

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

DATE: September 9, 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)
 - 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.

Agenda for September 9, 2010 Board Meeting

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 minutes from August 12, 2010 Board Meeting
- b. Consideration of approval of minutes from August 26, 2010 Board Meeting
- c. Consideration of approval of travel for the Dockmaster to attend Pacific Coast Congress of Harbormasters and Port Managers Fall Membership Conference, October 5-8, 2010.
- d. Consideration of approval of travel for the Director of Maritime Commerce to attend the West Coast Corridor Coalition Meeting and Climate Policy and Transportation Conference, September 16-17, 2010.
- e. Consideration of approval of travel for the Chief Executive Officer to attend the Fall Meeting of the California Marine Affairs and Navigation Conference, October 6-8, 2010.
- f. Consideration of approval of purchase and installation of access door for the Woodley Island Marina sewer pump station from Rogers Machinery Company, Inc. \$2,200.00

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 approval of Resolution 2010-14 Encouraging the Marine Life Protection Act Initiative Blue Ribbon Task Force and California Fish and Game Commission to support and adopt the Regional Stakeholder Group Marine Protected Area Unified Array Proposal.
- b. Consideration of accepting donation of two reef modules from the Humboldt Area Saltwater Anglers.
- c. Consideration of authorizing the District's Chief Executive Officer and District Counsel to approve a Cooperative Agreement with the US Department of Transportation Maritime Administration to Proceed with Planning Elements for a Potential West Coast Marine Highway.
- d. Consideration of Approval of Resolution 2010-15 Establishing Findings relative to application by Chevron Products Company for their Chevron Eureka Marine Terminal Abandoned Shed Demolition project.
- e. Consideration of Approval of Permit No.10-03 to Chevron Products Company for their Chevron Eureka Marine Terminal Abandoned Shed Demolition Project.

12. Administrative and Emergency Permits

13. ADJOURNMENT

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

September 9, 2010

PRESENT:

Commissioner Pellegrini
Commissioner Curless
Commissioner Higgins
Commissioner Marks

ABSENT:

Commissioner Wilson

President Curless called the Executive Closed Session to order at 6:01 p.m.

President Curless adjourned the Executive Closed Session to order at 6:31p.m.

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

President Curless lead those present in the Pledge of Allegiance.

District Counsel reported on the Executive Closed Session as follows: Status of negotiations with the Harbor District labor union – No action was taken.

PUBLIC COMMENT: None

CONSENT CALENDAR

Commissioner Higgins asked to pull Item (b) of the Consent Calendar for further discussion.

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

Item (b): Commissioner Higgins asked that a sentence on page 3 of the August 26, 2010 Board Meeting minutes be deleted.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF ITEM B OF THE CONSENT CALENDAR AS AMENDED. COMMISSIONER PELLEGRINI SECONDED. MOTION CARRIED WITHOUT DISSENT.

CEO REPORT: None

DISTRICT COUNSEL REPORT: None

STAFF REPORT

Director of Administrative Services reported she and her family rode the speeder cars operated by the Timber Heritage Association at Samoa. She said the buildings were also open for visitors to view the cars and the buildings are in good condition with the replacement of some of the roofs. She also reported Mike Kellogg of the Timber Heritage Association called to say their first passenger car was being delivered today and they were very excited about its arrival.

COMMISSIONERS REPORTS

Commissioner Pellegrini:

- ❖ Reported the discouraging article about the inability to obtain secure funding for the pulp mill in the Labor Day issue of the LA Times was particularly poignant.

Commissioner Higgins:

- ❖ Reported the IFQ workshop will be held November 13 in the Harbor District meeting room. Susan Schlosser of SeaGrant has agreed to be the moderator and SeaGrant will be a co-sponsor with the Harbor District.

Commissioner Marks:

- ❖ Said the Times-Standard will run an article tomorrow similar to the one in the LA Times. He said that even though the pulp mill has been closed for two years, a poll of the former employees shows 80% would return if the mill re-opened.
- ❖ Reported he saw the coach train arriving in town and said it is very exciting to have this type of train on display.

Commissioner Curless:

- ❖ Reported there will be a pre-construction meeting on the Shelter Cove Breakwater Rehabilitation Project in Shelter Cove on Monday.

ADVISORY COMMITTEE REPORTS

Commissioner Pellegrini:

- ❖ Stated the Harbor District took the lead on organizing the MLPA efforts and it has been a huge effort for the North Coast to develop one proposal to ask the Blue Ribbon Task Force to adopt. She said the Director of Conservation deserves much of the credit for this accomplishment. Unfortunately for the Harbor District, Adam Wagschal has taken a job offer with a local consulting firm. Adam has set the bar high for his replacement.

Commissioner Marks:

- ❖ Said the negotiations with the District's employee union are ongoing.

Commissioner Higgins:

- ❖ Reported there was good participation in today's North Coast Local Agency Coastal Coordination Committee meeting. He said the committee finalized the resolution that will be considered later in this agenda and agreed fisheries monitoring is an important issue to pursue for the area.
- ❖ Stated he is sad to see the Director of Conservation leave and is willing to make his transition as easy as possible.

OTHER: None

NON-AGENDA: None

UNFINISHED BUSINESS: None

NEW BUSINESS

A. CONSIDERATION OF APPROVAL OF RESOLUTION 2010-14 ENCOURAGING THE MARINE LIFE PROTECTION ACT INITIATIVE BLUE RIBBON TASK FORCE AND CALIFORNIA FISH AND GAME COMMISSION TO SUPPORT AND ADOPT THE REGIONAL STAKEHOLDER GROUP MARINE PROTECTED AREA UNIFIED ARRAY PROPOSAL.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF RESOLUTION 2010-14 ENCOURAGING THE MARINE LIFE PROTECTION ACT INITIATIVE BLUE RIBBON TASK FORCE AND CALIFORNIA FISH AND GAME COMMISSION TO SUPPORT AND ADOPT THE REGIONAL STAKEHOLDER GROUP MARINE PROTECTED AREA UNIFIED ARRAY PROPOSAL. COMMISSIONER PELLEGRINI SECONDED.

Commissioner Higgins stated the resolution is well-stated.

Adam Wagschal told the Board he is leaving the Harbor District with regrets; he has enjoyed working for the Harbor District and on the many varied projects. Although he will be working in the same domain, he is moving into a different aspect of his career.

ROLL CALL VOTE WAS TAKEN:

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

MOTION CARRIED WITHOUT DISSENT.

B. CONSIDERATION OF ACCEPTING DONATION OF TWO REEF MODULES FROM THE HUMBOLDT AREA SALTWATER ANGLERS.

COMMISSIONER PELLEGRINI MOVED FOR THE APPROVAL OF ACCEPTING DONATION OF TWO REEF MODULES FROM THE HUMBOLDT AREA SALTWATER ANGLERS. COMMISSIONER HIGGINS SECONDED. MOTION CARRIED WITHOUT DISSENT.

C. CONSIDERATION OF AUTHORIZING THE DISTRICT'S CHIEF EXECUTIVE OFFICER AND DISTRICT COUNSEL TO APPROVE A COOPERATIVE AGREEMENT WITH THE US DEPARTMENT OF TRANSPORTATION MARITIME ADMINISTRATION TO PROCEED WITH PLANNING ELEMENTS FOR A POTENTIAL WEST COAST MARINE HIGHWAY.

COMMISSIONER PELLEGRINI MOVED FOR THE APPROVAL OF AUTHORIZING THE DISTRICT'S CHIEF EXECUTIVE OFFICER AND DISTRICT COUNSEL TO APPROVE A COOPERATIVE AGREEMENT WITH THE US DEPARTMENT OF TRANSPORTATION MARITIME ADMINISTRATION TO PROCEED WITH PLANNING ELEMENTS FOR A POTENTIAL WEST COAST MARINE HIGHWAY. COMMISSIONER HIGGINS SECONDED. MOTION CARRIED WITHOUT DISSENT.

Commissioner Higgins commended staff for their work to ensure the Harbor District is well positioned for this opportunity.

D. CONSIDERATION OF APPROVAL OF RESOLUTION 2010-15 ESTABLISHING FINDINGS RELATIVE TO APPLICATION BY CHEVRON PRODUCTS COMPANY FOR THEIR CHEVRON EUREKA MARINE TERMINAL ABANDONED SHED DEMOLITION PROJECT.

COMMISSIONER HIGGINS MOVED FOR THE APPROVAL OF RESOLUTION 2010-15 ESTABLISHING FINDINGS RELATIVE TO APPLICATION BY CHEVRON PRODUCTS COMPANY FOR THEIR CHEVRON EUREKA MARINE TERMINAL ABANDONED SHED DEMOLITION PROJECT. COMMISSIONER MARKS SECONDED. ROLL CALL VOTE WAS TAKEN:

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

MOTION CARRIED WITHOUT DISSENT.

E. CONSIDERATION OF APPROVAL OF PERMIT NO. 10-03 TO CHEVRON PRODUCTS COMPANY FOR THEIR CHEVRON EUREKA MARINE TERMINAL ABANDONED SHED DEMOLITION PROJECT.

COMMISSIONER PELLEGRINI MOVED FOR THE APPROVAL OF PERMIT NO. 10-13 TO CHEVRON PRODUCTS COMPANY FOR THEIR CHEVRON EUREKA MARINE TERMINAL ABANDONED SHED DEMOLITION PROJECT. COMMISSIONER MARKS SECONDED. MOTION CARRIED WITHOUT DISSENT.

ADMINISTRATIVE AND EMERGENCY PERMITS: None


The Regular Meeting of the Board of Commissioners adjourned at 7:17 p.m.

APPROVED BY:



Richard Marks
Secretary

RECORDED BY:



Patricia L. Tyson
Director of Administrative Services