

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

**DATE:** June 10, 2021

**TIME:** Closed Session – 5:00 P.M.  
Regular Session – 6:00 P.M.

**PLACE:** Join Zoom Meeting  
<https://us02web.zoom.us/j/3432860852>

Meeting ID: 343 286 0852  
One tap mobile  
(669) 900-9128, 343 286 0852# US

*Consistent with Executive Orders N-25-20 and N-29-20, the Board of Commissioners meeting location will not be physically open to the public. Members of the public may observe and participate in the meeting via Zoom or teleconference using the information set forth above.*

**1. Call to Order Closed Session at 5:00 P.M.**

**2. Public Comment**

*Note: This portion of the Agenda allows the public to speak to the Board on the closed session items. Each speaker is limited to speak for a period of three (3) minutes regarding each item on the Closed Session Agenda. 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.*

**3. Move to Closed Session**

- a) PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957(b)(1). Title: Executive Director – Larry Oetker
- b) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Terms of lease of real property in Samoa Peninsula, Humboldt County, with Assessor’s Parcel Numbers, 401-031-055-000, 401-031-070-000, 401-031-054-000, 401-031-061-000, 401-112-013-000, 401-031-071-000, and 401-112-029-000, California pursuant to California Government Code § 54956.8. District negotiators: Larry Oetker, Executive Director and Ryan Plotz, District Counsel. Negotiating party: Town of Samoa, Green Diamond, Sniper Properties. Under negotiation: price and payment terms.

## **Agenda for June 10, 2021 Regular Board Meeting**

- c) CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: One case. Facts and circumstances involve the threat of litigation arising from the Humboldt Bay Intertidal Mariculture Pre-Permitting Project.

### **4. Call to Order Regular Session at 6:00 P.M. and Roll Call**

### **5. Pledge of Allegiance**

### **6. Report on Closed Session**

### **7. 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. Callers can “raise their hand” by pressing \*9 and unmute themselves by pressing \*6.*

### **8. Consent Calendar**

- a) Consideration of Accepting Permit Application 2021-03 for Filing: Arcata/Samoa Beach Fiber Project
- b) Adopt Minutes for May 13, 2021 Regular Board Meeting
- c) Receive District Financial Reports for April 2021
- d) Charter Agreement Renewal for Patrick Burns dba Comet Fisheries/North Coast River Adventures to operate a Charter Service at Woodley Island Marina
- e) New Permit Proposal and Agreement for Tod Reincke dba Reincke Marine Fabrication to operate a Bed and Breakfast at Woodley Island Marina

### **9. Communications, Reports and Correspondence Received**

- a) Executive Director’s Report
- b) Staff Reports
- c) District Counsel and District Treasurer Reports
- d) Commissioner and Committee Reports
- e) Correspondence Received

**10. Unfinished Business**

**a) Preliminary Budget Adoption for Fiscal Year 2021-2022**

*Recommendation:* It is recommended that the Board:

- 1) Adopt the Preliminary Budget for FY 2021-2022
- 2) Review Budget Process and Policies
- 3) Review Preliminary Cash Flow Analysis

*Summary:* The Budget is prepared annually under direction of the Executive Director. 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 1<sup>st</sup>.

**b) Preliminary Cost Estimates for Conceptual Master Plan for Development of a New Multipurpose Terminal to Support the Emerging West Coast Offshore Wind Industry; Request Financial Assistance from The Board of Supervisors; and Amend Contract to Prepare Grant Application**

*Recommendation:* Staff recommends that the Board: 1) Receive a presentation from Staff, 2) Amend contract with Moffit & Nicol to prepare a grant application, and review staffing/consultant requirements for this large project.

*Summary:* Since the Board's last meeting, Governor Newsom announced \$11 million to the Port of Humboldt Bay to be utilized as matching funds for a \$56 million Port Infrastructure Development Grant, which is due on July 30<sup>th</sup>. An additional \$800,000 was budgeted by the Governor to specifically look at alternatives, such as battery storage and hydrogen conversion, to reduce the requirement to expanded transmission lines out of Humboldt County. Several million dollars of funding was also provided to the Coastal Commission, Fish and Wildlife and other State Agencies to begin the CEQA process and analyze potential impacts to tribal, wildlife, commercial fishing, navigation, and other impact for the portion of the offshore wind project that will take place within the States submerged and tidal trust lands which include Humboldt Bay.

**11. New Business**

**a) Employment Contract for Executive Director**

*Summary:* The Board of Commissioners has been evaluating the job performance of the Executive Director and asked that his employment contract be placed on the agenda.

**b) Award a Contract to Remove Hazardous Materials from Redwood Marine Terminal II**

*Recommendation:* Staff recommends the Board: Award a contract with Clean Earth in the amount of \$18,064.20 to remove approximately 810 gallons and 7,250 pounds of regulated waste from Redwood Marine Terminal II.

*Summary:* Through the acquisition of the former Samoa pulp mill, the District acquired a variety of maintenance materials and chemicals used in the daily operation of the pulp

***Agenda for June 10, 2021 Regular Board Meeting***

mill. While many of these items have been used, recycled, or taken to the local Hazardous Waste Facility there is a remaining inventory which is regulated waste and must be handled and disposed by a qualified contractor.

**12. Future Agenda Items**

- a) Bar Pilot Recruitment
- b) Green Diamond Shared Services Agreement
- c) Coast Guard Utilities Contract

**13. Adjournment**