



Special Closed and Regular Public Session of September 27, 2022

**Santa Cruz Port Commission
MINUTES**

Commission Members Present:

Reed Geisreiter	Chair
Darren Gertler	Vice-chair
Dennis Smith	Commissioner (<i>via Zoom</i>)
Stephen Reed	Commissioner (<i>via Zoom</i>)
Toby Goddard	Commissioner

SPECIAL PUBLIC SESSION – 5:30 PM

Chair Geisreiter convened the special public session at 5:30 PM at the Harbor Public Meeting Room, 365 A Lake Avenue, Santa Cruz CA (hybrid meeting platform).

1. Oral Communication
2. Announcement of Closed Session Pursuant to Government Code (Ralph M. Brown Act) Section 54956.8.

At 5:30 PM, Chair Geisreiter announced that the Commission will meet in closed session to discuss agenda items 3 and 4.

SPECIAL CLOSED SESSION

3. Conference with Real Property Negotiators
Property: 790 Mariner Park Way (Chardonay Sailing Charters, LLC)
Agency Designated Representative: H. MacLaurie
Under Negotiation: Lease
4. Conference with Real Property Negotiators
Property: 616 Atlantic Avenue
Agency Designated Representative: H. MacLaurie
Under Negotiation: Lease

SPECIAL PUBLIC SESSION

5. Action and Vote Disclosure after Closed Session Pursuant to Government Code (Ralph M. Brown Act) Section 54957.1

Chair Geisreiter announced that the Commission took no reportable action in closed session on items 3 and 4.

Chair Geisreiter adjourned the special open session following the closed meeting at 6:50 PM.

REGULAR PUBLIC SESSION – 7:00 PM

Chair Geisreiter convened the regular public session at 7:00 PM at the Harbor Public Meeting Room, 365 A Lake Avenue, Santa Cruz CA (hybrid meeting platform).

6. Pledge of Allegiance
7. Oral Communication

Chair Geisreiter announced that the Commission took no reportable action in closed session on items 3 and 4.

Commission Goddard announced that he recently provided notification to the California Marine Affairs and Navigation Conference (CMANC) Board of Directors of his intention to step down from his position as CMANC Treasurer.

CONSENT AGENDA

8. Approval of Minutes
 - a) Special Closed and Regular Public Meeting of August 23, 2022
9. Approval of Resolution 22-22 – Reauthorizing Virtual Public Meetings in Accordance with Assembly Bill 361
10. Approval of Resolution 22-23 – Accepting 2022-23 SAVE Grant from the State of California Division of Boating and Waterways (\$20,400)
11. Approval of Month-to-Month Rental Agreement for 333 Lake Avenue, Suite H (Tenant: Sea Spirit Memorial)

In response to a question posed by Commissioner Goddard, Port Director MacLaurie stated that a correction will be made to the agenda to reflect the correct 2022-23 SAVE Grant funding amount of \$20,400 (not \$30,500).

MOTION: Motion made by Commissioner Goddard, seconded by Vice-chair Gertler to approve consent agenda items 8 through 11.

- *Motion carried unanimously by roll call.*
 - *Gertler: YES*
 - *Smith: YES*
 - *Reed: YES*
 - *Goddard: YES*
 - *Geisreiter: YES*

REGULAR AGENDA

12. Presentation by Tracey Weiss – O’Neill Sea Odyssey Program

Discussion: Executive Director of O’Neill Sea Odyssey (OSO), Tracey Weiss, provided an overview of the OSO Program, which resumed in-person classes on the Team O’Neill catamaran on March 30, 2022.

The Commission expressed appreciation for the OSO Program’s mission to provide marine educational opportunities in the harbor.

13. Acceptance of Final FY22 Audited Financial Statement

Discussion: Port Director MacLaurie presented the final FY22 audited financial statement, noting there were no proposed changes during the Commission’s review of the draft audit in August.

Port Director MacLaurie reported that the District’s debt service ratio, based on FY22 audit results, will be presented as an information item at next month’s meeting.

Commissioner Goddard thanked staff for their efforts with the audit.

MOTION: Motion made by Commissioner Goddard, seconded by Commission Reed to accept the FY22 audited financial statement.

- *Motion carried unanimously by roll call.*

- *Gertler: YES*
- *Smith: YES*
- *Reed: YES*
- *Goddard: YES*
- *Geisreiter: YES*

14. Approval of Design Services for Replacement and Relocation of Tsunami-Damaged North Harbor Transformers (NTE \$207,200)

Discussion: Port Director MacLaurie stated that as a result of the January 15, 2022, tsunami, 6 power transformers in the north harbor were significantly damaged and are in need of immediate replacement. She stated that TranSystems has been retained to develop a comprehensive proposal for design, engineering, cost estimating, and construction support services for this project, in an amount not to exceed \$207,200.

A discussion ensued regarding available funding sources for this unanticipated project. There was consensus among the Commission to utilize unreserved cash.

In response to a question posed by Commissioner Goddard, Port Director MacLaurie stated that all tsunami-related recovery expenses and projects are being recorded and tracked within the Capital Improvement Program (CIP).

In response to a question posed by Commissioner Goddard, Facilities Maintenance & Engineering (FME) Manager Wulf stated that this project will not likely require PG&E review and approval, as electrical services are not proposed to change (no load increases anticipated).

Commissioner Goddard stated that it will be beneficial for the topographic survey maps of the north harbor to include the anticipated elevation gain of each transformer.

- MOTION: Motion made by Commissioner Goddard, seconded by Vice-chair Gertler to
- Authorize the Port Director to execute an agreement with TranSystems for design, engineering, cost estimating, and construction support services for the replacement and relocation of tsunami-damaged north harbor transformers (NTE \$207,200).
 - Approve funding allocation from unreserved cash.
- *Motion carried unanimously by roll call.*
- *Gertler: YES*
 - *Smith: YES*
 - *Reed: YES*
 - *Goddard: YES*
 - *Geisreiter: YES*

15. Approval of Cash / Payroll Disbursements – August 2022

Discussion: In response to a question posed by Commissioner Goddard, staff provided additional information on the following warrants:

- Warrant # 57014 – Conte's Generator Service Standby Generator Repair & Testing (standby generators used for maintenance building and *Twin Lakes*)
- Warrant # 57149 – American Trash Management Refuse & Recycling Study (final proposal anticipated in 1-2 weeks)

- MOTION: Motion made by Commissioner Smith, seconded by Commissioner Goddard to approve cash and payroll disbursements for August 2022, in the amount of \$1,022,906.70.
- *Motion carried unanimously by roll call.*
- *Gertler: YES*
 - *Smith: YES*
 - *Reed: YES*
 - *Goddard: YES*
 - *Geisreiter: YES*

INFORMATION

16. Port Director's Report

Murray Street Bridge Seismic Retrofit Project

Port Director MacLaurie stated that staff's meeting with the City, which was originally scheduled for September 26, 2022, has been rescheduled to November 4, 2022.

Dredge Permit Update

Port Director MacLaurie stated that despite prior assurances from the Corps that issuance of the new, 10-year dredge permit would occur prior to October 1, 2022, there continue to be delays. She stated that the Corps anticipates completing the required consultations within the next several weeks, with permit issuance following.

City of Santa Cruz – Coastal Rail Trail Project (Segments 8 and 9)

In response to a question posed by Commissioner Smith, Port Director MacLaurie stated that the Commission may elect to schedule an Ad-Hoc Committee meeting to review the City's recently released Draft Environmental Impact Report (DEIR) for the Coastal Rail Trail Project (Segments 8 and 9) and develop written comments for submission during the public review period, which ends on November 4, 2022. There was consensus among the Commission to schedule an Ad-Hoc Committee meeting in the coming weeks. Chair Geisreiter designated Commissioner Goddard and Commissioner Reed as committee members.

Commissioner Goddard stated that he joined staff in hosting the California Special District's Association (CSDA) Capitol Staff Tour on September 13, 2022, and that it was a successful event.

17. Harbormaster's Report

Harbormaster Anderson stated that fourteen surrendered vessels are scheduled for demolition at the boatyard tomorrow, September 28, 2022, through the Surrendered and Abandoned Vessel Exchange (SAVE) Grant Program. He stated that this disposal will utilize the final portion of the District's \$30,500 SAVE '20 Grant.

Harbormaster Anderson stated that staff anticipates an increase in launching, visitor berthing, and fuel sales in response to the bluefin tuna showing up along the central coast.

18. Facilities Maintenance & Engineering Manager's Report

Facilities Maintenance & Engineering (FME) Manager Wulf stated that crews have been working hard to mobilize dredge equipment in preparation of the upcoming season.

FME Manager Wulf stated that crews plan to move *Twin Lakes* from her off-season mooring in the north harbor to the entrance channel during the low tide in early November.

19. Financial Reports (*There was no discussion on this agenda item*)
 - a) Comparative Seasonal Revenue Graphs
20. Delinquent Account Reporting (*There was no discussion on this agenda item*)
21. Harbor Patrol Incident Response Report – August 2022 (*There was no discussion on this agenda item*)
22. Written Correspondence (*There was no discussion on this agenda item*)
 - a) Email from K. Davenport to Port Commission
23. Port Commission Review Calendar / Follow-Up Items (*There was no discussion on this agenda item*)

Chair Geisreiter adjourned the regular public session at 7:52 PM.



Reed Geisreiter, Chair