



MINUTES
REGULAR RESCHEDULED MEETING
OF THE BOARD OF HARBOR COMMISSIONERS
MOSS LANDING HARBOR DISTRICT
7881 Sandholdt Road
MOSS LANDING, CA 95039
December 11, 2014, 2:00 p.m.

A. OPEN SESSION CALL TO ORDER - PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 p.m. After the Pledge of Allegiance, roll was called.

Commissioners present:

Russ Jeffries – President

Yohn Gideon – Vice President

Vince Ferrante – Secretary

Frank Gomes, Jr. – Commissioner

Tony Leonardini – Commissioner

Staff present:

Tom Razzeca – Assistant General Manager

Mike Rodriquez – District Counsel

Marie Della Maggiore – Executive Assistant

Absent: Linda G. McIntyre – General Manager

B. PRESIDENT'S REMARKS

President Jeffries wished a Merry Christmas to the staff, the Board and all of their families.

C. PUBLIC COMMENTS

No public comment.

D. MANAGER'S REPORTS

1. Projects Status/Update – Written report, no additional comments.
2. Community Relations; Requests/Issues – Written report, no additional comments.
3. Summary of Permits Issued – Written report, no additional comments.
4. Meeting Announcements – Written report, no additional comments.
5. Assigned Liveboard Report – Written report, no additional comments.
6. Assigned Slip Income Report – Written report, no additional comments.
7. Incident Report – Written report, no additional comments.

E. CONSENT CALENDAR

8. a. Approval of the October 22, 2014 Regular Meeting Minutes. – A motion was made by Commissioner Ferrante and seconded by Commissioner Gomes to approve the October 22, 2014 Regular Meeting Minutes. The motion passed unanimously on a roll call vote, Commissioners Jeffries, Gideon, Ferrante, Gomes and Leonardini voting aye.

b. Approval of the October 29, 2014 Special Meeting Minutes. – A motion was made by Commissioner Gideon and seconded by Commissioner Leonardini to approve the October 29, 2014 Special Meeting Minutes. The motion passed 3-0-2 on a roll call vote, Commissioners Jeffries, Gideon and Leonardini voting aye, Commissioners Ferrante and Gomes abstaining.

F. TREASURER'S REPORT

9. Financial Reports for the month ending October 31, 2014 – Written report, no additional comments. A motion was made by Commissioner Ferrante and seconded by Commissioner Gideon to accept the month ending October 31, 2014 financial report. The motion passed

unanimously on a roll call vote, Commissioners Jeffries, Gideon, Ferrante, Gomes and Leonardini voting aye.

G. COMMITTEE REPORTS

10. Finance Committee – No meetings reported.
11. Elkhorn Slough Advisory Committee – No meetings reported.
12. Special Districts/LAFCO – No meetings reported. Next Special Districts of Monterey County meeting will be January 20, 2015.
13. Liveaboard Committee – No meetings reported. Next meeting scheduled for December 17, 2014 at 6 p.m.
14. Harbor Improvement Committee – No meetings reported.
15. Real Property Committee I – No meetings reported.
16. Real Property Committee II – No meetings reported.
17. Meetings attended by Commissioners at District expense since the last regular meeting of the Board (AB 1234 requirements). – Commissioner Ferrante reported that he attended a CSDA Board meeting in Sacramento on November 6 and a CSDA committee meeting on November 14, 2014.

H. NEW BUSINESS

18. ITEM – Consider authorizing GM to execute Certificate of Acceptance of real property Quitclaimed from MBARI.
 - a. Staff report – Written report, no additional comments.
 - b. Public comment – No public comments.
 - c. Board discussion – Question arose about the boundary lines between MBARI and the District property in the area of E dock. President Jeffries said MBARI is conceding that it is District property and has provided the GM with a quitclaim deed.
 - d. Board action – A motion was made by Commissioner Leonardini and seconded by Commissioner Gideon to authorize the General Manager to execute the Certificate of Acceptance of real property quitclaimed by MBARI. The motion passed unanimously on a roll call vote, Commissioners Jeffries, Gideon, Ferrante, Gomes and Leonardini voting aye.
19. Consider Resolution No. 14-17 Public Utility Easement for the Utility Undergrounding project by PG & E and the County.
 - a. Staff report – Written report, no additional comments.
 - b. Public comment – No public comment.
 - c. Board discussion – No further discussion.
 - d. Board action – A motion was made by Commissioner Gideon and seconded by Commissioner Ferrante to adopt Resolution No. 14-17 authorizing the GM to execute a Grant of Easement. The motion passed unanimously on a roll call vote, Commissioners Jeffries, Gideon, Ferrante, Gomes and Leonardini voting aye.
20. ITEM – Consider Reso 14-18 Commending Commissioner Yohn Gideon.
 - a. Staff report – President Jeffries presented Commissioner Gideon with a plaque and a framed Resolution honoring his twelve years of service on the Moss Landing Harbor District Board of Harbor Commissioners. President Jeffries expressed his gratitude on behalf of himself and the Board for Commissioner Gideon's dedication to the District. Commissioner Gideon thanked the Board and said this was the most professional and knowledgeable group to work with.
 - b. Public comment – No public comment.
 - c. Board discussion – Commissioner Ferrante commented that back in the day when he was first elected in the same election as Commissioner Gideon, the Grand Jury report of MLHD was not too favorable. Since then, Commissioner Gideon was appointed to Chair the

Budget Committee. Commissioner Gideon knows his budgets, questions every line item, and in a few short years our budget was completely turned around and in the black. Commissioner Gomes said chairing the Budget Committee now is an easy job because of the foundation laid by Commissioner Gideon.

d. Board action – A motion was made by Commissioner Leonardini and seconded by Commissioner Gomes to adopt Resolution No. 14-18. The motion passed unanimously, Commissioners Jeffries, Gideon, Ferrante, Gomes and Leonardini voting aye.

President Jeffries called for a 5 minute break. The Board returned to open session at 2:50 p.m. and President Jeffries announced they would now go into closed session.

I. ADJOURN TO CLOSED SESSION

1. Confer with real property negotiators pursuant to Government Code §54956.8 regarding Moss Landing Commercial Park (formerly National Refractories). Negotiating parties: General Manager and District Counsel.
2. Confer with real property negotiators pursuant to Government Code §54956.8 regarding APN 413.022.003 (NH Restaurant Pad). Negotiating parties: General Manager and District Counsel.
3. Confer with legal counsel and General Manager regarding one matter of litigation pursuant to Government Code § 54956.9(a): Cramer vs. MLHD, et al.
4. Confer with real property negotiators pursuant to Government Code §54956.8 regarding parcel(s) currently used for E & F Dock access easements (MBARI). Negotiating parties: General Manager and District Counsel.

J. RECONVENE IN OPEN SESSION

President Jeffries reported the Board met in closed session, no reportable action was taken.

K. COMMISSIONERS COMMENTS AND CONCERNS

No additional comments.

L. ADJOURNMENT

The meeting adjourned at 2:55 p.m.

Respectfully submitted,

Vince Ferrante, Secretary
Board of Harbor Commissioners

ATTEST:

Linda G. McIntyre, Deputy Secretary
Board of Harbor Commissioners