



AGENDA
REGULAR MEETING
OF THE BOARD OF HARBOR COMMISSIONERS
MOSS LANDING HARBOR DISTRICT
7881 Sandholdt Road
MOSS LANDING, CA 95039
SEPTEMBER 25, 2013 7:00 p.m.



A. CLOSED SESSION

A closed session will be held immediately prior to the public open meeting, **and will begin at 6:00 p.m.** The public open meeting will begin **at 7:00 p.m., or as soon thereafter as the Closed Session is concluded**, and any action taken at the Closed Session will be reported out at this time.

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 potential amendment to one Lease at Santa Cruz Cannery Building (Gregg Drilling). Negotiating parties: General Manager and District Counsel.
3. 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.
4. 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

Roll Call

- | | |
|---------------------------------|---|
| Russ Jeffries – President | Linda G. McIntyre – General Manager |
| Yohn Gideon – Vice President | Mike Rodriguez – District Counsel |
| Vince Ferrante – Secretary | Wendy Cumming, CPA |
| Frank Gomes, Jr. – Commissioner | Marie Della Maggiore, Executive Assistant |
| Tony Leonardini - Commissioner | |

C. PRESIDENT’S REMARKS

The President will use this opportunity to inform the public of issues affecting the District and other items of a general nature not otherwise provided for on this agenda.

D. PUBLIC COMMENTS

Members of the general public may address the Board of Harbor Commissioners regarding any item that is not on the Agenda. The President may limit the total amount of time of testimony on particular issues and for each individual speaker.

E. SPECIAL PRESENTATION

Update and overview of the refunding process by Cameron Weist of the Weist Law firm in connection with refinancing the District’s existing long-term obligations with a lower interest mechanism.

F. MANAGER'S REPORTS

The General Manager will make oral or written reports on the below listed 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.

1. Projects Status/Update
2. Community Relations; Requests/Issues
3. Summary of Permits Issued
4. Meeting Announcements
5. Assigned Liveboard Report
6. Assigned Slip Income Report
7. Incident Report

G. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered to be routine by the Board of Harbor Commissioners and will be enacted by one motion at the appropriate time. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Calendar and will be considered separately.

8. Approval of July 31, 2013 Rescheduled Regular Meeting Minutes.

H. TREASURER'S REPORT

9. Financial Reports – Month ending August 31, 2013

I. COMMITTEE REPORTS

10. Finance Committee – Ferrante/Gideon
11. Elkhorn Slough Advisory Committee – Leonardini/Alternate - Gomes
12. Special Districts/CSDA – Jeffries/Ferrante
13. Liveboard Committee – Gideon/Jeffries – Meeting Scheduled October 1 at 5:30 pm
14. Harbor Improvement Committee – Gideon/Gomes
15. Real Property Committee I – Jeffries/Leonardini
16. Real Property Committee II – Gomes/Gideon
17. Ad Hoc Budget Committee – Gomes/Leonardini
18. Meetings attended by Commissioners at District expense since the last regular Board meeting (Per AB 1234 requirements). Such reports may be made orally or in writing.

J. NEW BUSINESS

19. ITEM – Receive update report and consider the People's Moss Landing Water Desal Project request that the Moss Landing Harbor District assume position of Lead Agency for compliance with the California Environmental Quality Act (CEQA) and other environmental requirements.

- a. Staff report
- b. Public comment
- c. Board discussion
- d. Board action

K. COMMISSIONERS COMMENTS AND CONCERNS

Members of the Board of Harbor Commissioners may address items of concern at this time, and may request that items be placed on future agendas in accordance with the By-laws of the Board.

SERVING

COMMERCIAL FISHING AND RECREATIONAL BOATING SINCE 1947

L. ADJOURNMENT

The next Regular Meeting of the Board of Harbor Commissioners is scheduled for October 23, 2013 at the offices of the Moss Landing Harbor District, 7881 Sandholdt Road, Moss Landing, CA 95039. Individuals who require special accommodations are requested to contact the Executive Assistant to the General Manager by calling 831.633.5417 or by emailing dellamaggiore@mosslandingharbor.dst.ca.us no less than 72 hours prior to the meeting or in the case of a Special Meeting, as soon as possible after the Agenda is posted. Copies of the agenda will be available 72 hours prior to the meeting and may be obtained by contacting the District at (831) 633-5417. All meetings are noticed and conducted in accordance with the Ralph M. Brown Act.