



MINUTES  
REGULAR RESCHEDULED MEETING  
OF THE BOARD OF HARBOR COMMISSIONERS  
MOSS LANDING HARBOR DISTRICT  
7881 Sandholdt Road  
MOSS LANDING, CA 95039  
NOVEMBER 6, 2013 7:00 p.m.



**A. CLOSED SESSION**

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The Board adjourned to closed session at 6:00 p.m. to discuss the following:

1. 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.
2. 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.
3. Confer with legal counsel and General Manager regarding two (2) matters of litigation pursuant to Government Code § 54956.9(a): 1) City of Salinas, et al, vs. County of Monterey, et al. 2) Cramer vs. MLHD, et al.

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

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The meeting was called to order at 7:15 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:

Linda G. McIntyre – General Manager  
Mike Rodriguez – District Counsel  
Wendy Cumming, CPA  
Marie Della Maggiore, Executive Assistant

**C. PRESIDENT'S REMARKS**

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President Jeffries stated that the Board met earlier in closed session and that direction was given to District Counsel and the General Manager and no other reportable action was taken.

**D. PUBLIC COMMENTS**

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No public comments.

**E. SPECIAL PRESENTATION OF ANNUAL AUDITED FINANCIAL STATEMENT**

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1. Consider accepting the FYE June 30, 2013 Audited Financial Statement.
  - a. Staff report – GM McIntyre gave the staff report.
  - b. Public comment – Ryan Jolley presented the FYE June 30, 2013 Audited Financial Report. Due to the District's expenditure of \$500K or more in Federal funding (FEMA), a single audit financial report was also required and Mr. Jolley said both reports contained no exceptions. Mr. Jolley thanked the General Manager, accountant Wendy Cumming and Executive Assistant Marie Della Maggiore for all their assistance. He said the audit

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went smoothly and he was pleased to report no significant weaknesses or deficiencies in internal controls or the District's accounting policies.

c. Board discussion – Commissioner Ferrante commented that he was very impressed by the performance of the audit firm and the report and thanked our Accountant and the GM for keeping the District on track.

d. Board action – A motion was made by Commissioner Gideon and seconded by Commissioner Ferrante to accept the FYE June 30, 2013 Audited Financial Statement prepared by the firm Bryant Jolley, CPAs. The motion passed unanimously.

## **F. MANAGER'S REPORTS**

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

## **G. CONSENT CALENDAR**

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9. Approval of September 25, 2013 Regular Meeting Minutes.
10. Adopt Resolution No.13-16 authorizing the General Manager to enter into the Abandoned Watercraft Abatement Fund (AWAF) grant contract with DBW.
11. Adopt Resolution No. 13-17 canceling the regular December 25, 2013 Board meeting and setting a substitute date therefor.

A motion was made by Commissioner Gideon and seconded by Commissioner Ferrante to approve item 9 and adopt items 10 and 11. The motion passed unanimously.

## **H. TREASURER'S REPORT**

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12. Financial Reports – Wendy Cumming gave the month ending September 30, 2013 financial report. She noted that there were no significant changes; Marina Revenues came in slightly under budget due mainly to a slower than usual salmon season opener this year. Personnel budget is right on target and Combined Lease and Other Operations income is trending nicely.

A motion was made by Commissioner Gomes and seconded by Commissioner Leonardini to accept the month ending September 30, 2013 financial report. The motion passed unanimously.

## **I. COMMITTEE REPORTS**

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13. Finance Committee – No meetings reported.
14. Elkhorn Slough Advisory Committee – No meetings reported.
15. Special Districts/CSDA – President Jeffries reported that he, Commissioner Ferrante and GM McIntyre attended the October 15, 2013 meeting at which they heard remarks presented by State Senators Canella and Stone regarding State budget issues.

16. Liveaboard Committee – Commissioner Gideon reported on a meeting held October 1, 2013 at which three key issues were discussed; the key card system, sea lion control and whether or not the District should require insurance on all vessels. Commissioner Gideon said it was a good, positive meeting. Some of the attendees complimented staff. There was discussion of the pros and cons of adding an insurance requirement for harbor tenants. President Jeffries asked the GM to look into the insurance issue and bring a report to the board at a future meeting

17. Harbor Improvement Committee – No meetings reported.

18. Real Property Committee I – President Jeffries reported the restaurant project is continuing to move forward.

19. Real Property Committee II – No meetings reported.

20. Ad Hoc Budget Committee – No meetings reported.

21. Meetings attended by Commissioners at District expense since the last regular Board meeting (Per AB 1234 requirements) – Commissioner Ferrante reported that he had attended a CSDA Membership Committee meeting, Education and Professional Development Committee meeting, and an Executive Council meeting of the CSDA.

**J. COMMISSIONERS COMMENTS AND CONCERNS**

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No additional comments.

**K. ADJOURNMENT**

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The meeting was adjourned at 7:58 p.m.

Respectfully Submitted,

ATTEST:

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Vince Ferrante, Secretary  
Board of harbor Commissioners

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Linda G. McIntyre, Deputy Secretary  
Board of Harbor Commissioners