



**HARBOR COMMISSION BOARD MEETING  
Minutes February 27, 2018**

Commissioners present: Drew Brandy, Bob Vessely, Jim Blecha, Bill Barrow and Mary Matakovich

Commissioners absent: None

Staff present [for Closed Session]: Andrea Lueker, Harbor Manager; Kristen Stout, Business Manager

Staff present [for Open Session]: Andrea Lueker, Harbor Manager; Kristen Stout, Business Manager; Heather Zacker, Accountant

Legal Counsel present: Jeff Minnery [present for closed session only]

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**CALL TO ORDER / PUBLIC COMMENT**

President Brandy called the meeting to order at 5:45 p.m.

All Commissioners were present.

There was no public comment.

**CLOSED SESSION**

President Brandy adjourned to closed session at 5:46 p.m., **Pursuant to Government Code Section 54956.9(a)**: Conference with legal counsel regarding the matter of Lowry v. Port San Luis Harbor District.

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**ADJOURN TO OPEN SESSION / ROLL CALL / FLAG SALUTE**

President Brandy reconvened the meeting to open session at 6:05 p.m. and advised that the Board had taken no reportable action in closed session.

All Commissioners were present.

President Brandy led the flag salute.

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**PRESENTATIONS**

- A. Resolution 18-03, Commending and Thanking Loch Dreizler for 6 Years of Service to Port San Luis Harbor District as Facilities Manager, was approved. The**

Commissioners took turns reading the Resolution, which was adopted by a motion made, seconded, and carried by a unanimous roll call vote of 5-0.

Mr. Dreizler thanked the Board, and recited the first stanza of a parody song he'd written upon his departure from the District.

- B. Annual Presentation from Point San Luis Lighthouse Keepers:** Program Manager Jack San Filippo offered a presentation on behalf of the Point San Luis Lighthouse Keepers, which highlighted the non-profit organization's events, projects, and financial progress over the previous calendar year. Among the topics Mr. San Filippo addressed were: grants and awards received; volunteer hours spent serving the public and improving the grounds; renovation and beautification projects that benefit both the general public and those with disabilities, Sponsored Trolley Days benefiting seniors and children, and the current fleet of trolley vehicles providing access to the Lighthouse. Mr. San Filippo answered questions from the Commission, who thanked him for his presentation.

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### PUBLIC COMMENT

There was no public comment.

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### CONSENT ITEMS

President Brandy advised that questions concerning Consent Items should be directed to District staff – particularly the Harbor Manager – prior to the Commission meeting.

Commissioner Blecha expressed his opinion that it can be helpful to answer questions on Consent Items in front of the public who may bear witness to explanations given.

Commissioner Barrow stated that he reserves the right to vote against any individual Consent Item, without having to vote against the whole block of Consent Items.

Commissioner Vessely moved to approve Consent Items A-L. There was no second, and the motion failed.

Consent Items **B**, **F** and **K** were pulled for discussion by Commissioner Matakovich.

Upon a motion made by Commissioner Blecha and seconded by Commissioner Barrow, the following Consent Items were approved by a vote of 5-0 without discussion:

- A. Activity Reports:** January 2018 reports were received.
  - C. Monthly Payables:** January 2018 check register was received.
  - D. Minutes:** January 11, January 23, and January 31, 2018 minutes were approved.
  - E. Lighthouse Keepers:** January 2017 update was received.
  - G. Harbor Terrace Project Report:** January 2018 update was received.
  - H. 2<sup>nd</sup> Quarter Rent Report:** was received.
  - I. 2<sup>nd</sup> Quarter Financial Statements:** were received.
  - J. Fiscal Year 2018-19 Budget:** policies and calendar were approved.
  - L. Federal Emergency Management Agency (FEMA) 2017 Storm Reimbursement:** was received.
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**DISCUSSION OF PULLED CONSENT ITEMS**

Following discussion among the Commissioners and staff, the Consent Items below were approved by motions moved, seconded and carried:

- B. Treasurer's Report:** December 2017 was received.
- F. Avila Pier Update:** January 2018 update was received.

Commissioner Matakovich pulled the item to announce that an Avila Pier Community Meeting would be held on the 15<sup>th</sup> of March at the San Luis Yacht Club at 5:30 p.m., and that the meeting would be open to all members of the public in order to receive input on the scope and financing of the project.

- K. Request by Current Networks for the placement of high-speed internet connection equipment on Lifeguard Headquarters Building:** was approved.

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**DISCUSSION ITEM A): FISCAL YEAR 2017/18 MID-YEAR BUDGET REVIEW – RECEIVE AND FILE**

Staff Accountant Heather Zacker presented the item and answered questions from the Board. Ms. Zacker noted that the presentation and documents provided showed actual results for the first half of the fiscal year, with projections added in for the second half.

Ms. Zacker spoke about the 2017/18 Projection Summary, Projected Operating Revenue, Projected Non-Operating Revenue, Projected Operating Expenditures, Projected Major Maintenance and Capital Projects, and projected Specified Reserve Usage.

The Commissioners briefly discussed the information presented, and thanked Ms. Zacker for her hard work and dedication to the District.

President Brandy called for public comment.

There was no public comment and the following action was taken:

**Action:**

Commissioner Blecha moved to receive the Fiscal Year 2017/18 Budget Review. Commissioner Vessely seconded and the motion passed unanimously, 5-0.

**DISCUSSION ITEM B): FISCAL YEAR 2018/19 DISTRICT PRIORITIES AND GOALS – CONSIDER 3 PROPOSALS FOR A GOAL SETTING PROCESS; PROVIDE DIRECTION TO STAFF**

Harbor Manager Andrea Lueker presented the item, went over the key points in the staff report, and answered questions from the Board, noting Staff's recommendation that the Board elect to hire Don Maruska & Company to lead a Goal-Setting Workshop, considering his firm grasp on marine and fishing environments.

The Board discussed the options presented, and input was received regarding Mr. Maruska's processes and success from Commissioners Vessely and Blecha, with President Brandy and Commissioner Barrow offering support for staff's recommendation.

Commissioner Matakovich expressed her preference for Sostrin Consulting based on cost to the District for consulting services rendered.

President Brandy called for public comment, of which there was none, and the following action was taken:

**Action:**

Commissioner Vessely moved to approve staff's recommendation to direct the Harbor Manager to hire Don Maruska & Company for a sum of \$7000, as noted on the attached budget adjustment form. Commissioner Blecha seconded, and the motion passed, 4-1. [Commissioner Matakovich dissenting.]

**DISCUSSION ITEM C): PUBLIC HEARING – MOORING PERMIT REVOCATION – MOORING #600 (BERKEY); RECOMMEND APPROVAL**

Business Manager Kristen Stout presented the item, went over the key points in the staff report, and answered questions from the Board.

President Brandy opened the public hearing at 7:06 p.m. and called for public comment, of which there was none.

President Brandy inquired about the process of determining the cost of staff's time spent collecting past due amounts, and the Board discussed the possibility of reviewing and potentially revising the mooring buy-back process to allow the District to deduct costs from the buy-back price to account for the aforementioned expenses.

Commissioner Matakovich confirmed that the mooring patron had been contacted by both phone and postal service, prior to proposal of revocation.

President Brandy closed the public hearing and the following action was taken:

**Action:**

Commissioner Blecha moved to direct staff to cancel Mooring Permit 600 for Mooring Patron Berkey, and to authorize staff to lien vessel, if applicable, and pull mooring and apply buy-back value of mooring to past due balance. Commissioner Barrow seconded and the motion passed unanimously, 5-0.

**DISCUSSION ITEM D): COMMITTEE ASSIGNMENTS – REVIEW PRESIDENT'S RECOMMENDATIONS FOR 2018; RECEIVE AND FILE**

President Brandy introduced the item and confirmed that there were no contentions among members of the Board with the recommendations for Committee assignments.

President Brandy called for public comment, of which there was none, and the following action was taken:

**Action:**

Commissioner Blecha moved to approve the recommended Standing and Ad-hoc Committee Assignments for 2018. President Brandy seconded, and the motion carried 5-0.

**DISCUSSION ITEM E): BANK AUTHORIZATION – AMENDMENT OF AUTHORIZED SIGNERS TO DISTRICT BANK ACCOUNTS; ADOPT RESOLUTION 18-04**

President Brandy presented the item and Business Manager Kristen Stout answered questions from the Board.

Commissioner Blecha confirmed that the purpose of the Resolution would be to remove Facilities Manager Loch Dreizler from the signature card on the District's checking account.

President Brandy called for public comment, of which there was none, and the following action was taken:

**Action:**

Commissioner Blecha moved to adopt Resolution 18-04 to approve the deletion of Loch Dreizler as a person authorized to sign bank signature cards for Wells Fargo Bank on behalf of the District and waive reading. Commissioner Barrow seconded, and the Resolution was adopted by a roll call vote of 5-0.

**DISCUSSION ITEM F): OFFSHORE OIL DRILLING – ADOPT RESOLUTION 18-05 RECONFIRMING PORT SAN LUIS HARBOR DISTRICT’S OPPOSITION TO OIL AND GAS LEASING OFF THE COAST OF CALIFORNIA**

Harbor Manager Andrea Lueker presented the item to the Board and gave a brief history of the District’s opposition to oil and gas drilling off the Coast of California, and noted previous Resolutions which had been adopted confirming the aforementioned stance.

Commissioner Blecha expressed his support as both a Harbor Commissioner, and marine biologist, and asked that the Resolution be amended to replace the words ‘could potentially’ with the words ‘would have measurable impacts’ in the sentence, “...the implementation of the 2019-2024 Outer Continental Shelf Oil and Gas Leasing Program could potentially have impacts on the biological, physical and/or human environment...”

Commissioner Blecha added that the District may have jurisdiction over part of the state tidelands, and asked staff to research and amend the Resolution accordingly, in order to include that information.

Commissioner Barrow expressed that if the District is to reconfirm its opposition to offshore drilling, it may wish to review its stance with regard to alternative energy sources which may affect fishing and recreation as well.

President Brandy acknowledged the proposal, and noted that it seemed appropriate to reconfirm opposition to oil drilling with relevant research available regarding the effects of such activity, and that the District could revisit and announce a position with regard to alternative energy sources, as a need arises, and research is made available.

President Brandy called for public comment.

Neil Dilworth, Blue Water Task Force Manager at *Surfrider’s* San Luis Obispo chapter, spoke in support of the Resolution, noting that offshore oil drilling presents the second greatest man-made hazard to the health of the ocean – second only to an accident at Diablo Canyon Nuclear Power Plant. Mr. Dilworth stated that pipelines and oil delivery systems would have to cross tidal zones, and that it would be senseless to take such hazardous risks with our local coastline.

There was no further public comment and the following action was taken:

**Action:**

Commissioner Blecha moved to adopt Resolution 18-05, Reconfirming Port San Luis Harbor District’s Opposition to Oil and Gas Leasing Off the Coast of California, with recommended changes, and waived reading. Commissioner Vessely seconded and the Resolution passed unanimously, by a roll call vote of 5-0.

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**COMMUNICATIONS**

Commissioner Blecha spoke about his recent experience at the San Luis Obispo Airport, during which he'd seen an advertisement for the Point San Luis Lighthouse, which did not mention the Port San Luis Harbor District as the owner of the Lighthouse. He advised that he had contacted the Harbor Manager, who has contacted the Lighthouse's Executive Director regarding the matter.

President Brandy asked Commissioners Barrow, Blecha and Matakovich to entertain the thought of viewing Board Packets digitally, in order to save costs and paper, and to take advantage of the current technology ubiquitous in most government agencies.

Harbor Manager Andrea Lueker announced the final interviews for the position of Administrative Analyst would be held on the 1<sup>st</sup> of March.

Harbor Manager Andrea Lueker announced that Accountant Heather Zacker's last day with the District would be the 15<sup>th</sup> of March, and that an advertisement for her position had been posted earlier that day.

Harbor Manager Andrea Lueker announced that flyers had been posted and notice given regarding the Avila Pier Community Meeting on the 15<sup>th</sup> of March.

Harbor Manager Andrea Lueker announced that Commissioners had been asked to hold Committee Meetings on Monday, the 12<sup>th</sup> of March, as opposed to the usual second Thursday of the month, to account for a conflict in scheduling due to attendance at events. There was consensus among the Board that the afternoon of the 12<sup>th</sup> would be an acceptable time to hold Committee Meetings.

Harbor Manager Andrea Lueker announced that she would be attending the California Marine Affairs and Navigation Conference (CMANC) in Washington, D.C., alongside Commissioner Vessely the following week.

There was consensus among the Board that the Harbor Manager should look into applying to participate in an Engagement Panel at PG&E for the decommissioning of Diablo Canyon Nuclear Power Plant, as elected officials are not eligible.

There were no further communications.

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**ADJOURNMENT**

The meeting adjourned at 7:55 p.m. to the next regularly scheduled Harbor Commission meeting on Tuesday, March 27, 2018 at 6:00 p.m.

  
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Drew Brandy, President

Attest:   
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Jim Blecha, Secretary

  
Respectfully submitted by: April Brannum, Administrative Secretary