



DRAFT MINUTES

CALL TO ORDER / PUBLIC COMMENT

Call to Order: President Brandy called the Meeting to order at 5:30 PM.

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| <u>Commissioners Present</u> | Drew Brandy, Mary Matakovich, Bob Vessely, Bill Barrow, and Jim Blecha |
| <u>Commissioners Absent:</u> | None |
| <u>Staff Present</u> | Suzy Watkins, Harbor Director |
| <u>Legal Counsel Present</u> | Jeff Minnery |
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Public Comment: President Brandy called for public comment on the Closed Session items, of which there was none.

ADJOURN TO CLOSED SESSION

President Brandy adjourned to Closed Session at 5:34 PM.

Pursuant to Government Code §54956.9(d)(1): Conference with District Counsel regarding anticipated litigation.

ADJOURN TO OPEN SESSION

The Board ended Closed Session, and President Brandy reconvened the meeting to Open Session at 6:04 PM.

Report on Closed Session:

President Brandy stated that there is nothing to report.

ROLL CALL / FLAG SALUTE / PUBLIC COMMENT

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| <u>Commissioners Present</u> | Drew Brandy, Mary Matakovich, Bob Vessely, Bill Barrow, and Jim Blecha |
| <u>Commissioners Absent:</u> | None |
| <u>Staff Present</u> | Suzy Watkins, Harbor Director; Jenn Dance, Business Manager; Chris Munson, Facilities Manager; Matt Ashton, Chief Harbor Patrol; Phil Sexton, Treasurer; Diane Stevens, Accounting Supervisor |
| <u>Legal Counsel Present</u> | Jeff Minnery |
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BOARD OF HARBOR COMMISSIONERS

Election of Officers:

Commissioner Blecha nominated Commissioner Matakovich for President. President Vessely seconded the nomination; approved 3-2 (Commissioner Brandy and Commissioner Barrow dissented).

Commissioner Brandy passed the gavel to President Matakovich to chair the remainder of the meeting.

Commissioner Blecha nominated Commissioner Vessely for Vice President. Commissioner Brandy seconded the nomination; approved 5-0.

Commissioner Brandy nominated Commissioner Blecha for Secretary. Commissioner Barrow seconded the nomination; approved 5-0.

PUBLIC COMMENT: President Matakovich called for public comment on items not on the agenda, and the following commented:

- Tom Swem, Port Captain, San Luis Yacht Club
 - Anthony Pinedo, Commercial Fisherman, resident of Santa Maria
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CONSENT ITEMS

- A. Activity Reports:** December 2022; receive and file.
B. Treasurer's Report: November 2022; receive and file.
C. Monthly Payables: December 2022 check register; receive and file.
D. Minutes: December 13, 2022, Minutes; recommend approval.
E. 2023 Harbor Commission Meeting Dates: Review Harbor Commission meeting dates for November and December 2023; recommend approval.
F. Status Update on District Objectives and Goals: Receive and file.

Public Comment: President Matakovich called for public comment, and there were none.

Action: Commissioner Vessely moved to approve Consent Items A through F, seconded by Commissioner Barrow; motion passed 5-0.

DISCUSSION ITEMS

- A. FY 2021/22 Annual Comprehensive Financial Report:** Report by Badawi & Associates; receive and file.

Mitesh Desai, CPA Principal, Badawi & Associates, presented the financial report and answered questions of the Board.

Public Comment: President Matakovich called for public comment, and there were none.

Action: No formal action required.

- B. Brown Act Updates: Continued Remote Meetings and Removal of Disruptive Attendees:** Receive presentation on the New California State Legislation that took effect on January 1, 2023

Harbor Director Suzy Watkins relayed to the Board that this item is rescheduled to next month.

Public Comment: President Matakovich called for public comment, and there were none.

Action: No formal action required; this item is rescheduled.

- C. Public Hearing – Mooring Permit Revocation:** Mooring #675 (Peterson/Messer); recommend approval.

Harbor Director Suzy Watkins announced to the Board that this item is pulled, permittee made full payment of the amount due.

Public Comment: President Matakovich called for public comment, and there were none.

Action: No formal action required, this item was pulled.

D. January Storms – Preparation, Response, and Impacts: Receive and file staff presentation on impacts of January storms.

Harbor Director Suzy Watkins commended staff that were on site working the storm: Facilities Manager Chris Munson, Chief Matt Ashton, on-site command, and assisted by Supervising Officer Jake Vierra, Officer Kyle Shaffer, Officer Nikki Henderson, Officer Dax Theis, Maintenance Supervisor Robiy Ellison, Port Maintenance Juan Torres, Mooring Crew Team Anthony Melin, and Troy Lindwall.

Facilities Manager Chris Munson presented the Staff Report and answered questions of the Board.

Public Comment: President Matakovich called for public comment, and the following commented:

- Vince Shay, Owner, Mermaid Market, resident of Avila Beach

Action: No formal action required.

E. Harford Landing Parking Lot and Lighthouse Road Seal Coat Bid Awards: Review results of Invitations to Bid and award contracts; recommend approval.

Facilities Manager Chris Munson presented the Staff Report and answered questions of the Board.

Public Comment: President Matakovich called for public comment, and there were none.

Action: 1st Motion: Commissioner Vessely moved to authorize Harbor Director, or designee, to execute a contract with identified contractor in an amount not to exceed \$35,000 to perform crack seal, seal coat, re-stripe, and other maintenance to areas “A” and “B” of Harford Landing Parking Lot; seconded by Commissioner Brandy. Motion passed 5-0.

2nd Motion: Commissioner Blecha moved to authorize Harbor Director, or designee, to execute a contract with identified contractor in an amount not to exceed \$30,000 to perform crack seal, seal coat, re-stripe, and other maintenance to Lighthouse Road, 650 sq. ft. of access road, and the roundabout; seconded by Commissioner Vessely. Motion passed 5-0.

It was the consensus of the Board to utilize any remaining available funds to complete other needed pavement work, and return to the Board if Staff needs additional authority.

F. Update of Policy Handbook: Review and approve proposed update to Policy 5020 – Board Meeting Agenda; recommend approval.

Harbor Director Suzy Watkins presented the Staff Report.

Public Comment: President Matakovich called for public comment, and the following commented:

- Vince Shay, Owner, Mermaid Market, resident of Avila Beach
- Travis Leversen, resident of Avila Beach

Action: It was the consensus of the Board to make the suggested changes and bring back to the Board.

G. Harbor Director Contract Correction and Compensation Adjustment: Review the Amendment to the Harbor Director Employment Agreement; recommend approval.

Harbor Director Suzy Watkins answered questions of the Board.

Public Comment: President Matakovich called for public comment, and there were none.

- **Action:** Commissioner Brandy moved to approve the Amendment to the Harbor Director Employment Agreement, which makes a clerical correction to the salary calculation at Section 3.01 and adds the option to receive a health care opt-out payment in lieu of coverage under District insurance; seconded by Commissioner Vessely. Motion passed 5-0.

COMMUNICATIONS

Commissioner Brandy and **Harbor Director Suzy Watkins** announced that they will be in Washington, D.C., from February 27 through March 2, attending a CMANC federal advocacy trip and will not attend next month's Harbor Commission meeting.

Commissioner Blecha commended Staff on doing an outstanding job being well prepared for the storm.

President Matakovich shared that AVAC didn't have its monthly meeting due to the storm. Friends of Avila Pier did meet and are developing plans for a spring fundraiser, working jointly with San Luis Yacht Club.

Harbor Director Suzy Watkins updated the Board on the following: a) The wind overview workshop will soon be scheduled. b) The Coastal Development Permit application for repair and rehabilitation under the canopy on the Harford Pier is nearly ready for submission. 3) In mid to late February, the Pier Crew will work on Harford Pier surface repairs on the roadway; one lane will be temporarily closed for approximately six weeks.

Commissioner Vessely summarized the key points of an offshore wind webinar he attended.

ADJOURNMENT

The meeting adjourned at 9:05 PM to the next regularly scheduled meeting on Tuesday, February 22, 2022, at 6:00 PM.

Mary Matakovich, President

Attest: _____

Jim Blecha, Secretary