



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

July 24, 2019

**A. CLOSED SESSION**

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

1. Confer with real property negotiators (District Counsel and GM) pursuant to Government Code §54956.8 regarding: a. The Moss Landing Commercial Park; b. Sea Harvest Restaurant; c. North Harbor Restaurant negotiations with various parties; d. DWD Oil Pipeline; e. Moss Landing Storage.
2. Confer with District counsel regarding one matter of exposure to litigation pursuant to Government Code §54956.9 (a)(e)(1).
3. Confer with District Counsel regarding one matter of potential litigation pursuant to Government Code §54956.9D2.

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

The open session was called to order at 7:08pm. After the Pledge of Allegiance roll was called:

**Commissioners Present:**

Russ Jeffries – President  
Tony Leonardini – Vice President  
Vince Ferrante – Secretary  
Peggy Shirrel – Commissioner

**Staff Present:**

Tommy Razzeca – General Manager  
Mike Rodriquez – District Counsel  
Shay Shaw– Administrative Assistant

**Commissioners Absent:**

James Goulart – Commissioner

**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 District Counsel.

**D. PUBLIC COMMENTS**

None.

**E. CONSENT CALENDAR**

1. Approval of the June 19, 2019 Special Meeting Minutes. A Motion was made by Commissioner Shirrel, seconded by Commissioner Ferrante. The motion passed 4 ayes, 1 absence (Commissioner Goulart was absent.)

**F. FINANCIAL REPORT**

2. Financial report month ending June 30, 2019. GM Razzeca gave the highlights. A Motion was made by Commissioner Shirrel, seconded by Commissioner Ferrante, to accept the June 30, 2019 Financial Report. The motion passed 4 ayes, 1 absence (Commissioner Goulart was 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.

3. Projects Status/Update: Written report/ no questions
  4. Summary of Permits Issued: Written report/ no questions
  5. Meeting Announcements: Written report/ no questions
  6. Assigned Liveboard Report: Written report/ no questions
  7. Slip Income Report: Written report/ no questions
  8. Incident Report: Written report/ no questions
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**President Jeffries brought item 20 under new business forward to be heard at this time.**

20. ITEM - Consideration of Termination of Reimbursement Agreement between the Moss Landing Harbor District and MLCP, LLC

- a. Staff report – District Counsel gave the report.
- b. Public comment – Shiva Prakash informed the Board of a new technology that the project is interested in using; Shiva referenced website Oxidanepure.com where more information regarding the technology can be found and also mentioned a working prototype that could be shown to the Board at a later date. Nader Agha spoke in reference to the project and the reimbursement agreement with the District.
- c. Board discussion – After considering a request for a continuance received from MLCP's legal counsel and due in part to the desire to have the full Board present to discuss and decide upon this matter, President Jeffries recommended that the Board continue the item to the next Regular Board meeting on August 28, 2019.
- d. Board action – Item continued to August 28, 2019 Regularly Scheduled Board meeting.

## **H. COMMITTEE REPORTS**

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9. Elkhorn Slough Advisory Committee – Leonardini/Goulart – Nothing to report
10. Liveboard Committee – Goulart/Jeffries – Nothing to report
11. Harbor Improvement Committee – Shirrel/ Goulart –Nothing to report
12. Real Property Committee I – Jeffries/Leonardini – Nothing to report
13. Real Property Committee II – Ferrante/Shirrel – Nothing to report
14. Special Districts/CSDA – Jeffries/Ferrante – Commissioner Ferrante reported out regarding the CSDA Chapter meeting attended at Bayonet & Blackhorse Golf Club and the events that took place.
15. Finance Committee – Ferrante/Goulart – Nothing to report
16. Ad Hoc Budget Committee – Leonardini/Shirrel – Nothing to report
17. 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. Commissioner Ferrante and President Jeffries attended the CSDA Chapter meeting at Bayonet & Blackhorse Golf club.

## **I. NEW BUSINESS**

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18. ITEM – Consider Adopting Resolution 19-10 Awarding a Dredge Contract.

- a. Staff report – GM Razzeca gave the report
- b. Public comment – Rick Andrews asked the name of the Dredging contractor. GM Razzeca responded Pacific Dredge & Construction LLC.
- c. Board discussion – President Jeffries requested that GM Razzeca check Pacific Dredge & Construction LLC references from past Dredging projects prior to entering into contract for the project.
- d. Board action – Commissioner Ferrante made a motion, seconded by Commissioner Leonardini to adopt Resolution 19-10 and Award a Dredging Contract to Pacific Dredge & Construction LLC subject to satisfactory results of a review of references by GM Razzeca. The motion passed 4 ayes, 1 absent (Commissioner Goulart was absent).

19. ITEM – Consider Adopting Resolution 19-11 for the Election of Directors to the Special District Risk Management Authority.

- a. Staff report – GM gave the report
- b. Public comment – None
- c. Board discussion – Commissioner Ferrante made a recommendation the Board vote for the 2 incumbents.
- d. Board action – Commissioner Ferrante made a motion, seconded by Commissioner Shirrel, to adopt Resolution 19-11 voting for (INCUMBENT) Bob Swan and (INCUMBENT) Sandy Seifert-Raffelson to the SDRMA Board. The motion passed 4 ayes, 1 absence (Commissioner Goulart was absent).

## J. COMMISSIONERS COMMENTS AND CONCERNS

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Commissioner Leonardini expressed concerns about the Cal Trans property adjacent to the new North Harbor building. President Jeffries requested that the GM schedule a Closed Session Personnel Meeting.

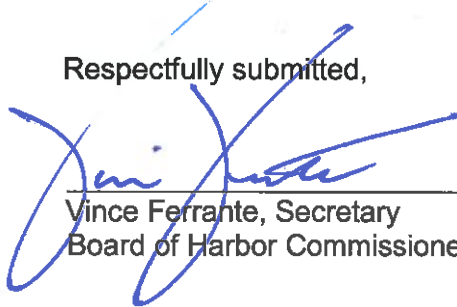
The Board adjourned to Closed Session at 8:29pm to complete discussion on the Closed Session items. At 8:55pm the Board reconvened in Open Session to report out that no action was taken in the Closed Session; direction was given to the General Manager and District Counsel.

## K. ADJOURNMENT

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The meeting adjourned at 8:55pm

Respectfully submitted,



Vince Ferrante, Secretary  
Board of Harbor Commissioners

ATTEST:




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Tommy Razzeca, Deputy Secretary  
Board of Harbor Commissioners