

MINUTES
BOATING AND WATERWAYS COMMISSION MEETING
EMERYVILLE, CALIFORNIA
MAY 11, 2016

Pursuant to due and regular notice, the meeting of the Boating and Waterways Commission was called to order by Chairman Livingston on May 11, 2016, at 9:00 a.m. at the City of Emeryville, City Hall Chamber Office 1333 Park Avenue , Emeryville, California 94608.

INTRODUCTION OF COMMISSIONERS AND STAFF

A quorum of Commissioners were present: David Livingston, Chair; Frank Peralta, Commissioner; Randy Short, Vice Chair; Cecily Harris, Commissioner; Katherine Pettibone, Commissioner, Virginia Madueno, Commissioner. Commissioner Douglas Metz was absent and Commissioner Virginia Madueno departed at 11 a.m. State of California, Department of Parks and Recreation (State Parks) staff present was Lynn Sadler, Deputy Director, Division of Boating and Waterways (DBW); Kathryn Tobias, Legal Counsel; and other DBW staff. A number of registered visitors were also present.

APPROVAL OF MINUTES

Chairman announced the approval of the minutes.

MOTION: It was moved by Vice Chair Short and seconded by Commissioner Madueno that the Boating and Waterways Commission Minutes of February 24, 2016, meeting be approved. The motion carried unanimously.

CHAIRMAN'S REPORT

Chairman Livingston expressed appreciation for the tours of Treasure Island Sailing Center and Treasure Island Marina. He thanked the Sacramento State University team for the update on the Boating Needs Assessment.

COMMISSIONERS' ACTIVITIES UPDATE

Commissioner Harris announced she will be attending the Aquatic Invasive Workshop in Santa Cruz next week and was looking forward to that meeting.

Commissioner Harris reported she is on the Advisory Committee of the San Francisco Bay Area Water Trail.

DEPUTY DIRECTOR'S REPORT – DIVISION ACTIVITES UPDATE

Deputy Director Lynn Sadler gave a brief update of Boating and Waterways Division activities.

She expressed that now is an exciting time to be working at State Parks during the Transformation Project and the full integration of the Division of Boating and Waterways into the Parks family.

She reported that Yacht and Ship Broker Unit was working on rule-making to adjust fees to make that program sustainable. She reported that Boating Facilities and Development and Financing Unit approved three grants for non-motorized facilities at the Guernville River Park on the Russian River, Diaz Lake in Inyo County and Waterford in Tuolumne County.

Deputy Director Sadler reported that staff met with CalRecycle representatives to get their expertise in public and private commercial loans and help improve oversight.

She reported that staff had submitted the third and final report on the Clean Vessel Act audit. Fish & Wildlife Service is currently reviewing. She stated that project took approximately one person's time for one entire year to get those phases accomplished.

Deputy Director Sadler reported that the Aquatic Invasive Species Unit had completed selection of \$5 million in Aquatic Prevention grants. She stated that, since AIS started spraying on March 1, they have treated 51 sites with 84 treatments over 334 acres. They are also spraying for Egeria. Staff just finished mechanically harvesting on the 30th. Staff is looking at smarter, better ways to solve water hyacinth infestations. Staff is working with federal and local partners to find new spoils areas and alternative treatments. Staff is also exploring enhanced mapping through aerial photography.

She reported that Boating Operations Unit has completed 14 of the 28 courses offered this year, training 191 students so far. Those students include local police and sheriffs, State Fish and Wildlife wardens, State Parks personnel. Staff reports these programs are remarkably well received.

Deputy Director Sadler reported that the California Vessel Operator Card Program, providing mandatory education for motorized boat operators, has begun outreach with fliers and program presentations. Additionally, she reported the Technical Advisory Group has met once and is tasked with recommending a fee that would cover exactly the cost of the program. Staff reports this is technically difficult to establish for a brand-new program, with no exact analogs in the rest of the country. Staff is grateful for the Technical Advisory Group's assistance.

Deputy Director Sadler reported that National Safe Boating Week starts the May 21st. She invited everyone to participate in "Wear Your Life Jacket to Work Day" on May 20. There will be public service announcements, billboards, many festivals, life jacket trade-in programs, and other programs that week to announce the importance of water safety and to kick off the season. She further reported staff has recommended 44 grants for aquatic centers with a budget of 1.3 million.

Deputy Director Sadler reported that California was chosen as the host state for the Western State Boating Administrators Association. Staff is very proud of State Park's DBW Boating Law Administrator Ramona Fernandez who was chosen national Boating Professional of the Year.

PUBLIC COMMENTS

Chairman Livingston announced the opportunity for the public to speak on non-agenda items. No members of the public spoke.

LEGISLATIVE REPORT

Deputy Director Sadler brief gave an update on two legislative bills:

Assembly Bill 501 (Levine): Resources: Delta Research: The bill would require a person conducting state-funded Delta research to implement a Data Management Plan identifying how the research data would be shared.

Assembly Bill 2092 (Frazier): This bill which would authorize grant funding for the abatement of commercial vessels, as well as recreational vessels.

ADVICE AND COMMENT REGARDING PUBLIC GRANTS

Cindy Clauser, Project Manager, Boating and Facilities Development and Financing Unit presented the City of Antioch's request for \$400,000 Design and Construction Grant for a restroom at the Antioch Boat Launch Facility. In attendance from the City of Antioch's Capital Improvements Department was Scott Bunting, Associate Engineer.

MOTION: It was moved by Vice Chair Short and seconded by Commissioner Pettibone to approve the proposed \$400,000 Harbors and Watercraft Revolving Fund design and construction grant to the City of Antioch for the Antioch Boat Launching Facility improvements described in the May 11, 2016, Feasibility Report. The motion passed unanimously.

ADVICE AND COMMENT REGARDING PRIVATE LOAN

Keren Dill, Chief, Boating and Facilities Development and Financing Unit presented a request from the Treasure Island Enterprises' request for a \$4.2 million loan for the proposed Harbors and Watercraft Revolving Fund construction of the Treasure Island Marina.

Chairman Livingston announced the agenda item and invited speakers regarding Treasure Island Marina. Participates were from Treasure Island Sailing Center, Treasure Island Development Authority and Treasure Island Enterprises. The Boating and Waterways Commission stated the request was to preliminarily encumber the funds for the Commission to return to San Francisco in November 2016 to continue consideration of this item.

PUBLIC COMMENTS

The public representatives were:

Treasure Island Enterprises
Jay Wallace, Vice President

Treasure Island Development Authority
Bob Beck, Director

Treasure Island Sailing Center
Dave Guinther, Vice President
Travis Lund, Executive Director
Carissa Harris-Adamson, Board President
Rolf Kaiser, Board of Director

U.S. Sailing Center and Alameda Community Sailing Center
Richard Jepsen, Board Member

Treasure Island Yacht Club
MeeSun Boice, Chair
Atta Pilram

Save Clipper Cove & Sierra Club
Hunter Cutting

Envision Academy
Henry Lincoln

Bay Area Association of Disabled Sailors
Jeff Breen

Public:
Mike Moser
Elio Renderos, Oakland, Ca
Nicole Breault, San Francisco, Ca
Al Spector, Sausalito, Ca
Paul Heineken, Berkley, Ca
Martina Thomas, Oakland, Ca
Wayne Koide
John Paulsen, San Francisco, Ca

Chairman Livingston moved to support the agenda item which was seconded by Commissioner Peralta. The votes were as follows.

Commissioner Harris - No
Commissioner Peralta - Yes
Commissioner Pettibone - No
Commissioner Livingston - Yes

Kathryn Tobias, Legal Counsel, reported that, in the event of a tie, the item does not move forward. Motion failed.

RECEIVE PUBLIC COMMENTS REGARDING DIVISION PROGRAMS

Staff reported provided updates on the following programs:

Marine Patrol Law Enforcement Training Program	- Brian Carroll
For-Hire Operators Licensing Program	- Brian Carroll
Vessel Operator Card Program (VOC)	- Bria Miller
Yacht and Ship Licensing and Enforcement Program	- Fahim Buksh
Yacht and Ship Enforcement	- Marinda Isley

DETERMINATION OF FUTURE MEETING DATES AND LOCATIONS

The Commission set the following dates for upcoming Commission meetings:

November 8 & 9, 2016 in San Francisco, California
February 2017 - TBA (Southern California Coastal area)
August 2017 - TBA (Trinity County area)

SUGGESTED AGENDA ITEMS FOR NEXT MEETING

None.

Meeting Adjourned at 12:24 pm