



Special Closed and Regular Public Session of October 24, 2023

**Santa Cruz Port Commission
MINUTES**

Commission Members Present:

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

SPECIAL PUBLIC SESSION – 4:00 PM

Chair Gertler convened the special public session at 4:00 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) §54957.6, §54956.9(d)(1)

At 4:00 PM, Chair Gertler announced that the Commission will meet in closed session to discuss agenda items 3 and 4.

SPECIAL CLOSED SESSION

3. Conference with Labor Negotiators
Agency Designated Representative: H. MacLaurie
Employee Organization: Harbor Employees' Association
4. Conference with Legal Counsel – Existing Litigation (1 Case)
Joseph Tomasello v. Santa Cruz Port District
(Santa Cruz County Superior Court Case No. 22CV02701)

SPECIAL PUBLIC SESSION

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

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

Chair Gertler adjourned the special open session following the closed meeting at 5:25 PM.

REGULAR PUBLIC SESSION – 5:30 PM

Chair Gertler convened the regular public session at 5:30 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 Gertler announced that the Commission took no reportable action in closed session on items 3 and 4.

Commissioner Goddard stated that he, along with Port Director MacLaurie and Sr. Deputy Harbormaster Haynes, recently attended a networking event hosted by the U.S. Army Corps of Engineers during the San Francisco Fleet Week Parade of Ships.

Chair Gertler stated that he recently attended a dockside canoe tour of the Hōkūle‘a voyaging canoe at Monterey Harbor. He stated that this year, the traditional Polynesian voyaging canoe, Hōkūle‘a, began her worldwide voyage in Alaska and is currently on its way to San Deigo.

CONSENT AGENDA

8. Approval of Minutes
 - a) Regular Public Meeting of September 26, 2023
9. Approval of Resolution 23-08 – Accepting 2023-24 Surrendered and Abandoned Vessel Exchange (SAVE) Grant from the State of California Division of Boating and Waterways (\$14,500)
10. Approval of O’Neill Sea Odyssey Sublease – 2222 East Cliff Drive, Suite 234 (Tenant: Monterey Bay National Marine Sanctuary Foundation)

MOTION: Motion made by Commissioner Geisreiter, seconded by Vice-chair Reed to approve consent agenda items 8 through 10.
- *Motion carried unanimously.*

REGULAR AGENDA

11. Mid Fiscal Year Review of Capital Improvement Program

Discussion: Port Director MacLaurie presented the mid-year report and highlighted the following:

- There are currently 27 projects funded in the District’s CIP (excluding the Unallocated CIP Fund):

- 4 have been completed (\$1,349,656 in expenditures)
- 11 remain in progress (\$204,853 in expenditures to date)
- 13 are slated to commence in future fiscal years.
- The CIP balance as of September 30, 2023, totals approximately \$2,800,417.
- One completed project on the list is recommended for close out and reallocation of funding to the Unallocated CIP Fund:
 - Parking Upgrades (\$61).

There was consensus among the Commission to reallocate the remaining balance of \$61 from Parking Upgrades to Unallocated CIP.

12. Allocation of Unanticipated Revenue (\$4,749,000)

Discussion: Port Director MacLaurie stated that the City of Santa Cruz has authorized the release of escrow funds associated with the Murray Street Bridge Project, totaling \$4,749,000. She recommended that upon receipt, the funds be allocated as follows:

- Murray Street Bridge CIP Fund (F024)
 - \$4,403,182 for Curative Work
- Unallocated CIP Fund (F099)
 - \$190,366 for Temporary Construction Easement
 - \$155,452 for Permanent Construction Easement

In response to a question posed by Commissioner Goddard, Port Director MacLaurie confirmed that the \$345,818 placed into the Unallocated CIP Fund will require Commission approval prior to being utilized or allocated for specific CIP projects (i.e., paving).

MOTION: Motion made by Commissioner Geisreiter, seconded by Vice-chair Reed to approve the proposed allocations as presented.
 - *Motion carried unanimously.*

13. Approval of Cash / Payroll Disbursements – September 2023

Discussion: In response to questions posed by the Commission, staff provided additional information on the following warrants:

- Warrant # 58402 – Hazardous Waste Disposal
 Santa Cruz Harbor Boatyard's annual pumpout of its stormwater collection basin vaults.
- Warrant # 58813 – Dredge Disposal Permit (Right of Entry)
 Commissioner Goddard emphasized the importance of the ongoing

relationship with California State Parks to permit the District's disposal of dredged material on Twin Lakes State Beach.

- MOTION: Motion made by Commissioner Goddard, seconded by Commissioner Geisreiter to approve cash and payroll disbursements for September 2023, in the amount of \$1,425,453.08.
- *Motion carried unanimously.*

INFORMATION

14. Port Director's Report

Port Director MacLaurie stated that the Construction / Maintenance Committee meeting has been rescheduled from November 9 to November 15, 2023.

Port Director MacLaurie stated that staff will meet with the District's insurance broker on November 15, 2023, to review potential options for reducing the District's annual insurance premium costs (self-insured vs. fixed premium costs).

15. Harbormaster's Report

Harbormaster Anderson stated that there was a long-period WNW swell event from October 18, 2023, through October 21, 2023. He stated that over the course of the swell event, the patrol boat responded to twelve reports for assistance and rescued five victims.

16. Facilities Maintenance & Engineering Manager's Report (*There was no discussion on this agenda item*)

17. Financial Reports (*There was no discussion on this agenda item*)

- a) Comparative Seasonal Revenue Graph
- b) Review of FY24 Budget Impacts – Salmon Season Closure
- c) Quarterly Employee Count as of September 30, 2023
- d) Quarterly Fuel Sales Report
- e) Quarterly Boatyard Report
- f) Quarterly Concession Percentage Rent Report
- g) LAIF Statement & PMIA/LAIF Performance Report
- h) CLASS Statement
- i) FY23 Debt Service Coverage Ratio

18. Delinquent Account Reporting (*There was no discussion on this agenda item*)

19. Harbor Patrol Incident Response Report – September 2023 (*There was no discussion on this agenda item*)

20. Written Correspondence (*There was no discussion on this agenda item*)

- a) Email from Chris Monahan to Port Commission

21. Port Commission Review Calendar / Follow-Up Items (*There was no discussion on this agenda item*)

Chair Gertler adjourned the regular public session at 5:59 PM.



Darren Gertler, Chair