

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

DATE: May 13, 2010

TIME: 6:00 p.m. 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.**
 - a. **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 Charter Agreement with Bridget Hicks, individually and as a representative of, Golden Bear Fishing Charters for the purpose of providing charter service for the Collaborative Fisheries Research Project.
- b. Consideration of approval of agreement with Winzler and Kelly Consulting Engineers for the Preparation of a Brownfields Grant Application for the Fields Landing and Redwood Marine Terminals. \$5,500.00
- c. Consideration of approval of Charter Agreement with Phil Glenn, individually and as a representative of, Celtic Charter Service for the purpose of providing charter service for the Collaborative Fisheries Research Project.
- d. Consideration of approval of Charter Agreement with Patrick Heaviside, individually and as a representative of, Fort Bragg Sportfishing for the purpose of providing charter service for the Collaborative Fisheries Research Project.
- e. Consideration of approval of Charter Agreement with John Collins, individually and as a representative of, Patrick's Point Charters for the purpose of providing charter service for the Collaborative Fisheries Research Project.
- f. Consideration of approval of Amendment No. 1 to Permit No. 03-03 to the CA Department of Fish and Game for control of the non-native eelgrass, *Zostera japonica*.
- g. Consideration of approval of one-year extension to Permit 05-03 for the Sierra Pacific Dock Maintenance Dredging Project.
- h. Consideration of approval of one-year extension to Permit 07-05 for the Tuluwat Village Restoration Project.

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
 - a. Presentation on a Pre-Feasibility Study Examining Oyster Mariculture Expansion in Humboldt Bay

9. Non Agenda

10. Unfinished Business

- a. Consideration of approval of the Environmental Checklist for the Humboldt Bay Upland Dredge Disposal Site.
- b. Consideration of finding adequate the Mitigated Negative Declaration for the Humboldt Bay Upland Dredge Disposal Site.
- c. Consideration of adoption of Resolution 2010-08 which establishes findings relative to the Humboldt Bay Upland Dredge Disposal Site.

11. New Business

- a. Consideration of accepting for filing Permit No. 10-02 to the US Fish and Wildlife Service for Eradication of *Spartina densiflora* at Humboldt Bay National Wildlife Refuge.
- b. Consideration of approval of Cooperative Agreement with the US Fish and Wildlife Service for the eradication of *Spartina densiflora* in the Humboldt Bay National Wildlife Refuge.

12. Administrative and Emergency Permits

13. ADJOURNMENT

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

May 13, 2010

PRESENT:

Commissioner Curless
Commissioner Wilson
Commissioner Higgins
Commissioner Marks

ABSENT:

Commissioner Pellegrini

President Curless called the Executive Closed Session to order at 6:05 p.m. Executive Closed Session adjourned at 6:55 p.m.

President Curless called the regular meeting of the Board of Commissioners to order at 7:02 p.m.

Commissioner Higgins led those present in the Pledge of Allegiance.

In District Counsel's absence, CEO reported on the Executive Closed Session as follows: Status of negotiations with the Harbor District labor union – No action taken.

PUBLIC COMMENT: None

CONSENT CALENDAR

Commissioner Curless pulled Items (b) and (h) for further discussion.

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

Item (b): Commissioner Wilson asked if the application was for both the Fields Landing and Redwood Marine Terminals and if Winzler and Kelly Consulting Engineers is the lead on the applications. CEO responded the application would be for both and Winzler and Kelly will be the lead on the application. Commissioner Wilson suggested Director of Maritime Commerce be the point person for the project.

COMMISSIONER WILSON MOVED FOR THE APPROVAL OF AGREEMENT WITH WINZLER AND KELLY CONSULTING ENGINEERS FOR THE PREPARATION OF A BROWNFIELDS GRANT APPLICATION FOR THE FIELDS LANDING AND REDWOOD MARINE TERMINALS. COMMISSIONER HIGGINS SECONDED. MOTION CARRIED WITHOUT DISSENT.

Item (h): Commissioner Wilson recused himself because he has been a consultant on this project.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF ONE-YEAR EXTENSION TO PERMIT 07-05 FOR THE TULUWAT VILLAGE RESTORATION PROJECT. COMMISSIONER MARKS SECONDED. MOTION CARRIED WITHOUT DISSENT.

CEO REPORT

- ❖ 4/22-24: The Humboldt Bay Symposium 2010 was held. There were 65 speakers, 10 sessions and 186 attendees. CEO reported the Symposium was highly successful.
- ❖ 4/28-29: CEO gave a presentation to the Eureka Soroptimist Club on the status of Harbor District activities.
- ❖ 5/4-6: CEO Chaired and was Master of Ceremonies for the 10th Annual California Maritime Leadership Symposium in Sacramento.

- ❖ 5/10: CEO and Director of Conservation met in Sacramento with representatives of the State Water Quality Resource Control Board on the Shelter Cove fish cleaning station.
- ❖ The plans and specifications for the Shelter Cove Breakwater Rehabilitation Project have been sent back to Department of Boating and Waterways. Once they have been approved, the next step is to advertise for bids. CEO hopes the project will be underway soon after September 15.
- ❖ Director of Maritime Commerce and CEO have been working with Stas Margaronis and Stephen Pepper on the upcoming transportation grant applications.
- ❖ Director of Conservation has been attending multiple MPA, collaborative fisheries research project and socioeconomic studies meetings.
- ❖ 5/6: The dredge Essayons arrived in Humboldt Bay and is doing maintenance work in Humboldt Bay's entrance channel. It will be working for approximately 19 days.
- ❖ Fish & Game's vessel Albacore is back in port after maintenance work in Crescent City.

DISTRICT COUNSEL REPORT: None

STAFF REPORT: None

COMMISSIONERS REPORTS

Commissioner Marks:

- ❖ Reported he attended the Humboldt Bay Symposium 2010 and was amazed to learn about the abundance of green sturgeon in Humboldt Bay.
- ❖ The Samoa Volunteer Fire Department hosted Perch'n On The Peninsula fishing tournament and fund raiser.

Commissioner Higgins:

- ❖ Participated on two forums during the Humboldt Bay Symposium 2010: the MLPA and Economic Development forums.
- ❖ Is hoping to reconvene the MPA oversight committee to review the science guidelines that have been passed forward, which he considers to be economically injurious.
- ❖ Attended the Humboldt Wild Seafood dinner on May 1.

Commissioner Wilson:

- ❖ Moderated the session on shoreline revetment at the Humboldt Bay Symposium 2010.
- ❖ Is currently reading "Night Crossings", a historical book on Humboldt Bay and would highly recommend it.

Commissioner Curless:

- ❖ Gave the opening speech for the Humboldt Bay Symposium 2010.
- ❖ Attended the Fortuna Rotary dinner where 15 high school students were awarded scholarships.

ADVISORY COMMITTEE REPORTS

Commissioner Higgins:

- ❖ Stated the final Economic Development Committee meeting was held on April 29. The findings will be presented at the May 27 Board of Commissioners meeting.

Commissioner Wilson:

- ❖ The Budget Committee met to discuss budget projections.

OTHER

Presentation on a Pre-Feasibility Study Examining Oyster Mariculture Expansion in Humboldt Bay.

Commissioner Wilson stated there is the potential for increased mariculture in Humboldt Bay, which could bring in millions of dollars to the Humboldt County economy. Pre-feasibility work needed to be done in order to quantify the potential. Commissioner Wilson and Director of Conservation spoke with the students in Dr. Yvonne Everett's HSU class to see if they were interested in doing this field work.

The study was done by Carrie Carter-Griffin, Carson Hubauer, Andrew Minks and Elissa Robinson and who also gave their presentation to the Board of Commissioners.

Ted Kuiper commended the students for a very useful baseline document. He said he has worked on these issues over the past 30 years and was impressed the students had such a good grasp of the information in such a short time. Mr. Kuiper said currently less than 400 acres is being used for mariculture, which brings in \$6.2 million to Humboldt County's economy.

Commissioner Wilson requested District staff to investigate funding opportunities to do the feasibility study/business plan for mariculture expansion.

NON-AGENDA: None

UNFINISHED BUSINESS

- A. CONSIDERATION OF APPROVAL OF THE ENVIRONMENTAL CHECKLIST FOR THE HUMBOLDT BAY UPLAND DREDGE DISPOSAL SITE.**
- B. CONSIDERATION OF FINDING ADEQUATE THE MITIGATED NEGATIVE DECLARATION FOR THE HUMBOLDT BAY UPLAND DREDGE DISPOSAL SITE.**
- C. CONSIDERATION OF ADOPTION OF RESOLUTION 2010-08 WHICH ESTABLISHES FINDINGS RELATIVE TO THE HUMBOLDT BAY UPLAND DREDGE DISPOSAL SITE.**

CEO reported on the last day of the comment period for the Mitigated Negative Declaration for the Humboldt Bay Upland Dredge Disposal Site, two comments were received which require further review. He said these items would be on the May 27 Board agenda.

COMMISSIONER HIGGINS MOVED TO TABLE UNFINISHED BUSINESS ITEMS A, B AND C.
COMMISSIONER WILSON SECONDED. MOTION CARRIED WITHOUT DISSENT.

NEW BUSINESS

- A. CONSIDERATION OF ACCEPTING FOR FILING PERMIT NO. 10-02 TO THE US FISH AND WILDLIFE SERVICE FOR ERADICATION OF *SPARTINA DENSIFLORA* AT HUMBOLDT BAY NATIONAL WILDLIFE REFUGE.**

COMMISSIONER WILSON MOVED FOR THE APPROVAL OF ACCEPTING FOR FILING PERMIT NO. 10-02 TO THE US FISH AND WILDLIFE SERVICE FOR ERADICATION OF *SPARTINA DENSIFLORA* AT HUMBOLDT BAY WILDLIFE REFUGE. COMMISSIONER HIGGINS SECONDED. MOTION CARRIED WITHOUT DISSENT.

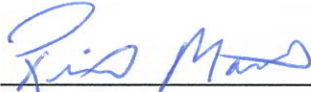
B. CONSIDERATION OF APPROVAL OF COOPERATIVE AGREEMENT WITH THE US FISH AND WILDLIFE SERVICE FOR THE ERADICATION OF *SPARTINA DENSIFLORA* AT THE HUMBOLDT BAY NATIONAL WILDLIFE REFUGE.

COMMISSIONER WILSON MOVED FOR THE APPROVAL OF COOPERATIVE AGREEMENT WITH THE US FISH AND WILDLIFE SERVICE FOR THE ERADICATION OF *SPARTINA DENSIFLORA* AT THE HUMBOLDT BAY NATIONAL WILDLIFE REFUGE. COMMISSIONER HIGGINS SECONDED. MOTION CARRIED WITHOUT DISSENT.

ADMINISTRATIVE AND EMERGENCY PERMITS: None

The Regular Meeting of the Board of Commissioners adjourned at 8:08 p.m.

APPROVED BY:



Richard Marks
Secretary

RECORDED BY:



Patricia L. Tyson
Director of Administrative Services