



Special Closed and Regular Public Session of May 24, 2022

**Santa Cruz Port Commission
MINUTES**

Commission Members Present:

Reed Geisreiter Chair
Darren Gertler Vice-chair
Dennis Smith Commissioner
Stephen Reed Commissioner
Toby Goddard Commissioner

Commission Members Absent:

Toby Goddard Commissioner

SPECIAL PUBLIC SESSION – 6:00 PM

Chair Geisreiter convened the special public session at 6:00 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 54956.9(d)(2).

At 6:00 PM, Chair Geisreiter announced that the Commission will meet in closed session to discuss agenda item 3.

SPECIAL CLOSED SESSION

3. Conference with Legal Counsel – Anticipated Litigation (1 Potential Case)

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 6:45 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.

5. Pledge of Allegiance

6. Oral Communication

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

Chair Geisreiter reported that he attended the Port District's Patrol Boat Dedication Ceremony on May 20, 2022.

Commissioner Reed reported that the Crow's Nest's Thursday Nights Beach BBQs are scheduled to begin this week on Thursday, May 26, 2022.

CONSENT AGENDA

7. Approval of Minutes

- a) Special Closed Meeting of April 12, 2022
- b) Special Closed and Regular Public Meeting of April 26, 2022

8. Public Hearing to Approve Resolution 22-11, Adopting a Conflict-of-Interest Code

MOTION: Motion made by Commissioner Smith, seconded by Commissioner Reed to approve consent agenda items 7 and 8.
– *Motion carried. Commissioner Goddard ABSENT. Commissioner Geisreiter ABSTAINED from item 7(b).*

REGULAR AGENDA

9. Denial of Claim – M. Julian

Discussion: Port Director MacLaurie recommended the Commission deny the claim submitted by Mr. Julian, as documentation to substantiate the timing and basis for the total amount claimed has not been provided.

MOTION: Motion made by Commissioner Smith, seconded by Commissioner Reed to deny the claim submitted by Mr. Michael Julian.
– *Motion carried. Commissioner Goddard ABSENT.*

10. Award of Contract for 2022-23 Sediment Sampling and Analysis Plan

Discussion: Port Director MacLaurie stated that each year, prior to commencing dredging for the season, the Port District is required to prepare and submit a sediment sampling and analysis plan to regulators for review and approval.

She stated that Red Hills Environmental and their testing subcontractors have successfully performed sediment sampling services for the Port District for a number of years and recommended approval of the contract.

MOTION: Motion made by Commissioner Reed, seconded by Vice-chair Gertler to award contract and authorize Port Director to execute a contract with Red

Hills Environmental, LLC, in the amount of \$72,000, plus a 5% contingency (\$3,600) for sediment sampling and analysis plan services, not to exceed \$75,600.

– *Motion carried. Commissioner Goddard ABSENT*

11. Approval of Cash / Payroll Disbursements – April 2022

Discussion: In response to warrant # 56479, Vice-chair Gertler expressed his appreciation to staff for maintaining the fish cleaning tables. He stated that the fish cleaning tables are a highly utilized amenity in the harbor.

MOTION: Motion made by Vice-chair Gertler, seconded by Commissioner Smith to approve cash and payroll disbursements for April 2022, in the amount of \$1,562,021.81.

– *Motion carried. Commissioner Goddard ABSENT*

INFORMATION

12. Port Director's Report

Insurance Proceeds

Port Director MacLaurie stated that to date, the Port District has been advanced \$300,000 in insurance proceeds for covered damages related to the January 15, 2022, tsunami event. She stated that 10% of all proceeds received will be payable to The Greenspan Company for their representation during the claims process. She stated that the insurer is working to finalize the Port District's claim and will issue final payment soon. The final payment amount has not yet been determined by the insurer.

790 Mariner Park Way, Suite A & B – Option to Extend Lease

Port Director MacLaurie stated that Chardonnay Sailing Charters and Pacific Yachting and Sailing have each exercised their option to extend the lease terms for five years from June 1, 2022, through May 31, 2027. She stated that Chardonnay Sailing Charters and Pacific Yachting and Sailing have expressed an interest in renegotiating certain provisions within each lease, so a future meeting will be scheduled to gather additional information.

Patrol Boat Dedication Ceremony

Port Director MacLaurie stated that the Port District hosted its Patrol Boat Dedication Ceremony on Friday, May 20, 2022, which was very well attended. She stated that Former Senator Bill Monning, who played an integral role in securing funding for the project, was in attendance and recognized for his contributions. She thanked staff for their efforts in planning and coordinating the event.

Business / Finance Committee Meeting

Port Director MacLaurie stated that the Business / Finance Committee met on May 18, 2022, to discuss pension cost mitigation techniques and strategies associated with the District's unfunded accrued liability for its CalPERS pension plans. The draft Pension Liability Management Policy is anticipated to be presented to the full Commission in July.

13. Harbormaster's Report

Harbormaster Anderson stated that staff has been monitoring heightened anchovy activity in and around the harbor over the last couple of weeks.

14. Facilities Maintenance & Engineering Report

Facilities Maintenance & Engineering Manager Wulf stated that staff is preparing to replace the exterior doors at 2222 East Cliff Drive (Java Junction & Café El Palomar).

Commissioner Reed expressed his appreciation to the dredge crew for their hard work in maintaining the entrance channel this year. He stated that the depths reflected in the sounding are very favorable.

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

a) Comparative Seasonal Revenue Graphs

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

17. Harbor Patrol Incident Response Report – April 2022 (*There was no discussion on this agenda item*)

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

Chair Geisreiter adjourned the regular public session at 7:20 PM.



Reed Geisreiter, Chair