. COMMISSIONER DALE MOVED TO ADOPT RESOLUTION NO. 2020-07, A RESOLUTION ADOPTING THE FINAL FISCAL YEAR 2020-21 HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT BUDGET AND GOALS.

COMMISSIONER HIGGINS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS

Noes: NONE

Absent: NONE

Abstain: NONE

Adopted Minutes for June 25, 2020 Regular Board Meeting

b) Consider Amending Ordinance 6, An Ordinance Establishing Procedures for the Conduct of Meetings, Elections of Officers and the Passage or Approval of Ordinances and Resolutions for the Humboldt Bay Harbor, Recreation and Conservation District

- 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. COMMISSIONER HIGGINS MOVED TO AMEND ORDINANCE 6.
COMMISSIONER DALE SECONDED.
- VI. No formal action taken, motion was rescinded, and Board of Commissioners directed Executive Director to draft an Amendment to Ordinance 6.

c) Report on Draft Redwood Marine Terminal II Ocean Outfall Rate Study

- I. Executive Director presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Kent Sawatsky and Chris Watt commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
- V. Report only, no formal action was taken.

d) Humboldt Bay Oyster Company Lease Amendment and Approval of Sublease from Humboldt Bay Oyster Company to Hog Island Oyster Company

- I. District staff presented the item.
- II. The Commission discussed the item.
- III. Chair Kullmann opened the item to public comment. Kent Sawatsky and Scott Frazier commented.
- IV. Chair Kullmann moved the discussion back to the Commission.
- V. COMMISSIONER HIGGINS MOVED APPROVE PROPOSED AMENDMENTS TO HUMBOLDT BAY OYSTER COMPANY PARCEL A TIDELAND LEASE AND PARCEL B TIDELAND LEASE AND TO APPROVE A SUBLEASE FROM HUMBODLT BAY OYSTER COMPANY TO HOG ISLAND OYSTER COMPANY WITHIN THE AREA OF HUMBOLDT BAY OYSTER COMPANY'S PARCEL A TIDELAND LEASE AND PARCEL B TIDELAND LEASE.
COMMISSIONER MARKS SECONDED.
ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
Ayes: DALE, DOSS, HIGGINS, KULLMANN, MARKS
Noes: NONE
Absent: NONE

PERMITS – NONE

ADJOURNMENT – 8:28 P.M.

APPROVED BY:



Patrick Higgins
Secretary of the Board of Commissioners

RECORDED BY:



Mindy Hiley
Director of Administrative Services