

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

**March 10, 2022**

The Humboldt Bay Harbor, Recreation and Conservation District met in regular session on the above date, Closed Session met at 5:00 P.M., Regular Session met at 6:00 P.M. both via video conference with a teleconference option.

**CLOSED SESSION – 5:00 P.M.**

**PUBLIC COMMENT:** The following individuals addressed the Commission regarding subject matters on the closed session meeting agenda: No one.

**BUSINESS**

- a)** CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Property: 930 Vance Avenue, Samoa, CA (APN 401-031-077-000). Agency negotiator: Larry Oetker, Executive Director; Ryan Plotz, District Counsel. Negotiating parties: Larry Henderson and David Nims. Under negotiation: price and terms of payment.
- 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.

**REGULAR SESSION – 6:00 P.M.**

**ROLL CALL:**

**PRESENT:** DALE  
HIGGINS  
KULLMANN  
MARKS  
NEWMAN

**ABSENT:** NONE  
**QUORUM:** YES

**PLEDGE OF ALLEGIENCE**

**PUBLIC COMMENT:** The following individuals addressed the Commission regarding subject matters not on the special session meeting agenda: No one.

**REPORT ON CLOSED SESSION:** No reportable action.

**CONSENT CALENDAR**

- a) Adopt Minutes for January 13, 2022 Regular Board Meeting
- b) Adopt Minutes for February 10, 2022 Regular Board Meeting
- c) Receive District Financial Reports for January 2022
- d) Affirm the Findings Made in Resolution 2021-16 Regarding the Continued State of Emergency and Authorize the Continued use of Teleconference Meetings
- e) Accept for filing Permit No. 2022-02 Master Baywater Intake System

COMMISSIONER MARKS MOVED TO ACCEPT CONSENT CALENDAR ITEMS A-E.

COMMISSIONER NEWMAN SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED.

Ayes: DALE, HIGGINS, KULLMANN, MARKS, NEWMAN

Noes: NONE

Absent: NONE

Abstain: NONE

**COMMUNICATIONS, REPORTS AND CORRESPONDENCE RECEIVED**

- a) Staff Reports
  - I. Staff presented on recent District activities.
- b) Executive Director's Report
  - I. Executive Director presented Executive Director's report.
- c) District Counsel and District Treasurer Reports
  - I. District Treasurer reported on recent District financial activities.
- d) Commissioner and Committee Reports
  - I. Commissioners reported on recent activities and subcommittees.
- e) Correspondence Received
  - I. None.

**UNFINISHED BUSINESS - NONE**

**NEW BUSINESS**

- a) Consider Approval of a Contract with the California Energy Commission to Receive a \$10,450,000 Grant to Repurpose the Redwood Marine Terminal to Support Offshore Wind Energy Development
    - I. District staff presented the item.
    - II. The Commission discussed the item.
    - III. Chair Dale opened the item to public comment. Jennifer Kalt commented.
    - IV. Chair Dale moved the discussion back to the Commission.
- COMMISSIONER HIGGINS MOVED TO APPROVE A CONTRACT WITH THE CALIFORNIA ENERGY COMMISSION TO RECEIVE A \$10,450,000 GRANT TO REPURPOSE THE REDWOOD MARINE TERMINAL TO SUPPORT OFFSHORE WIND ENERGY DEVELOPMENT.
- COMMISSIONER MARKS SECONDED.
- ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.
- Ayes: DALE, HIGGINS, KULLMANN, MARKS, NEWMAN
- Noes: NONE

Absent:     NONE  
Abstain:    NONE

**b) Consider Approval of a Contract with Moffatt & Nichol in the Amount of \$3,567,500 for Design, Permitting, and Coordination Services for the District's Multipurpose Terminal Replacement Project at Redwood Marine Terminal I and Navigation Channels**

I. District staff presented the item.

II. The Commission discussed the item.

III. Chair Dale opened the item to public comment. Jennifer Kalt commented.

IV. Chair Dale moved the discussion back to the Commission.

COMMISSIONER HIGGINS MOVED TO APPROVE A CONTRACT WITH MOFFATT & NICHOL IN THE AMOUNT OF \$3,567,500 FOR DESIGN, PERMITTING AND COORDINATION SERVICES FOR THE DISTRICT'S MULTIPURPOSE TERMINAL REPLACEMENT PROJECT AT REDWOOD MARINE TERMINAL I AND NAVIGATION CHANNELS AND TO APPROVE A PURCHASE ORDER FOR TASK ORDER NO. 1 IN THE AMOUNT OF \$1,358,723.00.

COMMISSIONER HIGGINS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes:     DALE, HIGGINS, KULLMANN, MARKS, NEWMAN

Noes:     NONE

Absent:    NONE

Abstain:   NONE

**c) Consider Adopting Ordinance 20, An Ordinance of the Board of Commissioners of the Humboldt Bay Harbor, Recreation and Conservation District Relating to the Prohibition of the Storage and Handling of Coal and Petroleum Coke on District-Owned Property**

I. Executive Director presented the item.

II. The Commission discussed the item.

III. Chair Dale opened the item to public comment. Robin Gray Stewart and Jennifer Kalt commented.

IV. Chair Dale moved the discussion back to the Commission.

COMMISSIONER KULLMANN MOVED TO CONSIDER ADOPTING DRAFT ORDINANCE 20, AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT RELATING TO THE PROHIBITION OF THE STORAGE AND HANDLING OF COAL AND PETROLEUM COKE ON DISTRICT-OWNED PROPERTY.

COMMISSIONER MARKS SECONDED.

ROLL CALL VOTE WAS CALLED, MOTION CARRIED WITHOUT DISSENT.

Ayes:     DALE, HIGGINS, KULLMANN, MARKS, NEWMAN

Noes:     NONE

Absent:    NONE

Abstain:   NONE

**d) Receive an Update on the Samoa Peninsula Beautification Project and Provide Direction as Necessary**

**Adopted Minutes for March 10, 2022 Regular Board Meeting**

- I. Executive Director presented the item with Carla Avila from RCAA.
  - II. The Commission discussed the item.
  - III. Chair Dale opened the item to public comment. Robin Gray Stewart and Jennifer Kalt commented.
  - IV. Chair Dale moved the discussion back to the Commission.
  - V. Report only, no formal action was taken.
- e) **Consider Consideration of Initial 2022-2023 District Budget Preparation Schedule**
- I. Executive Director presented the item.
  - II. The Commission discussed the item.
  - III. Chair Dale opened the item to public comment. No one commented.
  - IV. Executive Director changed the order of the Budget Schedule to consider Shelter Cove, Woodley Island Marina and Fields Landing Boat Yard on April 14, 2022 and Redwood Marine Terminals I and II with Dredging on May 12, 2022.
  - V. Discussion only, no formal action was taken.

**FUTURE AGENDA ITEMS**

- a) Green Diamond Shared Services Agreement
- b) Dredging Status Update (May 12, 2022)
- c) Long Fin Smelt Sampling Update

**ADJOURNMENT – 7:15 P.M.**

**APPROVED BY:**

  
Richard Marks  
Secretary of the Board of Commissioners

**RECORDED BY:**

  
Mindy Hiley  
Director of Administrative Services