

BOARD OF COMMISSIONERS

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*Commissioner*



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ANDREA LUEKER *Harbor Manager*  
JEFFREY MINNERY *Legal Counsel*  
PHILLIP J. SEXTON, CPA *Treasurer*

## PORT SAN LUIS HARBOR DISTRICT BOARD MEETING AGENDA

“To serve the public with an array of commercial and recreational boating, fishing, and coastal-related opportunities, while ensuring an environmentally responsible, safe, well-managed, and financially sustainable harbor that preserves our marine heritage and character.”

TUESDAY, March 26, 2019  
5:30 PM

COASTAL GATEWAY BUILDING  
3900 AVILA BEACH DRIVE, AVILA BEACH, CA

**1. 5:30 PM CALL TO ORDER / PUBLIC COMMENT**

**2. ADJOURN TO CLOSED SESSION**

Pursuant to Government Code §54956.9(a): Conference with legal counsel regarding the matter of *Lowry v. Port of San Luis Harbor District*.

Pursuant to Government Code §54956.9(d)(2): Conference with Legal Counsel – Anticipated Litigation. Number of potential cases: 1 (one)

**3. 6:00 PM ADJOURN TO OPEN SESSION / ROLL CALL / FLAG SALUTE**

Announce any action taken during closed session.

**4. PUBLIC COMMENT**

Members of the public may speak regarding items not on the agenda. The public will be offered an opportunity to comment on agenda discussion items when these items are presented. All participants are requested to state their name and place of residence. Presentations are limited to three minutes.

**5. CONSENT ITEMS**

Consent agenda items may be pulled for separate discussion by a Commissioner prior to Board action. After an item is pulled, the public will be given the opportunity to speak on the pulled item. The public may also comment on any item not pulled by a Commissioner prior to Board action.

**A. Activity Reports:** February 2019; receive and file [Staff Report](#)

**B. Treasurer’s Report:** January 2019; receive and file [Staff Report](#)

**C. Monthly Payables:** February 2019 check register; receive and file [Staff Report](#)

**D. Minutes:** [December 18, 2018](#); [January 22](#); [February 13](#); [February 26](#); [March 12](#); and [March 13, 2019](#), minutes; recommend approval

**E. Avila Pier Update:** March 2019 update; receive and file [Staff Report](#)

**F. Harbor Terrace Project Update:** February 2019 update; receive and file [Staff Report](#)

**G. Fiscal Year 2018-19 Mid-Year Budget Review:** Review document; receive and file. [Staff Report](#)

**6. DISCUSSION ITEMS**

**A. Fishermen’s Gear Storage Permit:** Review amended permit; recommend approval. [Staff Report](#) / [Attachment 1](#) / [Attachment 2](#) / [Attachment 3](#)

**B. Temporary Relocation of Fishermen’s Gear Storage:** Review options; provide direction to staff. [Staff Report](#)

**C. Hoist #4 Speed Adjustment:** Review history and findings; provide direction to staff. [Staff Report](#) / [Attachment 1](#)

**D. Retail/Wholesale Fish Market Request for Proposals (RFP):** Review and discuss proposal received in response to RFP; name Ed (Butch) and Barbara Powers dba Olde Port Fish and Seafood Company as finalist; direct staff to begin negotiation process; recommend approval. [Staff Report](#) / [Attachment 1](#)

**E. Sewer/Water Rate Study:** Review proposal; recommend approval. [Staff Report](#) / [Attachment 1](#)

**F. Dredge Permit Renewal:** Review permit options; provide direction to staff. [Staff Report](#)

**G. Special District Risk Management Authority (SDRMA):** Call for nominations to the SDRMA Board; Resolution 19-04. [Staff Report](#) / [Attachment 1](#) / [Attachment 2](#)

## 7. COMMUNICATIONS

At this time, any Commissioner or the Harbor Manager may ask a question for clarification, make an announcement, or report briefly on his or her activities. In addition, subject to Commission Policies and Procedures, they may provide a reference to staff or other resources for factual information, request staff to report back to the Commission at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda. (Gov. Code Sec. 54954.2)

## 8. ADJOURN TO CLOSED SESSION

**If approved in Discussion D above, Pursuant to Government Code §54956.8: Conference with Real Property Negotiators.** Property: Harford Pier Lease Site currently known as the Ice Facility (to be used for a Fish Market). Agency Negotiators: Andrea Lueker, Harbor Manager; Kristen Stout, Business Manager; Phil Sexton, District Treasurer; Jeff Minnery, Legal Counsel. Negotiating parties: Harbor District; Ed (Butch) and Barbara Powers, dba Olde Port Fish and Seafood Company. Under Negotiation: Price and Terms of Payment of Lease Agreement

## 9. ADJOURN TO OPEN SESSION

Announce any action taken during closed session.

## 10. ADJOURNMENT

The next regular meeting of the Harbor District will be held on Tuesday, April 23, 2019, at 6:00 p.m.

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Copies of the staff reports or written materials provided to the Harbor Commission for Open Session agenda items may be obtained online at [www.portsanluis.com](http://www.portsanluis.com), and are also available at the Customer Service Counter of the Harbor Office for public inspection and reproduction, at cost, during normal business hours (8:00 a.m. – 12:00 noon and 1:00 p.m. to 4:30 p.m.). Closed Session items are not available for public review.

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting or if you need the agenda and/or the documents in the agenda packet provided in an alternative format, please contact the Harbor District Office at 805.595.5410 at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made.*