



Board of Harbor  
Commissioners

Tom Mattusch, President  
Virginia Chang Kiraly, Vice President  
Robert Bernardo, Secretary  
Pietro Parravano, Treasurer  
Sabrina Brennan, Commissioner

Steve McGrath, General Manager  
Steven D. Miller, District Counsel

## San Mateo County Harbor District Board of Harbor Commissioners

“To assure that the public is provided with clean, safe, well-managed,  
financially sound and environmentally pleasant marinas.”

### MEETING MINUTES

October 5, 2016  
6:30 PM

Sea Crest School, Think Tank, Room #19  
901 Arnold Way  
Half Moon Bay, CA 94019

#### **A.) Roll Call – All Commissioners Present**

#### **B.) Public Comments/Questions**

- Brian Rogers commented regarding the search and rescue near OPM.
- John Ullom commented regarding the positive changes at the District.
- GM Steve McGrath commented about the fulfillment of the Administrative Service Director by Tobin White, who will begin on November 14<sup>th</sup>. He also thanked Glenn Lazof for his work for the District.

#### **C.) Staff Introductions:**

Michael Dyer – Harbor Worker B – Oyster Point Marina  
Joseph Robertson – Harbor Worker B – Pillar Point Harbor  
Daniel Holscher – Harbor Worker B – Pillar Point Harbor

#### **D.) Commissioner Comments**

- Commissioner Chang Kiraly thanked staff for their efforts with the “Fish and Fleet Festival,” and welcomed new staff.
- Commissioner Brennan would like to see a future report regarding the “Spirit of Sacramento.”
- President Mattusch looking into Tablets to reduce the amount of paper that is produced.

## **E.) Consent Calendar**

**President Mattusch stated that pulled Consent Items would be heard after Discussion Items.**

Items 1, 10, 12, 13, 14 Pulled.

- 2 TITLE: Special Meeting Minutes of April 25, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 3 TITLE: Minutes of June 1, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 4 TITLE: Minutes of June 15, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 5 TITLE: Special Minutes of June 29, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 6 TITLE: Minutes of July 20, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 7 TITLE: Minutes of August 3, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 8 TITLE: Special Meeting Minutes of September 7, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**
- 9 TITLE: Minutes of September 7, 2016 (Gehret/Hadden)**  
**PROPOSED ACTION: Approve Minutes**  
**Motion to approve Items 2-9 Chang Kiraly/Bernardo.**  
**AYE: Bernardo, Chang Kiraly, Parravano, Mattusch**  
**ABSTAIN: Brennan**
- 15 TITLE: Consideration of amendments to the San Mateo County Harbor District Code of Ordinances to Revise and update the District's Conflict of Interest Code (Lazof)**  
**PROPOSED ACTION: Adopt Resolution 28-16 revising District Ordinance and Conflict of Interest Code.**  
**Motion (Chang Kiraly/Bernardo) to adopt Resolution 28-16 revising District Ordinance and Conflict of Interest Code.**  
**AYE: Unanimously approved.**

**11 TITLE: California Marine Affairs and Navigation Conference (CMANC) Annual Fall Meeting; Report (McGrath)**  
**PROPOSED ACTION: Received**

**President Mattusch then called for discussion on Item 12 and invited consultant Brad Damitz to present.**

**12 TITLE: Approval of an Application for Proposition 84 Grant Funding from California Ocean Protection Council for the planning of the Pilot Surfers Beach Sand Replenishment Project and Adopt Resolution No. 30-16. (Moren)**  
**PROPOSED ACTION: Adopt Resolution No. 30-16**  
**Presentation by Brad Damitz.**  
**Motion (Chang Kiraly/Brennan) to adopt Resolution No. 30-16.**  
**AYES: Unanimously approved.**

**DISCUSSION: President Mattusch called for taking Discussion Items out of order**

**17 TITLE: Assignment of Lease "Princeton Seafood" to "Order at the Corner Inc." (Lazof)**  
**PROPOSED ACTION: Approve lease assignment and authorize General Manager to execute documents as necessary.**  
**Motion (Brennan/Chang Kiraly) to approve lease assignment and authorize the General Manager to execute documents as necessary**  
**AYE: Unanimously approved.**  
**COMMENTS:**  
**Commissioners Parravano, Mattusch and Brennan all spoke very highly of Marty and Marty Botham for their business of Princeton Seafood for over 30 years.**

**18 TITLE: Three Captains Seafood Additional Hoist (McGrath)**  
**PROPOSED ACTION: Concur with proposed staff denial of a hoist in the requested location and adopt Resolution No. 32-16.**  
**PUBLIC COMMENTS:**  
**Tom Faulk** – Commercial Fisherman who supports hoist for Larry Fortado  
**George Wailes** – Counsel for Three Captains – support for hoist for Larry Fortado.  
**Jason Newland** – Runs Three Captains, in support of hoist.  
**John Dooley** – Commercial fisherman, fishes for Larry Fortado. In support of hoist.  
**James Lee Han** – support the request by the HMB Seafood Association and with the General Manager's report.  
**Larry Furtado Jr.** – agreement with the second hoist location which will help with congestion. Should give it a chance. In support.  
**Larry Fortado** – Has offered the use of his hoist to Morningstar to help with congestion.

**Carolyn Faulk** – outraged about decision to say no about the second hoist.  
**PROPOSED ACTION: Motion to concur with proposed staff denial of a hoist in the requested location and adopt Resolution No. 32-16 (Brennan/No second.**

**Motion failed.**

**Larry Fortado** – Additional comments regarding the location and CDP

**Further discussion by the Board of Commissioners.**

**Motion (Bernardo/Parravano) Three Captains Seafood be granted additional hoist in the new location.**

**AYE: Bernardo, Chang Kiraly, Parravano**

**NAY: Brennan**

**ABSTAIN: Mattusch**

**Comments: General Manager Steve McGrath** commented that there are many significant steps ahead that will follow, including a Coastal Development Permit, as stated in the Staff Report.

**16 TITLE: Half Moon Bay Yacht Club Dock Expansion and Pier Project (Moren)**

**PROPOSED ACTION:** Approve the Half Moon Bay Yacht Club (HMBYC) Dock Expansion and Pier Project.

**PUBLIC COMMENTS:**

**James Lee Han-** regarding Wave Actuators and Legal Counsel.

**Brian Rogers-** supports the project.

**Commission recommends approval and adoption of Resolution No. 29-16 with revised language by District Counsel Steven D. Miller, to read:** *“Whereas the Half Moon Bay Yacht Club has requested District support and/or involvement in its proposed Dock Expansion Project; and whereas details of the Project as set forth in the accompanying Staff Report and Presentation made by the Half Moon Bay Yacht Club; and whereas the District is willing at this early stage to entertain an application for this project from the Half Moon Bay Yacht Club. Now therefore, may it be resolved that the San Mateo County Harbor Commissioners supports the Half Moon Bay Yacht Club’s moving forward with activities related to the permitting process with regulatory agencies for the Dock Expansion and Pier Project.”*

**Motion (Mattusch/Chang Kiraly) to Adopt Resolution No. 29-16.**

**AYE: Bernardo, Chang Kiraly, Parravano, Mattusch**

**ABSTAIN: Brennan**

**BREAK**

**19 TITLE: Concerns about employee claims and excessive settlement(s). (Brennan).**

**PROPOSED ACTION:** Informational Only.

**PUBLIC COMMENTS:**

- **Brian Rogers** – Expressed concerns.
- **James Lee Han** - Expressed concerns.

**1 TITLE: Resume Consent Calendar  
Review pre-approved Bills and Claims in the amount of \$293,897.68; Review Bills and Claims in the amount of**

**\$74,134.54.**

**Pre approve Bills and Claims not to exceed \$350,000;  
(Chan)**

PROPOSED ACTION: Review Bills and Claims; Pre-Approve Balance of October 2016 Bills and Claims not to exceed \$368,029.22.

**Motion (Parravano/Chang Kiraly) to approve Bills and Claims in the amount of \$293,897.68; Review Bills and Claims in the amount of \$74,134.54.**

**Pre approve Bills and Claims not to exceed up to \$350,000**

**AYE: Unanimously approved.**

**10 TITLE Extension of Agreement with Robert Half, Accountemps Professionals not to exceed \$275,000 (Lazof)**

PROPOSED ACTION: Approve extension of agreement with Robert Half, Accountemps Not to Exceed \$275,000.

**Motion (Chang Kiraly/Bernardo) to approve extension of agreement with Robert Half, Accountemps not to exceed \$275,000.**

**AYE: Unanimously approved.**

**13 TITLE: Americans With Disabilities Act Evaluation And Transition Plan Services (Moren)**

PROPOSED ACTION: Recommend approval and authorize General Manager to award and execute contract with Sally Swanson Architects Inc, not to exceed \$66,160, including 10% contingency.

**Public Comments:**

- **Mary Larenas in appreciation for addressing ADA.**

**Motion (Bernardo/Chang Kiraly) to approve and authorize General Manager to award contract with Sally Swanson Architects Inc., not to exceed \$66,160.00 including contingencies.**

**AYE: Unanimously approved.**

**Public Comment: James Lee Han – Comments regarding geographic equity.**

**14 TITLE: Revise District Ordinances (Lazof)**  
**1) Authorizing the General Manager to approve revisions to the Personnel Rules and Regulations not to impact the employment conditions of the General Manager.**  
**2) Nomenclature changes to reflect staff re-organization as appropriate to change “Harbormaster” to “Director of Operations”, “Finance Director” to “Director of Administration”, Assistant Harbormaster to Harbormaster.”**

PROPOSED ACTION: Adopt Resolution No. 27-16 revising District Ordinance to Designate the General Manager as the Authority for Approval of Personnel Rules and Regulations.

Adopt Resolution No. 31-16 revising District Ordinance to reflect Current Staff Organization.

**Comments by Administrative Services Director Glenn Lazof to remove Resolution No. 27-16, but requests adoption of Resolution No. 31-16.**

**Motion (Chang Kiraly/Bernardo) to Adopt Resolution No. 31-16 to reflect current Staff organization.**

**AYE: Unanimously approved.**

**F.) Discussion**

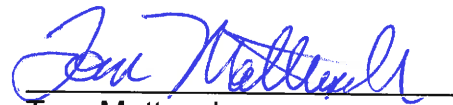
**G.) Board of Harbor Commissioners**

**Commissioner Chang Kiraly addressed a public comment about the present negativity of the current campaign.**

**H.) Adjournment**

The next scheduled meeting will be held on November 2, 2016 at Sea Crest School, Think Tank, Room #19 901 Arnold Way; Half Moon Bay, CA 94019

  
Debbie Gehret  
Deputy Secretary

  
Tom Mattusch  
President