

MINUTES  
REGULAR MEETING  
OF THE BOARD OF HARBOR COMMISSIONERS  
MOSS LANDING HARBOR DISTRICT  
7881 Sandholdt Road, Moss Landing, CA 95039

September 27, 2017

**A. CLOSED SESSION**

A closed session was held immediately prior to the public open meeting to consider the following matters:

1. Confer with real property negotiators (District Counsel and GM) regarding two (2) matters pursuant to Government Code §54956.8: (1) A Portion of APN #413-022-003 (NH) and 2) A portion of APN 133.241.015.000 (MLML/San Jose State U. Foundation, formerly Del Mar Seafood).
2. Confer with real property negotiators (District Counsel and GM) regarding one (1) matter pursuant to Government Code §54956.8: Santa Cruz Cannery Building & North Harbor.

**B. OPEN SESSION CALL TO ORDER - PLEDGE OF ALLEGIANCE**

Open session was called to order at 7:02 pm. After the Pledge of Allegiance, roll was called:

**Commissioners Present:**

Russ Jeffries – President  
Tony Leonardini – Vice President  
Peggy Shirrel – Commissioner  
James Goulart – Commissioner

**Staff Present:**

Linda G. McIntyre – General Manager  
Mike Rodriguez – District Counsel  
Tommy Razzeca – Assistant General Manager  
Shay Shaw – Administrative Assistant

**Commissioners Absent:** Vince Ferrante (excused)

**C. PRESIDENT'S REMARKS**

The President announced that the Board met in Closed Session and no decisions were made; that direction was given to the General Manager and to District Counsel.

**D. PUBLIC COMMENTS**

Rick Andrews complained about an employee, about gate security, about people not following the rules.

**E. CONSENT CALENDAR**

1. Approval of the August 30, 2017 Regular Meeting Minutes.
2. Approval of the September 13, 2017 Special meeting Minutes

Commissioner Shirrel made a motion seconded by Commissioner Leonardini to approve the Consent Calendar. The motion passed unanimously on a roll-call vote with the exception of Commissioner Ferrante (absent).

**F. FINANCIAL REPORT**

3. Financial report month ending August 31, 2017. GM McIntyre gave the highlights. Commissioner Shirrel asked about the utility fees. A motion was made by Commissioner Goulart, seconded by Commissioner Leonardini to accept the Financial Report. The motion passed unanimously on a roll-call vote with the exception of Commissioner Ferrante (absent).

## **G. MANAGER'S REPORTS**

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The General Manager will make oral or written presentations on the below subjects. The Board may take such action as deemed necessary. The Manager may present additional reports; however, the Board may not take action on any such item not on this Agenda.

4. Projects Status/Update – Written report, no questions
5. Community Relations; Requests/Issues – written report, no questions
6. Summary of Permits Issued – written report, no questions
7. Meeting Announcements – written report, no questions
8. Assigned Liveboard Report – written report, no questions
9. Slip Income Report – written report, no questions
10. Incident Report – written report, no questions

## **H. COMMITTEE REPORTS**

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11. Finance Committee – Ferrante/Goulart – no meetings
12. Elkhorn Slough Advisory Committee – Leonardini – no meetings
13. Special Districts – Jeffries/Ferrante – nothing to report
14. Liveboard Committee – Jeffries/ Goulart – President Jeffries reported that a Liveboard Meeting was held on September 21 attended by approximately 12 individuals. Issues raised were concerns about re-routing traffic and parking during Maintenance Dock Repair project; desire for a pedestrian pathway in the parking lot, sea lions, fire line on B-Dock. Rick Andrews mentioned a parking space by the Sea Goddess trailer that had a cone in it and now it's cross hatched with no parking.
15. Harbor Improvement Committee – Shirrel/Goulart – no meetings
16. Real Property Committee I – Jeffries/Leonardini – item later on the open session agenda
17. Real Property Committee II – Ferrante/Shirrel – no meetings
18. Ad Hoc Budget Committee – Leonardini/Shirrel – no meetings
19. Meetings attended by Commissioners at District expense since the last regular meeting of the Board (AB 1234 requirements). Such reports may be oral or written. None

## **I. NEW BUSINESS**

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20. ITEM – Update on Maintenance Dock Erosion Emergency Project
  - a. Staff report – GM McIntyre gave the report indicating that emergency conditions still exist.
  - b. Public comment - none
  - c. Board discussion - none
  - d. Board action - the Board by consensus indicated that emergency conditions continue to exist and that the provisions of Resolution No. 17-01 should continue in full force and effect.
  
21. ITEM – Consider Adopting Resolution 17-12 Rescinding Resolution 17-07 and approving proposal from Ken Israel/Sealaska Technical Services for technical and consulting services related to FEMA dredge projects
  - a. Staff report – GM McIntyre gave the report
  - b. Public comment – Rick Andrews asked about North Harbor; GM McIntyre replied this is for the entire Harbor
  - c. Board discussion - none
  - d. Board action – a Motion was made by Commissioner Shirrel, seconded by Commissioner Leonardini to adopt Resolution 17-12. Motion passed unanimously on a roll-call vote with the exception of Commissioner Ferrante (absent)

22. ITEM – Consider issuing a Construction Permit to the Moss Landing Marine Laboratories/San Jose State University Research Foundation for demolition of a portion of existing infrastructure.

- a. Staff report – Assistant GM Razzeca gave the report pointing out that this was only for the first phase of a larger project; that they would have to obtain other construction permits for other phases of the project.
- b. Public comment - none
- c. Board discussion – President Jeffries said the Real property Committee met regarding this matter and recommends approval and issuance of the permit with special conditions regarding asbestos, dust, etc. GM McIntyre assured the Board there would be special conditions included.
- d. Board action – a Motion was made by Commissioner Goulart, seconded by Commissioner Leonardini to authorize the issuance of a construction permit subject to special conditions and subject to review and approval of District Counsel. The Motion passed unanimously on a roll call vote with the exception of Commissioner Ferrante (absent).

**K. COMMISSIONERS COMMENTS AND CONCERNS**

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None.

**L. ADJOURNMENT**

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The meeting adjourned at 7:40 pm.

Respectfully submit ,



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Vince Ferrante, Secretary  
Board of Harbor Commissioners

ATTEST:



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Linda G. McIntyre, Deputy Secretary  
Board of Harbor Commissioners