

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

DATE: June 25, 2020

TIME: Executive Closed Session 5:00 P.M.
Regular Session 7:00 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

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. 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.

3. Move to Executive Closed Session

- 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.

4. Call to Order Regular Session at 7:00 P.M. and Roll Call

5. Pledge of Allegiance

6. Report on Executive 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*

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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. 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.

8. 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

9. 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

Recommendation: It is recommended that the Board:

1. Receive a report of the draft goals, income and expenditures for port operations, conservation - recreation programs, general operating and staffing projections.
2. By roll call vote, adopt Resolution NO 2020-07 adopting the FY 2020-21 budget.

Summary: The Board held budget meetings on May 28th and June 11th prior to adopting the FY 2020-21 preliminary budget in compliance with CA Harbors and Navigation Code Section 6093. Per Section 6093.3, the final budget shall be reported to the Board of Supervisors not later than August 1st. Staff does not propose to increase any fees during this budget cycle.

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

Recommendation: Staff recommends the Board: Direct staff to prepare amendments required to:

- 1) Modify the Regular Meeting agenda format;
- 2) Change the meeting date and time; and
- 3) Defer to annual Resolution Designating Business Matters for details of meeting structure and procedures.

Summary: The District currently meets on the 4th Thursday at 7:00 pm. Ordinance 6 has been amended 6 times since 1976 and has shifted from two meetings per month to one meeting per month and the meeting dates have changed from the 2nd and 4th Thursdays to 1st and 3rd Thursdays and back to the 4th Thursday only. The meeting times have also varied from 7:00 pm to 7:30 pm and back to 7:00 pm. The meeting format requirements have also changed over the years going from a rough outline to the current detailed agenda format requirements. There are no specific requirements outlined in the Harbors and Navigation Code or other State law which requires a specific meeting date, time, or agenda format. The requirements for open meetings are outlined in the Brown Act with other specific noticing requirements in other State Laws specific actions of the District.

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

Recommendation: It is recommended that the Board receive a report regarding the Draft Redwood Marine Terminal II Ocean Outfall Rate Study.

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Summary: Harbor District staff has prepared a Draft Redwood Marine Terminal II Ocean Outfall Rate Study and is seeking input from the Harbor District Board and public.

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

Recommendation: It is recommended that the Board:

- 1) Approve proposed amendments to Humboldt Bay Oyster Company Parcel A Tideland Lease and Parcel B Tideland Lease.
- 2) Approve a sublease from Humboldt 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.

Summary: Item 1. District staff recommends the Board approve amendments to Humboldt Bay Oyster Company's existing Parcel A Tideland Lease and Parcel B Tideland Lease that would increase allowed shellfish culture methods. Allowed methods would be controlled by regulatory approvals, not the lease.

Item 2. District staff recommends that the Board approve a sublease of a portion of Humboldt Bay Oyster Company's Parcel A Tideland Lease and Parcel B Tideland Lease to Hog Island Oyster Company.

10. Permits - NONE

11. Adjournment