

**MINUTES OF THE REGULAR SESSION
OF THE BOARD OF HARBOR COMMISSIONERS OF THE
CRESCENT CITY HARBOR DISTRICT**

July 1, 2008

COMMISSIONERS PRESENT:

Patrick Bailey
John Yingst
Ray Martell
Ron Phillips
Garry Young

COMMISSIONERS ABSENT:

None

OTHERS PRESENT:

Richard Young, C.E.O./Harbormaster
Kenneth Towe, Harbor RV Anchorage
Kathy Yingst, Public Member
Jim Snow
Guy Towers
Troy Gardner
Bob Ginocchio

Karen Phillips, P.S. Secretarial
Paul McAndrews, Facilities Mgr.
Michelle Ma, Daily Triplicate
Mike Scavuzzo
Michelle Radison
Dale Card
Robert Hacklam

Call to order.

President Bailey called the meeting to order at 5:15 p.m. to consider and take public comments regarding the closed session.

Public Comment prior to closed session.

There being no public comments regarding the closed session, the meeting was recessed in closed session at 5:15 p.m. to discuss the following closed session matters as posted.

5:15 P.M. closed session regarding three items: Pursuant to Government Code Section pursuant to Government Code Section 54956.8 Conference with real property negotiators. Harbor District negotiators Patrick A. Bailey, John Yingst, Richard Young. Property: Coast Redwood Art Association lease at 140 Marine Way; Pursuant to Government Code Section 54956.9(a) Conference with legal counsel - existing litigation. Name of case: Crescent City Harbor District vs.

Denny Haddad; Pursuant to Government Code Section 54956.9(c) the District is deciding whether to initiate litigation.

President Bailey adjourned the closed session at 6:31 p.m.

Call to order for the regularly scheduled meeting.

The regular session was reconvened at 6:33 p.m., and President Bailey reported that no final action was taken during the closed session.

Pledge of allegiance.

The pledge was led by Commissioner Phillips.

Consent calendar. Possible Board action. (Estimated time: 5 minutes).

REMOVAL OF ITEMS FROM THE CONSENT CALENDAR:

Public comment: Requests to remove items from Consent Calendar.

Motion to approve the following consent Calendar items.

A.i Approval of the warrants issued since June 17, 2008.

A.ii Approval of the minutes of the regular meeting of June 17, 2008.

THERE BEING NO PUBLIC COMMENTS REGARDING THE CONSENT AGENDA, AND ON A MOTION BY COMMISSIONER YINGST, SECONDED BY COMMISSIONER PHILLIPS, AND UNANIMOUSLY CARRIED, THE BOARD OF HARBOR COMMISSIONERS APPROVED AND ADOPTED THE CONSENT CALENDAR, CONSISTING OF ITEMS A.I AND A.II, WITH CORRECTIONS TO THE MINUTES TO INCLUDE: PAGE 3, SECOND PARAGRAPH, 10TH LINE "AN" SHALL BE REPLACED WITH "A"; PAGE 4, FOURTH PARAGRAPH, THIRD LINE "THE" SHALL BE REPLACED WITH "HE"; SAME PAGE, SAME PARAGRAPH, FOURTEENTH LINE "WAS" SHALL BE REPLACED WITH "WAY"; SAME PAGE, FIFTH PARAGRAPH, SECOND LINE "YINST" SHALL BE REPLACED WITH "YINGST"; AND PAGE 5, SIXTH PARAGRAPH "THREE" SHALL BE REPLACED WITH "FOUR".

Public comment.

The following public comments were made: Robert Hacklam asked to place a plaque in the Harbor in honor of his parents, who loved the Harbor. Staff indicated that concrete picnic tables and planters could be placed around the Harbor for this type of memorial; however, no policy is in place. Richard Young will meet with Mr. Hacklam to work out details and come back to the board if necessary.

Discussion and consideration of allowing Carl Kamp to sell decals from his trailer. Possible Board action.

C.E.O. Young reported on the request to allow Carl Kamp, also known as the "Decal Dude", to sell decals from his fifth-wheel trailer, which he would like to relocate to the Harbor. Mr. Kamp was not present at the meeting. He would like to sell the decals at the Harbor July 2nd through the 7th, 2008. Staff indicated that the normal concession for non-seafood sales on District property is \$30.00 daily.

ON A MOTION BY COMMISSIONER PHILLIPS, SECONDED BY COMMISSIONER YINGST, AND UNANIMOUSLY CARRIED, THE BOARD OF HARBOR COMMISSIONERS VOTED TO TAKE NO ACTION ON THIS MATTER AND TO TURN IT OVER TO THE C.E.O.

Discussion and consideration of request from Mr. Stan Jones to place a veteran's memorial in the Harbor. Possible Board action.

C.E.O. Young reported on the request by Stan Jones to place a veteran's memorial in the Harbor. Since Mr. Jones was not at the meeting staff suggested that the matter be tabled. By unanimous consensus, the matter was tabled.

Discussion and consideration of the status of the Lighthouse Museum project. Possible Board action.

C.E.O. Young reported briefly on the status of the Lighthouse Museum project. Guy Towers was present from the St. George Reef Lighthouse Museum and Maritime Center and reported on the work that has been done since the last meeting of the committee, including showing bid forms for the museum building, which they anticipate to cost a little over \$1 million dollars at this time. The County will require a lease with the Harbor, a building permit fee and Coastal Commission approval. The project organizers have spent \$6,000 from the museum fund to pay for the cost of the heating and venting compliance document. Currently, they are looking at going "green" to receive green certification and all its advantages. They are making public presentations around the community to raise public awareness about the project. Michelle Radison, their grant writer, will be writing and researching grants to help offset the cost of the museum. Meeting will be held in July and August at the Four Square Church, to discuss funding opportunities, and present artifacts they hope to display in the museum, in addition to others, that may be donated at that event. Commissioner Phillips asked questions regarding the museum, fees and partnerships, since he is relatively new to the commission and had not previously heard the presentation regarding the museum project.

Discussion and consideration of the moorage owed and the disposition of the Vessel Sujon. Possible Board action.

C.E.O. Young, Dale Card and Troy Gardner reported on the vessel Sujon's moorage fees and the proposed method of disposing of the vessel. Discussion was held regarding the request to reduce the fees and salvaging the vessel parts, which Mr. Gardner feels is the most feasible. This option would require that the vessel sit in the parking lot to dry out for a month or so to lighten the hauling weight.

ON A MOTION BY COMMISSIONER MARTELL, SECONDED BY COMMISSIONER PHILLIPS, AND UNANIMOUSLY CARRIED, THE BOARD OF HARBOR COMMISSIONERS VOTED TO TABLE THE MATTER UNTIL THE NEXT MEETING TO ALLOW STAFF TO WORK WITH THE PARTIES.

Discussion and consideration of approval of the final budget for Fiscal Year 2008/09. Possible Board action.

C.E.O. Young reported on the FY 2008-2009 budget. Changes from the previous meetings were shown in green, red and blue in the agenda packet, including changes to inner basin income - \$360,000; storage - \$10,000; election expense - \$20,000; and project planning and zoning - \$15,000. These changes amount to an increased estimate of income of \$35,000 and reduced the estimated deficit from near \$95,000 to \$60,000, which staff feel that there are sufficient cash reserves to cover.

ON A MOTION BY COMMISSIONER YOUNG, SECONDED BY COMMISSIONER PHILLIPS, AND UNANIMOUSLY CARRIED ON A POLLED VOTE, THE BOARD OF HARBOR COMMISSIONERS APPROVED AND ADOPTED THE FINAL 2008-2009 BUDGET WITH CHANGES AS PRESENTED BY STAFF, AND LISTED IN RED, BLUE AND GREEN, AND ATTACHED HERETO.

Discussion and consideration of approval of travel for Richard Young and Paul McAndrews. Possible Board Action.

C.E.O. Young reported on the request for travel so that he and the Facilities Manger Paul McAndrews could attend a September seminar entitled, "How to Supervise People" in Eureka. The cost of the training is \$99 per person, there will be no other costs outside of the seminar and lunch as staff will travel in a Harbor vehicle and return the same day.

ON A MOTION BY COMMISSIONER PHILLIPS, SECONDED BY COMMISSIONER MARTELL, AND UNANIMOUSLY CARRIED, THE BOARD OF HARBOR COMMISSIONERS APPROVED THE TRAVEL AS REQUESTED.

Discussion and consideration of sending a thank you letter to Rural Human Services for the assistance provided by their storm crew. Possible Board action.

Commissioner Phillips abstained from discussion on this item due to his employment with Rural Human Services (RHS). C.E.O. Young reported on the request to send a letter to RHS thanking them for their contribution of storm crews to repair the damage done at the Harbor this winter and asking them to attend a future meeting to receive certificates of appreciation.

ON A MOTION BY COMMISSIONER MARTELL, SECONDED BY COMMISSIONER YINGST, AND UNANIMOUSLY CARRIED, WITH COMMISSIONER PHILLIPS ABSTAINING, THE BOARD OF HARBOR COMMISSIONERS APPROVED SENDING A LETTER OF THANKS TO RURAL HUMAN SERVICES AND REQUESTING THAT THEY ATTEND A FUTURE MEETING TO BE GIVEN CERTIFICATES OF APPRECIATION.

Discussion and consideration of appointing a hoist lease committee. Possible Board action.

President Bailey appointed Commissioners Martell and Phillips to a hoist lease ad hoc committee. He also appointed Commissioner Young and himself to an ad hoc lease committee for the Sheriff's Department.

Committee reports from other standing and ad hoc committees.

The following committee reports were made: Commissioner Martell reported on the Tri-Agency, including the upcoming interviews for the Executive Director, and a broadband study Phase II, presentation by consultant John Irwin.

C.E.O.'s report on current matters and issues planned or in progress.

The C.E.O.'s report consisted of the following topics: 1) Harbor Treatment Plant Compliance Project – which Kennedy/Jenks is preparing the sampling analysis for the wastewater stream, the analysis has been requested by the city in anticipation of a decision about whether the water could potentially be discharged through the city treatment plant; 2) Harbor Treatment Plant Fines – new fines have been received in the amount of \$18,000, which range in date from December 2, 2004 to January 7, 2008. Staff will do further investigation regarding the alleged violations; 3) Travelift Repair – the new diesel motor has arrived, \$12,000 was budgeted for the repair and staff is confident that the costs will come in under the amount budgeted; 4) Handicap Access to Floats – Eureka Marina has a very nice looking electric handicap lift providing handicapped access to their floats. Commissioner Yingst asked staff to investigate the possibility of placing a similar lift in Crescent City. The lift is technically an elevator and Eureka officials have not been able to get it fixed, so they are considering taking it out, and replacing it with a series of ramps; 5) National Pollution Discharge Elimination System (NPDES) Permits and Vessels – this is an issue of whether both commercial and recreational vessels will be required to have permits for bilge water, gray water, and deck runoff. SB 2766, known as the Clean Boating Act and sponsored by the National Marine Manufacturers Association would exempt recreational boats from this requirement. There are other bills that would exempt both recreational and commercial vessels and there have been attempts to add commercial vessels to SB 2766. Staff was directed to send a letter to Senator Boxer opposing the bill.

Board comments.

The following commissioners made comments: Commissioner Phillips jokingly said that he wanted Commissioner Yingst to know that he has pushed Michelle Ma out of the area. Michelle Ma recently received an internship with the Seattle Times and will be leaving the area soon.

Adjournment.

There being no further business to come before the Harbor District Board of Commissioners, President Bailey adjourned the meeting at 7:55 p.m. until the next regularly scheduled meeting on July 15, 2008 at 6:30 p.m.

Patrick A. Bailey, President

Ray Martell, Secretary

Approved this _____ day
of _____, 2008.