



Board of Harbor Commissioners

Nancy Reyerling, President
Virginia Chang Kiraly, Vice President/Secretary
Tom Mattusch, Treasurer
Sabrina Brennan, Commissioner
Edmundo Larenas, Commissioner
James B. Pruett, General Manager
Trisha Ortiz, District Counsel

San Mateo County Harbor District Board of Harbor Commissioners

"The Harbor District provides fiscally and environmentally responsible stewardship of its maritime resources, emergency response, and public access"

REGULAR MEETING AGENDA

November 18, 2020

1:00 PM – 4:00 PM

San Mateo County Harbor District

On March 17, 2020, the Governor issued Executive Order N-29-20 suspending certain provisions of the Ralph M. Brown Act in order to allow for local legislative bodies to conduct their meetings telephonically or by other electronic means. Pursuant to the Shelter-in-Place Order issued by the San Mateo County Health Officer on March 16, 2020, as revised on March 31, 2020, the statewide Shelter-in-Place Order issued by the Governor in Executive Order N-33-20 on March 19, 2020, and the CDC's social distancing guidelines which discourage large public gatherings, the Boardroom will not be open for the November 18, 2020 Regular Meeting of the San Mateo County Board of Harbor Commissioners. The Meeting will be conducted remotely via video/teleconference.

The Public may watch and/or participate in the public meeting by joining the meeting through the Zoom Videoconference link provided below. The public may also join the meeting by calling the below listed teleconference phone number. Further instructions on how to make public comments throughout the videoconference or teleconference will be provided at the District website at www.smharbor.com.

If you are an individual with a disability and need a reasonable modification or accommodation pursuant to the Americans with Disabilities Act ("ADA"), please contact Melanie Hadden, Deputy Secretary at mhadden@smharbor.com or (650) 583-4400 prior to this meeting for assistance.

HOW TO JOIN THE MEETING:

The meeting will begin at 1:00 pm. Whether you participate online or by phone, you may wish to "arrive" early so that you can address any technology questions prior to the start.

ONLINE VIEWING AND PARTICIPATION:

Please click the link below or enter it into your browser to join via Zoom web app:

<https://us02web.zoom.us/j/88925053484?pwd=M3JGeHh1UGJWY3laZ2dXazRrZGRDQT09>

If you have not used Zoom on your computer before, you will be prompted to download and

install the Zoom software on your computer. If it is already installed, you may still be prompted to allow Zoom to run. Please enable the software to download and run to join the meeting via computer.

AUDIO

- **BY COMPUTER AUDIO:** When joining via the Zoom app, you will automatically be joined in via computer audio. You may be prompted to confirm that you wish to join via computer audio.
 - Please ensure your computers speakers are enabled and sound is switched on.
- **BY PHONE:** If you are unable to join via computer, or do not have speakers or a microphone on your computer, you can dial in for audio. You may call any one of the meeting numbers below and enter the meeting ID and password when prompted.
 - +1 669 900 6833 (San Jose)
 - +1 253 215 8782 (Tacoma)
 - +1 346 248 7799 (Houston)
 - +1 312 626 6799 (Chicago)
 - +1 929 205 6099 (New York)
 - +1 301 715 8592 (Germantown)
 - +1 877 853 5257 (Toll Free)
 - +1 888 475 4499 (Toll Free)
- **Meeting ID: 889 2505 3484**
- **Meeting Password: 219102**

HOW TO MAKE A PUBLIC COMMENT OR ASK A QUESTION:

If you would like to speak during the public comment portion of the meeting, you have the following options:

- **ONLINE:** Raise your hand in the meeting controls at the bottom of your screen.
- **PHONE:** Press *9 to raise your hand to request to be unmuted to make comments.

Note: Please request to speak using the method from which you prefer to comment. For example, if you are joining via computer (for viewing) *and* phone (for audio/commenting), please raise your hand by dialing *9 on the phone if you wish to use your phone to speak. If you wish to use your computer, please raise hand using the meeting controls at the bottom of your screen.

A) Roll Call

B) 1. Public Comments/Questions

The Public may directly address the Board of Harbor Commissioners for a limit of two (2) minutes, unless a request is granted for more time, on any item of public interest within the subject matter jurisdiction of the San Mateo County Harbor District, that is not on the Regular Agenda. If a member of the public wishes to address the Board on an agenda item, it is requested that the member of the public wait until the item is in discussion before following the instructions provided on making a public comment. The Chair will call your name at the appropriate time. Agenda material may be review online at www.smharbor.com.

2. Committee Updates

C) Consent

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

ITEMS PULLED FROM CONSENT WILL BE HEARD AFTER DISCUSSION ITEMS.

1. [Bills and Claims \(van Hoff\)](#)

Recommendation:

- 1) Accept Pre-Approved Items in the amount of \$217,411.31 for October.
- 2) Approve \$500,000 in Pre-Approved Items for December 2020.

2. [Minutes – Regular Meeting October 21, 2020 \(Hadden\)](#)

Recommendation: Approve Minutes of the Regular Board Meeting of October 21, 2020.

3. [Replacement of Oyster Point Marina Entrance Navigations Aids Request for Proposal \(Moren\)](#)

Recommendation: Pursuant to a publicly advertised Request for Proposal (RFP), Authorize the General Manager to enter into an Agreement with the preferred firm, Foth & Van Dyke and Associates, Inc., for design, engineering, permitting and construction support for the Replacement of Oyster Point Marina Entrance Navigation Aids Project for an amount not to exceed \$74,905.00, with a 10% contingency in the event there is a need for change orders due to unforeseen challenges and authorize the General Manager to issue change

orders up to the contingency amount and Approve increase in Capital Expenditure Appropriations of \$82,395.50 to be funded by available working capital.

4. [First Quarter 2020/21 \(Q1-21\) Financial Report Spending Authority \(van Hoff\)](#)

For information only

5. [Quarterly Rent Report \(Q1\) \(van Hoff\)](#)

For information only

6. [Monthly Capital Projects Update \(Moren\)](#)

Receive and File

7. [California Division of Boating and Waterways Surrendered and Abandoned Vessel Exchange \(SAVE\) Grant; Financial assistance for Demolition of Abandoned Vessels, Marine Debris and Vessel Turn-In Program \(Moren\)](#)

Recommendation: Adopt Resolution No. 20-15 to authorize acceptance and execution of a California Boating and Waterways Surrendered and Abandoned Vessel Exchange Grant for \$150,000 and authorize the General Manager to expend DBW SAVE Grant monies for removal of abandoned vessels at Oyster Point Marina and Pillar Point Harbor.

D) Discussion

8. [Pillar Point Harbor West Trail Living Shoreline Protection Project – Project Status Update and Proposal \(Moren\)](#)

Recommendation: Approve an increase in Capital Expenditure Appropriations of an amount not to exceed \$114,904 to cover anticipated additional soft costs for the GHD Team to continue efforts on the West Trail Living Shoreline Protection Project.

9. [Oyster Point Marina East Dock Replacement Project Request for Proposal \(Moren\)](#)

Recommendation: Approve agreement with the preferred design/engineering firm resulting from an evaluation of responses to the Oyster Point Marina East Dock Replacement Design, Engineering, Permitting, and Construction Support Services Request for Proposal #2018-08.

10. [Draft Response to the RWCQB Proposed TMDL Amendment to the Basin Plan and Supporting Staff Report - Pillar Point Harbor \(Pruett\)](#)

Recommendation: Authorize the General Manager to sign the proposed response to the RWCQB as drafted and attached to this staff report.

11. [Employment Contract for General Manager \(Reyering\)](#)

Recommendation: Approve Employment Agreement with James B. Pruett as General Manager and authorize Board President to execute.

E) Closed Session

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to paragraph 1 of subdivision (d) of Section 54956.9

Name of Case: McHenry Fisheries, Inc. dba Pillar Point Seafoods, Plaintiff, v. Three Captains Sea Products, Inc., Defendant; and Three Captains Sea Products, Inc., Cross-Complainant, v. McHenry Fisheries, Inc., San Mateo County Harbor District, Sabrina Brennan, Edmundo Larenas, Tom Mattusch, Virginia Chang Kiraly, and Nancy Reyering (in their capacities as Harbor Commissioners only), Cross-Defendants

F) Commissioner Comments

Commissioners may make public statements limited to two (2) minutes.

G) Future Agenda Items

H) October Activity Reports [General Manager](#), [Operations](#), [Administration](#)

Information only.

I) Adjourn

The next Regular meeting will be held on December 16, 2020 at the Municipal Services Building, 33 Arroyo Drive, South San Francisco, CA 94080 at 1:00 PM.

Agenda posted as required:

November 13, 2020 at 5:00 PM



Melanie Hadden
Deputy Secretary