

**MINUTES**  
**BOATING AND WATERWAYS COMMISSION MEETING**  
**SACRAMENTO, CALIFORNIA**  
**MARCH 20, 2013**

Pursuant to due and regular notice, the meeting of the Boating and Waterways Commission was called to order by Chairman Metz on March 20, 2013, at 8:30 A.M. at the DoubleTree Hotel, 2001 Point West Way, Sacramento, California.

**ROLL CALL**

Commissioners Present: Douglas W. Metz, Chair; David Lumian, Vice Chair; John R. Bañuelos; David Livingston; Frank Peralta, and Virginia Madueño

Dept. of Boating and Waterways

Personnel Present: Sylvia Hunter, Acting Director; Claire LeFlore, Chief Counsel, California State Parks; Steve Watanabe, Facilities Chief; Keren Dill; Associate Governmental Program Analyst (AGPA); Melissa Frago, AGPA; Gloria Sandoval, AGPA; Susan Sykes, Staff Service Analyst, and Margarita Sanchez, Administrative Assistant.

**CHAIRMAN'S REPORT**

Chairman Metz congratulated Commissioner Livingston on his reappointment to the Commission and welcomed new Commissioner Virginia Madueño. He also congratulated Sylvia Hunter on her appointment as Acting Director to the Department and introduced Clair LeFlore, Chief Counsel for the Department of Parks and Recreation. Chairman Metz acknowledged Ms. Becerra's retirement and spoke on all that she has done for the Department. Chairman Metz commented on former Commissioner Webb's term with the Commission and will present him with a plaque at a future meeting.

**APPROVAL OF MINUTES**

**MOTION:** *It was moved by Commissioner Livingston and seconded by Commissioner Lumian, that the Boating and Waterways Commission Minutes of January 23, 2013, meeting be approved. The motion carried with Commissioner Madueño abstaining.*

**DIRECTOR'S REPORT**

Ms. Hunter reported the federal approvals for the 2013 Water Hyacinth Control Program was received on March 14, 2013, and treatment will begin in selected areas of the Delta through

November 30, 2013. Information on the treatment areas and the public notice are available on the Department's website.

Ms. Hunter reported that the merger with the Department of State Parks and Recreation is ongoing and the organizational structure of the Division of Boating and Waterways has been finalized and staff has been informed of their new office locations.

Chairman Metz read his email he sent to Aaron Robertson, Chief Deputy Director of the Department of Parks and Recreation, dated March 5, 2013 and Mr. Robertson's reply of March 6, 2013. In Mr. Robertson's reply, he indicated a duty statement for the deputy director of Boating and Waterways will be sent to the Commission.

Ms. Sandoval continued with the Director's Report. She reported the Boating Clean and Green Program has begun its Dockwalker training and information is available on the Department's website. She also reported that as of March 11, 2013, there have been four boating fatalities, eight injuries and 18 accidents that have been reported to the Department. Last year at this time there were eight fatalities, 13 injuries and 40 accidents.

Commissioner Madueño asked how many volunteers are utilized on the Boating Clean and Green program and how many Dockwalkers have been trained and where they are utilized. Ms. Sandoval replied she will supply the Commission with information on the program and how many Boater kits were distributed and the survey's results.

## **LEGISLATIVE REPORT**

Ms. Frago reported on the following bills:

- AB 8, Perea, Alternative fuel and vehicle technologies; funding programs
- AB 425, Atkins, Pesticide: antifouling paint: pesticide registration: evaluation
- AB 763, Buchanan, Invasive aquatic plants: control and eradication
- AB 865; Yacht and Ship Brokers Act: licensing
- SB 11, Pavley, Alternative fuel and vehicle technologies: funding program
- SB 122, Lieu, Vessels: abandonment: abatement
- SB 427, Monning, Vessels: equipment requirements: personal flotation devices
- SB 457, Monning, Vessels: collisions and accidents

*Chairman Metz called for a break at 9:27 A.M.; meeting resumed at 9:41 A.M.*

## **PUBLIC COMMENTS**

No public comments

## CONSIDERATION OF PUBLIC GRANT

### **Frank G. Bonelli Regional Park Sailboat Cove BLF**

The County of Los Angeles has applied for a \$400,000 Harbors and Watercraft Revolving Fund (HWRF) grant for planning, design, and construction of the Frank G. Bonelli Regional Park Sailboat Cove Boat Launching Facility. Department staff recommends approval of the grant.

Dave Campbell, Superintendent, County of Los Angeles, was available to answer questions from the Commission. Commissioner Lumian visited the proposed project and said the docks are dilapidated and in need of repair. He recommended approval. After discussion, the following motion was made:

**MOTION:** *It was moved by Commissioner Bañuelos and seconded by Commissioner Peralta, that the Boating and Waterways Commission approve the \$400,000, planning, design, and construction grant to the County of Los Angeles for the Frank G. Bonelli, Regional Park, Sailboat Cove Boat Launching Facility for the proposed project described in the March 20, 2013, Feasibility Report. The motion carried unanimously.*

### **Lake Mendocino South Ramp BLF**

The United States Army Corps of Engineers (Corps) has applied for a \$1,400,000, Harbors and Watercraft Revolving Fund grant for planning, design, and construction. The United States Army Corps of Engineers owns and operates the Lake Mendocino South BLF. Department staff recommends approval of the grant with conditions. The conditions are:

- Prior to disbursement of any grant funds, the Corps must complete CEQA/NEPA
- Prior to disbursement of any grant funds, the Corps must the DBW grant project funded in FY2010/11 and receive acceptance of the project as complete by DBW.

If the conditions are not met by May 1, 2014, funds for this project shall revert to the Harbors and Watercraft Revolving Fund. After discussion the following motion was made:

Joshua Burkhead, Park Ranger, U.S. Army Corps of Engineers, was available to answer questions from the Commission. Commissioner Bañuelos visited the proposed project site and noticed a need for parking. He recommended approval. After discussion, the following motion was made:

**MOTION:** *It was moved by Commissioner Lumian and seconded by Commissioner Peralta, that the Boating and Waterways Commission approve the \$1,400,000, Harbors and Watercraft Revolving Fund grant, with conditions, to the United States Army Corps of Engineers for the proposed project described in the March 20, 2013, Feasibility Report. The motion carried unanimously.*

## CONSIDERATION FOR PUBLIC LOAN

### Santa Barbara Marina

The City of Santa Barbara has applied for a \$1.9 million loan to make improvements to Marina One at the Santa Barbara Harbor. The proposed project will make improvements to Fingers J and K and engineering and design for Fingers A through K. Department staff recommends approval.

Karl Treiberg, Waterfront Facilities Manager, Santa Barbara Harbor, was available to answer questions from the Commission. Commissioner Metz visited the proposed project site and recommends approval. After discussion the following motion was made:

**MOTION:** *It was moved by Commissioner Livingston and seconded by Commissioner Peralta, that the Boating and Waterways Commission approve the \$1,900,000, Harbors and Watercraft Revolving Fund loan to the City of Santa Barbara for the proposed project described in the March 20, 2013, Feasibility Report. The motion carried unanimously.*

## NEW BUSINESS

Ms. Sykes gave a presentation and update on the Abandoned Watercraft and Vessel Turn-In Programs. Mr. Treiberg praised the Department programs and said his agency benefits from them.

## COMMISSIONER ANNOUNCEMENTS

Chairman Metz said it was discussed in yesterday's workshop that staff will provide a schedule for future Commission meetings dates and locations. The schedule will have the statutory requirements and the mandate to meet in various locations.

After discussion, it was decided the next Commission meeting will be held in Sacramento on June 11 and 12, 2013.

## ADJOURN

Chairman Metz adjourned the meeting at 10:58 A.M.

*Original signed by:*

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Sylvia Ortega Hunter, Acting Secretary