

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

DATE: November 12, 2009

TIME: 6:00 p.m. Executive Closed Session
7:00 p.m. Regular Session

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 five (5) working days in advance of the meeting.

1. Call to Order at 6:00 p.m.

Move to Executive Closed Session pursuant to the provisions of the California Government Code Section 54957.6 (Negotiations with Represented Employees)

1. Conference with Labor Negotiator

Agency Negotiator: Chief Executive Officer, District Counsel, District Treasurer, two (2) or less of the members of the Board of Commissioners.

Employee organization: As recognized by the Board of Commissioners of the Humboldt Bay Harbor, Recreation and Conservation District, including International Longshore and Warehouse Union, Local 14A.

- 2. Adjourn Executive Closed Session**
- 3. Call to Order Regular Session at 7:00 p.m. and Roll Call**
- 4. Pledge of Allegiance**
- 5. Report on Executive Closed Session**
- 6. Public Comment**

Note: This portion of the Agenda allows the public to speak to the Board on 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 an 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 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.

7. Consent Calendar

Note: All matters listed under the Consent Calendar are considered to be routine by the Board of Commissioners and will be enacted by one motion. There will be no separate discussion of these items. If discussion is required, that item will be removed from the Consent Calendar and considered separately.

- a. Consideration of approval of \$5,000.00 grant agreement between the County of Humboldt and the Humboldt Bay Harbor, Recreation and Conservation District for Humboldt Bay water trails advertising.
- b. Consideration of approval of travel expenses to attend The International Workboat Show, December 2-4, 2009, as part of grant funded fireboat replacement project.
- c. Consideration of approval of travel expenses to attend CMANC Washington D.C. legislative delegation November 17-18, 2009.
- d. Consideration of approval of payment to Pacific Affiliates for services related to Woodley Island Marina maintenance dredging \$898.83
- e. Consideration of approval of Agreement with Tactical Survey Group, Inc for the development of a Tactical Survey System for Humboldt Bay.
- f. Approval of minutes from the October 8, 2009 Board of Commissioners meeting.

8. Communications and Reports

- a. Chief Executive Officer's Report
- b. District Counsel's Report
- c. Staff Reports
- d. Commissioner Reports
- e. Advisory Committee Reports
- f. Other

9. Non Agenda

10. Unfinished Business

11. New Business

- a. Consideration of Fifth Extension and Amendment of Agreement with the International Longshore and Warehouse Union AFL-CIO Local 14, Unit A.
- b. Consideration of adoption of Resolution 2009-15 Designating the Humboldt Bay Harbor, Recreation and Conservation District's Agent to Obtain California Emergency Management Agency Grant Funds.
- c. Consideration of Resolution 2009-16 to Enter into a Contract and Accept Funds from the California Department of Fish and Game for Secretariat Services for the Harbor Safety Committee of the Humboldt Bay Area.

10. Administrative and Emergency Permits

11. ADJOURNMENT

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

November 12, 2009

PRESENT:

Commissioner Pellegrini
Commissioner Curless
Commissioner Higgins

ABSENT:

Commissioner Wilson
Commissioner Hunter

Vice President Curless called the Executive Closed Session to order at 6:10 p.m. Executive Closed Session adjourned at 6:32 p.m.

Vice President Curless called the regular meeting of the Board of Commissioners to order at 7:01 p.m.

Director of Administrative Services led those present in the Pledge of Allegiance.

District Counsel reported on the Executive Closed Session as follows: Conference with Labor Negotiator – No action taken.

PUBLIC COMMENT: None

CONSENT CALENDAR

Commissioner Higgins pulled items B & E for further discussion.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF THE REMAINDER OF THE CONSENT CALENDAR. COMMISSIONER PELLEGRINI SECONDED. MOTION CARRIED WITHOUT DISSENT.

Item B: Commissioner Higgins asked CEO if it was necessary to send two (2) employees to the Work Boat Show. CEO responded the two Bar Pilots are part of the committee researching the purchase of this type of vessel. Others on the committee are from local emergency response agencies. The purchase of the vessel is covered by grant funding. If the research (travel) expenses are not covered by the grant, the employees will not travel.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF TRAVEL EXPENSES TO ATTEND THE INTERNATIONAL WORKBOAT SHOW, DECEMBER 2-4, 2009 AS PART OF GRANT FUNDED FIREBOAT REPLACEMENT PROJECT. COMMISSIONER PELLEGRINI SECONDED. MOTION CARRIED WITHOUT DISSENT.

Item E: Commissioner Higgins asked if the Tactical Survey System was for Harbor District facilities only. CEO stated the State performed a vulnerability assessment for Humboldt Bay approximately 1 ½ years ago and determined there was no good database where safety and security landmarks can be identified. The system will identify all properties around Humboldt Bay where the Harbor District has legal access. Private landowners will benefit from heightened security for their property. The Harbor District is the conduit because of the grant source, but the system will be used by the Sheriff's Department, Coast Guard, local fire departments etc.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF AGREEMENT WITH TACTICAL SURVEY GROUP, INC. FOR THE DEVELOPMENT OF A TACTICAL SURVEY SYSTEM FOR HUMBOLDT BAY. COMMISSIONER PELLEGRINI SECONDED. MOTION CARRIED WITHOUT DISSENT.

CEO REPORT

- ❖ 10/14: The dedication at the Christensen Ranch to the memory of the Coast Guard Beach Patrol in WWII took place despite the rainy weather. It was well-attended by family and friends of those who served to protect the beaches of Humboldt County.
- ❖ 10/15: CEO and Commissioner Curless attended the Shelter Cove Resort Improvement District 1 Board meeting and transferred operational responsibility of the oil spill response trailer that the District received with a \$25,000 grant from OSPR.
- ❖ 10/15: CEO and Director of Maritime Commerce attended an Upstate California Meeting.
- ❖ 10/28: Director of Conservation and CEO attended a dioxin workgroup meeting.
- ❖ 10/28: Director of Maritime Commerce and CEO attended a meeting with Taylor Mariculture who are interested in creating an aquaculture terminal in Humboldt Bay.
- ❖ 11/3: CEO attended the Harbor Safety Committee Summit Meeting in Sacramento.
- ❖ 11/6: CEO made a presentation to the HSU Environmental Documentation Class.
- ❖ Director of Conservation continues to work on the implementation strategies of the Humboldt Bay Management Plan.
- ❖ CEO presented the recent Harbor District Quarterly Newsletter. The next one will come out in mid-winter.

DISTRICT COUNSEL REPORT

District Counsel stated Commissioner Pellegrini is considering a decision to resign her office of Board Commissioner. He suggested the next Board agenda contain the item of the discussion of the recruitment process, which must be completed within 30 days of the resignation.

STAFF REPORT: None

COMMISSIONERS REPORTS

Commissioner Pellegrini:

- ❖ Reported she attended a Veteran's Day ceremony and was one of two Marine veterans who attended the ceremony to honor women veterans.

Commissioner Higgins:

- ❖ Reported he attended the NCRA Board meeting and will have more information about their loan repayment towards the end of December.

Commissioner Curless:

- ❖ Reported he attended the Shelter Cove Resort Improvement District 1 Board meeting and was proud to be a part of the transfer of the OSPR trailer that will assist the local emergency response agencies with the cleanup of oil spills in the ocean.
- ❖ Stated the process continues for obtaining the permits for the Shelter Cove Breakwater Rehabilitation Project. The Coastal Commissioner permit has been received; the Corps of Engineers permit is in process.

ADVISORY COMMITTEE REPORTS

Commissioner Higgins:

- ❖ Reported the next Economic Development Committee meeting will be held on October 28 and will focus on aquaculture. He said permit streamlining continues to be a common theme in all the meetings so far. The committee will meet again in January.

OTHER: None

NON-AGENDA: None

UNFINISHED BUSINESS: None

NEW BUSINESS

A. CONSIDERATION OF FIFTH EXTENSION AND AMENDMENT OF AGREEMENT WITH THE INTERNATIONAL LONGSHORE AND WAREHOUSE UNION AFL-CIO LOCAL 14, UNIT A.

District Counsel stated the last union contract expired June 30, 2009. The item on this agenda is the latest proposal from the employee union.

Suzie Howser, representing the employee union, said the proposal agrees the salaries of classified employees are frozen until June 30, 2009. Also, the items from Ordinance No. 1 that are not included in the Personnel Policy are to be binding.

Commissioner Higgins said he appreciates the work of the employee union, but said there seems to be some confusion over the "sunsetting" of Ordinance No. 1. He said he does not believe there was anything taken away from the employees. Ms. Howser said there are still some issues that need to be clarified with the Human Resources Committee.

District Counsel stated the Human Resources Committee has a counter-proposal to present to the employee union he said he was optimistic would answer the employee union's concerns.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF THE HUMAN RESOURCES COMMITTEE TO PRESENT THE COUNTER-PROPOSAL TO THE EMPLOYEE UNION FOR CONSIDERATION. COMMISSIONER PELLEGRINI SECONDED.

The Board of Commissioners agreed Commissioner Pellegrini was approved to meet without Commissioner Hunter.

MOTION CARRIED WITHOUT DISSENT.

B. CONSIDERATION OF ADOPTION OF RESOLUTION 2009-15 DESIGNATING THE HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT'S AGENT TO OBTAIN CALIFORNIA EMERGENCY MANAGEMENT AGENCY GRANT FUNDS.

COMMISSIONER PELLEGRINI MOVED FOR THE ADOPTION OF RESOLUTION 2009-15 DESIGNATING THE HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT'S AGENT TO OBTAIN CALIFORNIA EMERGENCY MANAGEMENT AGENCY GRANT FUNDS. COMMISSIONER HIGGINS SECONDED. ROLL CALL VOTE WAS TAKEN:

COMMISSIONER PELLEGRINI – AYE
COMMISSIONER CURLESS – AYE
COMMISSIONER WILSON – ABSENT
COMMISSIONER HIGGINS – AYE
COMMISSIONER HUNTER – ABSENT

MOTION CARRIED WITHOUT DISSENT.

- C. **CONSIDERATION OF RESOLUTION 2009-16 TO ENTER INTO A CONTRACT AND ACCEPT FUNDS FROM THE CALIFORNIA DEPARTMENT OF FISH AND GAME FOR SECRETARIAT SERVICES FOR THE HARBOR SAFETY COMMITTEE OF THE HUMBOLDT BAY AREA.**
- D. COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF RESOLUTION 2009-16 TO ENTER INTO A CONTRACT AND ACCEPT FUNDS FROM THE CALIFORNIA DEPARTMENT OF FISH AND GAME FOR SECRETARIAT SERVICES FOR THE HARBOR SAFETY COMMITTEE OF THE HUMBOLDT BAY AREA. COMMISSIONER PELLEGRINI SECONDED. ROLL CALL VOTE WAS TAKEN:

COMMISSIONER PELLEGRINI - AYE
COMMISSIONER CURLESS - AYE
COMMISSIONER WILSON - ABSENT
COMMISSIONER HIGGINS - AYE
COMMISSIONER HUNTER - ABSENT

MOTION CARRIED WITHOUT DISSENT.

ADMINISTRATIVE AND EMERGENCY PERMITS: None

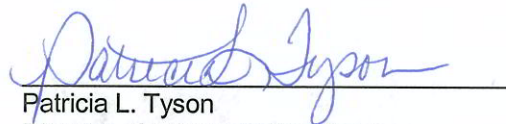
The Regular Meeting of the Board of Commissioners adjourned at 7:46 p.m.

APPROVED BY:



Mike Wilson
Secretary

RECORDED BY:



Patricia L. Tyson
Director of Administrative Services