

RESOLUTION NO. 2026-07

**A RESOLUTION OF THE CRESCENT CITY HARBOR DISTRICT
AUTHORIZING ACCEPTANCE AND EXECUTION OF A BILL OF
SALE FROM THE UNITED STATES COAST GUARD FOR CERTAIN
ASSETS LOCATED AT 100 ANCHOR WAY, CRESCENT CITY,
CALIFORNIA, AND AUTHORIZING RELATED ACTIONS**

WHEREAS, the Crescent City Harbor District (“District”) is a California special district responsible for the management, operation, maintenance, development, and improvement of harbor lands, waters, facilities, and related maritime infrastructure within its jurisdiction; and

WHEREAS, the United States Coast Guard (“USCG”) has prepared a Bill of Sale transferring to the District certain assets, together with their contents and appurtenances, located at 100 Anchor Way, Crescent City, California 95531 (“Assets”); and

WHEREAS, the Bill of Sale provides that the Assets will be transferred to the District for the sum of zero dollars (\$0.00); and

WHEREAS, the Bill of Sale further provides that the Assets are transferred and accepted in “as-is, where-is” condition and with all defects, without representations or warranties by the USCG, express or implied; and

WHEREAS, the Bill of Sale provides that execution is contingent upon consent by the United States Coast Guard to the assignment of Lease No. DTCG89-92-L-L-63-120, as amended, to the District, and that if such consent is not provided, the transfer shall be rescinded and all rights, title, and interest in and to the Assets shall revert to the Seller; and

WHEREAS, the Bill of Sale provides that the District, as Purchaser, agrees to assume responsibility and maintenance for the items covered by the Bill of Sale in accordance with the terms and conditions of Lease No. DTCG89-92-L-L-63-120, as amended; and

WHEREAS, the Board of Harbor Commissioners finds that accepting the Assets is consistent with the District’s public purposes, including the continued management, maintenance, and operation of harbor-related facilities and infrastructure; and

WHEREAS, the Board desires to formally authorize acceptance of the Assets, execution of the Bill of Sale, and such related actions as may be necessary or appropriate to complete the transfer, subject to final review and approval as to form by District General Counsel.

NOW, THEREFORE, BE IT RESOLVED by the Board of Harbor Commissioners of the Crescent City Harbor District as follows:

Section 1. Recitals.

The foregoing recitals are true and correct and are incorporated herein by this reference.

Section 2. Approval of Bill of Sale.

The Board hereby approves acceptance of the Assets described in the Bill of Sale from the United States Coast Guard, substantially in the form presented to the Board, subject to such non-substantive revisions, corrections, conforming changes, and final legal review as may be approved by the CEO/Harbormaster and District General Counsel.

Section 3. Authorization to Execute.

The Board hereby authorizes the Chair of the Board of Harbor Commissioners, or the CEO/Harbormaster, to execute the Bill of Sale on behalf of the District, together with any related certificates, acknowledgments, escrow instructions, recording materials, acceptance documents, or other instruments reasonably necessary or appropriate to complete the transfer of the Assets to the District.

Section 4. Acceptance of Conditions.

The Board acknowledges that the Assets are being accepted in “as-is, where-is” condition and with all defects, without representations or warranties by the United States Coast Guard, express or implied, as set forth in the Bill of Sale.

Section 5. Lease Assignment Contingency.

The Board acknowledges that execution and effectiveness of the Bill of Sale are contingent upon consent by the United States Coast Guard to the assignment of Lease No. DTCG89-92-L-L-63-120, as amended, to the District. The Board further authorizes the Chair, the CEO/Harbormaster, District staff, and District General Counsel to take such actions as may be necessary

or appropriate to coordinate completion of the Bill of Sale with the lease assignment process.

Section 6. Maintenance and Responsibility.

Upon effectiveness of the Bill of Sale and satisfaction of applicable contingencies, the District accepts responsibility and maintenance for the items covered by the Bill of Sale in accordance with the terms and conditions of Lease No. DTTCG89-92-L-L-63-120, as amended.

Section 7. General Counsel Approval.

Execution of the Bill of Sale and related documents shall be subject to final review and approval as to form by District General Counsel.

Section 8. Further Acts.

The Chair, the CEO/Harbormaster, District staff, and District General Counsel are hereby authorized and directed to take all actions reasonably necessary or appropriate to carry out the intent of this Resolution.

Section 9. No Approval of Future Physical Alterations.

This Resolution authorizes acceptance and execution of the Bill of Sale and related transfer documents only. This Resolution does not approve any future construction, demolition, expansion, change in use, or physical alteration of the Assets or the surrounding property. Any such future action shall be brought back to the Board for further consideration if required by law, contract, lease, District policy, or applicable regulatory requirements.

Section 10. Effective Date.

This Resolution shall take effect immediately upon its adoption.

APPROVED, ADOPTED AND SIGNED this 24th day of June, 2026, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Rick Shepherd
Chair, Board of Harbor Commissioners
Crescent City Harbor District

ATTESTED:

Gerhard Weber,
Secretary and Commissioner, Board of Harbor Commissioners
Crescent City Harbor District