

San Mateo County Harbor District Board of Harbor Commissioners Meeting Minutes

March 5, 2014
6:00 P.M.

Sea Crest School
Multi-Purpose Room
901 Arnold Way
Half Moon Bay, Ca. 94019

Roll Call

Commissioners

Robert Bernardo, President
Pietro Parravano, Vice President
James Tucker, Treasurer & Secretary
Sabrina Brennan, Commissioner
William Holsinger, Commissioner

Staff

Peter Grenell, General Manager
x Debra Galarza, Director of Finance
Marietta Harris, Human Resource Manager
Scott A. Grindy, Harbor Master
Jean Savaree, District Counsel

x-absent

Brennan arrived at 6:04 pm.

Public Comments/Questions -

Leonard Worren

Staff Recognition — Harris stated Mickelson gave birth to her baby girl.

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calendar are approved by one motion unless a Commissioner requests at the beginning of the meeting that an item be withdrawn or transferred to the regular agenda.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 February 19, 2014**
 REPORT: Draft minutes
 PROPOSED ACTION: Approval

- 2 **TITLE:** **Minutes of Meeting January 15, 2014**
 REPORT: Draft minutes
 PROPOSED ACTION: Approval

- 3 **TITLE:** **Claim for Damages of Joseph Sylvester**
 REPORT: Grenell, Claim Form
 PROPOSED ACTION: Deny Claim of Joseph Sylvester

Grenell made a point of order and requested postponing action on item 1 for editing.

Action: Motion by Tucker, second by Parravano to approve items 2 and 3 on the consent calendar. The motion passed.

Ayes: 4
 Nays: 1 (Brennan)

Brennan asked for an explanation on how claims submitted to the District work. Harris explained the process. Grenell made a point of information stating he received advice from counsel and the process is how the Board has always handled claims.

Agenda Setting

Harbor Commissioners may suggest future agenda items.

Tucker stated several months ago the Commission decided to stop video recording the Board meetings. He felt it was time to reinstate the video recording.

Brennan wanted to know why Tucker changed his mind about video recording the meetings since he was the one who spearheaded ending them. Holsinger made a point of order stating Brennan was making a comment not asking a question. Brennan asked Tucker to give details about why he changed his mind. Tucker stated that he will give a full report when the item has been added to an agenda.

Holsinger made a point of order stating that the item involved finances.

Action: Motion by Tucker, second by Brennan to agendaize an item to reinstate video recording with Pacifica Community Television at Harbor District Board meetings. The motion passed unanimously.

Ayes: 5

Nays: 0

Brennan stated she would like an item agendaized regarding expanding the sidewalk in front of the concessionaires building at Pillar Point Harbor.

Action: Motion by Brennan, second by Tucker to agendaize an item to discuss expanding the sidewalk at Pillar Point Harbor. The motion passed unanimously.

Ayes: 5

Nays: 0

Brennan spoke regarding the hoist at the fish buyers building that fell into the water and wanted to know what the status was. Tucker made a point of order and said that this item is to request items to be added to an agenda and this comment should be reserved for Commissioner Statements and Comments.

Action: Motion by Brennan, second by Bernardo to add an item to the agenda for a report regarding the hoist at the fish buyers building at Pillar Point Harbor. The motion failed.

Ayes: 2

Nays: 2 (Holsinger, Tucker)

Abstention: 1 (Parravano)

Brennan asked that all Commissioners be provided with a binder of the District's current policies and all Board resolutions to date.

Grenell made a point of information that Commissioners have been informed that several policies will be updated and new ones will be added. Brennan stated she would like a copy of all policies now and then an updated one once the update is done.

Brennan stated that she would like a copy of all resolutions that pertain to the District. Grenell stated that the resolutions start in 1933 and wasn't sure exactly what Brennan was asking for. Brennan stated she wanted all resolutions that are currently part of the District. Grenell stated they all are. Brennan stated that the Commission should then get a copy of all resolutions.

Holsinger made a point of information and asked if the motion was to add an item onto an agenda. Bernardo clarified it was.

Action: Motion by Brennan, second by Bernardo to agendize providing all Commissioners with a District Policy and Resolution binder. The motion failed.

Ayes: 2
Nays: 3 (Holsinger, Parravano, Tucker)

Parravano asked for an item to be agendized regarding authorizing the Harbor District to place an auction item as part of the Sustainable San Mateo County Awards Ceremony in an amount not to exceed \$200 or an in-kind contribution on April 3, 2014.

Action: Motion by Parravano, second by Tucker to agendized an item authorizing the Harbor District to place an auction item as part of the Sustainable San Mateo County Awards Ceremony in an amount not to exceed \$200 or an in-kind contribution at the April 3, 2014 award ceremony. The motion passed unanimously.

Ayes: 5
Nays: 0

New Business

- 4 TITLE: **Rock The Block Sponsorship 2014**
REPORT: Grenell, Memo, Attachment
PROPOSED ACTION: Approve District sponsorship of Rock The Block at same level as 2013

Action: Motion by Tucker, second by Parravano to approve District sponsorship of Rock the Block at the same level as 2013 of \$2,500.00. The motion passed.

Ayes: 3
Nays: 2 (Bernardo, Brennan)

- 5 TITLE: **Bills and Claims in the Amount of \$172, 263.07**
REPORT: Bills and Claims Detailed Summary
PROPOSED ACTION: Approval of Bills and Claims for payment and a transfer in the amount of \$172,263.07 to cover payment of Bills and Claims

Action: Motion by Tucker, second by Parravano to approve the bills and claims in the amount of \$172,263.07. The motion passed.

Ayes: 4
Nays: 1 (Brennan)

Continued Business

- 6 TITLE: **Informational Report: Obtaining An Attorney General's Opinion**
REPORT: Grenell, Memo

Grenell and Holsinger spoke on the item.

Public Comment:

-Lee Fernandez
-Leonard Worren
-Bill Kehoe
-Dan Haggerty

Action: Motion by Holsinger, second by Tucker to agendize the item to give appropriate action to follow up with a request to County Counsel or State legislative representative to contact the Attorney General to obtain an opinion. The motion passed.

Ayes: 3
Nays: 2 (Bernardo, Brennan)

Staff Reports: a) Administration and Finance

7 General Manager – Grenell

Grenell spoke on his report.

Brennan asked for an update regarding the hoist at the fish buyers building that fell into the water.

Action: Motion by Tucker, second by Holsinger to add an urgency item to the agenda regarding the hoist that fell into the water at the fish buyers building at Pillar Point Harbor. The motion passed.

Ayes: 3
Nays: 1 (Brennan)
Recused: 1 (Parravano)

Action: Motion by Tucker, second by Holsinger requesting that Grenell send all lease holders at the fish buyers building a letter advising them that the District is aware of the hoist incident and that they must comply with an inspection of the hoist or purchase three new hoists at their expense and the District would work with them regarding the inspection and certification.

Ayes: 3
Nays: 1 (Brennan)
Recused: 1 (Parravano)

The Commission took a five minute break.

8 Director of Finance – Galarza

Public Comment

-John Ullom

Grenell spoke on behalf of Galarza on her report.

Bernardo asked for an information report on “Accounts Receivable 101.”

9 Human Resources Manager – Harris

Harris spoke on her report.

b) Operations

10 Oyster Point Marina/Park and Pillar Point Harbor – Grindy

Grindy spoke on his report.

Board of Harbor Commissioners

11 A. Committee Reports

None.

B. Commission Statements

Harbor Commissioners may make public statements limited to 5 minutes.

Brennan stated that at the last meeting she asked why the Board hadn't been provided with the information that was submitted to the California Coastal Commission related to the Pillar Point Harbor West Shoreline Access Trail. She stated that she has since received the information and requested that it be put on the District website and that she receive it by email.

Brennan stated that she received a copy of the Strategic Business Plan proposal in the mail and requested that the proposal be emailed to her.

Parravano stated that the process for determining the salmon season for 2014 has begun. He stated a final decision to determine the window of the season will be made by at the beginning of April. He stated that last season was a very good season and fisheries managers projected approximately 800,000 fish and are forecasting 200,000 less salmon for the 2014 season. He stated that the drought will have a tremendous effect on the coastal communities in California in about 2-3 years. He stated that this discussion should be part of the Strategic Business Plan on March 19th.

Tucker asked Grenell to prepare a report regarding how much it would cost monthly if the Board were to resume video recording of the Commission meetings with Pacifica Community Television and also to report on when they would be able to start.

Holsinger spoke regarding the hoist issue in Pillar Point Harbor. He thanked Brennan for the questions she asked earlier at the meeting which clarified that this is an urgent matter and one of public safety and needs to be addressed right away. He stated that the action taken tonight to have the General Manager contact the tenants

was prudent. Holsinger stated that earlier in the meeting he apologized to Brennan if his item on obtaining an Attorney General’s opinion seemed like an attack on her, but was concerned with her vote not to take the action regarding the hoist due to the potential threat to public safety of inaction.

Brennan made a point of order and stated that she was being attacked and asked Bernardo to not allow these attacks to happen.

Bernardo stated that last night he attended the San Mateo County Local Agency Formation Commission (LAFCo) Independent Special District Selection Committee. He stated that one of their members had to step down and therefore left an opening. He stated that people who could vote for a new member were Presidents of Special Districts. He stated at the last meeting this Commission voted to support two candidates, Joshua Cosgrove and Rick Lohman. Bernardo gave an overview of what LAFCo’s purpose is. He stated that both Joshua Cosgrove and Rick Lohman won.

- 12 TITLE: **Identification of District Real Property Negotiator**
 REPORT: Bernardo
 PROPOSED ACTION: Designate District Real Property Negotiator Peter Grenell

Bernardo designated Grenell as the Real Property Negotiator.

Action: Motion by Tucker, second by Holsinger to adjourn to closed session. The motion passed unanimously at 8:37 p.m.

Closed Session

- 14 TITLE: **Conference with Legal Counsel-Anticipated litigation.
One Case. California Government Code Section
54956.9(d)(2)**

13 TITLE: **Conference with Real Property Negotiator Peter Grenell:
Pursuant to Government Code Section 54956.8**

PROPERTY: 504 Alhambra Road, El Granada, APN # 047-204-120

NEGOTIATING PARTIES: San Mateo County Harbor District, Marlborough Group LLC

UNDER NEGOTIATION: Price, Terms and Conditions for Lease or Purchase of Property

There was no reportable action from closed session.

Adjournment

Action: Motion by Tucker, second by Holsinger to adjourn the meeting. The motion passed unanimously at 9:56 p.m.

The next scheduled meeting will be held on March 19, 2014 at the Municipal Services Building, 333 Arroyo Drive, South San Francisco at 6:00 p.m.



Peter Grenell
Acting Deputy Secretary



Robert Bernardo
President