



Regular Public Session of July 26, 2016

**Santa Cruz Port Commission  
MINUTES**

*Commission Members Present:*

Toby Goddard	Chairman
Dennis Smith	Vice-chairman
Reed Geisreiter	Commissioner
Bill Lee	Commissioner
Stephen Reed	Commissioner

**REGULAR PUBLIC SESSION – 7:00 PM**

Chairman Goddard brought the regular public session to order at 7:00 PM at the Santa Cruz Harbor Public Meeting Room, 365 A Lake Avenue, Santa Cruz, CA 95062.

1. Pledge of Allegiance
2. Oral Communication

Port Director Ekers distributed a letter from G-Dock slip renters, which expressed concern about the overabundance of pigeons in the G-Dock area. Port Director Ekers stated that the letter will be included as written correspondence at the August Commission meeting.

Chairman Goddard stated that he recently attended the CSDA Leadership Academy in Napa and stated that the information offered through the courses/workshops was beneficial. Chairman Goddard accepted the Special District Leadership Foundation's District Transparency Certificate of Excellence awarded to the Port District at the meeting.

**CONSENT AGENDA**

3. Approval of Minutes
  - a) Special Closed Session of June 9, 2016
  - b) Regular Public Session of June 28, 2016
4. California Special Districts Associations (CSDA) Board of Directors Election
5. Approval of Resolution 16-10 – Approving Salary Schedules and Authorizing Amendment to the Port Director's Employment Agreement
6. Denial of Claim – M. Hubbell

MOTION: Motion made by Vice-chairman Smith, seconded by Commissioner Geisreiter to approve the consent agenda.  
- *Motion carried unanimously.*

## REGULAR AGENDA

### 7. Approval of Change Order to Bean Consulting Contract (NTE: \$175,000)

Discussion: Port Director Ekers stated that additional assistance from the Port District's dredge consultant, Ancil Taylor, was required due to delays in the construction and delivery of the new dredge.

Additionally, she stated that Mr. Taylor will assist with the procurement of a density meter and fendering system for the new dredge, as well as provide essential training to staff. She stated that approval of the requested change order will cover any potential overages.

Commissioner Lee asked if the Port District will seek to recover liquidated damages from DSC for delays in the construction and delivery timeline. Port Director Ekers stated that in an effort to clear the launch ramp prior to the July 4<sup>th</sup> weekend, staff agree to accept a reduced rate from CenterLift in exchange for liquidated damages. A zero net cost change order is pending.

MOTION: Motion made by Commissioner Reed, seconded by Commissioner Lee to authorize the Port Director to execute a contract change order with Bean Consulting for construction oversight services for the replacement of the dredge *Seabright* increasing the not-to-exceed amount from \$150,000 to \$175,000.  
- *Motion carried unanimously.*

### 8. Acceptance of New Dredge *Twin Lakes*

Port Director Ekers stated that DSC Dredge (DSC) and Facilities Maintenance and Engineering Manager Kerkes have documented completion of the new dredge via a commissioning checklist. She stated that the required 30-day lien period will begin once the dredge is accepted and the Notice of Completion is filed.

A discussion ensued about the dredge freeboard measurements. Chairman Goddard asked if the difference in freeboard measurements are cause for concern, noting that the starboard bow sits approximately 7" – 9" lower than the port side.

Facilities Maintenance and Engineering Manager Kerkes discussed conditions that may be contributing to the difference in freeboard measurements port and starboard, and causing freeboard to be less than 24" overall. He stated that additional information should be obtained from DSC to ensure that a larger problem does not exist. Port Director Ekers

stated that acceptance of the new dredge can be postponed until a satisfactory answer is obtained from DSC.

Vice-chairman Smith stated that he is supportive of obtaining additional information from DSC prior to accepting *Twin Lakes*. Chairman Goddard and Commissioner Lee agreed.

There was consensus among the Commission to table this item.

9. Approval of Cash / Payroll Disbursements – June 2016

MOTION: Motion made by Commissioner Geisreiter, seconded by Commissioner Lee to approve cash/payroll disbursements for June 2016, in the amount of \$612,643.09.

- *Motion carried unanimously.*

**INFORMATION**

10. Port Director's Report

Aldo's Restaurant

Port Director Ekers stated that the proposed temporary operation of Aldo's Restaurant will be reviewed by the Planning Commission at their upcoming meeting on August 4, 2016. She stated that temporary site work and improvements to Mariner Park Lawn are anticipated to commence in early-September, but month-to-month lease terms are still being negotiated.

Division of Boating and Waterways

Port Director Ekers stated that internal documents from California State Parks have been released, which appear to express intent to eliminate the Division of Boating and Waterways (DBAW) and incorporate it into State Parks. There was general agreement that elimination of DBAW would threaten funding for ports and harbors.

G-Dock Pigeons

Port Director Ekers stated that the letter submitted by G-Dock slip renters regarding the pigeon populations in the northwest harbor area will be included in the August Commission meeting packet. Harbormaster Marshall stated that additional bird spike strips have been installed and staff has been diligent about performing clean up in the area.

11. Harbormaster's Report

Harbormaster Marshall stated that replacement of the *Almar* motors is inevitable, noting that the vessel is currently unavailable for search and rescue operations, and the engines have reached the end of their serviceable life (+3,000 hours).

12. Facilities Maintenance and Engineering Manager's Report

Facilities Maintenance and Engineering Manager Kerkes stated that the harbor office roofing project is complete.

13. Review of Delinquent Accounts

Port Director Ekers noted that a portion of the delinquent balance for account # 2434 (page 72) includes cost recovery fees of \$1,174.94, for a fuel spill cleanup.

14. Review of Financial Reports

- a) Comparative Seasonal Revenue Graph
- b) Preliminary Budget Report as of June 30, 2016
- c) Employee Count
- d) Quarterly Fuel Sales Report
- e) Quarterly Boatyard Report

Port Director Ekers stated that monthly launch and parking revenue for June is down due to a launch ramp closure (dredge delivery), which extended from June 13 – July 1, 2016.

15. Crime/Incident/Citation Report – June 2016

In response to a question posed by Commissioner Lee, Port Director Ekers stated that the District receives approximately \$25,000 from the County towards rescue services. Port Director Ekers stated that the contribution amount could be revisited with the County.

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

- a) Letter from Assemblymember Mark Stone to Port Director Ekers and Port Commission
- b) Letter from Port Director Ekers, to Monterey Bay Salmon and Trout Project

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

Chairman Goddard adjourned the regular public session at 7:47 PM



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Toby Goddard, Chairman