

BOARD OF COMMISSIONERS

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JEFFREY MINNERY *Legal Counsel*
PHILLIP J. SEXTON, CPA *Treasurer*

**PORT SAN LUIS HARBOR DISTRICT
BOARD MEETING AGENDA**

“To serve the public with an array of commercial and recreational boating, fishing, and coastal-related opportunities, while ensuring an environmentally responsible, safe, well-managed, and financially sustainable harbor that preserves our marine heritage and character.”

Pursuant to Governor Newsom’s Executive Order N-29-20, members of the Board of Commissioners, staff, and public may participate in this meeting via teleconference and/or electronically.

The Port San Luis Harbor District Coastal Gateway Building will NOT be open for attending the meeting.

Time: February 23, 2021 6:00 PM Pacific Time (US and Canada)

Join Zoom Meeting:

<https://zoom.us/j/4114427565?pwd=dIVnR0V4UEx0cTJSdzlwQ24rYVpEdz09>

Meeting ID: 411-442-7565

Password: 465676

By phone:

(669) 900-6833

(346) 248-7799

**TUESDAY, February 23, 2021
5:15**

1. 5:15 PM CALL TO ORDER / PUBLIC COMMENT

2. ADJOURN TO CLOSED SESSION

Pursuant to Government Code §54956.9(d)(2): Conference with Legal Counsel – Anticipated Litigation. Number of potential cases: Two (2).

Pursuant to Government Code §54956.9(a): Conference with legal counsel regarding the matter of *Lowry v. Port of San Luis Harbor District*.

Pursuant to Government Code §54956.8: Conference with Real Property Negotiators. Property: Harford Pier Building Lease Site (to be used as a Retail/Wholesale Fish Market). Agency Negotiators: Andrea Lueker, Harbor Manager; Kristen Stout, Business Manager; Phil Sexton, District Treasurer; Jeff Minnery, Legal Counsel. Negotiating parties: Harbor District; Shaun Corrales, for the business operation named Harford Pier Fish Market. Under Negotiation: Price and Terms of Payment of Lease Agreement.

3. 6:00 PM ADJOURN TO OPEN SESSION

4. CALL TO ORDER / ROLL CALL

Announce any action taken during closed session.

5. PRESENTATIONS

A. Adopt Resolution 21-03 in appreciation of Commissioner Bill Barrow for his service as Board President in 2020. [Resolution 21-03](#)

B. Certificate of Recognition: Presentation of the Certificate of Recognition for Budget Preparation from the Government Finance Officers Association for FY 2020/21 Budget. [Staff Report](#), [Award Certificate](#)

C. Certificate of Recognition: Presentation of the Certificate of Achievement for Excellence in Financial Reporting (CAFR) from the Government Finance Officers Association for FY 2018/19. [Staff Report](#), [Award Certificate](#)

6. PUBLIC COMMENT

Members of the public may speak regarding items not on the agenda. The public will be offered an opportunity to comment on agenda discussion items when these items are presented. All participants are requested to state their name and place of residence. Presentations are limited to three minutes.

7. CONSENT ITEMS

Consent agenda items may be pulled for separate discussion by a Commissioner prior to Board action. After an item is pulled, the public will be given the opportunity to speak on the pulled item. The public may also comment on any item not pulled by a Commissioner prior to Board action.

- A. **Activity Reports**: January 2021; receive and file.
- B. **Treasurer's Report**: December 2020; receive and file.
- C. **Monthly Payables**: January 2021 [check register](#); receive and file.
- D. **Minutes**: [January 7, 2021](#), [January 14, 2021](#), [January 26, 2021](#), minutes; recommend approval.
- E. **2nd Quarter Rent Report**: Receive and file.
- F. **2nd Quarter Financial Statements**: Receive and file. [Staff Report](#). [Attachment 1](#), [Attachment 2](#), [Attachment 3](#), [Attachment 4](#), [Attachment 5](#)
- G. **Amended 2020/21 Salary Schedules and Special Compensation**: Amended salary schedules; recommend approval. [Staff Report](#), [Attachment 1](#)
- H. **Avila Beach Community Services District (ABCSD) Easement Issue**: [Report Placeholder](#)
- I. **Lighthouse Road Easement Agreement - Amended and Restated**: review and approve the redlined easement agreement and direct the Harbor Manager to sign the revised easement agreement. [Staff Report](#), [Attachment 1](#), [Attachment 2](#), [Attachment 3](#)
- J. **Surplus Property**: Declare all contents of the former Olde Port Inn Restaurant as surplus property if not sold; authorize demolition and disposal; recommend approval. [Staff Report](#)
- K. **Fiscal Year 2021-22 Budget Calendar**: Review policies and calendar; recommend approval. [Staff Report](#), [Attachment 1](#), [Attachment 2](#), [Attachment 3](#)
- L. **Harford Pier Canopy Termite Mitigation and Repairs**: Review proposed Capital Project Amendment, recommend approval. [Staff Report](#)
- M. **Dredge Pump Repair**: Review the allocation of an additional \$6,380 to the Major Maintenance Project – Dredge Pump Maintenance; recommend approval. [Staff Report](#)

8. DISCUSSION ITEMS

- A. **Public Hearing Related to Water and Wastewater Rate Adjustments**: Open Public Hearing; receive comments and protests, if any; close Public Hearing; tabulate and report any protests, Board consideration of Resolution No. 21-04 adopting updated monthly rates and charges for Water and Wastewater Services for Port San Luis Harbor District. [Staff Report](#), [Attachment 1](#), [Attachment 1a \(Exhibit 1\)](#), [Attachment 2](#)
- B. **Harbor Patrol Policy Manual, Chapter 3, Policy 300 – Use of Force**: Review Policy 300; provide direction to staff. [Staff Report](#), [Attachment 1](#)
- C. **Resolution No. 21-05 Reprimanding Harbor Commissioner Bob Vessely**: Review reprimand, recommend approval. [Board Memorandum](#), [Attachment 1 \(Resolution 21-05a\)](#), [Attachment 2 \(Resolution 21-05b\)](#)
- D. **Fiscal Year 2020-21 Mid-Year Budget Review**: Receive and file. [Staff Report](#), [Attachment 1](#), [Attachment 2](#), [Attachment 3](#), [Attachment 4](#)
- E. **Harford Pier Replacement Sign**: Review and choose option A or B for the replacement sign; recommend approval. [Staff Report](#)
- F. **Consideration of Repower of the Mooring Work Boat, LCM (Landing Craft Mechanized), and Approval of Budget Transfer**: Accept a grant for 65% of the repower costs of the LCM and approve a budget transfer for the remaining 45% from the LCM Reserve; recommend approval. [Staff Report](#), [Attachment 1](#), [Attachment 2](#), [Attachment 3](#)
- G. **Gear Storage Seatrain Acquisition**: Review and choose option 1 or 2 based on the action reported from the Central California Join Cable Fisheries Liaison Committee; recommend approval. [Staff Report](#)
- H. **2021 Standing and Ad-hoc Committee Assignments**: Review President's recommendations for 2021; receive and file. [Staff Report](#)

9. COMMUNICATIONS

At this time, any Commissioner or the Harbor Manager may ask a question for clarification, make an announcement, or report briefly on his or her activities. In addition, subject to Commission Policies and Procedures, they may provide a reference to staff or other resources for factual information, request staff to report back to the Commission at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda. (Gov. Code Sec. 54954.2)

10. FUTURE AGENDA ITEMS

Identification of items to be placed on future Agendas.

11. ADJOURNMENT

The next regular meeting of the Harbor District will be held on Tuesday, March 23, 2021, at 6:00 PM.

Copies of the staff reports or written materials provided to the Harbor Commission for Open Session agenda items may be obtained online at www.portsanluis.com, and are also available at the Customer Service Counter of the Harbor Office for public inspection and reproduction, at cost, during normal business hours (8:00 a.m. – 12:00 noon and 1:00 p.m. to 4:30 p.m.). Closed Session items are not available for public review.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting or if you need the agenda and/or the documents in the agenda packet provided in an alternative format, please contact the Harbor District Office at 805.595.5410 at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made.