

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

May 18, 2010

COMMISSIONERS PRESENT:

Scott Feller, President
James Ramsey
Jack Reese

COMMISSIONERS ABSENT:

Ray Martell, Secretary
Ron Phillips

OTHERS PRESENT:

Richard Young, C.E.O/Harbormaster
LaVonne Sparks Young
Nick Grube, The Triplicate
Bill Renfroe, Tri-Agency

Wilma Madden, P.S. Business Services
Garry Young
Kenneth Towe, Harbor RV Anchorage
Pat Rideout, Chart Room

President Feller opened the meeting at 6:30 P.M. in open session to discuss the following agenda items.

Commissioner Reese led the Pledge of allegiance.

Public comment.

The following persons addressed the Commission: No comments were received from the public.

1. Consent agenda.

Public comment: Requests to remove items from the Consent Agenda may be heard at this time.

- A) Approval of the minutes of the Special Meeting of May 1, 2010.**
- B) Approval of the minutes of the Regular Meeting of May 4, 2010.**

C) The warrant list since May 4, 2010 is not available as our bookkeeper has been ill.

Mr. Young handed out the warrant list to the Commissioners. There was no public comment on the consent agenda.

ON A MOTION BY COMMISSIONER RAMSEY SECONDED BY COMMISSIONER REESE, AND UNANIMOUSLY CARRIED BY POLLED VOTE, THE CRESCENT CITY HARBOR DISTRICT BOARD OF COMMISSIONERS APPROVED AND ADOPTED THE CONSENT AGENDA, CONSISTING OF ITEMS 1.A-C, AS PRESENTED.

2. Discuss and approve a final lease with Rika Blue, dba Talking Crow Studio. Take action as necessary and appropriate.

Mr. Young reported the lease has not yet been returned by Ms. Blue. He added that Ms. Blue has indicated she has some items to discuss before signing the lease and he has not had the opportunity to meet with her as yet to discuss those items. Mr. Young stated he would meet with Ms. Blue and would return this item on the next agenda.

3. Discuss and consider a preliminary budget. Take action as necessary and appropriate.

Mr. Young presented the preliminary budget spreadsheet. He indicated he will be updating the "Actual" column for 2008/09 to include those figures. Mr. Young reviewed the 2009/10 budget amounts and the year to date results, which were through January 2010, as well as the year-end estimates for 2009/10. He indicated they used the same budget numbers for 2010/11 as was adopted for 2009/10 as a starting point. Mr. Young commented that they had paid off the harbor treatment plant, so there is no amount included in the budget for that payment this next year. He added that he had included a rate schedule in the agenda, but the one included in the agenda is out of date and he handed out the current rate schedule, which reflects the increase of moorage fees by 3% last year. President Feller asked what requirements would need to be met for the CDBG funds. Mr. Young replied that one requirement is the status of the Boating and Waterways loans, to which he has not yet received a response from Boating and Waterways to the proposed schedule he recently sent them for the payoff of those loans. Mr. Young commented in years past the Commission has held a workshop for the Commissioners to review the budget in detail with the District's bookkeeper, Ms. Moore, present to be able to answer detail questions. President Feller asked if there were any special items that need to be included in the budget. Mr. Young replied they need to replace ramps, which can be built in-house or purchased pre-made. Mr. Young added that the County may ask for a contribution towards the funding of the legislative advocate in Washington, D.C. Also, they may need to include funding for the purchase of one or more vehicles, as some of the existing vehicles are at the end of their usefulness. Commissioner Ramsey asked for sufficient lead time prior to the setting of a date for the workshop in order to request time off for a daytime meeting. The Commission took no action on the preliminary budget. President Feller stated he preferred to wait until the other two Commissioners were present to schedule the workshop. Mr. Young indicated the 15th of June is the deadline for approval of the

preliminary budget. Garry Young commented that it would be tight to hold workshop and still approve the preliminary budget by the 15th. President Feller responded that they can approve a preliminary budget and hold the workshop after the approval, as they did last year.

4. Standing Agenda Item. Discussion and consideration of status of inner basin rebuilding project.

Mr. Young reported on a meeting he, Ward Stover, and Ernie Perry with Greg Perry of CalEMA had. Mr. Greg Perry commented the high cost of the project might cause CalEMA to cap the expenses allowable for the project during that meeting. Mr. Young added that it did not appear clear what criteria would be used to establish that cap. If they cap the project, the Harbor may not be able to complete the rehabilitation of the entire dock system. Mr. Young indicated they discussed the design criteria for tsunami wave, and they are looking at the modeling again to make sure the 15 foot wave design is adequate. Mr. Young added that once they are certain, they will move forward with CalEMA, and, as it happens, the appropriate CalEMA engineering staff is located in the same building as Ben C. Gerwick, Inc. and they are working on meeting with the CalEMA staff. Mr. Young commented that there are some minor changes being made to the Tsunami Study and it will be on next agenda for Board approval. The Design Committee is still scheduled to visit the City of Eureka and Woodley Island Marina on May 27. No action was needed or taken.

5. Standing Agenda Item. Discussion and consideration of status of Marine Life Protection Act initiative on the North Coast.

Mr. Young reported the Marine Life Protection Act (MLPA) process continues to move forward. The stakeholders group will be meeting here tomorrow and Thursday. Tomorrow is the workshop and Thursday is the public meeting. Mr. Young commented the staff wanted to put four proposals forward to the blue ribbon task force, but the stakeholders group only wants one. The next few days will hopefully resolve that issue. Mr. Young reviewed the differences between the stakeholders group formation for the north coast as opposed to other areas of the state. The Group is trying to balance economic impacts with the MLPA initiative, which is not an easy task.

6. Committee reports from other standing and ad hoc committees.

There were no committee reports from commissioners. Mr. Young reported he and Commissioner Phillips attended the IGRC meeting, which was not well attended. The County announced Neal Lopez was the new Assistant County Administrative Officer. Also, Rural Human Services announced the State's Lt. Governor will be visiting Del Norte County, and the schools commented on the difficulties with their budget and negotiations with their employees.

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

Mr. Young presented his report, which included 1) the recreational groundfish season, 2) the hiring of temporary employees. The Commissioners directed Mr. Young to proceed with hiring two temporary employees; 3) the California Association of

Harbormasters Board Meeting, at which was discussed Coastal Commission issues, the turmoil at Boating and Waterways (the deputy director is now in charge), and the Clean Marina permits from Water Quality). Commissioner Reese asked what problem was with copper with regard to this item. Mr. Young replied that it acts as a pesticide; and 4) FEMA projects, for which Mr. Young included a spreadsheet reflecting the current status of each. President Feller asked that additional information be included in the spreadsheet in the future to include when the request was submitted to the respective agency. Mr. Young then indicated Fashion Blacksmith had completed all work on the dredge except the painting, and they are waiting on better weather before painting.

8. Facilities Manager report on current matters and issues planned or in progress.

Mr. Young and President Feller stated this Item should not have been included in this agenda. The Facilities Manager's report is a standing agenda item for the first meeting of the month.

9. Board Comments.

Commissioner Ramsey indicated he had no comments. Commissioner Reese commented that years ago, the Board of Supervisors would review each department's budgets line item by line item and it took weeks to get through that process. The Board then came to the realization that they did not need to handle the budget in that manner. President Feller asked Mr. Young to prepare a letter to Lt. Governor Abel Maldonado about their situation with the State Lands Commission. President Feller added that the Lt. Governor will be here May 31 and June 1, and the Harbor Commissioners will have a chance to speak with him and wanted him to tour the harbor if at all possible.

10. CLOSED SESSION. The Board of Harbor Commissioners will now meet in closed session to discuss the following items:

Pursuant to Government Code Section 54956.8. Conference with real property negotiators.

Property: Don Nuss property adjacent to the Harbor District. Agency negotiators: Commissioner Scott Feller, Commissioner James Ramsey, CEO Richard Young. Negotiating Parties: Crescent City Harbor District with Don Nuss. Under negotiation: Potential exchange or purchase of the property.

President Feller recessed the open session at 7:11 p.m. and immediately convened in closed session to discuss the closed session item listed above. The closed session was adjourned at 7:22 p.m. and it was announced that no action was taken.

11. Adjournment

There being no further business to come before the Commission, President Feller adjourned the meeting at 7:22 p.m. until the next regularly scheduled meeting on June

1, 2010 at 6:30 P.M. at the Flynn Administrative Center, 981 H Street, Crescent City, California.

Scott Feller, President

Ray Martell, Secretary

Approved this _____ day
of _____, 2010.