

MINUTES OF THE
REGULAR MEETING
OF THE BOARD OF HARBOR COMMISSIONERS
MOSS LANDING HARBOR DISTRICT
7881 Sandholdt Road
MOSS LANDING, CA 95039
March 26, 2014, 6:00 p.m.

A. OPEN SESSION CALL TO ORDER - PLEDGE OF ALLEGIANCE

The meeting was called to order at 6:02 p.m. After the Pledge of Allegiance, roll was called.

Commissioners present:

Russ Jeffries – President

Yohn Gideon – Vice President

Vince Ferrante – Secretary

Tony Leonardini – Commissioner

Frank Gomes, Jr. - Commissioner (arrived at 6:05 p.m.)

Staff present:

Linda G. McIntyre – General Manager

Mike Rodriguez – District Counsel

Marie Della Maggiore – Executive Assistant

Wendy Cumming, CPA

B. PRESIDENT'S REMARKS

No comments made.

C. PUBLIC COMMENTS

Safwat Malek, Peoples Moss Landing Desal Water Project, introduced the project engineer, Ben Movahed and the environmental consultant Steve Brown. Mr. Malek added that the project design report is on target. Mr. Brown spoke to the Board about the draft EIR for the project and indicated it is on schedule for completion by 3.31.14. There was discussion of technical and environmental aspects. Commissioner Gideon pointed out that the area in which they were indicating placement of their intake pipeline was in the same area as the Harbor District's SF-12 dredge materials disposal site. Mr. Brown said he was unaware of the dredge pipeline but felt it would not have an impact on their project; he will look into it. President Jeffries asked if they had a marine biologist on the project and Mr. Brown indicated they did not because they were using data previously pulled from other projects. Commissioner Ferrante asked if any of MBARI or MLML facilities would be infringed on or affected to which Mr. Brown replied they own an easement on those properties which would be used during the project. He believes a subsurface intake would be the preferred alternative with a back-up plan of open water intake.

Mr. Bill Hood, invited observer by the Peoples ML Desal Project said he is impressed with the experience of Mr. Movahed and reminded the Board that their duty was to protect the harbor.

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 motion was made by Commissioner Gideon and seconded by Commissioner Gomes to approve the February 26, 2014 Regular Meeting Minutes. The motion passed 4-0-1. Commissioners Jeffries, Gideon, Ferrante and Gomes voting aye; Commissioner Leonardini abstaining due to his absence at the February meeting.

F. TREASURER'S REPORT

9. Wendy Cumming gave the month ending February 28, 2014 financial report. Bottom line marina revenues are below budget by \$32K. Utilities are running \$20K below budget. Overall marina expenses are below budget by \$55K and lease and other operations are above budget by \$55K. We are hoping the upcoming salmon season will bring income up to budget predictions.

A motion was made by Commissioner Gideon and seconded by Commissioner Leonardini to accept the month end February 28, 2014 financial report. The motion passed 5-0-0, all commissioners voting aye.

G. COMMITTEE REPORTS

10. Finance Committee – Commissioner Ferrante reported that the committee met with GM McIntyre to discuss CD investment opportunities.

11. Elkhorn Slough Advisory Committee – No meetings reported.

12. Special Districts/LAFCO – Commissioner Ferrante reported he attended meetings of the CSDA Membership and Finance Committees.

13. Liveaboard Committee – No meetings reported.

14. Harbor Improvement Committee – No meetings reported.

15. Real Property Committee I – No meetings reported.

16. Real Property Committee II – No meetings reported. Commissioner Gideon asked if they are still pursuing plans for Roger's Bay Fresh. GM McIntyre responded that the legal issue of title to the property under E Dock, which is part of the same parcel, is still being researched.

17. Ad Hoc Budget Committee – Commissioner Gomes reported the committee will meet in two weeks.

18. Meetings attended by Commissioners at District expense since last regular meeting of the Board (Per AB 1234 requirements) – Commissioner Ferrante reported that the Personnel committee met twice with GM McIntyre and they will report out in the closed session.

President Jeffries asked that the authorization to pay Commissioner Ferrante to attend CSDA Legislative Days in Sacramento be put on the next agenda.

H. COMMISSIONERS COMMENTS AND CONCERNS

President Jeffries asked for comments on the review of the Bylaws. Two clerical corrections were noted, no substantive changes were suggested.

A break was called at 6:40 p.m.

I. CLOSED SESSION

The Board adjourned to closed session at 6:55 p.m. to discuss the following:

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. Consider personnel matters pursuant to Government Code §54957 – General Manager annual performance evaluation.
4. Confer with Labor negotiators pursuant to Government Code §54857.6 re Carpenters 46 No. California Conference – Chief Negotiator General Manager Linda G. McIntyre.
5. 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.

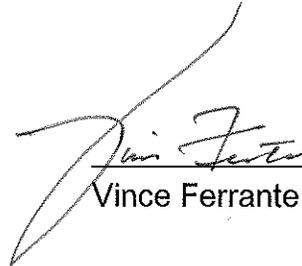
J. RECONVENE IN OPEN SESSION

The Board reconvened in open session at 9:35 p.m. President Jeffries reported that no action had been taken in closed session and direction was given to the General Manager and District Counsel.

K. ADJOURNMENT

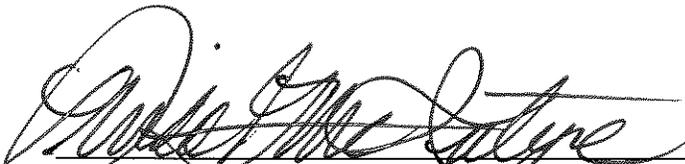
The meeting adjourned at 9:36p.m.

Respectfully Submitted,



Vince Ferrante, Secretary

ATTEST:



Linda G. McIntyre, Deputy Secretary
Board of Harbor Commissioners