

Board of Harbor Commissioners

Crescent City Harbor District

4 April 2023

Regular Harbor Commission Meeting



Regular Meeting

Board of Harbor Commissioners of the Crescent City Harbor District

Wes White, President Harry Adams, Secretary
Rick Shepherd, Commissioner; Brian Stone, Commissioner; Gerhard Weber, Commissioner

AGENDA

- Date:** **Tuesday, April 4, 2023**
- Time:** **Open Session 2:00 p.m., Closed Session follows**
- Place:** **101 Citizens Dock, Crescent City, CA, and via Zoom Webinar,**

VIRTUAL MEETING OPTIONS

TO WATCH (via online)

<https://us02web.zoom.us/j/6127377734>

TO LISTEN (via telephone)

Dial (669) 900-6833, please enter 612 737 7734# (meeting ID)
or, one tap mobile: +16699006833,,6127377734#

Call to Order

Roll Call

Pledge of Allegiance

Public Comment

This portion of the Agenda allows the public to comment to the Board on any issue not itemized on this Agenda, however, the Board may not take action or engage in discussion on any item that does not appear on the Agenda. Periods when public comments are allowed, Harbor Commissioners will allow attendees to submit questions and/or comments using the Zoom in-meeting chat function. The Harbor Commission asks that members of the public keep questions and comments succinct and relevant.

Regular Session

1. Comptroller's Report, Review Balances

2. New Business

- a. Review and vote to approve Resolution No. 2023-04 committing up to \$1,943,941 of CCHD provided funding to match \$7,917,766 of federal funding that was awarded under the MARAD 2023 Port Infrastructure Development Program.**

3. Unfinished Business

- a. Grants Update**

4. Communications and Reports

- a. CEO/Harbormaster Report**
- b. Ad Hoc Committee Reports (as needed)**
- c. Harbor Commissioner Reports**

5. Closed Session

a. CONFERENCE WITH LEGAL COUNSEL – ONGOING LITIGATION

(Government Code section 54956.9(d)(2))

Significant Exposure to Litigation: One case based on correspondence with Fashion Blacksmith regarding claim for damages.

b. CONFERENCE WITH LABOR NEGOTIATORS

(Gov. Code section 54957.6)

Unrepresented Employee: CEO/Harbormaster

District's Designated Representative: Ruben Duran, General Counsel

6. MEETING ADJOURNMENT

Adjournment of the Board of Harbor Commissioners will be until the next meeting scheduled for Tuesday, April 18, 2023, at 2 p.m. PST. The Crescent City Harbor District complies with the Americans with Disabilities Act. Upon request, this agenda will be made available in appropriate alternative formats to person with disabilities, as required by Section 12132 of the Americans with Disabilities Act of 1990 (42 U.S.C. §12132). Any person with a disability who requires modification in order to participate in a meeting should direct such request to (707) 464-6174 at least 48 hours before the meeting, if possible.



1. Comptroller's Report, Review Balances

Public Comment?



2. New Business

- a. Review and vote to approve Resolution No. 2023-04 committing up to \$1,943,941 of CCHD provided funding to match \$7,917,766 of federal funding that was awarded under the MARAD 2023 Port Infrastructure Development Program.**

Public Comment?

RESOLUTION NO. 2023-04

**A RESOLUTION OF THE BOARD OF HARBOR COMMISSIONERS
OF THE CRESCENT CITY HARBOR DISTRICT FOR
PORT INFRASTRUCTURE GRANT FUNDING MATCH**

WHEREAS, the Crescent City Harbor District (CCHD) applied to the Department of Transportation, Maritime Administration (MARAD) 2023 Port Infrastructure Development Program to assist with funding construction of a new Inner Boat Basin Breakwater, Anchor Way Breakwater, and Whaler Island Groin Breakwater. Estimated construction costs are \$9,861,707. Commissioner

WHEREAS, the federal share requested is \$7,917,766.

WHEREAS, the required match under Department of Transportation guidelines is \$1,943,941.

WHEREAS, the Harbor is requesting the Secretary of Transportation increase the Federal share of costs above 80%, to reduce the amount of match required from the Crescent City Harbor District to \$943,941.

WHEREAS, the Department of Transportation, Maritime Administration, as part of the grant application, requests that the Crescent City Harbor District provide a letter of commitment from the applicant that the funds are available and committed by resolution to the project.

WHEREAS, the Department of Transportation, Maritime Administration instructed that the requested information be submitted to Grants.gov as part of the Harbor's grant application, by 11:59:59 p.m. E.D.T. on April 28, 2023. (No extensions are possible for this deadline).

WHEREAS, the Board of the Crescent City Harbor District now resolves that it will leverage Federal Funding by bringing in up to 20% of the project costs from its revenue and tax sources.

WHEREAS, in November of 2018, the voters of Del Norte County passed Measure C to authorize the County of Del Norte to raise the local hotel tax from 8 percent to 10 percent to fund debt repayment for the USDA disaster loan issued following the 2006 and 2011 tsunamis and to fund further harbor repairs. The measure was also designed to expand the application of the hotel tax to spaces rented at recreation vehicle parks at a rate of 2 percent.

WHEREAS, these funds and other Harbor revenue will be used as matching funds for the Department of Transportation, Maritime Administration 2023 Port Infrastructure Development Program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF HARBOR COMMISSIONERS OF THE CRESCENT CITY HARBOR DISTRICT THAT:

Section 1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. The District does hereby commit up to \$1,943,941 of CCHD provided funding to match \$7,917,766 of federal funding that was awarded to the District under the Department of Transportation, Maritime Administration 2023 Port Infrastructure Development Program.

Section 3. The CEO/Harbormaster and/or his designee (“Authorized Person”), is hereby authorized and directed to do any and all things necessary to carry out, give effect to, and comply with the terms and intent of this Resolution.

Section 4. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application and, to this end, the provisions of this Resolution are severable. The Board declares that the Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 5. This Resolution shall take effect immediately upon its adoption.

APPROVED, ADOPTED AND SIGNED this 4th day of April, 2023, by the following vote, to wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

Wes White, President
Board of Harbor Commissioners
Crescent City Harbor District

ATTEST:

Mike Rademaker, Clerk
Board of Harbor Commissioners
Crescent City Harbor District



3. Old Business

a. Grants update.

Public Comment?

Crescent City Harbor District Grants Update April 2023

GRANT AWARD ANNOUNCED								
Grant Name	Grant Funder	Funded Projects	Project Amount	Grant Amount Requested	Match Requirement	Grant Start Date	Project Timeline	Next Steps
Port Infrastructure Development Grants (PIDP)	ODOT - Maritime Administration	1) Construction of a new seawall 2) repair and renovate the seafood packing and trucking area 3) replace the aged cargo handling equipment atop the seawall	\$ 9,208,207.00	\$ 7,366,565.60	\$1,841,641.40 (20% required)	Jan-23	1-Jan-28	Can begin NEPA process
Port Economic Recovery Grant	California State Lands Commission	Technical Reports required for Seawall Construction Grant	\$ 437,001.65	\$ 321,195.65	\$ 115,806.00	Nov-22	Dec-23	Funds Awarded
GRANTS APPLIED FOR								
Grant Name	Grant Funder	Project Applied For	Project Amount	Grant Amount Requested	Match Requirement	Announcement Date	Project Timeline	Next Steps
Harbor Mitigation Grant Program (HMGP)	Cal OES and FEMA	Technical Reports; Design & Engineering; NEPA/CEQUA; Construction Permits required for Seawall Construction Grant	\$ 1,500,000.00	\$ 1,125,000.00	\$ 375,000.00	Nov 2022 - Jan 2023	Completed within 5 years of obligation	Grant Application under review
CA Coastal Conservancy Grant Citizen's Dock Planning	CA Coastal Conservancy	Fund projects that support conservancy, Revitalize coastal and inland waterfronts, including Harbors	No Set Limit. Planning Grant and Construction Grants	\$1,000,000	Not Required	Rolling timelines	36 months	Sent to Coastal Conservancy Board for April Approval
CA Coastal Conservancy Grant South Beach Bathroom	CA Coastal Conservancy	Fund projects that support conservancy, Revitalize coastal and inland waterfronts, including Harbors	No Set Limit. Planning Grant and Construction Grants	\$450,000	Not Required	Rolling timelines	36 months	Sent to Coastal Conservancy Board for April Approval
CA Community Economic Resilience Fund (CERF)	CA Governor's Office	Projects that diversify the economy, and develop or grow sustainable industries that create accessible, well-paying jobs, especially for disinvested communities. Infrastructure construction projects qualify.	\$8,000,000	\$5,000,000 - \$10,000,000	None	2nd Quarter 2023	Funding available September 2023	Approve submittal of grant application
STPG Climate Adaptation Transportation Planning (partnering with Del Norte Local Transportation Commission)	Caltrans and OPR	Planning for climate mitigation of U.S. Hwy 101 and Anchor Way	\$150,000	\$ 120,000.00	\$ 4,000.00	Summer 2023	30 months	Grant Application Submitted

Crescent City Harbor District Grants Update April 2023

GRANTS WORKING ON

Grant Name	Grant Funder	Project Applying For	Project Amount	Grant Amount To Request	Cost Sharing/Match Requirement	Award Announcement Date	Project Timeline	Next Steps
Port Infrastructure Development Grants (PIDP) 2023-2024	ODOT - Maritime Administration	New Breakwaters	\$9,861,707	\$7,917,766-\$8917766	10%-20%	Sep-23	5 years	Pass Match Resolution Application Due 4/28/23
Storm Damage Disaster Response 4683	FEMA	Repair of Anchor Way Breakwater and road and Whaler Island Groin Breakwater ra	TBD	TBD	TBD	Summer 2023	1 year	Project Cost Estimates - Application Due May 1, 2023
Storm Damage HMGP	FEMA	Climate Resilience of Anchor Way Breakwaters and Road	TBD	TBD	TBD	Spring 2024	3 years	Project Cost Estimates - Application Due May 10, 2023
EDA Public Works Program	U.S. EDA	Infrastructure Construction Projects	\$ 3,450,000.00	\$ 3,000,000.00	\$ 450,000.00	Summer 2023	Funding available in 2024	Funds add-ons to Construction Project. Once we have Seawall project quote, will apply for this grant



4. Communications and Reports

a. CEO/Harbormaster Report



4. Communications and Reports

b. Ad Hoc Committee Reports (as needed)



4. Communications and Reports

c. Harbor Commissioner Reports

- (1) Commissioner Gerhard Weber**
- (2) Commissioner Rick Shepherd**
- (3) Commissioner Brian Stone**
- (4) Secretary Harry Adams**
- (5) President Wes White**

Public Comment?



5. Adjourn to Closed Session

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(Government Code section 54956.9(d)(2))

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b. CONFERENCE WITH LABOR NEGOTIATORS

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6. Report out of Closed Session

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