

San Mateo County Harbor District Board of Harbor Commissioners Meeting Minutes

September 1, 2010
7:00 p.m.

Comfort Inn
2930 Cabrillo Highway
Half Moon Bay, Ca. 94019

Roll Call

Commissioners

Sally Campbell, President
Pietro Parravano, Vice President
James Tucker, Treasurer
x Ken Lundie, Secretary
Leo Padreddii, Commissioner

Staff

Peter Grenell, General Manager
Julie Turner, Director of Finance
Marietta Harris, Human Resource Manager
Robert Johnson, Harbormaster
Marc Zafferano, District Counsel
Debbie Nixon, Deputy Secretary

x-absent

Public Comments/Questions — Katherine Clark spoke directly to the Commission and apologized for their time spent on issues from last year's event. She stated that she has been working on this event since day one and believes that a solution can be agreed upon and hopes to bring that solution back to the Board.

Ariel Moseley represented the Half Moon Bay High School Parent Advisory Council. Their goal is to improve the educational experience for all Half Moon Bay High School students. They raise funds and directly disperse them to the classroom via teacher requests. When it comes to deciding on awarding the permit to the small grass roots, surfer-run contest as opposed to a large corporation, it fits Half Moon Bays ethos. The fact that the Jay Moriarity contest will donate any contest-related income to the local high school shows that not only do the ones who run the contest value the ocean and open space shared by all, but also the value of giving back to the community through its children.

Doug Acton stated that he is part of the Jay Moriarity Group and stands behind what the group is doing whole-heartedly.

Frank Quirarte stated that he has been photographing and assisting with water safety at Mavericks since 1994. He also was involved in the first Mavericks contest in 1999. He has seen a lot transpire since then and here we are again at yet another crossroad in regard to the future of Mavericks. He knew that the change they sought would not come easy but it is not nearly as complex as some may be suggesting. Don't fall into the trap that we are just surfers trying to force change. He stated that Barracuda Networks has funded them for the next 3 years.

Alistair Craft stated that he supports The Jay.

Peter Mel stated he has been an invitee for Mavericks since 1999. He is there to represent The Jay Moriarity Group. He believes that they are the best choice.

Brian Overfelt stated that he doesn't think that this is fair. He stated that there are a lot of unclear facts. He has been trying to get answers and it is a lot of smoke and mirrors. He doesn't think that using Jay's name is fair. He stated that he hopes the Commission takes a real close look at everything and wished them luck making a decision.

Tim West stated that he has been surfing Mavericks for ten years now and has seen every contest since it began. He sat back and listened to all the facts from both MSV and The Jay. There needs to be a long meeting to get more details and to get everyone on the same page. Katherine voluntarily left The Jay Group because it was taking shape to be "un-jay-like". She has always been about the surfers since day one and that should be a wake-up call since she is a positive role model in the community. He hopes that all involved can come together and settle on an agreement.

Keir Beadling stated he is the CEO of Mavericks Surf Ventures. Everyone in the room shares one thing in common and that is the true love for Mavericks. He wanted to make it very clear that as the CEO of MSV, and coming up on their 8th season holding the contest, he is not advocating a Mavericks Surf Ventures versus The Jay Group situation, he is advocating a coming together of the two groups and is willing to explore all options; possibly forming a Committee where people at all levels have an input on the contest. He is hoping the two groups can come together as one.

Grant Washburn stated that he was one of the first competitors at Mavericks with Jeff Clark. He has been involved in the contest since day one and has worked with Keir trying to help with negotiations. Grant stated that Keir has not done a good job respecting his own commitments to the community, to the contractors, to the surfers. This is how we got here because at the end of the contest season last year, as it has been every year, they weren't sure that they could operate the event. There was an opportunity to go another route. MSV has not done right by the group, by the surfers, by the wave. He wishes that the Commission will do a lot of diligence and look into the company and see if they can operate the event this year. He believes that this year they will not be able to operate it.

Sabrina Brennan stated that she is running for Harbor District Commission and was announcing her candidacy.

Christopher Davis stated that it is worth considering some type of alternation. Nobody has ownership rights to Mavericks and the new group that is coming in with a new proposal seems to have a good representation of what the people want and it is worth considering.

Dave Alexander stated that the surfers who have been surfing Mavericks know more about the place and safety. He stated he was a beach Marshal last year, but stated that the surfers need to be listened to because they are the professionals.

David Mespremi stated he is a member of the Mid-Coast Community Council but speaking on his own capacity tonight. He read in the Half Moon Bay Review that one of the ideas is of charitable donation and giving back to the community. He would like that to be looked at as a way to give back to the community, specifically Moss Beach and Princeton-by-the-Sea as they have the most impact from the event.

The Commission took a short recess.

Staff Recognition- Harris recognized White, Merlo and Stern for their support and efforts for the Harbor Worker B testing.

Consent Calendar

All items on the consent calendar are approved by one motion unless a Commissioner requests at the beginning of the meeting that an item be withdrawn or transferred to the regular agenda. Any item on the regular agenda may be transferred to the consent calendar.

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| 1 | TITLE: | Minutes of Meeting August 18, 2010 |
| | REPORT: | Draft minutes |
| | PROPOSED ACTION: | Approval |
| 2 | TITLE: | Approval of Mavericks Surf Shop plans |
| | REPORT: | Memo, plans |
| | PROPOSED ACTION: | Approve plans |

Action: Motion by Tucker, second by Parravano to approve the consent calendar. The motion passed.

Ayes: 3
Nays: 0
Absent: 1 (Lundie)
Abstention: 1 (Padreddii)

URGENCY ITEM

Action: Motion by Tucker, second by Parravano to add the Urgency Item onto the Agenda. The motion passed.

- 3 TITLE: **Amendment of District Policy 4.2.4 Expense Accounting and Expenditure Reimbursement for Commissioners**
REPORT: Grenell, Zafferano, Memo, Attachments
PROPOSED ACTION: Amend District Policy 4.2.4 as recommended in staff memo and approve travel reimbursement expenditure for President Campbell to attend Harbor Commission meetings for the balance of District Fiscal Year 2010-2011 in an amount not to exceed \$1,800.00

Grenell stated that this item is to consider reimbursement for two travel nights for President Campbell's travel to Harbor Commission meetings. It is an amendment to paragraph 3.2.1 in District Policy 4.2.4. The policy is supported by the Harbors and Navigation Code and Assembly Bill 1234.

Action: Motion by Tucker, second by Padreddii to amend the District Policy and the expenditure of \$1,800.00. The motion passed unanimously.

Ayes: 4
Nays: 0
Absent: 1 (Lundie)

Public Hearing - None

New Business

- 3 TITLE: **Bills and Claims in the Amount of \$123,989.59**
REPORT: Bills and Claims Detailed Summary
PROPOSED ACTION: Approval of Bills and Claims for payment and a transfer in the amount of \$123,989.59 to cover payment of Bills and Claims

Action: Motion by Tucker, second by Parravano to approve the bills and claims. The motion passed unanimously.

Ayes: 4
Nays: 0

Absent: 1 (Lundie)

Reports for Possible Discussion/Action Administration and Finance

4 General Manager - Grenell

Grenell stated that he was informed on Friday by the US Army Corps of Engineers that if the District wants to be better placed in the queue for Federal funding for the Surfers Beach Improvement Project next year and not be stuck waiting an additional year, the Corps needs to have an agreement with the Harbor District similar to that for the Oyster Point Breakwater Project and the agreement needs to be executed by September 30, 2010. The agreement does not bind the District for any expenditures and will have provisions in it stating that the District can terminate or suspend the agreement if the Commission so chooses. It is a safety valve for the District and we have nothing to lose, only to gain because it heightens the potential for funding for a very important project. Grenell asked for a sense of the Board, no formal action, as guidance to bring forward an item on the September 15, 2010 meeting agenda.

Tucker stated that he supports bringing it onto the next Agenda. This is just a matter of signing an agreement to help obtain funding next year. Campbell stated that he had the support of all four commissioners to bring an agenda item to the next board meeting.

5 Director of Finance - Turner

Nothing further to add to written report.

6 Human Resources Manager – Harris

Nothing further to add to written report.

Operations

7 Oyster Point Marina/Park – Johnson

Nothing further to add to written report.

8 Pillar Point Harbor – Johnson

Johnson stated that Parravano, Grenell and himself attended a workshop with the National Oceanic and Atmospheric Administration, National Weather Service, and Coast Guard. The District was one of the few outside agencies invited. The title of the event was Building Relationships and stated that Parravano could elaborate.

Campbell asked Johnson that he advise as to what the occupancy was at each Harbor. Johnson stated that at Oyster Point Marina/Park occupancy is at 335 slips and 73% and at Pillar Point Harbor it is 320 slips and 81% with 16 moorings at 42%. He also stated that since there is no new equipment being installed for the Pillar Point Harbor roof project, there is no rebate or reimbursement that the District can obtain.

Board of Harbor Commissioners

9 A. Committee Reports

None.

B. Commission Statements and Requests

The Board of Harbor Commissioners may make public statements and requests. Requests may be made to place items on future agendas.

Parravano stated the symposium given by the National Oceanic and Atmospheric Administration was very successful. He stated that in his presentation he reminded meteorologists as to the importance of the accuracy of the weather for mariners. The symposium really brought up the importance of Pillar Point Harbor. He stated that he had a conversation with San Francisco Coast Guard Lt. Commander Lusk and she stated that they have the utmost respect for the entire Pillar Point crew with special mention for Draper. Lusk did state that there were nine (9) deaths on the San Mateo coast in 2009 and she is not very proud to have that statistic. Parravano also stated that two weeks ago he had a meeting with Congresswoman Jackie Speier and discussed the salmon season and the impact on Pillar Point Harbor. He stated that he believes that there will be a lot more involved in the issue. He also thanked Turner and Johnson for looking into the possible tax rebates or exemptions regarding the roofing project.

Padreddii stated that he saw an article in the paper that says that the California Department of Fish and Game is going to implement a new way to purchase a fishing license. The new system allows you to buy your license and stamps online or from an ATM-like console, where you enter your personal data and pay by credit card. The machine will then feed you a license printed in non-tear waterproof paper that you can fold to fit into a wallet. Sherry Ingles at Pillar Point Harbor will be a test shop for the Bay Area.

- 10 TITLE: Identify Real Property Negotiator Pursuant to Government Code §54956.8**
REPORT: Zafferano
PROPOSED ACTION: Identify Real Property Negotiator Peter Grenell

Zafferano identified Grenell as the Real Property negotiator.

Action: Motion by Tucker, second by Parravano to adjourn to closed session. The motion passed unanimously at 7:52 p.m.

Closed Session

- 11 TITLE: Conference with Real Property Negotiator: Pursuant to Government Code Section §54956.8**
PROPERTY: **“Post Office” Parcel, Northeasterly corner of Obispo Road and Avenue Portola, El Granada, San Mateo County, APN: 047-261-030**
REPORT:
NEGOTIATING PARTIES: SMCHD, KN Properties
UNDER
NEGOTIATION: Lease Price, Terms and Conditions

Open Session

There was no reportable action from closed session.

Adjournment

Action: Motion by Tucker, second by Parravano to adjourn the meeting. The motion passed unanimously at 8:02 p.m.

The next scheduled meeting will be held on September 15, 2010 at the Municipal Services Building, 33 Arroyo Drive, South San Francisco at 7:00 p.m.

Marietta Harris
Acting Deputy Secretary

Sally Campbell
President