



Special Closed and Regular Public Session of December 13, 2022

**Santa Cruz Port Commission
MINUTES**

Commission Members Present:

Reed Geisreiter Chair
Dennis Smith Commissioner
Stephen Reed Commissioner
Toby Goddard Commissioner

Commission Members Absent:

Darren Gertler Vice-chair

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.

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 item 3.

SPECIAL CLOSED SESSION

3. Conference with Real Property Negotiators
Property: 616 Atlantic Avenue
Agency Designated Representative: H. MacLaurie
Under Negotiation: Lease

SPECIAL PUBLIC SESSION

4. 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 item 3.

Chair Geisreiter adjourned the special open session following the closed meeting at 6:40 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).

5. Pledge of Allegiance
6. Oral Communication

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

A discussion ensued regarding the impacts to the commercial fishery associated with the recent commercial crab season delays (delays due to the presence of whales and the elevated risk of marine life entanglement).

The Commission directed staff to draft a letter of support on behalf of California's Central Coast harbors to the Department of Fish and Wildlife to request that alternative management solutions be explored to encourage the immediate opening of the 2022-23 commercial Dungeness crab fishery.

CONSENT AGENDA

7. Approval of Minutes
 - a) Special Closed and Regular Public Meeting of November 22, 2022
8. Approval of Resolution 22-27 – Reauthorizing Virtual Public Meetings in Accordance with Assembly Bill 361
9. Approval of Declaration Designating Authorized Signers for the Port District's Checking Account
10. Approval of Month-to-Month Rental Agreement – 345 Lake Avenue, Suite C (Tenant: Down Under Dive)

MOTION: Motion made by Commissioner Goddard, seconded by Commissioner Reed to approve consent agenda items 7 through 10.
- *Motion carried. Vice-chair Gertler ABSENT.*

REGULAR AGENDA

11. Approval of Resolution 22-28 – Authorizing a One-Time Expenditure from the Reserve Fund in the amount of \$825,000 for the 2222 East Cliff Drive Deck Replacement Project

Discussion: Port Director MacLaurie stated that at its regular public session on November 22, 2022, the Port Commission approved a contract with SSB Construction in an amount not to exceed \$825,000 for the 2222 East Cliff Drive Deck

Replacement Project. She stated that as part of the approval process, the Commission elected to utilize reserve funding for this project.

Port Director MacLaurie stated that in accordance with the District's Reserve Fund Policy, a resolution approving the appropriation from the Reserve Fund to the Capital Improvement Program is required.

In response to a question posed by Commissioner Goddard, Port Director MacLaurie stated that the Reserve Fund will be reimbursed annually from concession income derived from second story tenants at 2222 East Cliff Drive (Suites 200, 204, 208, 212, 216, and 220) as part of the budget process.

Commissioner Goddard expressed support for moving forward with the critical deck repairs at 2222 East Cliff Drive but stated that he is not supportive of utilizing reserve funding for this project.

MOTION: Motion made by Commissioner Reed, seconded by Commissioner Smith to approve resolution 22-28.
- *Motion carried. Commissioners Geisreiter, Reed, and Smith voting YES. Commissioner Goddard voting NO. Vice-chair Gertler ABSENT.*

12. Approval of Resolution 22-29 – Approving Salary Schedules and Authorizing Amendment to the Port Director's Employment Agreement

Discussion: Port Director MacLaurie recommended approval of Resolution 22-29, adopting amendments to the salary schedule, and authorizing the Port Commission Chair to execute the First Amendment to the Port Director's employment agreement.

MOTION: Motion made by Commissioner Goddard, seconded by Commissioner Smith to approve resolution 22-29.
- *Motion carried. Vice-chair Gertler ABSENT.*

13. Oath of Office

Port Director MacLaurie administered the Oath of Office to Commissioner Geisreiter and Commissioner Goddard.

14. Election of Port Commission Officers 2023

MOTION: Motion made by Commissioner Smith, seconded by Commissioner Goddard to nominate Vice-chair Gertler for Chair, and Commissioner Reed for Vice-chair.
- *Motion carried. Vice-chair Gertler ABSENT.*

15. Approval of Cash / Payroll Disbursements – November 2022

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

- Warrant # 57490 – Regional General Permit
Status and funding updates will be provided at the next month's meeting.
- Warrant # 57563 – MarinaWare / Electronic Key System
Two (2) restroom door handles were replaced due to vandalism.
- Warrant # 57574 – Concession Lot Parking Machine Equipment Monthly Warranty
Staff met with vendor representatives to escalate concerns and set forth a plan to address ongoing issues with equipment.

MOTION: Motion made by Commissioner Goddard, seconded by Commissioner Reed to approve cash and payroll disbursements for November 2022, in the amount of \$588,326.49.
- *Motion carried. Vice-chair Gertler ABSENT.*

INFORMATION

16. Port Director's Report

U.S. Army Corps of Engineers (USACE) Site-visit

Port Director MacLaurie stated that representatives from the USACE, including Brigadier General Gant, are tentatively scheduled for a site visit in the coming weeks to discuss the District's dredging operation.

17. Harbormaster's Report

A brief discussion ensued regarding the specifications of the Acoustic Doppler Current Profiler (ADCP) instruments proposed for installation within Santa Cruz Harbor. Harbormaster Anderson stated that staff has another meeting scheduled in January with the California Geological Survey to determine potential deployment locations and discuss other system logistics.

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

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

- a) Comparative Seasonal Revenue Graph

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

20. Delinquent Account Reporting (*There was no discussion on this agenda item*)
21. Harbor Patrol Incident Response Report – November 2022 (*There was no discussion on this agenda item*)
22. Port Commission Review Calendar / Follow-Up Items (*There was no discussion on this agenda item*)

Chair Geisreiter adjourned the regular public session at 7:40 PM.



Darren Gertler, Chair (2023)