

Santa Cruz Port District
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PORT COMMISSIONERS:
Toby Goddard
Dennis Smith
Reed Geisreiter
Stephen Reed
Darren Gertler

Regular Public Session of February 22, 2022

**Santa Cruz Port Commission
MINUTES**

Commission Members Present (via teleconference):

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

SPECIAL CLOSED SESSION – 5:00 PM (Canceled)

1. Oral Communication
2. Announcement of Closed Session Pursuant to Government Code (Ralph M. Brown Act) Section 54956.9(d)(4)
3. Conference with Legal Counsel – Anticipated Litigation
Initiation of Litigation (1 Case)
4. Action and Vote Discolusure after Closed Session Pursuant to Government Code (Ralph M. Brown Act) Section 54957.1

REGULAR PUBLIC SESSION – 7:00 PM

Chairman Geisreiter convened the regular public session at 7:00 PM via teleconference.

5. Pledge of Allegiance
6. Oral Communication

Chairman Geisreiter announced that the special closed session scheduled prior to tonight's regular public session was canceled.

Chairman Goddard reported that he attended CMANC's 2022 Winter Virtual Meeting on January 20, 2022.

Administrative Services Manager Ritter read public comment into the record submitted by harbor user, Linda Wilshusen, regarding her request that the Commission consider designating additional public restrooms in the north harbor.

CONSENT AGENDA

7. Approval of Resolution 22-07, Continuing Virtual Public Meetings in Accordance with Assembly Bill 361
8. Approval of Minutes
 - a) Special Public Meeting of January 13, 2022
 - b) Emergency Meeting of January 18, 2022
 - c) Special Closed & Regular Public Meeting of January 25, 2022
9. Approval of Month-to-Month Rental Agreement – 333 Lake Avenue, Suite H (Tenant: Rebel City Studios)

MOTION: Motion made by Commissioner Reed, seconded by Commissioner Smith to approve consent agenda items 7 through 9.

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

REGULAR AGENDA

10. Approval of FY23 Budget and Capital Improvement Program

Discussion: Port Director MacLaurie stated that the Port Commission reviewed the draft FY23 budget and proposed list of Capital Improvement Projects (CIP) at its special public session of February 15, 2022.

Port Director MacLaurie reviewed the draft FY23 budget and highlighted the following:

- 3.2% marina fee increase
- Capital Improvement Plan: \$382,000 contribution funding priority projects including paving repairs, building / restroom rehabilitation, lift stations assessment, and improvements at the north harbor and 7th & Brommer (District-owned) dry storage areas
- Dredge Intermediate Fund: \$191,151 contribution, adding \$14,000 for semi-permanent work area canopy
- Funds approved labor contracts
- Restores Parking Coordinator position for operational support
- Aligns with identified Port District priorities adopted in January 2022
- Adds a mid year review of the CIP program for project status and funding updates

The Commission thanked staff for the budget presentation.

MOTION: Motion made by Commissioner Reed, seconded by Commissioner Goddard to approve the FY23 budget and capital improvement plan.

- *Motion carried unanimously by roll call.*

- *Gertler: YES*
- *Smith: YES*
- *Reed: YES*
- *Goddard: YES*
- *Geisreiter: YES*

11. Approval of Resolution 22-08, Approving Adoption of CalPERS 457 Plan

Port Director MacLaurie recommended approval of resolution 22-08, stating that transitioning to this CalPERS-based deferred compensation plan reduces administrative fees and increases plan offerings to employees.

MOTION: Motion made by Commissioner Smith, seconded by Commissioner Goddard to approve resolution 22-08.

- *Motion carried unanimously by roll call.*

- *Gertler: YES*
- *Smith: YES*
- *Reed: YES*
- *Goddard: YES*
- *Geisreiter: YES*

12. Approval of Declaration Designating Authorized Signers of the Port District's Checking Account (*There was no discussion on this agenda item*)

MOTION: Motion made by Commissioner Reed, seconded by Vice-chairman Gertler to approve the declaration designating authorized signers for the Port District's checking account at Comerica Bank.

- *Motion carried unanimously by roll call.*

- *Gertler: YES*
- *Smith: YES*
- *Reed: YES*
- *Goddard: YES*
- *Geisreiter: YES*

13. Approval of Cash / Payroll Disbursements – January 2022

In response to a question posed by Commissioner Goddard, staff provided additional information on the following warrants:

- Warrant # 56116 – Flood Insurance
Tsunami and tidal wave events are excluded from coverage
- Warrant # EFT – Sales Tax Return

Quarterly sales tax return filed with the state.

MOTION: Motion made by Commissioner Goddard, seconded by Commissioner Reed to approve cash and payroll disbursements for January 2022 in the amount of \$1,525,810.17.

- *Motion carried by roll call vote.*

- *Gertler: YES*
- *Smith: YES*
- *Reed: YES*
- *Goddard: YES*
- *Geisreiter: YES*

INFORMATION

14. Port Director's Report

Tsunami Update

Port Director MacLaurie stated that staff continues to work with representatives from CalOES to secure state assistance for tsunami damaged infrastructure. She stated that a determination on whether the Port District will qualify for assistance is pending. Staff continue to press CalOES for an update and plans to schedule a meeting in the coming days to discuss the timeline.

Murray Street Bridge Seismic Retrofit Project - Independent Appraisal

Port Director MacLaurie stated that the Port District's appraisal report for the Murray Street Bridge Seismic Retrofit Project is complete and has been forwarded to the City and their consultant to continue negotiations for a final settlement agreement.

U.S. Army Corps of Engineers (USACE) Dredging Reimbursement

Port Director MacLaurie stated that the District has received the totality of its annual \$525,000 dredge reimbursement from USACE for calendar year 2021.

Santa Cruz Yacht Club (SCYC) Lease

Port District MacLaurie stated that the SCYC lease is set to expire on March 31, 2022. She stated that staff has initiated negotiations and a draft lease will be presented to the Commission for review soon.

15. Harbormaster's Report

Harbormaster Anderson stated that the (2) Yamaha Outboard Motors were sold for \$17,100, via public surplus auction in accordance with current District policies.

Harbormaster Anderson stated that he participated in a recent Monterey Bay Fisheries Trust meeting where local fishery related issues were discussed. Congressman Panetta was in attendance at the meeting.

Chairman Goddard thanked Harbor Patrol for their efforts in enforcing bicycle and pedestrian safety in the harbor.

16. Facilities Maintenance & Engineering Report

Facilities Maintenance & Engineering (FME) Manager Wulf stated that the dredge crew will continue to focus on dredging the area around the fuel dock extension and AA-dock for another week.

FME Manager Wulf stated that maintenance staff has completed work to repair the water damage at 790 Mariner Park Way, Suite B, caused by last month's tsunami.

17. 2022 Committee Assignments (*There was no discussion on this agenda item*)

18. Sea Scouts Bi-Annual Report (*There was no discussion on this agenda item*)

In response to a question posed by Commissioner Smith, Harbormaster Anderson confirmed that both Sea Scout vessels fit within the designated berthing space on the end-tie.

19. Financial Reports (*There was no discussion on this agenda item*)

a) Comparative Seasonal Revenue Graphs

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

21. Harbor Patrol Incident Response Report – January 2022 (*There was no discussion on this agenda item*)

22. Written Correspondence (*There was no discussion on this agenda item*)

a) Letter to Port Commission, from G. Stearns

23. Port Commission Review Calendar / Follow-Up Items (*There was no discussion on this agenda item*)

Chairman Geisreiter stated that the annual Form 700 filing is due by the end of March and staff will send reminders to Commissioners individually regarding ethics training.

Chairman Geisreiter adjourned the regular public session at 8:02 PM.



Reed Geisreiter, Chairman