

RICHARDSON'S BAY REGIONAL AGENCY

Thursday, December 18, 2014

5:30 P.M. to 7:00 P.M.

Sausalito City Council Chambers 420 Litho Street Sausalito, CA

PUBLIC COMMENT IS INVITED CONCERNING EACH AGENDIZED ITEM PURSUANT TO THE BROWN ACT. PLEASE LIMIT YOUR COMMENTS TO THREE (3) MINUTES.

AGENDA

5:30 P.M. CALL TO ORDER - ROLL CALL

1. Minutes of October 30, 2014 Meeting
2. Review report of Harbor Administrator
3. Finances
 - a. Approval of prior expenditures for November 2014
 - b. Vehicle insurance expense
 - i. Resolution authorizing reimbursement
4. Anchorage update
5. Vessel registration program update
6. Public comments invited concerning items NOT on this Agenda (3-minute limit)
7. Staff comments
8. Board member matters

NEXT MEETING: Tentatively planned for February 19, 2015. Board members please review your calendars and advise Staff as to your availability.

A COMPLETE AGENDA PACKET IS AVAILABLE FOR VIEWING ON THE RBRA WEBSITE <http://rbra.ca.gov> , AND AT THE SAUSALITO CITY LIBRARY. TO RECEIVE AN ELECTRONIC MEETING NOTICE, PLEASE EMAIL REQUEST TO DON ALLEE AT dallee@co.marin.ca.us

RICHARDSON'S BAY REGIONAL AGENCY

MEMORANDUM

December 12, 2014

TO: RBRA Board

FROM: Ben Berto, RBRA Clerk

SUBJECT: December meeting

Board members:

A merry holiday season to the Board and hearty thanks for taking time in your busy schedules to attend the last meeting of 2014.

As was briefly discussed in the October meeting, the Harbor Administrator currently has to use his personal vehicle for RBRA business on virtually a daily basis. The County of Marin (for which the Harbor Administrator is technically an employee) recently increased its insurance requirements for private vehicles used for County business. The County's additional insured and coverage costs less than three hundred dollars. Alternatives include RBRA purchasing a vessel for the Harbor Administrator to use for RBRA business, or to take a vehicle from the County vehicle pool on a daily basis. None of these options seem as practical as reimbursing the Harbor Administrator. Staff therefore recommends that the RBRA Board approve the attached resolution reimbursing the Harbor Administrator for additional insurance expenses.

The State Division of Boating and Waterways has informed the Staff that they will no longer reimburse the RBRA for the expense of pumping sewage from live-aboard vessels. Those individuals have very limited financial means. Assuming that the Board wants persons living on vessels to utilize this service as much as possible, Staff recommends adding the few hundred dollars of expense to RBRA's budget for FY '15-16.

As noted in the attached reports on the anchorage, there is good news and bad news. The good news is, thanks to program efforts vessel registration and documentation is at an all-time high, something that helps RBRA's work every day. The less good news is the number of vessels on the anchorage continues to be at/near alltime high levels. As noted in the report from the legal subcommittee, if the RBRA wants to more effectively manage the anchorage (including addressing the few dozen vessels that continue to be unregistered/ undocumented), this agency will likely need to focus its efforts in 2015.

Enjoy the holidays and I'll see you on the 18th.

RICHARDSON'S BAY REGIONAL AGENCY

MINUTES OF OCTOBER 30, 2014

HELD AT SAUSALITO CITY HALL CHAMBERS

MEMBERS PRESENT: Kate Sears (Marin County); Herb Weiner (Sausalito); Erin Tollini (Tiburon); Ken Winter (Belvedere)

ABSENT: Ken Wachtel (Mill Valley)

STAFF: Bill Price (Harbor Administrator); Ben Berto (RBRA Clerk)

ADDITIONAL: Lt. Scott Anderson, Marin County Sheriff's Department, Leslie Alden (Aide to Supervisor Sears), Adrienne Klein, Bay Conservation and Development Commission

Meeting called to order at 5:30 PM.

Minutes of May 15, 2014 Meeting

Minutes were approved.

Review report of Harbor Administrator

Mr. Price explained that since the CalRecycle funds were nearly expended, he would be applying for a large VTIP/AWAF grant in April. He spoke about a large dock that had been removed in a joint operation with the Sheriff's department and the Corps of Engineers. He also announced that the Gates Co-op project was finally installing new docks, and that by next year their challenging plumbing issues would be a thing of the past. Aside from the typical spikes in bacteria in that houseboat area, the Fall 2014 water quality test results had come in very clean.

Gerry Robertson asked what could be done about the huge hazard out there on the anchorage and wanted to know how the increasing numbers of anchored out vessels could be reduced. Jim McCarthy thought that the Aldebaran disposal costs were too high. Doug Storms felt that multiple-boat owners should be pursued. Kurt Hirschfeld asked where the money for boat disposal came from. Through the Chair, Mr. Price explained the CalRecycle and Boating and Waterways grant programs.

Chair Sears asked how the vessels are picked for abatement and Mr. Berto said that it was generally a low-hanging fruit approach, and that it was nearly impossible to pursue cost recovery on a judgment-proof group of itinerant boat owners.

Prior expenditures

The expenditure report was accepted unanimously.

Resolution approving FY 2015 budget amendment

The Resolution was passed unanimously

Resolution accepting \$12,500 VTIP grant

The Resolution was passed unanimously

Water quality test result

Member Sears asked if the site locations were always the same and Mr. Price explained that they were based on the original sites that originated with the program back in the 80's, but that certain sites were added as needed to focus on a potentially problematic area. Member Tollini asked why there were spikes at Clipper yacht harbor and Price explained that the site is right next to a large storm drain.

Ted Reed stated that he thought tides, current and time of day affected the results.

Vessel survey results

Mr. Berto outlined the results and pointed out that there was a high incidence of vessel turnover, and only a small percentage of vessels from the 2008 census were still on the anchorage 6 years later. He also showed the percentage and number of unregistered vessels was relatively high (approximately 50%), but that the citation program had begun to inspire more boat owners to visit DMV and update their paperwork. Chair Sears asked why there was a higher number of vessel registered properly in Sausalito and Mr. Berto responded that the enforcement program was initiated earlier in Sausalito and had more time to show results.

Jim McCarty said that he had witnessed 8-10 illegal mooring balls off of Sausalito Yacht Harbor. Simone Adams asked how soon vessels could be taken off of the water under the registration program. Bryan Pennington asked how much of the \$750K went to the people who lost boats, and he questioned the legality of the Agency and their programs. Doug Storms said that the report was riddled with errors and stated that the moorings were the most important part of a census report, not the boats occupying them. Simone Adams said the program should not be limited to abating only unregistered vessels.

Mr. Berto explained the due to the fluid nature of the anchorage, it would be impossible to start a comprehensive abatement program within the framework of the RBRA's current budget. Costs include lengthy storage, towing, securing vessel, advertising, and unknown legal costs before the actual disposal costs even come into the equation. Chair Sears said the census data was a vital piece of the puzzle and Berto said that the situation would be much worse if the RBRA hadn't been conducting its current abatement efforts.

Jerry Robertson expressed his frustration and said it sounded like we were surrendering, and asked that the Board address the problem and keep it at 206.

Vessel Registration Program update

Mr. Berto outlined the efforts made in public outreach and notification of the program, and said it was yielding results. He added that more law enforcement patrols would help the program succeed but that some vessels would never be registered and should be removed. Member Tollini asked to have a meeting with County Counsel to explain more about the process.

Member Winter asked if there was a physical limitation on the population. Mr. Berto explained that although there were time limits it is an active anchorage with cruisers, local citizens who live aboard and a historical compassion towards the population. In organizing and managing the anchorage, a mooring field approach is an alternative that works for other public harbors up and down the coast. He explained it would need careful vetting, and would be expensive and outside the scope of the current budget. Staff had tried to work out the details of this program in the past but it was halted in 2009 due to BCDC concerns that it would result in illegal fill. The idea was to assign mooring parking spaces to set the number of vessels and prevent backfill - a "picket fence". If this program had been in place since 2008 census, only a fraction of the vessels in the original census would be out there today.

Walt Stricker stated that he was the president of the Westshore Road Homeowners Association, and that he had gone to legal counsel who has opined that local jurisdictions would be held responsible for damages. Doug Storms felt the current situation was hopeless and a public workshops should be held. Ted Reed pointed out the new State Lands code that allowed the taking of vessels that pose a hazard without issuing notices. He said he was in attendance to speak for the children. He said that Anchor-outs still use buckets for their waste, the anchorage is a debris field, and drifting boats are a hazard that cost money and lives. He was concerned for the eelgrass and the crop circles. He wanted to stop conversion of public lands to private, and he asked the Board to make this a priority. Simone Adams took the same position, saying she was a kayaker who wanted the bay to be cleaner. She suggested church meetings with the anchor outs to focus on waste issues, and a shift from disposal to prevention.

Public Comments

None

Staff Comments

Mr. Berto asked that the Board approve reimbursing the Harbor Administrator for an approximately \$200 annual cost increase in auto insurance in order to comply with new County insurance requirements for use of private vehicles whilst conducting agency business. Chair Sears asked that this increase be agendaized for a future meeting.

Board Member Matters

None

The meeting was adjourned at 7:05 PM.

NOTE: The next meeting of the RBRA is tentatively scheduled for **December 18, 2014 at 5:30 PM** at the Sausalito City Hall Chambers.

RICHARDSON'S BAY REGIONAL AGENCY

HARBOR ADMINISTRATOR'S REPORT

December 10, 2014

WORKING RELATIONSHIPS

- **Boating and Waterways** –1) We may be eligible for increased VTIP Grant funds for FY 14/15 over our allotted \$12,500 due to other agencies reverting their funds. We have a very good reputation at DBW for our successful work in this program, which translates into increased funding opportunities.
2) The Clean Vessel Act funds has been covering 75% of our pump-out operations and maintenance expenses for the last 10 years. The Division of Boating has now decided that they will not cover the costs of pump-outs on live-aboard vessels. In order to continue the free pump-out service for live-aboard vessels, RBRA will need to enter this increased cost into next year's budget.
- **Cal Recycle** – \$63K remaining in the original grant which expires June 2015. This winter's storm cycle may cause some funding lapses since the AWAFF grant will not be available until early Fall 2015.
- **OSPR** – The grant for the fully deployable oil spill trailer in Sausalito has been issued. Awaiting the delivery of the unit.

DEBRIS REMOVAL

- Disposed of 10 vessels. 5 vessels are currently awaiting demolition.
- 3 boats are currently impounded.

STORM REPORT

- As of 12 pm Thursday, 12/11, the storm has beached four vessels, and one vessel has sunk after efforts to pump it out failed.
- Maximum winds according to buoy reports from Windfinder peaked at 0615 with a sustained strength of 34kts from the southeast for about 10 minutes. Fortunately, the predicted winds were less than forecasted and the damage was relatively minor.

RAPID RESPONSE

- 2 vessels recovered and secured.
- Approved Rapid Response for local marinas in advance of the latest storm.

WATER QUALITY

- Developed new protocols for boat disposal operations.

OTHER

- Hauled out patrol vessel "Mud Puppy" at a reduced rate (60% of last year) through new boatyard.
- Attended Coast Guard abandoned vessel meeting in Fairfield; discussed new State lands Public Resources Code as basis for vessel removal.

Richardson Bay Regional Agency

RBRA Vessel Disposal List August - October 2014

Date	Name	Type	Amount	Condition	Location
10/25/2014	Camel	28' wooden float	\$697.80	sunk - abnd. - CalRecycle	Sausalito anchorage
11/1/2014	Dick Barton	20' f/g sailboat	\$1,478.74	abandoned - CalRecycle	Sausalito anchorage
11/4/2014	Erin	37' steel sailboat	\$11,875.95	sunk - abnd. - CalRecycle	Sausalito harbor
11/6/2014	Blue Pearl	29' f/g sailboat	\$6,988.14	abandoned - CalRecycle	Sausalito anchorage
11/13/2014	Shootin' Breeze	27' f/g sailboat	\$2,111.00	abandoned - CalRecycle	Sausalito harbor
11/15/2014	Dad's Dream	32' wooden powerboat	\$1,291.03	abandoned - CalRecycle	Sausalito harbor
11/18/2014	Shred	18' f/g powerboat	\$477.27	abandoned - CalRecycle	Sausalito harbor
11/18/2014	Red	20' f/g powerboat	\$477.27	abandoned - Cal Recycle	Sausalito anchorage
12/6/2014	Stinky	20' f/g sailboat	\$950.00	abandoned - CalRecycle	Sausalito anchorage
12/6/2014	Eagle	20' f/g sailboat	\$1,050.00	abandoned - VTIP	Sausalito anchorage *
10/11/2014	No name	65' ferrocement sailboat	ongoing	abandoned - CalRecycle	Sausalito anchorage
10/11/2014	Thunderbird II	65' steel powerboat	ongoing	abandoned - CalRecycle	Sausalito anchorage

12 vessels total \$27,397.20

* indicates estimated invoices

RBRA - BALANCE SHEET

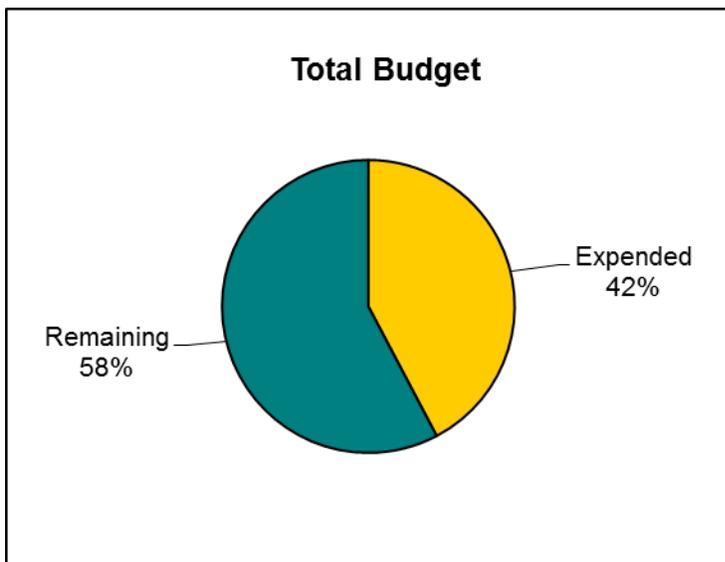
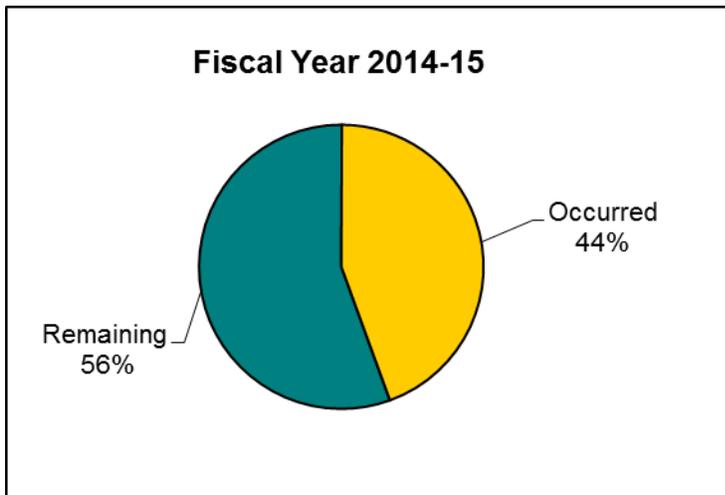
October 10 - December 10, 2014

DATE	COST CENTER	DESCRIPTION	REVENUES	EXPENDITURES
10/23/2014	Bldgs & Grounds Rent	Mooring rental	-200.00	
10/23/2014	Sales and Services	Reimbursement - boat disposal	-177.07	
10/23/2014	Oth Maintenance	Accounting adjustment	-1,703.23	
10/23/2014	Maint & Rep Su - Oth	Accounting adjustment	-87.00	
10/31/2014	Bldgs & Grounds Rent	Mooring rental	-300.00	
10/31/2014	Sales and Services	Reimbursement - boat disposal	-334.25	
11/6/2014	Bldgs & Grounds Rent	Mooring rental	-150.00	
11/6/2014	Bldgs & Grounds Rent	Mooring rental	-160.00	
11/6/2014	Bldgs & Grounds Rent	Mooring rental	-300.00	
11/20/2014	Sales and Services	Reimbursement - boat disposal	-1,222.50	
12/3/2014	State - Grant	Cal Recycle #6 - Reimbursement	-91,217.94	
		Total	-95,851.99	
10/15/2014	HazMat Clean Up	Bay Cities - Debris disposal		585.50
10/10/2014	Prof Svcs - Other	Wedlock - survey		235.00
10/15/2014	Prof Svcs - Other	Day Labor		162.50
10/16/2014	Com Srvc - Cell Phon	AT&T Mobile phone		77.91
10/15/2014	HazMat Clean Up	HMA - Asbestos inspection		705.00
10/16/2014	Prof Svcs - Other	Dave's Diving - tow vessel		580.00
10/16/2014	Prof Svcs - Other	Dave's Diving - vessel salvage		1,200.00
10/23/2014	HazMat Clean Up	Bay Cities - Debris disposal		454.30
10/22/2014	HazMat Clean Up	HMA - Asbestos inspection		350.00
10/22/2014	HazMat Clean Up	HMA - Asbestos inspection		510.00
11/7/2014	Prof Svcs - Other	Diego towing - tow vessel up ramp		337.50
11/4/2014	Laboratory Services	R. Turner - date entry 2014 water tests		738.00
11/6/2014	Trav - Parking	Parking - Sacramento		21.00
11/6/2014	Com Srvc - Broadband	Go Daddy web services		143.52
11/6/2014	Com Srvc - Broadband	AT&T - phone/fax line		46.18
11/6/2014	Com Srvc - Broadband	AT&T - broadband		40.00
11/6/2014	Prof Svcs - Other	Diego Towing - tow 2 boats to dump		530.00
11/6/2014	HazMat Clean Up	W. Contra Costa dump - 2 boat disposal		496.60
10/28/2014	Prof Svcs - Legal	County Counsel - quarterly fees		1,383.75
11/7/2014	Oth Maintenance	Port Suply - boat parts		4.21
11/7/2014	HazMat Clean Up	W. Contra Costa dump - 2 boat disposal		513.24
11/7/2014	Prof Svcs - Other	Diego Towing - tow 2 boats to dump		525.00
11/7/2014	Trav-Meals	Food and water for crew		75.58
11/7/2014	Printing Supplies	Office Depot		52.80
11/7/2014	Maint & Rep Su - Oth	CalWest Rental - backhoe rental		662.88
11/7/2014	Trav - Mileage	Mileage		91.84
10/30/2014	Rent - Equip Rental	Hertz Equipment rental - backhoe rental		408.21
10/28/2014	Prof Svcs - Other	Alexander - Website services		260.00
5/30/2014	Rent - Off Space	Schoonmaker Point Marina - slip rental		411.00
5/30/2014	Rent - Off Space	Schoonmaker Point Marina - slip rental		160.00
5/30/2014	Rent - Off Space	Schoonmaker Point Marina - slip rental		243.00
11/13/2014	Rent - Equip Rental	Hertz Equipment rental - backhoe rental		697.80
10/30/2014	Rent - Off Space	Libertyship Dry Storage		240.00
11/4/2014	Prof Svcs - Other	EMS - pump-out services		200.00
11/6/2014	Prof Svcs - Other	Maher Accountancy - Annual State report		750.00
11/4/2014	Rent - Off Space	ICB - office rent		420.00

11/4/2014	Prof Svcs - Other	MT Head - pump-out services	400.00
11/6/2014	Prof Svcs - Other	San Rafael Yacht Harbor - boat disposal	8,125.00
11/7/2014	Rent - Off Space	Clipper yacht Harbor - Slip rental	149.65
11/7/2014	HazMat Clean Up	Safety Kleen - HazMat recycling	1,080.00
11/7/2014	Maint & Rep Su - Oth	CalWest - backhoe rental fees	43.55
11/19/2014	Rent - Equip Rental	Hertz Equipment rental - backhoe rental	657.39
11/6/2014	Prof Svcs - Other	San Rafael Yacht Harbor - boat disposal	3,450.00
11/20/2014	Com Srvc - Cell Phon	AT&T Mobile phone	80.04
11/19/2014	HazMat Clean Up	HMA - Asbestos inspection	705.00
11/13/2014	HazMat Clean Up	Bay Cities - Debris disposal	436.70
11/13/2014	HazMat Clean Up	Bay Cities - Debris disposal	1,034.00
11/19/2014	HazMat Clean Up	PALS - Asbestos removal	600.00
11/20/2014	Prof Svcs - Other	Wedlock - survey	235.00
11/20/2014	Prof Svcs - Other	Wedlock - survey	235.00
11/19/2014	Prof Svcs - Other	San Rafael Yacht Harbor - boat disposal	1,700.00
11/19/2014	Maint & Rep Su - Oth	San Rafael Yacht Harbor - boat disposal	615.00
11/20/2014	HazMat Clean Up	W. Contra Costa dump - 2 boat disposal	424.55
11/20/2014	Prof Svcs - Other	Diego Towing - tow 2 boats to dump	930.00
11/20/2014	Postage	US Post office	21.00
12/3/2014	HazMat Clean Up	Bay Cities - Debris disposal	932.00
12/3/2014	Rent - Equip Rental	Hertz Equipment rental - backhoe rental	840.43
12/3/2014	Rent - Off Space	Schoonmaker Point Marina - slip rental	160.00
12/3/2014	Rent - Off Space	Schoonmaker Point Marina - slip rental	243.00
12/3/2014	Rent - Off Space	Schoonmaker Point Marina - slip rental	411.00
12/3/2014	Rent - Off Space	Libertyship Dry Storage	240.00
12/5/2014	Prof Svcs - Other	EMS - pump-out services	162.50
12/3/2014	Prof Svcs - Other	Wedlock - survey	235.00

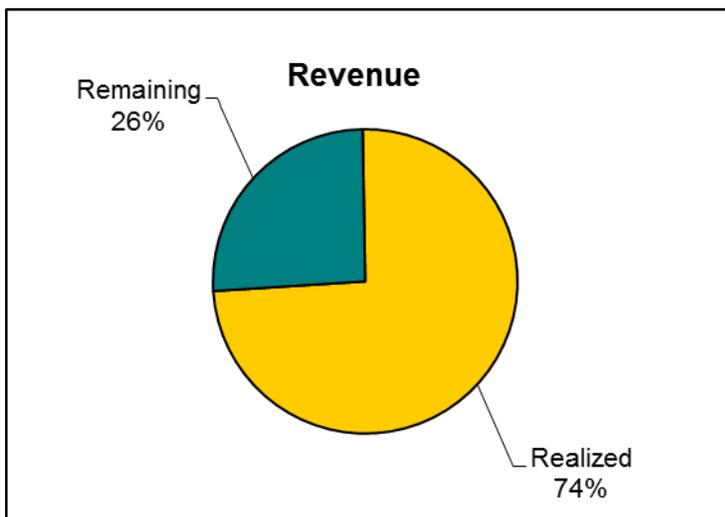
Total 57,393.70

Percent of Budget and Percent of FY2014-2015 as of December 10, 2014



Expenditures vs. Adopted Budget

Expenditures	\$197,655
Adopted Budget	\$467,548



Realized Revenue vs. Budgeted Revenue

Realized Revenue	\$347,379
Budgeted Revenue	\$467,813