



Special Closed and Regular Public Session of November 24, 2020

**Santa Cruz Port Commission  
MINUTES**

*Commission Members Present (via teleconference):*

Stephen Reed	Chairman
Toby Goddard	Vice-chairman
Dennis Smith	Commissioner
Darren Gertler	Commissioner
Reed Geisreiter	Commissioner

**SPECIAL PUBLIC SESSION – 5:00 PM**

Chairman Reed convened the special public session at 5:00 PM via teleconference at the Santa Cruz Harbor Conference Room, 135 5<sup>th</sup> Avenue, Santa Cruz, CA 95062.

1. Oral Communication
2. Announcement of Closed Session Pursuant to Government Code (Ralph M. Brown Act) Section 54956.8

At 5:00 PM, Chairman Reed announced the Commission will meet in closed session to discuss agenda items 3 – 6.

**SPECIAL CLOSED SESSION**

3. Conference with Real Property Negotiators  
Agency Designated Representative: M. Olin  
Property: 497 Lake Avenue  
Under Negotiation: Potential Acquisition
4. Conference with Real Property Negotiators  
Agency Designated Representative: M. Olin  
Negotiating Parties: Santa Cruz County Redevelopment Successor Agency  
Property: 7<sup>th</sup> and Brommer – 3 Parcels on Southwest Corner  
Under Negotiation: Potential Acquisition
5. Conference with Real Property Negotiators  
Agency Designated Representative: M. Olin  
Negotiating Parties: 493 Lake Avenue, Suite B (Johnny's Harborside Restaurant)  
Under Negotiation: Lease
6. Conference with Real Property Negotiators  
Agency Designated Representative: M. Olin  
Negotiating Parties: 616 Atlantic Avenue (Aldo's Restaurant)  
Under Negotiation: Lease

## **SPECIAL PUBLIC SESSION**

7. Action and Vote Disclosure after Closed Session Pursuant to Government Code (Ralph M. Brown Act) Section 54957.1

Chairman Reed announced that the Commission took no reportable action in closed session on items 3 – 6.

Chairman Reed adjourned the special open session following the closed meeting at 6:51 PM.

## **REGULAR PUBLIC SESSION – 7:00 PM**

Chairman Reed convened the regular public session at 7:00 PM via teleconference at the Santa Cruz Harbor Conference Room, 135 5<sup>th</sup> Avenue, Santa Cruz, CA 95062.

8. Pledge of Allegiance
9. Oral Communication

Chairman Reed announced that the Commission took no reportable action in closed session on items 3, 4, 5, and 6.

Chairman Reed thank Vice-chairman Goddard for conducting the last regular public session in his absence.

Vice-chairman Goddard reported attendance at the following virtual meetings this month:

- California Marine Affairs and Navigation Conference (CMANC) Fall Meeting
- California Special Districts' Association (CSDA) Coastal Network Roundtable Meeting

## **CONSENT AGENDA**

10. Approval of Minutes
  - a) Special Closed & Regular Public Meeting of October 27, 2020

MOTION: Motion made by Commissioner Smith, seconded by Vice-chairman Goddard to approve consent agenda item 10.

- *Motion carried unanimously by roll call.*
  - *Reed: YES*
  - *Goddard: YES*
  - *Smith: YES*
  - *Gertler: YES*
  - *Geisreiter: YES*

## **REGULAR AGENDA**

11. Appointment In-Lieu of Election and Oath of Office
  - a) Stephen Reed

- b) Dennis Smith
- c) Darren Gertler
- d) Reed Geisreiter

Port Director Olin administered the Oath of Office to Commissioner Reed, Commissioner Smith, Commissioner Gertler, and Commissioner Geisreiter.

12. Election of Port Commission Officers 2021

Discussion: Commissioner Smith stated that is supportive of returning to a regular rotation for the Chair and Vice-chair seat. He stated that a return to the former rotating structure would allow each Commissioner the opportunity to hold the chair and/or vice-chair seat during their term.

MOTION: Motion made by Commissioner Smith, seconded by Commissioner Gertler to nominate Vice-chairman Goddard for Chairman, and Commissioner Gertler for Vice-chairman.

- *Motion did not pass.*

- *Reed: NO*
- *Goddard: NO*
- *Smith: YES*
- *Gertler: YES*
- *Geisreiter: NO*

Motion made by Chairman Reed, seconded by Commissioner Geisreiter to nominate Vice-chairman Goddard for Chairman, and Commissioner Geisreiter for Vice-chairman.

- *Motion carried by roll call vote.*

- *Reed: YES*
- *Goddard: YES*
- *Smith: NO*
- *Gertler: NO*
- *Geisreiter: YES*

13. Approval of Cash / Payroll Disbursements – October 2020 (*There was no discussion on this agenda item*)

MOTION: Motion made by Chairman Reed, seconded by Commissioner Geisreiter to approve the cash and payroll disbursements for October 2020, in the amount of \$829,865.23.

- *Motion carried by roll call.*

- *Reed: YES*
- *Goddard: ABSENT (technical difficulties)*
- *Smith: YES*
- *Gertler: YES*
- *Geisreiter: YES*

**INFORMATION**

14. Port Director's Report

Contract Agreement

Port Director Olin stated that she entered into two separate contract agreements totaling \$50,000 each:

- Mesiti Miller Engineering for a site assessment of District-owned property at 7<sup>th</sup> and Brommer; and,
- Gorin + Cohen Consulting Group LLC to explore opportunities on County-owned property on the southwest corner of 7<sup>th</sup> and Brommer.

Debt Service Ratio

Port Director Olin stated that if FY21 revenues do not meet the minimum debt service ratio requirements due to COVID-19 related impacts, BBVA Compass Bank is prepared to issue a one-time waiver. Staff will continue to monitor debt service ratio reporting.

East Public Pier Timber Pile Rehabilitation Project – Phase 1

Port Director Olin stated that the East Public Pier Timber Pile Rehabilitation Project was completed on November 2, 2020. She stated that the Notice of Completion will be presented for approval at the January meeting.

California Marine Affairs and Navigation Conference (CMANC) Meetings

Port Director Olin provided a summary of the 2020 Fall CMANC Meeting, which was conducted virtually on November 7, and November 12, 2020. Among the presentations, she stated that Vice-chairman Goddard spoke on the beneficial working relationship the Port District has with the U.S. Army Corps of Engineers (USACE) and USACE's jetty and breakwater inspection program. Port Director Olin has requested a copy of the most recent jetty survey completed by USACE.

Twin Lakes Standby Generator

Port Director Olin stated that the standby generator for *Twin Lakes* has failed and staff is currently working with the vendor on possible replacement and/or repair solutions. Repair would be a short-term fix until replacement with a marine-grade generator can be achieved.

H&H Fresh Fish Refrigerator Repair

Port Director Olin stated that H&H is actively making investments in the refrigeration system equipment, and \$9,000 in repairs are being performed to the condensing unit on the walk-in in accordance with the lease agreement.

15. Harbormaster's Report

Harbormaster Anderson stated that the commercial crab season has been delayed until at least Wednesday, December 16, 2020, due to the presence of whales and the elevated risk of marine life entanglement. California Department of Fish and Wildlife (CDFW) is working with the California Dungeness Crab Fishing Gear Working Group to evaluate if the risk of entanglement has subsided or if an additional delay is needed to protect marine life.

16. Facilities Maintenance & Engineering Manager's (FME) Report (*There was no discussion on this agenda item*)

17. Financial Reports (*There was no discussion on this agenda item*)  
a) Comparative Seasonal Revenue Graphs

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

19. Annual Business Use of Slip Review

A brief discussion ensued regarding the charter fee schedule. Port Director Olin stated that while analyzing COVID-19 relief measures for charter operators, staff recognized the potential for inequities amongst mid-range and large charters. A comprehensive review of charter fees is on the committee review calendar.

20. Harbor Patrol Incident Response Report – October 2020

In response to a question posed by Vice-chairman Goddard, Harbormaster Anderson confirmed that on October 14, 2020, Harbor Patrol located an unresponsive male in the water during a routine area check. Harbormaster Anderson added that the investigation completed by the Sherriff's office determined that the victim fell into the water from West Cliff Drive the night before.

21. Port Commission Review Calendar / Follow-Up Items

Vice-chairman Goddard requested that the two remaining committee items on the 2020 review calendar be added to the 2021 calendar.

Chairman Reed adjourned the regular public session at 7:38 PM.



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Toby Goddard, Chairman