

RICHARDSON'S BAY REGIONAL AGENCY

Saturday, May 24, 2008

10:00 A.M. to 3:00 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.

WORKSHOP AGENDA

10:00 A.M. CALL TO ORDER - ROLL CALL

1. Minutes of April 17, 2008 Meeting
2. Overview of Operations and Functions
3. RBRA goals development
4. Strategic planning in Bay
 - a. Options including mooring field
5. 2008-2009 Work Program
6. Approval of FY 2008-20009 Budget.
7. Approval of FY 2008-2009 Budget amendment
8. Public comments invited concerning items NOT on this Agenda (3-minute limit)
9. Board member matters
10. Adjourn.

NEXT MEETING: Tentatively planned for June 19, 2008. Please review your calendars and advise Staff as to your availability.

A COMPLETE AGENDA PACKET IS AVAILABLE FOR VIEWING 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

May 19, 2008

TO: RBRA Board

FROM: Ben Berto, RBRA Clerk

SUBJECT: May workshop

Board members:

We are all looking forward to an interesting workshop this Saturday. Bill and I will try to have refreshments to make things more pleasant. This provides a good opportunity for the Board to re-examine the Agency's overall mission and program goals this next Fiscal Year. Attached in this packet is a summary of some (most) of the tasks that Staff performs for the RBRA, and a bare-bones work program with deliverables for this next Fiscal Year. The April Board meeting provided a reality check on what the Board hopes to achieve in relation to the likely budget available to do it. Hopefully, this meeting will produce some careful strategic planning to prioritize achievable work tasks for this next Fiscal Year, and think about the RBRA's organization and role(s) in the future. Even if the outcomes of the likely budget and potential program direction as set forth in last month's meeting indicates that any changes in this next Fiscal Year will only be incremental, Board members have a direct stake in making workshop discussions far-ranging and fruitful. Bill and I developed an RBRA Operations and Functions overview for the Board's consideration, listing Staff's workload in the course of the year, and also providing some overview of the documents governing the RBRA. The RBRA Procedures binders which are being provided to all Board members include the specific agreements, plan, ordinances, and policies under which RBRA operates.

Concerning the upcoming budget, as noted in an email sent out last week, Staff received some budget news relating to staff benefits that result in additional funds having to be allocated to this line item beyond what we had anticipated in the budgets drawn up for the April meeting (see attached comparisons of Board's tentatively approved FY '08-09 budget versus the proposed revised budget incorporating the changes). Staff notes that despite the numbers moving thusly, there is no apparent change in any of Staff's bottom line paycheck benefits. I can only speculate it might have something to do with long-range retirement funding(?) However, with Accounting finally seemingly turning the corner with its "new" accounting software, Staff hopes the Board will not have to see repeated budget revision instances in the future. The good news is having looked closely at professional services expenditure breakdowns, Staff is comfortable that the funds can be shifted without substantially compromising work program priorities.

The April meeting minutes will be emailed to Board members tomorrow.

See you Saturday.

From: Collins Richard [rctib1@comcast.net]
Sent: Tuesday, April 29, 2008 11:20 AM
To: Berto, Benjamin
Cc: Paul Albritton - Vice Mayor; Jerry Butler - Mayor; Ken Wachtel; Paul Albritton; McGlashan, Charles; Price, Bill; Vuillermet, Jennifer; Ecshutejr@aol.com
Subject: Re: May 24 RBRA workshop

Ben:

Since you asked for topics of interest, I believe that as a foundation to strategic planning it would be helpful (certainly to new members of the Board... and for future new members) if we had an executive summary as a lead-in to the responsibilities of Board members. I'm aware that we can refer to the Special Area Plan, Regulation Report, JPA, old minutes, etc.).

An executive summary of the operational and functional aspects of the agency and of the Board, and a jurisdictional matrix such as is described below could provide a working road map for use during our workshop and down the road during Board meetings, etc.

The jurisdictional matrix might be crafted along the following lines:

- (a) a list of the local, state and federal agencies that have jurisdictional authority on Richardsons Bay;
- (b) the geographical area of authority of each such jurisdiction as to Richardsons Bay;
- (c) the matters over which each such jurisdiction has specific legal power and authority as to Richardsons Bay;
- (d) an outline of the process/procedure for removing derelict boats from Richardsons Bay;
- (e) an outline/summary of the rules and regulations (and legal authority) under which anchor-outs are permitted to anchor in Richardsons Bay;
- (f) an outline/summary of the rules and regulations (and legal authority) under which live-aboards are permitted to anchor and remain in Richardsons Bay;
- (g) an outline/summary of the rules, regulations and implementation procedure for removal of anchor-outs, live-aboards and derelictvessels that anchor or are anchored in Richardsons Bay; and
- (h) such other matters the other members of the Board might suggest.

It may (and probably will) be that there is not sufficient staff and time, etc., to generate the foregoing, however, if not, then I suggest that a discussion of the above be included as part of our agenda.

Finally, I'm aware that we can all re-read the governance documents, etc. However an overview document would facilitate ready-references and rapid recollection.

Will you also please have available for distribution, copies of the Rules and Regulations that were referred to by staff as being on file in the Sausalito Public Library during the hearing on February 7, 2008, in regard to the "Emerald Sea".

Thank you,

Dick

Richard B. Collins
Councilman
Town of Tiburon

RBRA Operations and functions

Debris removal

Shoreline and beach cleanup and removal
Navigational hazard removal

Anchor-out issues

Identify at-risk boats: outreach and coordination with all local marinas
Process impoundments
Pursue voluntary vessel relinquishment
Directs, coordinates, and implements vessel disposal program for 40-60 boats annually
Mooring work program initiation and development

Water quality and Wildlife Resources

Coordinate MT Head program: live-aboard pumpout locally (mandatory at local marinas)
Liaison to RWQCB
Facilitate and monitor pumpout facilities
Water quality monitoring and testing
Marsh habitat restoration

Miscellaneous

Conduct bi-monthly (or more frequently) RBRA Board meetings
Generate, manage, and implement annual budget
Generate and implement annual work programs
Applies for, secures, and uses State and Federal (Department of Boating and Waterways, BCDC, Coastal Conservancy, HUD, FEMA) grants relating to vessel removal, vessel purchase, sewage pumpout
Manages and maintains Agency moorings: collect fees
Operates weekly Adult Offender work program and community service
Channel markers, speed buoys, "no anchorage" buoys - installation and maintenance
Administers contracts with a variety of private vendors and service providers
Initiates, facilitates, and executes interjurisdictional vessel sharing agreement
 Training program for vessel operators
Richardson Bay patrol
Vessel purchases, maintenance, and repair ("Mud Puppy" and "Waste Aweigh"):
hull and motor replacement
Hazardous material handling and disposal trained and certified, HazMat coordinator: disposal of greater than 1,000 hazmat gallons annually
Rapid response: program initiation, development, and implementation:
coordination and direct response

Facilitate and coordinate with Harbormasters and harbor facilities
Liaison with local, state, and federal agencies, including County Public Administrator and Probate Depts.
On-water responders working group: Coast Guard, County Sheriff, Sausalito Police Department, Tiburon and Southern Marin Fire Agency
Serves on CA Assn of Harbormasters and Port Captains Board of Directors
Advisory vessel subcommittee: legislation development and outreach
Attends CA Clean Boating Network meetings
Advises various agencies on water-related matters, including Tomales Bay Advisory Group
(increasing) paperwork
Lien sale proceedings
Advocacy involving a variety of areas: harbor cleanup
Disaster response: coordinate emergency equipment placement and deployment, response procedure development, interagency coordination
FEMA inspector
Community outreach and services: Floating Homes Association, Surfrider, Sausalito Cruising Club
Miscellaneous contractual services, including insurance

Richardson Bay Special Area Plan (SAP)

Developed in response to need for a unified set of policies and regulations governing Richardson's Bay. Prior to SAP adoption, substantial development pressure for additional marina area, many anchored and floating offshore vessels, major garbage and debris issues, individual jurisdiction nuisance issues

SAP provided findings and policies on issues such as:

- Aquatic and Wildlife Resources
- Water Quality
- Navigation Channels, Marinas, Anchorages, and Moorings
- Dredging and Spoils Disposal
- Residential Vessels and Floating Structures
- Public Access, Views, and Vistas
- Tidal Restoration and Marsh Enhancement

The SAP includes recommendations for carrying out

Joint Exercise of Powers Agreement (JPA) and Service Agreement

Operational charter and agreement for RBRA, including authorizing the following:

- Creates a 5-member agency
- Implements Special Area Plan, involving the above areas.
- Enter into contractual agreements
- Conduct regular meetings
- Sell revenue bonds
- Member withdrawal procedures
- Jurisdictional boundaries
- Adopt Resolutions and Ordinances, establishing powers and duties including:
Harbor Administrator, Citations, Bail Schedules, Vessel Speed, Anchorage and Non-Anchorage Areas, Towing, Impound, and Storage, Nuisances,

Legal Services

RBRA contracts with the County of Marin for several services, including the Community Development Agency for the RBRA Clerk's duties, and County Counsel's office for legal services (e.g., impoundment, enforcement, advice).

List of authorities with jurisdiction in/on Richardson's Bay:

US Coast Guard

US Army Corps of Engineers

CA Dept of Fish and Game

State Lands Commission

CA Regional Water Quality Control Board

Bay Conservation and Development Commission (BCDC)

Marin County Sheriff

Sausalito Police Department

Tiburon Fire District

Southern Marin Fire District

RBRA

**Preliminary RBRA Work Program
FY 08-09**

Goals	Key dates	Actions	comments
Anchor-out program development:			
Conduct community outreach	10/08	Attend visioning group, other local stakeholder meeting	
Pursue mooring program option	4/09	Submit comprehensive proposal to BCDC	Work with consultants
Investigate enforcement options	10/09	Liaison with other enforcement agencies	RBRA budget limits
Environmental protection:			
Debris removal	12/09	Shoreline cleanup	Monthly & major annual
TMDL compliance	2/09	Develop plan to submit to RWQCB	Anchorout compliance post-plan adoption
Administration:			
Improve budget forecasting	6/08, 4/09	SAP training	
Improve program outreach	10/09	Prepare & distribute regulatory informational materials	

RICHARDSON'S BAY REGIONAL AGENCY - INTERIM APPROVED BUDGET - FY 08/09

EXPENDITURES

BUDGET#	DESCRIPTION	07/08 ADOPTED	YTD EXP. 3/15/08	08/09 PROJECTED	
5110200	SPECIAL APPOINTMENT				Salaries - moved to Prof. Services
5410125	BENEFITS				Benefits Package - moved to Prof. Services
5210100	PROFESSIONAL SERVICES	\$237,279	\$217,757	\$278,980	AWAF salvage; legal; salary; county management
5210100	MOORING WORK PROGRAM				30K - baseline data, outreach, legal/regul.
5210100	RAPID RESPONSE PROGRAM				7K - Rapid Response program
5210300	LAB SERVICES				3K - Water tests (pd. by grant funds in 07)
5210500	INSURANCE PREMIUMS	\$14,300	\$14,281	\$14,500	
5210700	COMMUNICATION	\$1,600	\$1,733	\$1,600	phone, fax, internet, mobile
5210900	MAINT. & REPAIR SERVICES	\$400	\$180	\$250	
5211200	RENTAL & OPER. LEASES	\$27,500	\$20,484	\$23,000	Office; slips & dry storage; equipment rental
5211300	PROF. DEVEL. EXPENSES	\$700	\$670	\$600	professional associations
5211400	TRAVEL & MEETINGS	\$2,300	\$2,416	\$2,300	Harbormaster's Conference, mileage
5211520	PUBLICATION	\$3,000	\$634	\$1,500	Legal ads
5220100	OFFICE EXPENSES	\$700	\$359	\$500	
5220200	MAINT. & REPAIR - EQUIP	\$3,400	\$5,250	\$2,500	Patrol Boat maintenance; moorings & buoys
5220900	TELECOM EQUIP.	\$0	\$178	\$0	
5482045	VEHICLES	\$0	\$0	\$0	New engines purch'd '07
		\$291,179	\$263,942	\$325,730	
PROF. SERVICES BREAKOUT		\$237,279			
	MOORING WORK PROGRAM	\$30,000		\$30,000	legal, outreach, admin
	RAPID RESPONSE PROGRAM	\$7,000		\$14,000	new contractor - additional costs
	LAB SERVICES	\$3,000		\$6,000	TMDL additional testing cycle
	SPECIAL APPOINTMENT	\$79,423		\$81,806	Estimate 3% COLA
	BENEFITS	\$21,528		\$22,174	Estimate 3% COLA
	PROFESSIONAL SERVICES	\$96,328		\$125,000	AWAF salvage, CDA admin, legal
		\$237,279		\$278,980	

REVENUES

	ADOPTED	YTD REV. 2/1/08	08/09 PROJECTED	
				Beginning Balance
4410125	\$1,000	\$0	\$1,000	
4410225	\$2,500	\$1,950	\$2,500	mooring rentals
4410410	\$5,000	\$3,577	\$5,000	misc. reimbursement
4530527	\$95,000	\$110,875	\$112,000	AWAF reimb. 92 K, pump out 20 K
4410310	\$0	\$0	\$0	
4640322	\$178,627	\$178,627	\$203,627	Dues; w/ Rapid Resp Prog & consultant
4640322	\$2,500	\$3,482	\$2,500	Projected reimb. Rapid Resp Prog
	\$285,627	\$298,511	\$326,627	

RICHARDSON'S BAY REGIONAL AGENCY - INTERIM ADOPTED ADJUSTED BUDGET - FY 08/09

EXPENDITURES

BUDGET#	DESCRIPTION	07/08 ADOPTED	YTD EXP. 3/15/08	08/09 PROJECTED	
5110200	SPECIAL APPOINTMENT				Salaries - moved to Prof. Services
5410125	BENEFITS				Benefits Package - moved to Prof. Services
5210100	PROFESSIONAL SERVICES	\$237,279	\$217,757	\$278,980	AWAF salvage; legal; salary; county management
5210100	MOORING WORK PROGRAM				30K - baseline data, outreach, legal/regul.
5210100	RAPID RESPONSE PROGRAM				7K - Rapid Response program
5210300	LAB SERVICES				3K - Water tests (pd. by grant funds in 07)
5210500	INSURANCE PREMIUMS	\$14,300	\$14,281	\$14,500	
5210700	COMMUNICATION	\$1,600	\$1,733	\$1,600	phone, fax, internet, mobile
5210900	MAINT. & REPAIR SERVICES	\$400	\$180	\$250	
5211200	RENTAL & OPER. LEASES	\$27,500	\$20,484	\$23,000	Office; slips & dry storage; equipment rental
5211300	PROF. DEVEL. EXPENSES	\$700	\$670	\$600	professional associations
5211400	TRAVEL & MEETINGS	\$2,300	\$2,416	\$2,300	Harbormaster's Conference, mileage
5211520	PUBLICATION	\$3,000	\$634	\$1,500	Legal ads
5220100	OFFICE EXPENSES	\$700	\$359	\$500	
5220200	MAINT. & REPAIR - EQUIP	\$3,400	\$5,250	\$2,500	Patrol Boat maintenance; moorings & buoys
5220900	TELECOM EQUIP.	\$0	\$178	\$0	
5482045	VEHICLES	\$0	\$0	\$0	New engines purch'd '07
		\$291,179	\$263,942	\$325,730	
PROF. SERVICES BREAKOUT		\$237,279			
	MOORING WORK PROGRAM	\$30,000		\$30,000	legal, outreach, admin
	RAPID RESPONSE PROGRAM	\$7,000		\$14,000	new contractor - additional costs
	LAB SERVICES	\$3,000		\$6,000	TMDL additional testing cycle
	SPECIAL APPOINTMENT	\$100,951	\$114,883	\$118,329	Estimate incl. 3% COLA
	PROFESSIONAL SERVICES	\$96,328		\$110,651	AWAF salvage, CDA admin, legal
		\$237,279		\$278,980	

REVENUES

	ADOPTED	YTD REV. 2/1/08	08/09 PROJECTED	
				Beginning Balance
4410125	\$1,000	\$0	\$1,000	
4410225	\$2,500	\$1,950	\$2,500	mooring rentals
4410410	\$5,000	\$3,577	\$5,000	misc. reimbursement
4530527	\$95,000	\$110,875	\$112,000	AWAF reimb. 92 K, pump out 20 K
4410310	\$0	\$0	\$0	
4640322	\$178,627	\$178,627	\$203,627	Dues; w/ Rapid Resp Prog & consultant
4640322	\$2,500	\$3,482	\$2,500	Projected reimb. Rapid Resp Prog
	\$285,627	\$298,511	\$326,627	

RICHARDSON'S BAY REGIONAL AGENCY

MEMORANDUM

TO: RBRA Board

FROM: Bill Price, Ben Berto

SUBJECT: Re-allocation of funds in FY 07-08 RBRA Budget

DATE: May 12, 2008

Background:

Owing to higher expenditures than anticipated for boat wrecking, the Richardson's Bay Regional Agency has almost exhausted certain expenditure lines in the budget. In order to continue to fund expenditures in those lines, it needs to re-allocate funds that are available from the revenue side.

Status:

The RBRA has collected \$32,996 in over-realized revenue this year, due mainly to increased reimbursement funding from the State AWAFF program. We also have an unused fund balance of \$14,000. However, due to higher-than-expected ongoing budget expenses, the RBRA Board must authorize increasing the expenditures budget during the remaining portion of the current Fiscal Year (2007-08). These fund transfers will enable Staff to continue to provide a full range of services during the remainder of the Fiscal Year.

Recommendation:

Staff recommends that the Board vote to authorize increasing the expenditure amount in Fund 70110 by \$46,000, with the funds transferring from the State Grant revenue account G/L # 4530527 (\$32,000) and from the unused fund balance account G/L # 9000010 (\$14,000).

We would like to place these revenues as follows:

- Increase the Professional Services line, GL #5210100, by \$41,600.
- Increase the Rental and leases line, GL #5211200 by \$4000.
- Increase the Communications line, GL #5210700 by \$400.

RBRA Board approved and authorized May 27, 2008.

Jerry Butler, RBRA Chair



San Diego's Free Anchorage Not Yet Empty

By: Jack Innis | Wednesday, May 07, 2008 12:00:00 AM

Last updated: Wednesday, May 07, 2008 10:00:00 AM

Officially closed, A-8 still holds a small group of boats.

SAN DIEGO — The clock is ticking for owners of approximately 15 boats still moored at A-8 anchorage, an 82-acre stretch of open water in South San Diego Bay adjacent to the Sweetwater Channel.

The site, which for decades was a free long-term anchorage in South San Diego Bay, was officially closed to new arrivals by the San Diego Unified Port District in 2007. A subsequent 18- to 24-month phase-out program has diminished the once-crowded anchorage to slightly more than a dozen vessels. If things go according to plan, the last boat will raise anchor this summer, according to San Diego Harbor Police officer Matt Bishop.

"We stopped taking new six-month permits quite a while ago, so it's on track to be closed in August," Bishop said. "We're still doing re-permitting to those grandfathered in -- but, by attrition, the numbers are dwindling. In addition, we purchased a few boats through the Voluntary Vessel Relinquishment Program, so we've whittled the numbers down quite a bit."

In its heyday, the A-8 anchorage hosted more than 100 liveaboards. But dealing with crime; environmental issues; and abandoned, sunken and derelict vessels became too great a burden for the San Diego Port District.

According to reports generated in 2005 and 2006 at behest of the San Diego Board of Port Commissioners, A-8 anchorage chronically strained Harbor Police Department budgets by producing an inordinate number of arrests, citations and calls for service. In addition, at its zenith, the port district reportedly shelled out \$250,000 annually to remove sunken, abandoned or derelict vessels. State grants provided an additional \$50,000 for such purposes.

But long-term anchorage residents disputed Harbor Police claims at a series of outreach meetings held in various locations around San Diego Bay prior to the Board of Port Commissioners' vote to jettison the anchorage. At a February 2006 meeting at Coronado Yacht Club, A-8 residents argued that many arrests attributed to the anchorage actually occurred at Chula Vista's Pepper Park, a high-crime location in and of itself.

They also used a Harbor Police survey to counter contentions that the anchorage garnered too high a



number of calls for service. Indeed, the Harbor Police survey showed that the 72-hour A-5 Anchorage (just south of the bridge in Coronado's Glorietta Bay) was responsible for 1,479 calls for service during the 58-month study period. The A-8 Anchorage received 953 calls during that span. Calls for service were characterized as instances in which patrol craft or vehicles were summoned to the area but arrests or citations did not necessarily occur.

But arguing environmental impact issues proved to be more difficult for free-anchorage proponents. In October 2006, the port district commissioned a dive team to remove more than 100 tons of rotten wooden boat hulls, rigging and propulsion gear deposited on the bay bottom during more than a quarter-century of the free anchorage's existence. The two-week operation, led by San Diego Vessel Assist Capt. Robert Butler, barely put a dent in the total debris.

The original contract was to remove debris from 12 wreck sites, but the team was forced to scale back operations after dives uncovered exceeding complex wreck sites.

"One wrecks was listed as a 34-foot power boat with debris next to it," Butler said at the time. "We found five different boats within that debris field: a 34-footer, a 60-footer, a 17-foot sailboat and a couple of 15-foot skiffs."

All of the wrecks were wooden boats that had been submerged so long that they could not be raised intact. A-8 proponents acknowledged that the area's seabed was littered with debris, but claimed that little, if any, could be attributed to those legally living at the site. Instead, derelict vessels from other parts of the bay would often show up in mornings -- obviously having been towed to the area and abandoned the night before.

"The area has suffered decades of abuse," said Bishop without laying blame as to the source. "It's been used as a dumping ground for years. At the end of last year, we used a grant from the state Department of Boating and Waterways to pull up fuel tanks, water heaters and outboard engines.

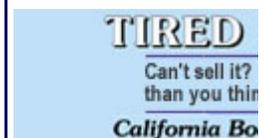
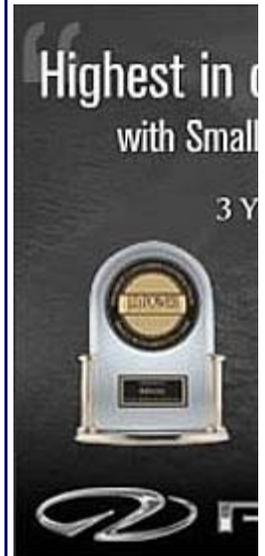
"There are still hundreds of objects down," Bishop added. "Once everybody's out, the final cleanup can begin. It's going to be a massive project."

Despite the port district's persistent efforts over the years to close the anchorage, toward the end the agency seemed very aware that the area served as home to some hard-luck individuals. The agency reportedly even considered compensating displaced A-8 residents, but that idea ran afoul with the agency's charter with the State Lands Commission that prohibits gifting of public funds.

Most of the remaining A-8 boaters want to transition to moorings when they become available, according to Bishop. The San Diego Mooring Co., which operates the port district's mooring fields, is waiting approval from the Regional Water Quality Control Board to install 25 new mooring balls at the Laurel Street Anchorage.

Once moorings are installed, remaining A-8 residents will be moved to the head of the mooring waiting list. Then, the final countdown will begin -- and the port district will give residents 30 days to vacate the anchorage.

The port district was formed in the early 1960s to administer San Diego's state-owned tidelands -- loosely defined as the waterfront in San Diego Bay. In its capacity as tidelands landlord, the district controls all marinas, yacht clubs, launch ramps, boat yards, chandleries, fishing piers and other establishments directly related to recreational boating.



By imposing rent and levies on economic activities upon those tidelands, the port district gains revenue.

*This article first appeared in the **May 2008** issue of **The Log Newspaper**. All or parts of the information contained in this article might be outdated.*

ARCHIVES

- [Channel Islands Harbor Safe Boating Expo Set for May 10 \(5/7/2008\)](#)
- [Eelgrass Blocks Small Dredging Projects \(5/7/2008\)](#)
- [Sportboat With 111 Bales of Pot Runs Aground at Point Loma \(5/7/2008\)](#)
- [Stellar Sea Lion Temporarily Adopts Newport Harbor \(5/7/2008\)](#)
- [Diesel Prices Are Lower in Mexico \(5/7/2008\)](#)
- [San Diego's Free Anchorage Not Yet Empty \(5/7/2008\)](#)
- [San Diego Boatyard's Focus on Superyachts Pays Off \(5/7/2008\)](#)
- [Bionic Dolphin Is Making a Big Splash \(5/7/2008\)](#)
- ['Sea Spaghetti' Invades Channel Islands Harbor \(5/7/2008\)](#)
- [At Your Service \(5/1/2008\)](#)

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