

San Mateo County Harbor District Board of Harbor Commissioners Meeting Minutes

October 7, 2009
7:00 p.m.

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

Roll Call

Commissioners

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

Staff

Peter Grenell, General Manager
Marcia Schnapp, Director of Finance
x Marietta Harris, Human Resource Manager
Robert Johnson, Harbormaster
Dan Temko, Harbormaster
Marc Zafferano, District Counsel

x-absent

Public Comments/Questions - None

Staff Recognition- Lundie expressed his thanks to Assistant Harbor Master Draper. He stated that one of his fishing boats broke down 55 miles off of Monterey in heavy seas. Draper tracked down Lundie and lined him up with Vessel Assist and was able to get the vessel back to shore.

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calendar are approved by one motion unless a Commissioner requests at the beginning of the meeting that an item be withdrawn or transferred to the regular agenda.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

- 1 TITLE: **Minutes of Meeting September 16, 2009**
REPORT: Draft minutes
PROPOSED ACTION: Approval

Action: Motion by Campbell, second by Lundie to approve item 1. The motion passed.

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

Public Hearing - None

Continued Business - None

URGENCY ITEM 1

TITLE: **Renewal and Amendment of Limited Commercial Activity Permit for Mary Botham for holding car show events at Pillar Point Harbor**
REPORT: Memo
PROPOSED ACTION: Approve renewal of amended Limited Commercial Activity Permit for one year from date of expiration conditioned upon Permittee providing evidence of insurance as required by the Permit prior to holding the first car show event.

Action: Motion by Campbell, second by Parravano to add the Urgency Item to the agenda. The motion passed.

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

Grenell stated that Botham and David Cline with the Boys & Girls Club of the Coastsides have a current Limited Commercial Activity Permit for the purpose of car shows at Pillar Point Harbor. The permit expires on November 20, 2009. Botham is requesting to renew for another year. There is a concern about the insurance. The Boys & Girls Club have been participating with Botham in these events and provided the insurance. It is understood that the Boys & Girls Club will no longer be participating in the events; therefore, she will need to obtain her own insurance. Staff recommended approving the renewal of the permit as long as

evidence of insurance is provided and Botham will also need to provide insurance immediately to continue with the events until the end of the current year's permit.

Action: Motion by Lundie, second by Campbell to approve the renewal of the Limited Commercial Activity Permit conditioned on obtaining insurance. The motion passed.

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

URGENCY ITEM 2

TITLE: Designation of a Harbor Commission Secretary to act as Secretary during the absence of the sitting Secretary
REPORT: Memo, Attachments
PROPOSED ACTION: Adopt Resolution 20-09

Action: Motion by Lundie, second by Campbell to add the Urgency Item to the agenda. The motion passed.

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

Campbell stated that Lundie should be Acting Secretary.

Padreddii asked what the wish of the Commission was. Lundie stated that he needed more information before he could make a decision.

Grenell stated that this recommendation relates to another Urgency Item: the Governor suspended Proposition 1A and is taking a loan from all local governments, redevelopment agencies, and special districts for a period of up to three years. A Joint Powers Agency has been developed and the purpose is to restore the monies.

Campbell asked if there is any cost to the District to join the Joint Powers Agency.

Schnapp stated that the State is absorbing all cost and we will get 100% of our monies back.

Grenell stated that the Commission did not yet officially take a vote to designate Lundie as Secretary.

Action: Motion by Campbell, second by Parravano to designate Lundie as secretary. The motion passed.

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

URGENCY ITEM 3

TITLE: Adopt Resolution 19-09 approving the form of and authorizing the execution and delivery of a purchase agreement and related documents with respect to the sale of the seller's Proposition 1A receivable from the state; and directing and authorizing certain other actions in connection therewith.

REPORT: Schnapp, Memo, Attachments

PROPOSED ACTION: Adopt the Proposition 1A sale Resolution 19-09 and approve and authorize the execution of the sale and agreement.

Action: Motion by Lundie, second by Campbell to add the Urgency Item to the agenda. The motion passed.

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

Action: Motion by Lundie, second by Campbell to adopt Resolution 19-09 approving the form of and authorizing the execution and delivery of the purchase agreement. The motion passed.

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

New Business

- 2 **TITLE:** **Bills and Claims in the Amount of \$206,587.42**
 REPORT: Bills and Claims Detailed Summary
 PROPOSED ACTION: Approval of Bills and Claims for payment and a transfer in the
 amount of \$206,587.42 to cover payment of Bills and Claims

Parravano stated that he reviewed the bills and claims and found them in order. He recommended approval.

Action: Motion by Parravano, second by Campbell to approve the bills and claims in the amount of \$206,587.42. The motion passed.

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

Reports for Possible Discussion/Action Administration and Finance

- 3 **General Manager - Grenell**
 Nothing further to add to written report.
- 4 **Director of Finance - Schnapp**
 Nothing further to add to written report.
- 5 **Human Resources Manager - Harris**
 Nothing further to add to written report.

Operations

- 6 **Oyster Point Marina/Park - Johnson**
 Parravano asked how the visit of the California Spirit went. Johnson stated that it went very well and that the Chamber of Commerce members and city officials along with members of the public showed up. The dock designs that he and White are working on were supported by the captain of the vessel. He felt the visit was very

well received.

Grenell stated he is working on the permit for the California Spirit and will present it at the next board meeting.

- 7 **Pillar Point Harbor – Temko**
Nothing further to add to written report.

Board of Harbor Commissioners

- 8 A. Committee Reports

PPH New Berth Committee (Tucker, Parravano)

Grenell stated that the committee had an extensive and informative meeting with Dave Reynolds, Director of the National Weather Service Monterey Office. They discussed possibilities of inter-office cooperation and the potential for the Harbor District, Pillar Point Harbor and its fishermen regarding potential roles marine research weather-related and other activities that could be initiated out of Pillar Point Harbor by various agencies.

- 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 asked Grenell if he spoke to Holland regarding Coastal Trail signage to install around the Harbor. Grenell stated that they did speak on it but his recommendation is to contact the Coastal Conservancy to put signs up around the Harbor because the Conservancy is charged with completing the Coastal Trail.

Regarding Closed Session Item 13, Jeff Clark spoke regarding his proposal to lease the old Ship-to-Shore location at Pillar Point Harbor. He stated this is their 10-year anniversary since the very first surf contest. His company, Mavericks Surf Shop, has grown and he is ready to expand. He feels his business will be perfect at the Harbor because it is non-competitive and his business should be located at the Harbor. Cassandra Clark stated that they are looking to expand the Mavericks Surf Shop and integrating a more historical view of Mavericks as well as an artistic view of Jeff's surf boards. She stated that it will be a healthy compliment to the current shops at Pillar Point Harbor. She is very excited to possibly bring the surf culture direct to the Harbor.

Elizabeth Nyer, who is Clark's legal counsel, stated that she believes this is a potential for everyone to benefit.

- 9 TITLE: **Identify Labor Negotiator Pursuant to Government Code §54957.6**
REPORT: Zafferano

PROPOSED ACTION: Identify Labor Negotiator Peter Grenell

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

Action: Motion by Campbell, second by Lundie to identify Grenell as the labor and real property negotiator. The motion passed.

Action: Motion by Lundie, second by Campbell to adjourn to closed session. The motion passed unanimously at 7:40 pm.

Closed Session

- 11 TITLE: **Conference with Labor Negotiator pursuant to Government Code §54957.6: Operating Engineers Local Union No. 3**
REPORT: Grenell
PROPOSED ACTION: To Be Determined
- 12 TITLE: **Conference with Labor Negotiator pursuant to Government Code §54957.6: Teamsters Local Union 856**
REPORT: Grenell
PROPOSED ACTION: To Be Determined
- 13 TITLE: **Conference with Real Property Negotiator: Pursuant to Government Code Section §54956.8**
PROPERTY: **Parcel 5, One Johnson Pier, Lessees Building, APN 047-083-060, Pillar Point Harbor, El Granada, San Mateo County**
REPORT: **San Mateo County Harbor District and Mavericks Surf Company, LLC**
NEGOTIATING PARTIES: **San Mateo County Harbor District and Mavericks Surf Company, LLC**
UNDER LEASE: **Lease terms and conditions**
NEGOTIATION:

Action: Motion by Campbell, Second by Lundie to adjourn to Open Session. The motion passed unanimously at 8:42pm.

Open Session, Continued

There was no reportable action from Closed Session.

- 14** TITLE: **Amended MOU with Teamsters Local Union 856**
REPORT: Harris, Grenell, Memo, MOU
PROPOSED ACTION: Approve Amended MOU

Action: This item was postponed.

Adjournment

Action: Motion by Lundie, second by Campbell to adjourn the meeting. The motion passed unanimously at 8:43pm.

The next scheduled meeting will be held on October 21, 2009 at the Municipal Services Building, 33 Arroyo Drive, South San Francisco at 7:00 p.m.

Peter Grenell
Acting Deputy Secretary

Leo Padreddi
President