



HARBOR COMMISSION BOARD MEETING Minutes July 24, 2018

Commissioners present: Bob Vessely, Jim Blecha and Mary Matakovich

Commissioners absent: Drew Brandy, Bill Barrow

Staff present [for Closed Session]: Andrea Lueker, Harbor Manager; Kristen Stout, Business Manager; Matt Ashton, Chief Harbor Patrol Officer [for first closed session item only]

Staff present [for Open Session]: Andrea Lueker, Harbor Manager; Kristen Stout, Business Manager; Chris Munson, Facilities Manager; Matthew Ashton, Chief Harbor Patrol Officer

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

CALL TO ORDER / PUBLIC COMMENT

Vice President Vessely called the meeting to order at 5:05 p.m.

All Commissioners were present, except President Brandy and Commissioner Barrow.

There was no public comment.

CLOSED SESSION

Vice President Vessely adjourned to closed session at 5:06 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*.

Pursuant to Government Code §54957.6: Conference with labor negotiators. Agency designated representatives: Harbor Manager, Andrea Lueker; Business Manager, Kristen Stout. Employee Organization: Service Employees International Union, Local 620.

Pursuant to Government Code §54957.6: Conference with labor negotiators. Agency designated representatives: Harbor Manager, Andrea Lueker; Business Manager, Kristen Stout. Employee Organization: Port San Luis Harbor Patrol Officers Association.

ADJOURN TO OPEN SESSION / ROLL CALL / FLAG SALUTE

Vice President Vessely reconvened the meeting to open session at 6:11 p.m. and advised that the Board had taken no reportable action in closed session, and that open session would re-adjourn to closed session after Communications had been heard.

All Commissioners were present, except President Brandy and Commissioner Barrow.

Vice President Vessely led the flag salute.

PUBLIC COMMENT

Shirley Goetz, Avila Beach, shared that she had contacted Chevron, after hearing that birds had been displaced by the bridge retrofit project in Avila Beach. Ms. Goetz reported that she had spoken with the director of the project, Mike Oliphant, as well as his lead biologist on the project, Winter Dawson, who both informed her that measures were being taken to protect, move, and replace birds during construction.

Shirley Goetz also spoke about the Polar Bear Plunge, and confirmed with Chief Harbor Patrol Officer Matthew Ashton that 2018 will mark the sixth year that the event has taken place in Avila.

Shirley Goetz also announced that she had sent an invitation to the Avila Beach Bird Sanctuary, Inc., inviting them to introduce themselves at an Avila Valley Advisory Council meeting, and expressed her hope that they would attend.

Rodney Zemkher, owner and Captain of the vessel Genesis, introduced himself as a new mooring patron at Port San Luis as of April of 2018. Mr. Zemkher requested that the Board adopt a code that would prevent fishing on the public landing, and that signs prohibiting fishing in that specific area be placed. Mr. Zemkher stated that fishing in the same area used for loading and unloading of passengers – both from private vessels and commercial – presents a hazard for people as well as equipment (i.e. propellers). Mr. Zemkher stated that he'd spoken to other boaters who supported the idea, and thanked the Board for their consideration of the matter.

There was no further public comment.

CONSENT ITEMS

Consent Items **A**, **G**, and **I** were pulled for discussion by the Harbor Commission.

Upon a motion made by Commissioner Blecha and seconded by Commissioner Matakovich, the following Consent Items were approved by a vote of 3-0 without discussion [President Brandy and Commissioner Barrow absent]:

- B. Treasurer's Report:** May 2018 was received.
 - C. Monthly Payables:** June 2018 check register was received.
 - D. Minutes:** June 26, 2018 minutes were approved.
 - E. Lighthouse Keepers:** June/July 2018 update was received.
 - F. Avila Pier Update:** May 2018 update was received.
 - H. Quarterly Vehicle Maintenance Report:** was received.
 - J. 2017/18 Employee Reimbursements:** were received.
 - K. 2017/18 Discretionary Funds:** were received.
 - L. 2018 Mooring Supply Bid Award:** Certex was recognized as the lowest responsive and responsible bidder and the Harbor Manager, or her designee, was authorized to purchase mooring supplies from Certex, in the amount of \$29,499.
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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:

- A. Activity Reports:** June 2018 were received.
- G. Harbor Terrace Project Report:** June update was received; Rick Rengel of RRM Design addressed the Board with an update on progress made on the Harbor Terrace Project since the last Commission meeting.
- M. Quarterly Harford Pier Report:** was received.

DISCUSSION ITEM A): HARBOR PATROL STAFFING – CONSIDERATION OF TEMPORARY AUGMENTATION OF STAFF LEVEL; RECOMMEND APPROVAL

Harbor Manager Andrea Lueker presented the item, went over key points in the staff report, and answered questions from the Board, alongside Chief Harbor Patrol Officer Matthew Ashton.

Commissioner Matakovich spoke about the department's overtime worked, and inquired about the process for reserve officers becoming full-time officers.

Commissioner Blecha confirmed the request is for temporary augmentation of a non-active position within the department.

Vice President Vessely called for public comment.

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

Action:

Commissioner Blecha moved to augment the Harbor Patrol department with one additional, full-time, benefitted officer for FY 2018-19. Commissioner Matakovich seconded, and the motion carried, 3-0. [President Brandy and Commissioner Barrow absent.]

DISCUSSION ITEM B): WATER TAXI HOURS – CONSIDER REQUEST FROM SAN LUIS YACHT CLUB FOR ADDED HOURS; PROVIDE DIRECTION TO STAFF

In consideration of the fact that Commissioner Matakovich would need to abstain from voting, as she is a Board member at the San Luis Yacht Club, which left only (2) Board members to vote on the item and thus, an inability to pass a motion, the following action was taken:

Action:

Commissioner Blecha moved to continue Discussion Item B to the next regularly scheduled Harbor Commission meeting with a full Board – or at least 4 Board members – present. Vice president Vessely seconded, and motion passed, 3-0. [President Brandy and Commissioner Barrow absent.]

DISCUSSION ITEM C): 2018/19 APPROPRIATION LIMIT – APPROVE LIMIT; ADOPT RESOLUTION 18-14

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

Action:

Commissioner Matakovich moved to adopt Resolution 18-14, approving the 2018-19 appropriations limit of \$24,907,139, and omit reading. Commissioner Blecha seconded, and Resolution 18-14 was approved by a roll call vote of 3-0. [President Brandy and Commissioner Barrow absent.]

COMMUNICATIONS

Commissioner Matakovich spoke about a request she'd received for a designated beach for smaller dogs under 25 pounds, as she'd received complaints of larger dogs overwhelming the smaller animals on Olde Port Beach.

Commissioner Matakovich also spoke about SLOCOG's anniversary dinner in August.

Commissioner Matakovich also spoke about her boat ride with Commissioner Blecha, hosted by PG&E, and expressed her desire for the Commission to stay in the loop with regard to PG&E's decommissioning process and current projects.

Commissioner Matakovich confirmed with staff that Committee meetings are expected to be held on the 9th of August.

Commissioner Matakovich announced that she'd been invited to attend a meeting for the Redevelopment Agency Oversight Committee on the 30th of August, as a representative for special districts.

Commissioner Blecha stated that he'd witnessed repair work currently being done to the Pismo Pier, and suggested that perhaps the District could adopt a similar plan for rehabilitation of the Avila Pier.

Commissioner Blecha also stated that the breakwater owned by PG&E would be an ideal location for a marine research center, noting his support for an extension of the District's boundaries in order to absorb the facility.

Harbor Manager Andrea Lueker announced that a Financial Workshop which had tentatively scheduled for the 13th of September would need to be rescheduled, as one Commissioner would be unavailable to attend on that day; and advised that Commissioners would receive an email with further information regarding scheduling at a later date.

Harbor Manager Andrea Lueker also stated that staff will continue to work with RRM Design and Cal Fire regarding the secondary emergency access road as it relates to the Harbor Terrace Project – noting her expectation that a resolution will be achieved soon.

Harbor Manager Andrea Lueker also announced that both she and Vice President Vessely would be meeting with Adam Hill and Dave Flynn for an exploratory look at parking options in Avila Beach, and noted on a separate but related issue that a discussion item would be brought to the Board regarding the potential of metered parking in Harford Landing within the next few months.

Commissioner Matakovich expressed interest in meeting with Adam Hill and Dave Flynn regarding parking in Harford Landing upon the Harbor Manager's aforementioned

announcement, and stated her disappointment that she could not attend due to a previously-scheduled commitment.

There were no further communications.

ADJOURN TO CLOSED SESSION

Vice President Vessely re-adjourned the meeting to closed session at 7:10 p.m. **Pursuant to Government Code §54957.6:** Conference with labor negotiators. Agency designated representatives: Harbor Manager, Andrea Lueker; Business Manager, Kristen Stout. Employee Organization: Port San Luis Harbor Patrol Officers Association.

ADJOURN TO OPEN SESSION

Vice President Vessely adjourned the meeting to open session at 7:35 p.m., and announced that no reportable action had been taken in closed session.

ADJOURNMENT

The meeting adjourned at 7:35 p.m. to the next regularly scheduled meeting on Tuesday, August 28, 2018 at 6:00 p.m.



Drew Brandy, President

Attest:



Jim Blecha, Secretary

Respectfully submitted by: April Brannum, Administrative Secretary

