



"To enrich lives through effective and caring service"



Stan Wisniewski
Director

Kerry Silverstrom
Chief Deputy

February 8, 2007

TO: Small Craft Harbor Commission
FROM: Stan Wisniewski, Director *Stan Wisniewski*
SUBJECT: **SMALL CRAFT HARBOR COMMISSION AGENDA FOR
FEBRUARY 14, 2007**

Enclosed is the February 14, 2007 meeting agenda, together with the minutes from your meeting of November 8, 2006. Also enclosed are reports related to Agenda Items 3a, 3b, and 6a.

Please feel free to call me at (310) 305-9522 if you have any questions or need additional information.

SW:ds

Enclosures



"To enrich lives through effective and caring service"

**SMALL CRAFT HARBOR COMMISSION
AGENDA
FEBRUARY 14, 2007
9:30 a.m.**

**BURTON W. CHACE PARK COMMUNITY ROOM
13650 MINDANAO WAY
MARINA DEL REY, CA. 90292**



Stan Wisniewski
Director

Kerry Silverstrom
Chief Deputy

1. Call to Order and Pledge of Allegiance
2. Approval of Minutes: Meeting of November 8, 2006
3. **REGULAR REPORTS**
 - a. Marina Sheriff (DISCUSS REPORTS)
 - Crime Statistics
 - Enforcement of Seaworthy & Liveaboard Sections of the Harbor Ordinance
 - b. Marina del Rey and Beach Special Events
 - c. Marina del Rey Convention and Visitors Bureau (PRESENTATION BY BEVERLY MOORE, EXECUTIVE DIRECTOR OF MdR CVB)
4. **OLD BUSINESS**
 - a. None
5. **NEW BUSINESS**
 - a. Election of Commission Officers (ACTION REQUIRED)
6. **STAFF REPORTS** (DISCUSS REPORTS)
 - a. Ongoing Activities
 - Board Actions on Items Relating to Marina del Rey
 - Local Coastal Program Periodic Review – Update
 - Status of Dredging Project
 - Design Control Board Minutes
 - Review of Mr. William Vsrezk's Eviction
 - Review of Mr. Reuben Cardona's Displacement

7. **COMMUNICATION FROM THE PUBLIC**

8. **ADJOURNMENT**

PLEASE NOTE:

1. The Los Angeles County Board of Supervisors adopted Chapter 2.160 of the Los Angeles Code (Ord. 93-0031 § 2 (part), 1993), relating to lobbyists. Any person who seeks support or endorsement from the Small Craft Harbor Commission on any official action must certify that he/she is familiar with the requirements of this ordinance. A copy of the ordinance can be provided prior to the meeting and certification is to be made before or at the meeting.
2. The agenda will be posted on the Internet and displayed at the following locations at least 72 hours preceding the meeting date:

Department of Beaches and Harbors' Website Address: <http://marinadelrey.lacounty.gov>

Department of Beaches and Harbors
Administration Building
13837 Fiji Way
Marina del Rey, CA 90292

MdR Visitors & Information Center
4701 Admiralty Way
Marina del Rey, CA 90292

Burton Chace Park Community Room
13650 Mindanao Way
Marina del Rey, CA 90292

Lloyd Taber-Marina del Rey Library
4533 Admiralty Way
Marina del Rey, CA 90292

Si necesita asistencia para interpretar esta informacion llame al (310) 305-9547.

ADA ACCOMMODATIONS: If you require reasonable accommodations or auxiliary aids and services such as material in alternate format or a sign language interpreter, please contact the ADA (Americans with Disabilities Act) Coordinator at (310) 305-9590 (Voice) or (310) 821-1737 (TDD).

**SMALL CRAFT HARBOR COMMISSION
MINUTES
NOVEMBER 8, 2006**

Commissioners

Searcy Harley, Chairman
Russ Lesser, Vice-Chairman
Albert Landini, Ed.D.
Christopher Chuang-I Lin, Ph.D.

Department of Beaches and Harbors

Stan Wisniewski, Director (Absent)
Kerry Silverstrom, Chief Deputy Director

Guest Speakers

Blair Babcock, Community Development Commission; Debra Williams, Consumer Affairs; Eric Wickbend, Public Works

Also Present

Thomas Faughnan, Principal Deputy County Counsel; Beverly Moore, MdR Convention and Visitors Bureau; Lt. Greg Nelson, Sheriff's Department; Sgt. Michael Carriles, Sheriff's Department; Deputy John Rochford, Sheriff's Department

1. CALL TO ORDER, ACTION ON ABSENCES AND PLEDGE OF ALLEGIANCE

Chairman Searcy called the meeting to order at 9:39 a.m. The Commissioners, staff and members of the public stood and recited the Pledge of Allegiance.

2. APPROVAL OF MINUTES

Chairman Searcy moved and Vice-Chairman Lesser second a motion to approve the October 19, 2006 minutes. The motion passed unanimously.

3. REGULAR REPORTS

a. Marina Sheriff – Crime Statistics

Sgt. Carriles reported that in October residential burglaries increased. The Board of Supervisors is reviewing the dredging project and the recommendation to award \$1.6 million the Army Corps of Engineers. The project is expected to begin in December.

--- Enforcement of Seaworthy & Liveboard Sections of the Harbor Ordinance

Deputy Rochford reported that since the department started compiling information on liveboards with permits and the posting of notices on boats there has been an increase of notices to comply. He also stated the process would continue for the next several months.

CHAIRMAN SEARCY OPENED THE FLOOR TO PUBLIC COMMENT

Ms. Carla Andrus stated she agreed there are derelict boats in the marina and it is the County's responsibility to remove boats, which seem abandoned.

Ms. Nancy Marino stated rents have increased, deposits have been doubled, improvements have not been implemented and tenants fear retribution. She asked if new owners are raising rents in anticipation of doing improvements and if they are legally entitled to raise rents to

market rates if improvements have not been done. She requested an investigation be conducted as to lessee's preemptive rent increases for land and liveaboard tenants.

Ms. Silverstrom replied that the Department has a policy to monitor rents, emphasized that rents in marina are within market and lessees are entitled to increase rents. Tenants must forward specific information before an investigation could be conducted.

Mr. Faughnan explained that all County leases have the same control prices provision and reserves the right for the Director to review prices to determine whether they are fair and reasonable. The Director uses a process, makes the final determination and can require the lessee to change them, if he finds them unreasonable. The lessee then has the right to appeal to the Board of Supervisors. The investigation process is initiated when the Department receives a rent complaint from a tenant with factual information. Third party statements do not constitute an investigation. The County and Department believe there is no difference between fair and reasonable price and market value. There is a process set forth in the lease and the Department has a policy statement in place to guide its review on what is fair and reasonable. This sets the level of investigation the Department will take under certain circumstances and includes reviewing the return on investment to the lessee.

Mr. John Rizzo stated the Department does not monitor leases for controlled pricing and is only controlled when a tenant complains. Pricing should be posted and reviewed the same as any government contract and the commission was formed to review these leases and to ask what tenants are receiving.

b. Marina del Rey and Beach Special Events

Ms. Silverstrom announced that the Holiday Boat Parade will be held on Saturday, December 9, 2006, from 6:00 p.m. – 8:00 p.m., free parking will be available in County lots throughout Marina del Rey and gates will open at 3:00 p.m.

c. Marina del Rey Convention and Visitors Bureau

Ms. Beverly Moore offered a presentation relating to infrastructure needs for the Marina, discussed ideas for visitors serving attractions, public facilities, and announced that there are several renovations being conducted in the marina. She commented on improvements implemented by the County and Beaches and Harbors and stated improvements should consist of the widening of sidewalks, reduction of locked gates, removal of trash and stumps for restoring of Oxford Basin and that the Ballona Wetlands is being integrated and connected to the marina. She encourages increased public sector investments in the marina; prioritization of capital improvement needs in the community and called for adequate funding. She explained that the Visitor's Bureau is affiliated with the community and in the process of collaborating with many groups.

Ms. Silverstrom commented that Ballona Wetlands is owned by Fish and Game and undergoing a two-year planning process. Information on the planning process can be obtained from Ms. Meredith Small at the Coastal Conservancy. Requests have been made to widen the sidewalks to eight feet and to relocate the bike path to the back of parking lots adjacent to the easement of Area A (Ballona Wetland Property). MTA has issued a call-for-projects to consider proposals for infrastructure improvements in the Marina, the first time in three or four years. Public Works is in the planning process of restoring Oxford Basin into a passive park, but restrictions apply since it is in a flood control facility. The Department plans to purchase a vessel and has secured three additional maintenance positions to assist with maintenance in the marina.

CHAIRMAN SEARCY OPENED THE FLOOR TO PUBLIC COMMENT

Ms. Marino was pleased with Ms. Moore's suggestions. However, she said funding spent on banners and signs are not required and should be used to maintain the marina. She stated bike lanes should be added on Via Marina and Admiralty Way. She was concerned that the bike trail does not connect to the residential area and was concerned about the safety of birds at Oxford Basin due to toxic silt. She stated it takes more than picking up trash and people should not have to walk around in a toxic area.

Ms. Andrus agreed with Chairman Searcy on the community working with the volunteer center and stated her understanding the SCHC has the authority to appoint citizens as paid volunteers. She said Oxford Basin should be dredged, the soil is contaminated from redevelopments and toxic from the build-up in the storm drains and should be restored and connected to Parcel 9U (She referred to it as the "Ballona Wetlands").

4. OLD BUSINESS

- a. None

5. NEW BUSINESS

- a. **Administration of Affordable Housing in Marina del Rey**

Mr. Blair Babcock of Community Development Commission (CDC) explained the roles of the CDC, including the administration of federal and local funds in the unincorporated area of the County, and serving as the County of Los Angeles' Housing Authority, which monitors affordable housing in marina. He further elaborated on the CDC's functions, including the following:

- Enforces Covenants, Conditions and Restrictions (CCR's) in the agreements with developers of residential projects in the marina as required by the Conditional Use Permit issued by the County Department of Regional Planning, which establishes the number of reserved units for low-income housing.
- Assists developers in deciding the number of replacement units required when an existing development is demolished or determine how many units are required in a new development, and requires an affirmative marketing plan from developers before marketing of the units.
- Provides a portion of the funding to develop affordable housing in certain areas of the County and monitors the developments once built.

He concluded by providing the information that the Board of Supervisors is in the process of negotiating a new policy to determine the number of affordable units to be required for replacement projects. Information on affordable housing can be accessed at CDC's website: <http://www.lacdc.org>. The information will also be available at the Department of Regional Planning's website in early 2007 at socialserve.net.

Mr. Faughnan stated the Regional Planning Commission would determine the number of replacement units during the entitlement process and surveys are being conducted on two projects, but information is subject to change.

CHAIRMAN SEARCY OPENED THE FLOOR TO COMMENT

Mr. Donald Klein stated the Coalition is in full support of the CDC and suggested they meet with the public.

Ms. Andrus requested to meet under the umbrella of POWER. She commented Capri was no longer offering affordable housing, Parcel 18 has no covenant, Parcel 12 & 15 did not open last August; the community should receive an update on the construction delays; auditors should conduct an assessment and, in 2003 Doug Ring announced if his project was not available on time he would revert back to the old lease.

Ms. Silverstrom stated affordable housing at Dolphin Marina Parcel 18 was not required at the time it was approved in 1998 by the Board of Supervisors. A policy was developed in 2002. Doug Ring's projects: Deauville and Bar Harbor, which will be called Esprit I and Esprit II, will have affordable housing units. Also, Del Rey Shores will have affordable units and is estimated to open in 2007. The Board of Supervisors is currently reviewing the policy. A task force was developed, which consists of County Counsel, Regional Planning, CAO and the CDC.

Mr. Faughnan stated the Board of Supervisors requested the task force submit additional information and the initial draft.

Ms. Silverstrom stated that developers have a waiting list for affordable housing, and the public can contact Beaches and Harbor or the CDC to inquire on projects developed.

b. Mediation and Complaint Filing Process in Marina del Rey

Ms. Debra Williams, Program Manager, discussed the roles of the Department of Consumer Affairs' Mediation Program, including the following:

- The department receives approximately 120 cases each month.
- The program offers a variety of services including Real Estate Frauds, Consumer Complaints and Cable Division Complaints. It also has a Small Claims Advisory program covering claims of up to \$7,500 and has consumer investigators on staff.
- Mediation is voluntary service accommodating for both parties. It is a free service and attorneys can represent the parties. All matters being considered are confidential unless both parties in a case agree for the case to be admissible in a court of law.
- Mediators are volunteers and are required to attend a training program through the Department before hearing any cases.
- Supervisor Burke recently funded an Identity Theft Program.

CHAIRMAN SEARCY OPENED THE FLOOR TO PUBLIC COMMENT

Mr. William Vreszk said he was being evicted and had not been given any help in relocation. He pays rents and taxes. He stated he might not be given any consideration due to Maritime Law and wants consideration and relief as a defacto renter in his eviction.

Ms. Williams replied that her department could assist him in filing a case and the landlord will be contacted. The landlord has to be willing to participate in order for a mediation to take place. She explained if he fights the eviction it might cause problems with the mediation because landlords will agree to anything in hope that the tenant does not file an answer to the eviction

and they would win the case by default. She informed him to contact the consumer section of the department and counselors would advise him of his rights.

Ms. Carla Andrus suggested Consumer Affairs meet with the lessees association. She stated brokers have the majority of boat slips and are given preferential treatment as well as apartment residents. She said anyone being displaced should be given first right of refusal.

Ms. Nancy Marino asked what agency handles challenges to an eviction. She commented that mediation is useful, but arbitration is needed to bind the lessee. The lessee should be obligated to meet with a board or committee and suggest that representation is needed.

Ms. Williams stated challenging issues should be handled by contacting an attorney, legal aid, or going to court.

Vice-Chairman Lesser asked Counsel if a lessee could be forced to submit to binding arbitration if not in a lease.

Mr. Faughnan replied that contractual issues between lessees and sub-lessees do not have any arbitration provisions in the lease.

Vice-Chairman Lesser commented that Mr. Klein read names of tenants at the October meeting whom he felt were indiscriminately dismissed from the marina, and was to submit to the Commission contact information, which has not been received. He stated landlords should be contacted as to whom have been evicted and why and to submit a report at next months meeting.

Mr. Rick Horner commented that mediation and arbitration is for well-intended parties or going to court. He stated the commission should take action when lessees are not in favor of the tenants and they should be disciplined.

Ms. Silverstrom commented that Beaches and Harbors website has a link to Consumer Affairs Department forms.

6. STAFF REPORTS

a. Ongoing Activities

The Ongoing Activities Report was submitted and discussed at the meeting.

GUEST SPEAKER

Mr. Eric Wickbend of the Department of Public Works, Building and Safety (B&S) Division, who is assigned to B&S' office in Lomita, explained he has the following responsibilities:

- Inspects all ongoing building construction in MdR, oversees tenant improvements and construction of residential properties.
- He is currently working on the Esprit I and Esprit II project, which is delayed due to application to building code.
- After the Department signs-off on projects and issues certificates of occupancy on developments, B&S does not enter the property any longer, unless there are building and safety issues or further work is being conducted to the building.

CHAIRMAN SEARCY OPENED THE FLOOR TO PUBLIC COMMENT

Ms. Marino stated it appears that Beaches and Harbors and the Coastal Commission are still negotiating on the contents of the revised report and that it was unfair to close public input comments in June. The revised report was based on a one-year comment period to facilitate the process and the County claims they did not request this item be continued from the July meeting. As a result the community has waited ten years for the public review. She stated this is a delaying tactic, which projects are being rushed through and trying to remove DCB's authority. Lastly, stated this is a way to make it hard for the community to participate in the process and delay the community's appeal.

Commissioner Landini asked Ms. Silverstrom if the commission and the public could review the report before it is sent to the Coastal Commission.

Ms. Silverstrom replied that the Department has had no contact with the Coastal Commission regarding the periodic review and unclear as to how the Department would be responding to the Coastal Commission. The Department is committed to submit comments to the commission and make available to the public in advance of the hearing. She assured that the public had time to comment directly to the Coastal Commission and an initial report was prepared by the Coastal Commission in response to comments, which were received on the initial report and a revised report has been prepared. She commented that the Coastal Commission would make the decision to extend time.

Mr. Donald Klein agreed with Ms. Marino's comments. His concern is the amount of time the County has taken to respond to the findings. He stated there is a recent decree LCP more than twelve years overdue and recertified in 1996, but has never been reviewed. He asked what properties the Board is referring to by the term "certain real properties in the unincorporated area of Los Angeles," and are certain properties being exempt or included. He concluded by stating his organization has not received any notifications or mailings sent on October 18, 2006.

Ms. Silverstrom stated that the term refers to Marina del Rey properties. The Board of Supervisors has its own LCP Amendment and the County has the opportunity to amend the LCP up to three times in one year. The Board also added an amendment pertaining to the current operations of the DCB based on recommendations from the Regional Planning Commission. A hearing has been scheduled for November 20, 2006, at 9:00 a.m., at the Regional Planning Department.

Mr. Klein referred to certain specific matters in the proposed amendment to Marina del Rey Land Use Plan Section 4 and said he was unsure what it meant.

Ms. Silverstrom replied there are standards in the general planning and zoning code for the County of Los Angeles and the LCP is the specific plan for Marina del Rey. There may be heights in the general planning and zoning code of the County that do not apply to the Marina, rather the specific heights and density that are in the LCP apply to Marina del Rey.

Ms. Andrus asked if an analysis could be done as to why the Board is seeking this amendment and educate the public. She stated the LCP review is being pushed through, Beaches and Harbors and the Coastal Commission is delaying the process. She explained being disappointed that Beaches and Harbors plan to relocate the Administrative Office to Panay Way and removing the yacht club, which is a local facility. Boating recreation is a priority and the commission should contact the Coastal Commission and advise them that the public needs adequate time and an analysis of why the Board is seeking a variety of amendments.

Chairman Searcy and Commissioner Landini agreed the SCHC and Beaches and Harbors are not responsible for the delay of the report and in the last ten years the delay has come from the Coastal Commission. Chairman Searcy stated that to request additional time to review the report a letter should be sent to the Coastal Commission.

7. COMMUNICATION FROM THE PUBLIC

Ms. Marino submitted typed comments and warned of consequences of not adhering to the policies and provisions of Marina del Rey LCP.

Mr. Vreszk asked the commission to observe a moment of silence in memory of Mr. Patrick Conarpe who was killed in a traffic accident on October 28, 2006. Chairman Searcy acknowledged his request.

Ms. Andrus was pleased with the moment of silence given for Mr. Conarpe. She spoke on behalf of Mr. Reuben Cardona who has been displaced as a liveaboard due to the Panay Way project and is presently at King Harbor in Redondo Beach. His slip was remodeled and has not been offered to return. She explained that he was a good tenant, paid rent on time and was interested in mediation.

Vice-Chairman Lesser requested a response as to why Mr. Cardona has not been offered to return.

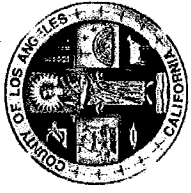
ADJOURNMENT

Chairman Searcy adjourned the meeting at 12:05 p.m.

Respectfully submitted by:
Donna Samuels, Commission Secretary

Taped meetings can be purchased directly after all meetings or by contacting Donna Samuels at (310) 305-9516.

**LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
MARINA DEL REY STATION
PART I CRIMES-JANUARY 2007**



	West Marina 2760	East Marina 2761	Lost R.D. 2762	Marina Water 2763	Upper Ladera 2764	County Area 2765	Lower Ladera 2766	Windsor Hills 2767	View Park 2768	TOTALS
Homicide										
Rape							1			1
Robbery: Weapon						1	1			2
Robbery: Strong-Arm	1							1		2
Aggravated Assault	1							1	1	3
Burglary: Residence	4	1			7		7	4	3	26
Burglary: Other Structure	5	1						1		7
Grand Theft	1	1			1	2	1	1	3	10
Grand Theft Auto	2	1				1	1	1	6	12
Arson										
Boat Theft										
Vehicle Burglary	6	5			1		4	2	1	19
Boat Burglary	1			1						2
Petty Theft	2	2					2			6
REPORTING DISTRICTS TOTALS	23	11		1	9	4	17	11	14	90

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, Date Prepared – February 5, 2007
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

MARINA DEL REY STATION

PART I CRIMES-JANUARY 2007



Part I Crimes	MARINA AREA (RD'S 2760- 2763)	EAST END (RD'S 2764- 2768)
Homicide	0	0
Rape	0	1
Robbery: Weapon	0	2
Robbery: Strong-Arm	1	1
Aggravated Assault	1	2
Burglary: Residence	5	21
Burglary: Other Structure	6	1
Grand Theft	2	8
Grand Theft Auto	3	9
Arson	0	0
Boat Theft	0	0
Vehicle Burglary	11	8
Boat Burglary	2	0
Petty Theft	4	2
Total	35	55

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared** – FEBRUARY 5, 2007
CRIME INFORMATION REPORT - OPTION B



"To enrich lives through effective and caring service"



Stan Wisniewski
Director

Kerry Silverstrom
Chief Deputy

February 8, 2007

TO: Small Craft Harbor Commission
FROM: Stan Wisniewski, Director *Stan Wisniewski*
SUBJECT: **AGENDA ITEM 3b - MARINA DEL REY AND BEACH SPECIAL EVENTS**

MARINA DEL REY EVENTS

FISHERMAN'S VILLAGE WEEKEND CONCERTS

Sponsored by Pacific Ocean Management, LLC
All concerts are from 1:00 p.m. – 4:00 p.m.

Saturday, February 10

2 Azz 1, playing Smooth Jazz

Sunday, February 11

Son Candela, playing Latin Jazz

Saturday, February 17

Chris Glik, playing Latin Jazz & Jazz

Sunday, February 18

Nick Henry, playing Jazz

Saturday, February 24

Michael Haggins, playing Smooth Jazz on Guitar

Sunday, February 25

Jimbo Ross Bodacious Blues Band, playing Jazz & Blues

For more information call: Ocean Pacific Management at (310) 822-6866.

HOUSEHOLD HAZARDOUS WASTE AND E-WASTE ROUNDUP

Saturday, March 3, 2007
9:00 a.m. – 3:00 p.m. (approximately)
Dock 52 Parking Lot – 13483 Fiji Way – Marina del Rey

The County of Los Angeles Department of Public Works and the Sanitation District, in conjunction with the County of Los Angeles Department of Beaches and Harbors, are sponsoring the annual Household Hazardous Waste and E-Waste Roundup for the proper disposal of environmentally harmful household substances and electronic waste.

For more information call: Los Angeles County Sanitation District at (800) 238-0172 or visit the website at <http://www.lacsd.org/>.

BEACH EVENTS

HERMOSA BEACH
CENTENNIAL JOHN HALES SAND & STRAND RACE 2007

City of Hermosa Beach
Sunday, February 18, 7:00 a.m. – 1:00 p.m.

The 55th Annual Sand and Strand Run/Walk is a 55% sand and 45% strand race beginning on the north side of Hermosa Beach Pier at shoreline and finishing on the south side of the pier. All race proceeds benefit PROJECT Touch, a local non-profit group serving community youth and their families in the South Bay. Registration required.

For more information call: City of Hermosa Beach at (310) 318-0265.

SANTA MONICA PIER
Whale of a Weekend!
Santa Monica Pier Aquarium
February 10 & 11, 2007
2:30 - 5:00 p.m.

Be sure to stop by Heal the Bay's Santa Monica Pier Aquarium to celebrate the annual migration of the Pacific gray whale during "Whale of a Weekend," February 10th and 11th. A host of whale-related activities will be ongoing both days, including: whale

Small Craft Harbor Commission
Marina del Rey and Beach Special Events
February 8, 2007
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watching at the west end of the Pier, arts & crafts, story time, film screenings, lectures and more.

Gray whales complete an annual, round trip migration of 10,000 to 14,000 miles, one of the longest migrations of any animal. The whales travel from their summer feeding grounds in the Arctic's Chukchi and Bering seas to their winter home in the lagoons of Baja California, Mexico, where they spend several months mating and calving. Around January, the whales begin the return journey to the Arctic. According to the Cetacean Society, the mothers and calves travel close to shore as they make the two-to-three month trek north. Learn more interesting facts about these gentle giants and about their annual migration at the Santa Monica Pier Aquarium. Admission is free for children 12 and under when accompanied by an adult. For those 13 and older, a \$5 donation is suggested, with a minimum \$2 admission per person required.

For more information call: Santa Monica Pier Aquarium at (310) 393-6149 for more information or visit the website at www.healthebay.org/smpa.

SW:DC:ks



"To enrich lives through effective and caring service"



February 8, 2007

Stan Wisniewski
Director

Kerry Silverstrom
Chief Deputy

TO: Small Craft Harbor Commission

FROM: Stan Wisniewski, Director

SUBJECT: **ITEM 6a - ONGOING ACTIVITIES REPORT**

BOARD OF SUPERVISORS ACTIONS ON ITEMS RELATING TO MARINA DEL REY

At its November 8, 2006 meeting, the Board approved and instructed the Mayor to sign a Memorandum of Agreement to allow the County to contribute \$1.6 million toward sharing the costs for Marina del Rey maintenance dredging. The current dredging project is discussed further below in the section "Status of Dredging Project".

On November 14, 2006, the Board awarded a three-year contract, plus two one-year extensions, with North American Security, Inc. for armed security guard services at Dockweiler RV Campground and Chace Park facilities.

At its November 21, 2006 meeting, the Board approved a consultant services agreement with HPA, Inc. for maintenance and inspection services for the Marina's seawall. The agreement utilizes a turnkey approach that consists of three elements – maintenance and inspection, as-needed repairs, and engineering design for all components and subsystems of the seawall – all three of which will help to ensure the long-term structural integrity and stability of the seawall. The agreement is for two years with three additional option years for a not-to-exceed fee of \$1 million over the five years.

On December 5, 2006, the Board approved a construction contract with Mike Bubalo Construction Co., Inc. in the amount of \$2,399,375 to construct a stormwater diversion system at Marina ("Mother's") Beach as Part I of Phase II of the Marina Water Quality Improvement Project, to divert surface flows to the adjacent Basin C where there is no water contact recreation. Combined with Part II of Phase I – structural upgrades to the existing dock and construction of a new gangway, including installation of two water circulators below the water surface – the total project cost is \$3,916,000, \$1,750,000 of which is funded by a State Water Clean Water Act grant and the remainder from either the Department's Marina Accumulative Capital Outlay (ACO) Fund or its operating budget.

At its December 12, 2006 meeting, the Board established the Marina del Rey Seawall Repair Project and approved a total Phase I Project budget of \$5.35 million funded from the Marina ACO Fund. Voids of varying sizes have been detected at the bottom of approximately 17,600 lineal feet of the seawall at various locations throughout the harbor. Phase I will address the largest, most critical voids that affect approximately 1,600 lineal feet of seawall and the repairs will consist of filling the voids with grout and installing rock slope protection at the base of the wall to prevent future migration of the underlying soils.

On January 23, 2007, the Board unanimously approved a recommendation submitted by Supervisor Burke to exempt veterans from paying parking fees in County-owned or operated public parking lots and parking meters when vehicles display specialized plates that identify veterans for their meritorious service to our Country; except on weekends and holidays (excluding Veteran's Day), with the exemption to be limited to parking lots where there is an attendant assigned to operate the lot and that no special consideration be given during hours when the lot is operated by automated equipment.

LOCAL COASTAL PROGRAM PERIODIC REVIEW – UPDATE

We received an informal communication from Coastal Commission staff in the middle of December indicating that this matter would not be on the Commission's January agenda but might be a matter for consideration at the Commission's February meeting in San Diego. We reminded Coastal staff of our need for the meeting they promised to have with us, and if necessary, a meeting with the Commission's Executive Director, to discuss areas of ongoing disagreement with the hope that we could reach agreement on as many areas as possible. No further communication from Coastal staff has been forthcoming on this issue, but the Commission's February agenda does not include the periodic review as an item. The next Commission meetings in the Southern California area are the April meeting in Santa Barbara and the May meeting in San Pedro.

STATUS OF DREDGING PROJECT

J.E. McAmis, the contractor selected by the United States Army Corps of Engineers (Corps) to dredge an estimated 255,000 cubic meters of clean sand and sediment out of the Marina's north entrance, commenced dredging operations on January 6, 2007 and, to date, has placed approximately 160,000 cubic meters of dredged material offshore of Dockweiler State Beach in the Kilgore area. The dredging is being conducted on a 24/7 operation and could be completed as early as February 28, 2007, but, in any

event, no later than March 15, 2007. The dredging machinery runs quietly and presents little noise impact away from the site. Brown pelicans that use the detached breakwater have been monitored, and they do not appear to be disturbed by the dredging operation. No problems have been encountered thus far.

DESIGN CONTROL BOARD MINUTES

The minutes from the Design Control Board meeting have not been finalized.

REVIEW OF MR. WILLIAM VSREZK'S EVICTION

At the last Commission meeting held in November, Mr. William Vreszk spoke during the public comment portion of the presentation by the Program Manager of the County's Consumer Affairs Mediation Program and indicated that he was being evicted from his slip. Our Department subsequently conducted an investigation and discovered that, as with all slip tenants of the current Bar Harbor (Parcel 15) anchorage, Mr. Vreszk was sent a courtesy notice that, in 2007, he would be receiving a six-month notice to vacate his slip due to the planned redevelopment of Parcel 15. Although only a six-month notice was a condition of the lessee's coastal development permit, this extra effort was made to advise existing tenants as early as possible about the need to relocate, because the lessee recognizes the hardship slip tenants will experience in being displaced. The lessee is also letting tenants know of available slips elsewhere (i.e., King Harbor in Redondo).

REVIEW OF MR. REUBEN CARDONA'S DISPLACEMENT

Also at your November 8, 2006 meeting, Ms. Carla Andrus spoke on behalf of Mr. Reuben Cardona, who she indicated had been displaced as a liveaboard due to the Panay Way project and was interested in mediation. As a result of this testimony, your Commission requested the Department to contact Panay Way Marina regarding this matter. The Department learned that Mr. Cardona was not invited back as a slip tenant at the renovated anchorage because of past violations of anchorage policies.

SW:ks