



HUMBOLDT BAY MUNICIPAL WATER DISTRICT
828 7th Street, Eureka



Minutes for Special Meeting of Board of Directors
April 20, 2018

A. ROLL CALL

President Woo called the meeting to order at 3:00 pm. Director Rupp conducted the roll call. Directors Hecathorn, Rupp and Woo were present. Director Fuller was absent and Director Latt previously recused himself from the meeting. Board Secretary Sherrie Sobol was also present. General Manager John Friedenbach and legal counsel Leslie Walker participated via phone.

B. FLAG SALUTE

President Woo led the flag salute.

C. ACCEPT AGENDA

On motion by Director Hecathorn, seconded by Director Rupp, the Board voted 3-0 to accept the agenda.

D. PUBLIC COMMENT

No public comment was received.

E. CONTINUING BUSINESS

1. Planning Commission Appeal

Mr. Friedenbach provided his staff report. He stated the District received a copy of the letter sent to Humboldt County Planning Department from MCMP, LLC and Mercer Fraser's attorney communicating their withdrawal of the permit and zoning change request at the Glendale property. This is good news. The content of the letter however, gives cause for concern to staff. The last paragraph on page two of the letter states twice "at this time" which implies the withdrawal is only temporary. He believes the District should provide a written response to address this and other mis-statements in their letter. The Board discussed the letter and Director Hecathorn concurred that the tone of the letter was dismaying especially given the "at this time" statements. President Woo inquired if there were any comments from the public. Ms. Weinreb stated she was attending the meeting as a private citizen and stated the District should address the issue prior to the election. She believed it would be harder to defeat the permit request and zoning change after the election. There was no additional public comment. Director Rupp stated he too is pleased that their letter states they are withdrawing their permit and zoning change request but did not like the fact that it is tempered with "at this time" either. He made it clear that he has concerns with maintaining the integrity of the entire Mad River basin as a water source, and it is not limited to Mercer Fraser. He supports staff recommendation to submit a letter and requested the letter come back to the Board for approval before being sent. On motion by Director Rupp, seconded by Director Hecathorn, the Board voted 3-0 to request staff draft a response letter and receive Board approval prior to issuing the letter.

2. CLOSED SESSION- to discuss potential litigation-pursuant to Section 54956.9 (c) of the Brown Act

At 3:11 pm President Woo announced the Board was going into Closed Session to discuss potential litigation.

The Board returned to Open Session at 3:51 pm. President Woo stated there was no reportable action.



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ADJOURNMENT

The meeting adjourned at 3:51 pm.

Attest:

Handwritten signature of Sheri Woo in blue ink.

Sheri Woo, President

Handwritten signature of J. Bruce Rupp in blue ink.

J. Bruce Rupp, Secretary/Treasurer