



VENTURA PORT DISTRICT BOARD OF PORT COMMISSIONERS

Chris Stephens, Chair
Michael Blumenberg, Vice-Chair
Brian Brennan, Secretary
Jackie Gardina, Commissioner
Everard Ashworth, Commissioner

Brian D. Pendleton, General Manager
Todd Mitchell, Sr. Business Operations Manager
Andy Turner, Legal Counsel
Jessica Rauch, Clerk of the Board

REGULAR MEETING WEDNESDAY, APRIL 20, 2022

VENTURA PORT DISTRICT OFFICE
1603 ANCHORS WAY DRIVE
VENTURA, CA 93001

CLOSED SESSION – 6:00PM
OPEN SESSION – 7:00PM

PUBLIC PARTICIPATION OPTIONS VIRTUAL VIEWERSHIP ONLY

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Webinar ID: 832 7632 9300

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SUBMIT PUBLIC COMMENT VIA EMAIL

If you will not be participating in person but would like to submit a written comment on a specific agenda item, please do so via email by 4:00PM on the day of the meeting. Please submit your comment to the Clerk of the Board at jrauch@venturaharbor.com.

When sending an email, please indicate in the subject line, the agenda item number (i.e. General Public Comment or Consent Item A). Written comments should be no more than 1000 characters in length. Written comments will be distributed to the Commissioners and will be posted as a supplemental packet on the District's website at <https://venturaharbor.com/board-meetings-minutes/>.

CLOSED SESSION – 6:00PM

CALL TO ORDER: *By Chair Chris Stephens.*

Teleconference Participant: Vice-Chair Michael Blumenberg

Teleconference Location: The Westin Annapolis Lobby, 100 Westgate Cir, Annapolis, MD 21401

ROLL CALL: *By the Clerk of the Board.*

PUBLIC COMMUNICATIONS (3 minutes)

*The Public Communications period is set aside to allow public testimony on items only on the Closed Session Agenda. Each person may address the Commission for up to three minutes or at the discretion of the Chair. Attendees can dial *9 or use the 'raise hand' function in Zoom if they would like to speak during public comment periods.*

CONVENE IN CLOSED SESSION – 6:05PM

CLOSED SESSION AGENDA

1. Conference with Labor Negotiators - Per Government Code Section 54957.6

- a) Employee Units: **Full-Time and Part-Time Harbor Patrol Officers**
 - Groups: Service Employees International Union (SEIU), Local 721
 - Negotiating Parties: Brian Pendleton, Todd Mitchell, Andy Turner, Oliver Yee
 - Under Negotiation: **Labor Negotiations** (verbal report)

2. Public Employee Performance Evaluation per Government Code Section 54957(b)(1):

Brian D. Pendleton, General Manager - Annual Review

ADJOURNMENT

OPEN SESSION – 7:00PM

CALL TO ORDER: *By Chair Chris Stephens.*

PLEDGE OF ALLEGIANCE: *By Chair Chris Stephens.*

ROLL CALL: *By the Clerk of the Board.*

ADOPTION OF AGENDA (3 minutes)

Consider and approve, by majority vote, minor revisions to agenda items and/or attachments and any item added to or removed/continued from the Port Commission's agenda. Administrative Reports relating to this agenda and materials related to an item on this agenda submitted after distribution of the agenda packet are available for public review at the Port District's office located at 1603 Anchors Way Drive, Ventura, CA during business hours as well as on the District's website - www.venturaharbor.com.

APPROVAL OF MINUTES (3 minutes)

The Minutes of the April 6, 2022 Regular Meeting will be considered for approval.

PUBLIC COMMUNICATIONS (3 minutes)

*The Public Communications period is set aside to allow public testimony on items not on today's agenda. Each person may address the Commission for up to three minutes or at the discretion of the Chair. Attendees can dial *9 or use the 'raise hand' function in Zoom if they would like to speak during public comment periods.*

CLOSED SESSION REPORT (3 minutes)

Closed Sessions are not open to the public pursuant to the Brown Act. Any reportable actions taken by the Commission during Closed Session will be announced at this time.

BOARD COMMUNICATIONS (5 minutes)

Port Commissioner’s may present brief reports on port issues, such as seminars, meetings and literature that would be of interest to the public and/or Commission, as a whole. Port Commissioner’s must provide a brief summary and disclose any discussions he or she may have had with any Port District Tenants related to Port District business.

STAFF AND GENERAL MANAGER REPORTS (5 minutes)

Ventura Port District Staff, Legal Counsel and General Manager will give the Commission updates on important topics or items of general interest if needed.

CONSENT AGENDA: (5 minutes)

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon by the Board at one time, without discussion, unless a member of the Board or the public requests an opportunity to address any given item. Approval by the Board of Consent Items means that the recommendation is approved along with the terms set forth in the applicable staff reports.

A) Approval of Out-of-Town Travel Requests

Recommended Action: Voice Vote.

That the Board of Port Commissioners approve the out-of-town travel requests for:

- a) Brian Pendleton, General Manager, to attend the California Special Districts Association Legislative Days in Sacramento, CA.
- b) Mason Alford, Harbor Patrol Officer I, to attend the Department of Boating and Waterways Marine Firefighting class in Marina Del Rey, CA.
- c) Mark Kidman, Harbor Patrol Officer I, to attend the Department of Boating and Waterways Marine Firefighting class in Marina Del Rey, CA.

STANDARD AGENDA:

1) Approval of General Manager Employment Agreement

Recommended Action: Voice Vote.

That the Board of Port Commissioners approve, and authorize the Chair to sign, an “At Will Employment Agreement for General Manager” with General Manager Brian Pendleton, dated May 1, 2022, with an annual base salary of \$206,938.

2) Quarterly Update on the Ventura Port District 5-Year Objectives

Recommended Action: Voice Vote.

That the Board of Port Commissioners receive and file the quarterly update on the Ventura Port District 5-Year Objectives.

3) Ventura Port District Update as it Relates to COVID-19

Recommended Action: Informational. (Verbal Report)

That the Board of Port Commissioners receive an update on the status of COVID-19 in Ventura County.

ADJOURNMENT

This agenda was posted on Friday, April 15, 2022 by 5:00 p.m. at the Port District Office and online at www.venturaharbor.com - Port District Business - Meetings and Agendas.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Ventura Port District at (805) 642-8538 or the California Relay Service at 711 or (800) 855-7100. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility. (28 CFR 35.102.35.104 ADA Title II)



**VENTURA
PORT DISTRICT**
Established 1952

BOARD OF PORT COMMISSIONERS

APRIL 20, 2022

APPROVAL OF MINUTES

APRIL 6, 2022 REGULAR MEETING

VENTURA PORT DISTRICT

BOARD OF PORT COMMISSIONERS MINUTES OF APRIL 6, 2022



CLOSED SESSION

CALL TO ORDER:

The Ventura Board of Port Commissioners Regular Closed Session Meeting was called to order by Chairman Stephens at 6:00PM at the Ventura Port District Administration Office, 1603 Anchors Way Drive, Ventura, CA 93001 and via Zoom meeting.

ROLL CALL:

Commissioners Present:

Chris Stephens, Chairman
Michael Blumenberg, Vice-Chairman
Brian Brennan, Secretary arrived at 6:20PM
Everard Ashworth

Commissioners Absent:

Jackie Gardina

Port District Staff:

Brian Pendleton, General Manager
Jessica Rauch, Clerk of the Board
Todd Mitchell, Sr. Business Operations Manager

Legal Counsel:

Andy Turner, Lagerlof Lawyers LLP
Oliver Yee, LCW via Zoom

PUBLIC COMMUNICATIONS: None. Closed at 6:01PM.

CONVENED TO CLOSED SESSION AT 6:02PM.

ADJOURNMENT: Closed Session was adjourned at 6:50PM.

OPEN SESSION

ADMINISTRATIVE AGENDA:

CALL TO ORDER:

The Ventura Board of Port Commissioners Regular Open Session Meeting was called to order by Chairman Stephens at 7:00PM the Ventura Port District Administration Office, 1603 Anchors Way Drive, Ventura, CA 93001 and via Zoom meeting.

PLEDGE OF ALLEGIANCE: By Andy Turner.

ROLL CALL:

Commissioners Present:

Chris Stephens, Chairman
Michael Blumenberg, Vice-Chairman
Brian Brennan, Secretary
Everard Ashworth

Commissioners Absent:

Jackie Gardina

Port District Staff:

Brian Pendleton, General Manager
Todd Mitchell, Sr. Business Operations Manager
Jessica Rauch, Clerk of the Board
Jessica Snipas, Business Operations Analyst via Zoom
Joe Gonzalez, Capital Projects Manager
Sergio Gonzalez, Facilities Manager via Zoom
Dave Werneburg, Marina Manager
John Higgins, Harbormaster
Rob Weinerth, Courtesy Dockmaster

Legal Counsel:

Andy Turner, Lagerlof Lawyers LLP

City of Ventura Liaisons

Deputy Mayor Joe Schroeder, City Council Liaison – Absent
Michael Coon, Administrative Liaison – Absent

Number of interested persons: 11 via zoom; 2 in person

ADOPTION OF AGENDA

ACTION: Commissioner Brennan moved to adopt the April 6, 2022 agenda.

Commissioner Ashworth seconded. The vote was as follows:

AYES: Commissioners Stephens, Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

APPROVAL OF MINUTES

The Minutes of the March 16, 2022 Regular Meeting were considered as follows:

ACTION: Commissioner Ashworth moved to approve the minutes of the March 16, 2022 Regular Meeting.

Commissioner Brennan seconded. The vote was as follows:

AYES: Commissioners Stephens, Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

PUBLIC COMMUNICATIONS: None. Closed at 7:02PM.

CLOSED SESSION REPORT: Mr. Turner stated that the Board met in closed session; discussed and reviewed all items on the closed session agenda. The Board gave direction to staff as to how to proceed. No action was taken that is reportable under The Brown Act.

BOARD COMMUNICATIONS: Commissioner Ashworth mentioned a comment letter the District will be submitting regarding a strategic plan for economic development through aquaculture. He has also been invited to speak at an aquaculture conference in May hosted by K&L Gates.

STAFF AND GENERAL MANAGER REPORTS: Mr. Pendleton introduced Wayne Hatch, new Maintenance Supervisor. He also reported that Channel Islands National Park Service issued a Press Release announcing that planning is now complete for a small campground near Prisoners Harbor on Santa Cruz Island.

CONSENT AGENDA:

A) Approval of Out-of-Town Travel Request

Recommended Action: Voice Vote.

That the Board of Port Commissioners approve the out-of-town travel requests for Todd Mitchell, Sr. Business Operations Manager, to attend a CMANC meeting with the US DOT Deputy Secretary at the Port of Oakland.

Public Comment: None.

ACTION: Commissioner Brennan moved to approve the out-of-town travel requests for Todd Mitchell, Sr. Business Operations Manager, to attend a CMANC meeting with the US DOT Deputy Secretary at the Port of Oakland.

Commissioner Ashworth seconded. The vote was as follows:

AYES: Commissioners Stephens, Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

B) Approval of Amendment No. 1 to the Coastal Cone Lease Agreement

Recommended Action: Voice Vote.

That the Board of Port Commissioners approve Amendment No. 1 to the Lease Agreement between the Ventura Port District dba Ventura Harbor Village and James and Alex Hong dba Coastal Cone.

Public Comment: None.

ACTION: Commissioner Brennan moved to approve Amendment No. 1 to the Lease Agreement between the Ventura Port District dba Ventura Harbor Village and James and Alex Hong dba Coastal Cone.

Commissioner Ashworth seconded. The vote was as follows:

AYES: Commissioners Stephens Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

C) Approval of a Change Order Request for the Ventura Harbor Village Reroofing Project to add a Portion of Building 1591

Recommended Action: Voice Vote.

That the Board of Port Commissioners approve a change order request for the Ventura Harbor Village Reroofing Project to add Building 1591 #113, 114, 115 in the amount of \$136,620.00.

Public Comment: None.

ACTION: Commissioner Brennan moved to approve a change order request for the Ventura Harbor Village Reroofing Project to add Building 1591 #113, 114, 115 in the amount of \$136,620.00.

Commissioner Ashworth seconded. The vote was as follows:

AYES: Commissioners Stephens Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

STANDARD AGENDA:

1) Approval of New Portside Partners Loan

Recommended Action: Voice Vote.

That the Board of Port Commissioners:

- a) Approve a new loan for the Portside Partners project;
- b) Authorize the General Manager to execute the Ground Lease Estoppel Certificate; and
- c) Receive a presentation on the status of Portside.

Report by Andy Turner, Legal Counsel and presentation by Michael Sondermann, Portside Partners.

Public Comment: None.

ACTION: Commissioner Brennan moved to approve a new loan for the Portside Partners project; and authorized the General Manager to execute the Ground Lease Estoppel Certificate. The Commission also received a presentation on the status of Portside by Michael Sondermann.

Vice-Chairman Blumenberg seconded. The vote was as follows:

AYES: Commissioners Stephens Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

2) Presentation on the VenturaWaterPure Ocean Outfall Project

Recommended Action: Informational.

That the Board of Port Commissioners receive a presentation by the City of Ventura on the VenturaWaterPure Ocean Outfall Project.

Presentation by Adam Bugielski, Principal Civil Engineer, City of Ventura.

Public Comment: Tom Derecktor, owner of Derecktor Ventura expressed his concerns about the project and the possible conflicts with the redevelopment of their property. Leonora Valvo, owner of Derecktor Ventura asked when the schedule will be finalized for the project.

ACTION: The Board of Port Commissioners received a presentation from Adam Bugielski, Principal Civil Engineer from the City of Ventura on the VenturaWaterPure Ocean Outfall Project.

3) Determination to End State of Emergency due to the Hunga Tonga Tsunami

Recommended Action: Voice Vote.

That the Board of Port Commissioners determine that there is no longer a need to continue the emergency action adopted by the Board on January 19, 2022, since the emergency conditions have abated, impacts to District assets have been assessed, and all necessary emergency actions have been completed.

Report by Brian D. Pendleton, General Manager and John Higgins, Harbormaster.

Public Comment: Tom Derecktor, owner of Derecktor Ventura let the District know that they are going to be building docks and could build one for the District long dock.

ACTION: Vice-Chairman Blumenberg moved to determine that there is no longer a need to continue the emergency action adopted by the Board on January 19, 2022, since the emergency conditions have abated, impacts to District assets have been assessed, and all necessary emergency actions have been completed.

Commissioner Brennan seconded. The vote was as follows:

AYES: Commissioners Stephens Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

4) Consideration of Updates to the Ventura Port District Mission Statement, Long-Term Goals and Five-Year Objectives

Recommended Action: Voice Vote.

That the Board of Port Commissioners consider updates to the District Mission Statement, Long-Term Goals and Five-Year Objectives resulting from the December 4, 2021 Public Workshop.

Report by Brian D. Pendleton, General Manager.

Public Comment: None.

ACTION: Commissioner Ashworth moved to approve updates to the District Mission Statement, Long-Term Goals and Five-Year Objectives resulting from the December 4, 2021 Public Workshop with further direction suggested by the Commission.

Commissioner Brennan seconded. The vote was as follows:

AYES: Commissioners Stephens, Blumenberg, Brennan, Ashworth

NOES: None

ABSENT: Commissioner Gardina

Motion carried 4-0.

5) Ventura Port District Update as it Relates to COVID-19

Recommended Action: Informational. (Verbal Report)

That the Board of Port Commissioners receive an update on the status of COVID-19 in Ventura County.

Report by Brian D. Pendleton, General Manager.

Public Comment: None.

ACTION: The Board of Port Commissioners received an update on COVID-19 related items.

ADJOURNMENT: The meeting was adjourned at 8:55PM.

The next regular meeting is Wednesday, April 20, 2022.

Brian Brennan, Secretary



BOARD OF PORT COMMISSIONERS

APRIL 20, 2022

DEPARTMENTAL STAFF REPORTS

MARCH 2022

&

LONG TERM GOALS

5-YEAR OBJECTIVES

INDEX

Ventura Port District - Long Term Goals 5-Year Objectives

Long Term Goals				
#	Category		Sub #	Intent/Strategy
1	Safety & Navigation	Maintain and enhance a safe and navigable harbor	a	Securing funding for dredging the Harbor entrance through the Army Corps of Engineers in coordination with agencies and our elected officials;
			b	Dredging the Inner Harbor and preserving infrastructure;
			c	Providing superior Harbor Patrol, Maintenance, and related District services;
			d	Preserving and enhancing infrastructure, equipment and facilities for a modernized, efficient and safe working harbor.
2	Commercial & Recreational Boating & Fishing	Support and promote commercial and recreational boating and fishing.		
3	Economic Vitality	Increase economic development, vitality, and diversity of the District through effective leasing and marketing strategies.		
4	Sustainability	Promote sustainable use of our natural environment through business practices and programs designed in concert with our tenants, educators, agencies, and interest groups.		
5	Relationships	Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials and the community.		
6	Public Service	Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective and public focused organization.		

5 Year Objectives				
#	Category	Objective	Sub #	Intent/Strategy
D	Harbor Dredging	Ensure that annual dredging occurs at the federal Harbor entrance and as needed in the inner Harbor	1	Support and advocate for congressional funding to the Army Corps of Engineers in support of the Harbor's annual dredging program
			2	Provide an on-going leadership role and active participation with California Marine Affairs and Navigation Conference (CMANC) and other relevant organizations in support of federal and state assistance
			3	Ventura Port District Dredging
E	Public and Civic Engagement Plan	Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders	1	Collaborate with business partners and stakeholders through increased engagement, communication, and participation.
			2	Collaborate with City, regional, state, and federal agency officials in pursuit of mutually beneficial projects, programs
			3	Public and Civic Engagement Planning
F	Commercial Fishing	Support current commercial fishing industry central to Ventura's premier working waterfront through: stakeholder engagement, diversification, and infrastructure improvements	1	Reactivate Ventura's commercial fishing association and/or establish fishermen working group as part of improved stakeholder engagement
			2	Continue improvements of Commercial Fishing Industry service offerings by District
			3	VSE Project Grant utilization
			4	Complete permitting, regulatory, and legislative approvals for VSE project
			5	VSE Subleasing
M	Master Tenants & Parcels 5+8	Collaborate with existing and future Master Tenants to maintain, improve, and develop the Harbor	1	Engagement and support of Master Tenants for successful business operations at the Harbor
			2	Evaluate opportunities for Parcels 5 and 8
P	National/State Parks Collaboration	Maintain Channel Islands National Park Service (NPS) presence at Harbor Draw upon Ventura Harbor area Nat'l. & State parks and wetland areas to enhance ecotourism	1	Coordinate with NPS Superintendent and General Services Administration (GSA) to secure long-term leases for NPS personnel currently located at 1441 and 1691 Spinnaker Dr. (Harbor Village)
			2	Coordinate with National & California State Parks to develop destination-based ecotourism offerings
T	Village Parking & Traffic	Continue to increase and/or maximize visitor parking and traffic circulation during busy periods	1	Evaluate pedestrian, bicycling, transit networks and parking within and around the Harbor
			2	Pursue needed improvements and management plans
			3	Evaluate pedestrian, bicycling, transit networks and pursue needed improvements, enforcement strategies in partnership with the City
V	Harbor Village	Maintain and improve Harbor Village infrastructure and enhance the overall visitor experience	1	Complete Harbor Village refresh programs
			2	Leasing/Property Management Action Plan
			3	Marketing Action Plan

DEPARTMENTAL STAFF REPORTS

CAPITAL PROJECTS

LONG-TERM GOALS:

Goal 1: Safety & Navigation

Maintain and enhance a safe and navigable harbor
c: Providing superior Harbor Patrol, Maintenance, and related District services.
d: Preserving and enhancing infrastructure, equipment, and facilities for a modernized, efficient and safe working harbor.

Goal 3: Economic Vitality

Increase economic development, vitality, and diversity of the District through effective leasing and marketing strategies

Goal 4: Sustainability

Promote sustainable use of our natural environment through business practices and programs designed in concert with our tenants, educators, agencies, and interest groups

Goal 5: Relationships

Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials, and the community.

Goal 6: Public Service

Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective, and public focused organization.

5-YEAR OBJECTIVES:

Objective E: Public and Civic Engagement Plan

Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders

1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

Objective F: Commercial Fishing

Support current commercial fishing industry central to Ventura's premier working waterfront through: stakeholder engagement, diversification, and infrastructure improvements

2: Continue improvements of Commercial Fishing Industry service offerings by District

Objective V: Harbor Village

Maintain and improve Harbor Village infrastructure and enhance the overall visitor experience.

1: Complete Harbor Village refresh programs

**VENTURA PORT DISTRICT
DEPARTMENTAL STAFF REPORT**

Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: Todd Mitchell, Sr. Business Operations Manager
Joe A. Gonzalez, Capital Projects Manager
SUBJECT: March 2022 Capital Projects Report

ELECTRIC VEHICLE CHARGING STATIONS

Status: Grants Awarded / In Design Phase

Budget: Being Developed

Staff are pleased to report that multiple sources of support and funding have been approved for the purposes of bringing additional electric vehicle charging stations to Ventura Harbor. Southern California Edison's (SCE) Charge Ready Program is funding the in-ground construction to add 21 Level-2 charging stations to Ventura Harbor Village (adjacent to 1567 and 1591 Spinnaker Drive), which will also increase the number of ADA parking stalls. SCE is currently evaluating a proposed design for four chargers at the District's office at 1603 Anchors Way Drive (SCE visited the site on April 5 to take measurements). The program also offers up to \$750 per station for procurement and installation.

In addition, the California Energy Commission's California Electric Vehicle Infrastructure Project (CALeVIP) has approved the award of \$84,500 towards the purchase of EV chargers. Procurement is required by November of 2022. Based on SCE's construction schedule, we have been advised that we should apply for an extension as construction may not be complete by November.

Finally, the California State Lands Commission awarded the District \$1,060,484 as part of a \$250 million allocation from the Federal American Rescue Plan Act of 2021 (ARPA) to California's ports to mitigate the negative economic impacts resulting from the Covid-19 pandemic. Part of those grant funds (up to \$60,000) has been identified as being applied towards installation of the electric vehicle chargers during the application process.

The projects are in early design stages by SCE before permits will be obtained and construction begins (estimated late 2022). In the coming months, staff will be procuring the chargers consistent with the timing required by the CALeVIP program.

WAYFINDING SIGN PROJECT

Status: Ongoing

Budget: Under Budget

The Port District's proposed FY21-22 Capital Improvement Budget includes \$150,000 for the manufacture and installation of 11 wayfinding signs within Ventura Harbor Village. Utilizing procedures for advertised public bidding, six contractors attended the pre-bid meeting and the District received two bids for the project with the lowest responsive bid from JTEC Corporation, Inc. to perform the fabrication and installation of the wayfinding signage for \$90,000.

District staff and the consulting architect, Coastal Architects, reviewed the two bids and made the determination that the lowest bidder was responsive, holds all required licenses, and has multiple



positive reviews for past work. On July 21, 2021, the Board of Port Commissioners awarded the contract to JTEC Corporation. The District later added additional work (3 additional Wayfinding signs, cement work adjacent to one sign, and procurement of spare materials) which was approved at the November 17, 2021 Commission meeting.

Due to the project having impacts to the visitor experience (i.e., construction in multiple locations including along the promenade and impacts to parking for staging), the project was not started until after the summer season had ended.

The majority of the tenant's name placards have been installed. However, a hand full of them are in backordered and are expected to arrive the week of April 11th. Staff has given direction to the contractor to install all signage that have been delivered and to install temporarily arrows (stickers), until the acrylic directional arrows arrive. The Maintenance Department has begun installing all the low voltage lighting on all pedestals. We are pleased to report that staff have been receiving compliments of how well these signs are a great fit to the Ventura Harbor Village complex.



1567 BUILDING B and C RE-ROOFING PROJECT

Status: Ongoing
Budget: On Budget



On October 6, 2021, the Board awarded the 1567 Spinnaker Drive Buildings B and C Reroofing Project to Garland/DBS, Inc. in the amount of \$358,976. A pre-construction meeting was held on Monday November 15th. All on-site building tenants have been notified that the starting date for this project is scheduled for Monday, February 14th. Material has arrived on site and has been securely stored nearby.

A final pre-construction site meeting was held on Tuesday, February 8th to confirm the overall

details to have a smooth start to finish project. Staff has been notified that this project will take 4-5 weeks to complete (weather permitting). The project started on Monday, February 14th; however, there has been some delays due to bad weather, but the project has been moving forward. Building 1567 C is currently 95% completed. Staff anticipates another two weeks for completion for this building (weather permitting). As of today, staff is pleased with the outcome of this project and appreciates the understanding of the roofing contractor to continue to work with staff to minimize the negative impacts that may affect our tenants and visitors during this project.



ADDITIONAL PROJECTS

- 1591 Re-Roofing (change order) Status: Going for Board Approval
- 1567 Suite 205 (TI's) Status: Completed
- 1591 elevator refurbishment Status: Waiting on alternative estimates
- Fish Pier Crane #1 Refurbishment Status: Scheduled to start April 19th
- 1603 Administration Emergency Generator Status: Architect finalizing plans
- 1559 and 1691 Trash Enclosures Status: Plans under City's review
- VHV ADA Public restrooms project Status: Plans under City's review
1691, 1567, 1575, 1691 RR's
- Working with local Mural Artist Status: On Going
- Working closely with Aarmark contractors Status: On Going
- Working closely with Conway Family Wines
Contractors Status: On Going
- Fiber Optic installation on Marketing/Marina office Status: On Going

DEPARTMENTAL STAFF REPORTS

DREDGING

LONG-TERM GOALS:

Goal 1: Safety & Navigation

Maintain and enhance a safe and navigable harbor

- a: Securing funding for dredging the Harbor entrance through the Army Corps of Engineers in coordination with agencies and our elected officials
- b: Dredging the inner harbor and preserving infrastructure

Goal 2: Commercial & Recreational Boating & Fishing

Support and promote commercial and recreational boating and fishing

Goal 5: Relationships

Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials, and the community.

5-YEAR OBJECTIVES:

Objective D: Harbor Dredging

Ensure that annual dredging occurs at the federal Harbor entrance and as needed in the inner harbor

- 1: Support and advocate for congressional funding to the Army Corps of Engineers in support of the Harbor's annual dredging program
- 2: Provide on-going leadership role and active participation with California Marine Affairs and Navigation Conference (CMANC) and other relevant organizations in support of federal and state assistance.
- 3: Ventura Port District Dredging

**VENTURA PORT DISTRICT
DEPARTMENTAL STAFF REPORT**

Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: Brian D. Pendleton, General Manager
Todd Mitchell, Sr. Business Operations Manager
SUBJECT: March 2022 Dredging Report

OUTER HARBOR DREDGING

The US Army Corps of Engineers (Corps) contractor Manson Construction (Manson) began mobilization for the Corps' dredging of the entrance channel and sand trap began the weekend of February 5th with dredging starting February 15th. During mobilization, typically Manson worked from 7AM to 3:30PM, and thereafter 24 hours per day with shift changes at 7AM, 3PM, and 11PM.

Despite some interruptions caused by poor weather, dredging was completed at 7AM on March 3rd, with an estimated total volume of 350,000 cubic yards of sand removed and beneficially reused through beach nourishment between the South Groin and Surfer's Knoll. The final project cost was estimated to be \$5.2 million (\$1.83M in FY21 carry over and \$3.37M in FY22 appropriations). This does not include District costs for meeting monitoring requirements of regulatory and permitting agencies, which are required in order for the District to be able to perform dredging.

With the exception of a small portion of the sand trap, Ventura Harbor's Federal project is fully dredged.

INNER HARBOR DREDGING

Permit Amendments (Long-Term)

Both the District and the City of Ventura seek to amend the permits which allow the agencies to perform inner harbor maintenance dredging. The amendment would allow placement of inner harbor dredge material south of the harbor entrance on the beach even when the Santa Clara River mouth is closed.

During the month of March, staff and its consultant for the amendments, Rincon Consultants, have largely been waiting on feedback from the permitting agencies. The Corps provided very minor comments on the latest iteration of the proposed methodology on April 4. Those suggested changes will be incorporated, and the revised methodology will be sent to the California Coastal Commission and the Los Angeles Regional Water Quality Control Board in mid-April. Permit amendment applications will be prepared in the next 4 to 8 weeks.

POLITICAL ACTIVITIES

Supplemental Funding for Federal Dredging of Ventura Harbor

On March 9th, the House released the text of the federal Fiscal Year 2022 (FY22) Omnibus Appropriations Bill. Included in the FY22 Omnibus Appropriations package is \$5.516M for Ventura Harbor annual O&M dredging. This number reflects what was proposed in May of 2021 in the President's FY22 budget proposal (\$3.37M) and then "pulsed up" to \$5.516M in the House and Senate FY22 Energy & Water Appropriations Bills in the summer of 2021 by Congresswoman Brownley and Senators Feinstein and Padilla. Dredging for the FY22 left a surplus of \$2.146M which should roll forward into FY23.

On March 28, the President's FY23 Budget (PBUD) was released which included the Corps' Civil Works Budget. In it, maintenance of the Ventura Harbor entrance channel was included at a value of \$4.82M.

When combining the surplus FY22 appropriations with the FY23 PBUD, the Corps should receive a total of \$6.966M for dredging Ventura Harbor's federal channel in February/March of 2023. Based on the new contract between the Corps and Manson, District staff had estimated the required dollar value for dredging next year to be between \$5.8M and \$6.95M. Therefore, it appears that maintenance dredging for the coming year should be fully funded.

We owe a great thanks to Congresswoman Brownley, Senator Feinstein, and Senator Padilla for their support in securing Community Project Funding to increase the appropriations amount and for their support in ensuring Ventura Harbor remains funded within the President's Budget.

Redistricting

To get an updated count of the country's population, the U.S. Constitution requires a federal census every ten years. California uses that census data to redraw the Congressional, State Senate, State Assembly, and State Board of Equalization districts based on population changes. The outcome of the redistricting process has been revealed and the Cities of Ventura and Ojai are being transferred from Congresswoman Julia Brownley to Congressman Salud Carbajal. The new districts will go into effect for California's 2022 elections. Thankfully, our federal advocacy team has had the opportunity to introduce staff to Congressman Carbajal and he has previously shown support for the Ventura Port District. Re-introductory meetings will be coordinated by Carpi & Clay in the coming months.

ATTACHMENT:

Attachment 1 – Bathymetry soundings map of the Ventura Harbor Federal Project

Attachment 2 – March 2022 Federal Advocacy Report by Carpi & Clay



<p>Sheet 1 of 1</p> <p>100 50 0 50 100 SCALE: 1" = 100'</p>	<p>Dredge H.R. Morris</p> <p>Conditional Survey</p>	<p>Notes:</p> <p>Surveyed By: eTrac Survey Date: 03/02/2022 Plot Date: 03/03/2022 Drawn By: AJS Checked By: SM Drawing Name: Ventura 2022 Master Batmap.DWG</p>	<p>Equipment: Survey Vessel Rustler</p> <p>Datum: Horizontal NAD 83, California Zone 5 Vertical MLLW</p>	<p>FOR INFORMATIONAL USE ONLY</p>	<p>Batmap Legend:</p> <p>Sounding Color Scale by Depth</p> <ul style="list-style-type: none"> ■ less than 20.0' ■ 20.0' to 21.9' ■ 21.9' to 29.9' ■ 30.0' to 37.9' ■ 38.0' to 39.9' ■ 40.0' and greater 	<p>Ventura Harbor Maintenance Dredging</p>	
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Federal Update

March 2022

April 1, 2022

Fiscal Year 2022 Appropriations Omnibus Bill Signed into Law

In mid-March, Congress passed and the President signed into law the Fiscal Year 2022 (FY22) omnibus appropriations package. The omnibus contained all twelve FY22 appropriations bills. The law provides over \$1.5 trillion in funding and contains increases in funding for both defense and non-defense spending. Additionally, for the first time in more than a decade, Congress included community project requests (formerly known as earmarks) in the omnibus appropriations package. The inclusion of community projects in the final FY22 package also means that Congress will allow Members to submit these requests again for the FY23 appropriations process.

Specifically for the Harbor's annual operation and maintenance dredging needs, the FY22 omnibus includes \$5,516,000.

President Biden Releases Fiscal Year 2023 Budget Proposal

On March 28, President Biden released his FY23 budget proposal. The \$5.8 trillion calls for an increase in both defense and non-defense spending compared to the FY22 enacted levels. The President's budget proposal highlights the Administration's efforts to reduce federal deficit by more than \$1.3 trillion this year. Additionally, the budget proposal highlights priorities for the Administration over the next year. The release of the President's budget proposal kickstarts the annual appropriations process on Capitol Hill. Over the next several weeks, House and Senate committees will hold a series of budgetary hearing with federal agency officials. More information about the President's FY23 budget proposal can be found [HERE](#).

Specifically for the US Army Corps of Engineers, the FY23 budget includes the following:

- **Ventura Harbor O&M dredging: \$4,820,000**
- General Investigations: \$116,000,000
- Construction General: \$1,328,000,000
- Operation & Maintenance: \$4,451,000,000
- Harbor Maintenance Trust Fund: \$1,726,000,000
- Flood Control & Coastal Emergencies: \$35,000,000

In concert with the release of the FY23 budget proposal, the Corps released its FY23 Infrastructure Investment & Jobs Act (IIJA) workplan. The second of three IIJA Corps work plans, the FY23 IIJA work plan continued to allocate a portion of over \$16B in Corps Bipartisan Infrastructure Law funds to authorized Corps projects and studies. The third and final IIJA work plan will be released with the FY24 budget proposal in early 2023. You can view all IIJA funding allocations [HERE](#).

Treasury Updates Reporting Guidance for State and Local Fiscal Relief Funding

The Treasury Department has released updated compliance and reporting guidance for the State and Local Fiscal Relief Funding program that was included in the American Rescue Plan. The updated guidance includes updates to the reporting requirements to reflect the final rule that Treasury adopted on January 6, 2022. These updates will take effect for the next Project and Expenditure Report that all state, local, and tribal governments need to submit by April 30. The updated guidance can be found [HERE](#).

Senators Peters and Portman Introduce Disaster Mitigation Legislation

Senators Gary Peters (D-MI) and Rob Portman (R-OH) introduced the *Community Disaster Resilience Zones Act* (S. 3875). The legislation would make permanent the Federal Emergency Management Agency's (FEMA) National Risk Index, an online tool that utilizes data to identify communities that are most vulnerable to natural disasters. The bill would also require FEMA to use data from the NRI to establish community disaster resilience zones to designate the communities across the nation that are most in need of mitigation projects – and help them access federal funding and support to plan for mitigation and resilience projects.

Speaker Pelosi Extends Proxy Voting until May 14

At the end of March, Speaker Nancy Pelosi (D-CA) extended proxy voting in the House of Representatives until May 14. House Rules require the Speaker to formally ask the House Attending Physician and Sergeant-at-Arms for implementation or renewal of proxy voting and each authorization is only valid for 45 days. The Senate does not have the ability to vote by proxy.

FEMA Announces COVID-19 Cost-Share Extension

FEMA announced an extension of the 100% federal cost share as a result of the impacts of COVID-19. This extension allows FEMA to cover 100% of the costs including the safe opening and operating of eligible facilities, including schools, and to continue COVID-19 related medical care, vaccination, and testing efforts. FEMA also announced that starting July 1, the federal cost share will shift to 90%, rather than the statutory minimum 75% federal cost share.

DOT Announces Open Application Process for \$2.9 Billion Multimodal Project Discretionary Grants

The Department of Transportation (DOT) has issued a notice of funding opportunity for \$2.9 billion of funding for three discretionary grant opportunities: the National Infrastructure Project Assistance grants program (Mega), the Nationally Significant Multimodal Freight and Highways Projects grants program (INFRA), and the Rural Surface Transportation Grant program (Rural). Applicants can choose to apply for only one, two, or all three of these funding opportunities by submitting only one application. This approach also allows DOT to assist project sponsors in matching projects with the most appropriate grant program(s) and facilitate individual projects in potentially receiving funding from multiple grant programs. Funds for the INFRA, Mega, and Rural funding opportunities will be awarded on a competitive basis for surface transportation infrastructure projects—including highway and bridge, intercity passenger rail, railway-highway grade crossing or separation, wildlife crossing, public transportation, marine highway, and freight projects, or groups of such projects—with significant national or regional impact, or to improve and expand the surface transportation infrastructure in rural areas. All applications are due May 23. More information about these grant opportunities can be found at the following links: [Mega Grants](#), [INFRA Grants](#), and [Rural Grants](#).

Congressional Letters

Senators Feinstein and Merkley Lead Bipartisan Letter in Support of Firefighting Efforts in the West. Senators Dianne Feinstein (D-CA) and Jeff Merkley (D-OR), along with a bipartisan group of Senators, sent a letter to the Senate Appropriations Committee urging robust funding for the National Guard to support firefighting efforts in communities across the nation affected by wildfires. The letter can be found [HERE](#).

Group of Republican Members Send Letter to EPA and Army Corps on WOTUS. A group of more than 200 Republican House Members sent a letter to Environmental Protection Agency (EPA) and the Army Corps of Engineers to halt its current rulemaking on the Waters of the United States (WOTUS) rule. The letter can be found [HERE](#).

Federal Funding Opportunities & Announcements

EPA Releases New Memo on Equitable Clean Water Delivery through BIL. EPA issued a memorandum to guide collaborative implementation with state, local, and Tribal partners of \$43 billion in water infrastructure funding through the Bipartisan Infrastructure Law (BIL). Most of the funding will flow through the Clean Water and Drinking Water State Revolving Funds. More information can be found [HERE](#).

MARAD Announces Funding Opportunity for America's Marine Highway Program. The Maritime Administration (MARAD) has announced the availability of \$25 million in funding for the America's Marine Highway Program to support the development and expanded use of America's navigable waterways to improve national supply chains. This funding is part of the Biden Administration's Port Action Plan. This grant requires a prior designation as a

Marine Highway Project by the Secretary of Transportation. Applications are due April 29. More information can be found [HERE](#).

Reclamation Awards \$5.6 for Desalination and Water Purification Research Program. The Bureau of Reclamation (Reclamation) announced \$5.6 million in awards for fifteen projects in the Desalination and Water Purification Research Program. These projects will study technology to treat unusable water like seawater, brackish groundwater, and municipal wastewater. A full list of awards can be found [HERE](#).

Reclamation Announces BIL Funding for Drought Resiliency Projects. Reclamation announced \$160 million in BIL funding for the Drought Resiliency Program. This program provides federal cost-share funds for entities to take a proactive approach to drought through building projects that increase water supply reliability and improve water management. Applications are due June 15. More information can be found [HERE](#).

Federal Agency Personnel & Regulatory Announcements

CEQ Training Session for New Environmental Justice Tool. The White House Council on Environmental Quality will be hosting a public listening session for the new Climate and Economic Justice Screening Tool (CEJST). The tool provides socioeconomic, environmental, health and climate information to inform decisions that may affect these communities for underserved and marginalized communities. The listening session is scheduled for April 15 and more information can be found [HERE](#).

DHS Announces Appointees for Homeland Security Advisory Council. The Department of Homeland Security (DHS) announced the appointment of 33 new members to the Homeland Security Advisory Council. The purpose of the Council is help define the DHS' strategic vision, strengthen the DHS to better meet the increasingly dynamic and rapidly evolving threat landscape, and harness technology and innovation to modernize the programs it administers. More information can be found [HERE](#).

DOI Announces Political Appointees for Water, Infrastructure. The Department of the Interior announced that Michael Brain will serve as Deputy Commissioner at Reclamation, Katherine Pasta Currie will serve as the Department's Deputy Infrastructure Coordinator responsible for implementation of BIL, Gary Gold will serve as Deputy Assistant Interior Secretary for Water and Science, and Joan Mooney will serve as Principal Deputy Assistant Interior Secretary for Policy, Management, and Budget.

DOT Announces Supply Chain Indicators Tracker. DOT announced that it will track four key metrics to help build out a more complete picture of the logistics and transportation situation. The tracker will give an in-depth look at how goods are moving through our supply chains, where there is progress, and where more work is needed. The release of the tracker shows that imports reached record highs last year, as a result of surging demand, and despite record-high throughput, supply chains faced challenges, including more containerships waiting to unload in the U.S. during the second half of the year. However, there has been progress: a 70% improvement in long-dwelling containers at key west coast ports, and in

recent weeks, fewer containerships waiting to unload. The tracker is a collaboration across many departments intended to provide information about critical supply chains to the public. It will be updated over time, including additions and adjustments as data and information are refined. More information can be found [HERE](#).

EPA Publishes Report on Resiliency and Natural Disaster Debris. EPA released a report highlighting the importance of resiliency and effective planning for management of debris from natural disasters. Planning for and developing resilient affordable housing and debris management infrastructure are critical for equitable and safe disaster debris management. More information can be found [HERE](#).

EPA'S National Environmental Justice Advisory Council to Hold Public Meeting. EPA's National Environmental Justice Advisory Council will hold a two-day virtual meeting on Wednesday, April 20, and Thursday, April 21. This meeting will focus on the business of environmental justice as it relates to the Justice 40 Initiative, the new infrastructure bill, and EPA's endeavors on investments and related topics. More information about the meeting can be found [HERE](#).

FEMA Releases New Guide for Alerts and Warnings. FEMA released a new preparedness resource to help individuals decode what to do when they receive an emergency alert for natural disasters. The guide contains hazard information, watch and warning information, and research-validated protective actions guidance for 17 different hazards including but not limited to: tornadoes, hurricanes, extreme wind, tsunamis, storm surges, winter storms, blizzards, ice storms, wildfires, floods, dust storms, and more. More information about the guide can be found [HERE](#).

TSA Extends Mask Mandate on Transportation. The Transportation Security Administration (TSA) extended the face mask requirement for individuals across all transportation networks, including at airports, onboard commercial aircraft, on over-the-road buses, and on commuter bus and rail systems through April 18. More information can be found [HERE](#).

##

DEPARTMENTAL STAFF REPORTS

FACILITIES

LONG-TERM GOALS:

Goal 1: Safety & Navigation

Maintain and enhance a safe and navigable harbor
c: Providing superior Harbor Patrol, Maintenance, and related District services.
d: Preserving and enhancing infrastructure, equipment, and facilities for a modernized, efficient and safe working harbor.

Goal 3: Economic Vitality

Increase economic development, vitality, and diversity of the District through effective leasing and marketing strategies

Goal 4: Sustainability

Promote sustainable use of our natural environment through business practices and programs designed in concert with our tenants, educators, agencies, and interest groups

Goal 5: Relationships

Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials, and the community.

Goal 6: Public Service

Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective, and public focused organization.

5-YEAR OBJECTIVES:

Objective E: Public and Civic Engagement Plan

Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders

1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

Objective F: Commercial Fishing

Support current commercial fishing industry central to Ventura's premier working waterfront through: stakeholder engagement, diversification, and infrastructure improvements

2: Continue improvements of Commercial Fishing Industry service offerings by District

Objective V: Harbor Village

Maintain and improve Harbor Village infrastructure and enhance the overall visitor experience.

1: Complete Harbor Village refresh programs

**VENTURA PORT DISTRICT
DEPARTMENTAL STAFF REPORT**

Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: Todd Mitchell, Sr. Business Operations Manager
Sergio Gonzalez, Facilities Manager
SUBJECT: March 2022 Facilities Report

MAINTENANCE ACTIVITIES

COVID-19 MAINTENANCE RESPONSE /UPDATE

Status: Ongoing

Budget: Over normal operating budget

The Maintenance Department continues to maintain increased janitorial services throughout the District with ongoing concentration on high-touch surfaces, including restrooms, door handles, etc. in response to the COVID-19 pandemic. Maintenance staff continues to work with shifts staggered to minimize overlap in arrival and departure times. Staff has been provided ready access to Personal Protective Equipment to limit the transmission of COVID-19 at the workplace.

VHV RUSTED FIRE SPRINKLER HEAD ESCUTCHEON CUPS AND SKIRTS

Status: Completed

Budget: Budgeted (Building Maintenance)

The Maintenance Department has started to identify and replace all rusted external fire sprinkler heads sconces and cones. Ongoing project was completed by end of March 2022. Accessible rusted escutcheons and skirts were identified and replaced on VHV properties from 1559 to 1691.

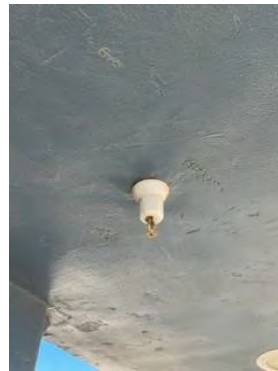
Rusted sprinkler head
escutcheon and skirt



Rusted sprinkler head
escutcheon and skirt



Replaced sprinkler
escutcheon and skirts



Replaced escutcheons
and skirts on hallway



VHV RAIN GUTTERS ADDITION, REPLACEMENT AND MODIFICATION

Status: Completed

Budget: Budgeted (Building Maintenance)

Department staff identified a few rain gutters throughout Village properties that required additions, replacement, or modifications. Contractor was sourced out to complete tasks:

- Replacement of corroded failing galvanize gutter and downspout with new copper material at entrance of the north/west courtyard entrance to VHV 1575 building.
- Modification of the 1449 building north/west rain gutter to redirect the down spout to discharge on concrete floor and not over Andria's restaurant patio awning.
- Addition of copper material catch basket and downspout to discharge the overflow/secondary roof drain on the landscaping planter and not over the Hats Unlimited main entrance at VHV 1567 building.

Discharge of entrance Added gutter at 1567 Replaced gutter at 1575 Modified gutter at 1449



VHV 1575 COURTYARD LIGHTING IMPROVEMENTS

Status: Completed

Budget: Budgeted (Building Maintenance)

We identified and replaced twelve obsolete as-built lighting fixtures within the internal VHV 1575 courtyard with new LED fixtures providing broader and energy efficient lighting. Scope of work was sourced out to contracted electrician.

Obsolete outdated
Lighting fixture



Replaced newer
efficient LED fixture



Replaced fixtures at
north courtyard eve



Replaced fixtures at
south courtyard eve



1559 SUITE #106 HARBOR GALLERY WINDOWPANES TRIM REPAIR

Status: Ongoing/Pending

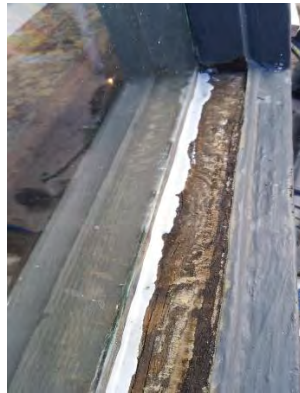
Budget: Budgeted (Building Maintenance)

We have identified failed dry rotted windowpane trims along the exterior frontage face of Harbor Village Gallery & Gifts suite #106. We have initiated the repair of the window trim by replacing damaged sections and resealing all panes to avoid further water intrusion. Project will be pending completion until early April.

Harbor Village Gallery



Removed trim



Replaced trim



Repair in progress



VHV 1431-1691 PARKWAY TREES

Status: Completed

Budget: Budgeted (Grounds Maintenance)

The Maintenance Department has outsourced a tree service contractor to reduce and thin thirty-four (34) Monterey Pine and Cypress trees along frontage road parkway planters from sections 1431 to 1691. By reducing and thinning trees, we will better manage the health of such trees and reduce the chances of loss with extreme wind events.

Frontage trees at VHV 1559



Frontage trees at VHV 1559 trimmed/thinned



Frontage trees at VHV 1591



Frontage trees at VHV 1591 trimmed/thinned



VHV 1431 PALM TREE REMOVAL

Status: Completed

Budget: Budgeted (Building Maintenance)

A single mature palm tree located at the grass median between the 1431 and 1449 parking lot was deemed a safety concern due to an eroding trunk base. A tree service contractor was hired to safely remove the palm and grind the stump below the grass line.

Base of unsafe palm at 1431



Palm tree to be removed



Unsafe palm tree removed



Removed tree stump ground down



CAPITAL PROJECT MANAGER/OPERATIONS:

Assisting Capital Projects Manager and Senior Business Operations Manager with tenant improvement project at 1567 suite #205.

MARINA/MARKETING DEPARTMENTS:

The Maintenance Department continues to perform monthly inspections on all gangways, docks, fire extinguishers and fire boxes. Also assisted Marketing with banner placement and event staging.

HARBOR PATROL:

Assist in the everyday operations by performing preventive maintenance and on the spot repairs of equipment, vehicles, and vessels.

FACILITIES:

Staff continues to perform everyday maintenance and on the spot repairs throughout the Ventura Harbor Village and other District properties.

DEPARTMENTAL STAFF REPORTS

HARBOR PATROL

LONG-TERM GOALS:

Goal 1: Safety & Navigation

Maintain and enhance a safe and navigable harbor

c: Providing superior Harbor Patrol, Maintenance, and related District services.

d: Preserving and enhancing infrastructure, equipment, and facilities for a modernized, efficient and safe working harbor.

Goal 2: Commercial & Recreational Boating & Fishing

Support and promote commercial and recreational boating and fishing.

Goal 5: Relationships

Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials, and the community.

Goal 5: Public Service

Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective, and public focused organization.

5-YEAR OBJECTIVES:

Objective E: Public and Civic Engagement Plan

Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders

1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

VENTURA PORT DISTRICT
DEPARTMENTAL STAFF REPORT

Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: John Higgins, Harbormaster
Pat Hummer, Senior Harbor Patrol Officer
SUBJECT: March 2022 Harbor Patrol Report

OVERVIEW

New Full-Time Harbor Patrol Officer:



The Ventura Port District recently hired Brendan Donohue as our newest Harbor Patrol Officer. Brendan has been active in water sports throughout his life and has enjoyed competing in various specialties including swimming, water polo, and lifeguard competitions. Brendan graduated from Cal Lutheran University with a BA in Sociology, has worked as an Ocean Lifeguard with California State Parks for the past 13 years, and has been an Emergency Paramedic for the past 5 years. Brendan and his wife own a home here in Ventura with their 8-month-old daughter. We look forward to having him aboard and are confident that his background will lend well to a career with the Harbor Patrol.



Brendan pictured left receiving training on the Fireboat

Patrol Boat Status:

Patrol Boat 19 is currently at the Derecktor Ventura Boatyard receiving repairs. Patrol Boat 17 is at the Ventura Harbor Boatyard awaiting for its final outcome. Fireboat 1 is in full service patrolling the harbor daily.

The Port District has finalized the agreement with the City of Oxnard for a 24' Boston Whaler Guardian Patrol Boat for approximately six months. Prior to bringing the boat to our Harbor, it was taken to Boat Specialists here in Ventura so that they could perform an inspection and recommend any work that may need to be done. The boat engine and major equipment were in good working order. There were basic repairs to some smaller issues that the Port District will cover. We expect the boat will be at our facility by April 20th.

Once the vessel is at our dock, we will begin training to get our staff knowledgeable and competent in the vessel operation. We will also add some of our medical and rescue gear to the vessel so that we will be prepared should we encounter something while on the water. Prior to our staff taking it out on patrol, each officer will be tested and sign off on the vessel.



BEACHES

Harbor Cove:

The beach is clear of Manson equipment and used daily by the various clubs that use our facilities. With the combination of warm weather and spring break, the beach has looked like typical summer days. The floating dredge pipe and equipment will be removed pending good weather Saturday, April 16th.

South Beach:

The Santa Clara River started flowing again after nearly 2 inches of rain on March 28th. It has since closed back up and back to becoming an estuary. Due to large swells and tides, the beach continues to erode. The Lifeguard towers were towed and placed on station by State lifeguards.

UNIQUE OR COMPLEX CALLS/RESCUES

On the afternoon of April 10th, Officer Mark Kidman, while patrolling the area of Surfer's Knoll, spotted two swimmers caught in a rip current. He quickly notified the other officers on duty that he was entering the water to make the rescue. A good Samaritan surfer also saw the swimmers struggle and paddled out to assist. Both Officer Kidman and the surfer were able to bring the two back to the beach where responding EMS agencies evaluated them. Both victims refused further care and transportation to the ER.

A similar incident occurred the following day on April 11th, in the same location. Both swimmers were able to make it back to the beach on their own. Officer Kidman, Fire and AMR Paramedics evaluated and released the two. In both incidents, the swimmers were educated in beach safety. State Lifeguards will have one lifeguard on duty guarding the south beach on weekends through the end of the month.

TRAINING

Officer Mason Alford completed the California Division of Boating and Waterways training in Rescue Boat Handling last month in Marina Del Rey. This course focus was on rescue boat handling techniques and is part of a series of courses sponsored by the California State Parks Division of Boating specifically for California Boating Safety Agencies.

TSUNAMI GAUGE

The Tsunami gauge was repaired and now ready in the event we experience another tsunami.

CITY DEPARTMENTS

Police:

On the early morning of April 8th, Patrol was dispatched to an unknown medical at the parking lot of Ventura Isle Marina. Patrol responded and found a man deceased laying near the public walkway. This same person was contacted by Patrol several hours earlier for sleeping in his vehicle. The cause of death was unknown at the time of this report. Ventura police handled the investigation.

Fire Department:

Patrol continues to assist the Fire Department by responding to medical related calls throughout the Port. Also, Patrol responded and assisted with transporting firefighting gear and personnel to several small brush fires in the Arundel of the Santa Clara River.

SOUNDINGS

As of April 13, 2022, the water depths in and around the harbor entrance had no significant change since the harbor dredging.

DEPARTMENTAL STAFF REPORTS

MARINA

LONG-TERM GOALS:

Goal 1: Safety & Navigation

Maintain and enhance a safe and navigable harbor
c: Providing superior Harbor Patrol, Maintenance, and related District services.
d: Preserving and enhancing infrastructure, equipment, and facilities for a modernized, efficient, and safe working harbor.

Goal 2: Commercial & Recreational Boating & Fishing

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5-YEAR OBJECTIVES:

Objective E: Public and Civic Engagement Plan

Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders

- 1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

Objective F: Commercial Fishing

Support current commercial fishing industry central to Ventura's premier working waterfront through: stakeholder engagement, diversification, and infrastructure improvements.

- 2: Continue improvements of Commercial Fishing Industry service offerings by District

VENTURA PORT DISTRICT
DEPARTMENTAL STAFF REPORT

Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: Todd Mitchell, Sr. Business Operations Manager
Dave Werneburg, Marina Manager / Commercial Fisheries
SUBJECT: March 2022 Marina Report

MARINA DEPARTMENT ACTIVITIES

Ventura Harbor Village Marina

Total Slip Count	103	100%
Slips Assigned	81	79%
Slips Occupied	63	61%
Slips Available	22	21%

Port District Dry Storage

Total Spaces	88	100%
Active Contracts	70	80%
Available	18	20%

COMMERCIAL FISHING

California Market Squid Harvest – Ventura Harbor

- No Commercial Squid Landings for Ventura in March 2022
- Landings to date: 30,755,596#, 15,378 tons
- Estimated Total CA Landing this season: 60,000 tons. Ventura’s share: 27%

California Board Calls for Zero-Emission Harbor Vessels by 2035

New regulations to tighten boating emissions are coming to California shores, after the state’s air agency passed an amendment to its commercial harbor craft regulations on March 24, 2022.

After considering numerous comments from industry, the public, and other agencies, the California Air Resources Board unanimously voted to require boats in the state’s ports and marinas to fully transition to zero emissions by 2035 where feasible. The update to existing regulations is projected to improve air quality and reduce emissions-related health issues.

The transition applies to most commercial vessel stakeholders at Ventura Harbor, including ferries, sportfishing, crew boats, barges, dredges, and commercial fishing vessels.

With the new guidelines, Air Resources Board staff predicted emissions reductions of 89% for diesel particulate matter and 54% for oxides of nitrogen. Harbor crafts, which include passenger ferries, tugboats, and tow boats, currently generate 165 tons of diesel particulate matter annually and 15.1 tons of nitrogen oxides daily, according to the board.

The rules saw substantial support mixed with echoes of hesitation from members of the state’s commercial boating industry during public comments on the proposal.

“I do understand how unsettling that this can feel for some of the folks that have to have great change in their business and in this industry,” board member Davina Hurt said before the vote.

However, Hurt stressed the need to “reverse the negative effects of climate change and improve the air quality.”

The amendment mandates five compliance deadlines: Tier 1 engines powering vessels over 50 horsepower by 2025; ferries by 2029; research, sport fishing, and excursion vessels by 2030; barges and workboats by 2031; and commercial fishing craft by 2032.

Proposal: Compliance Schedule

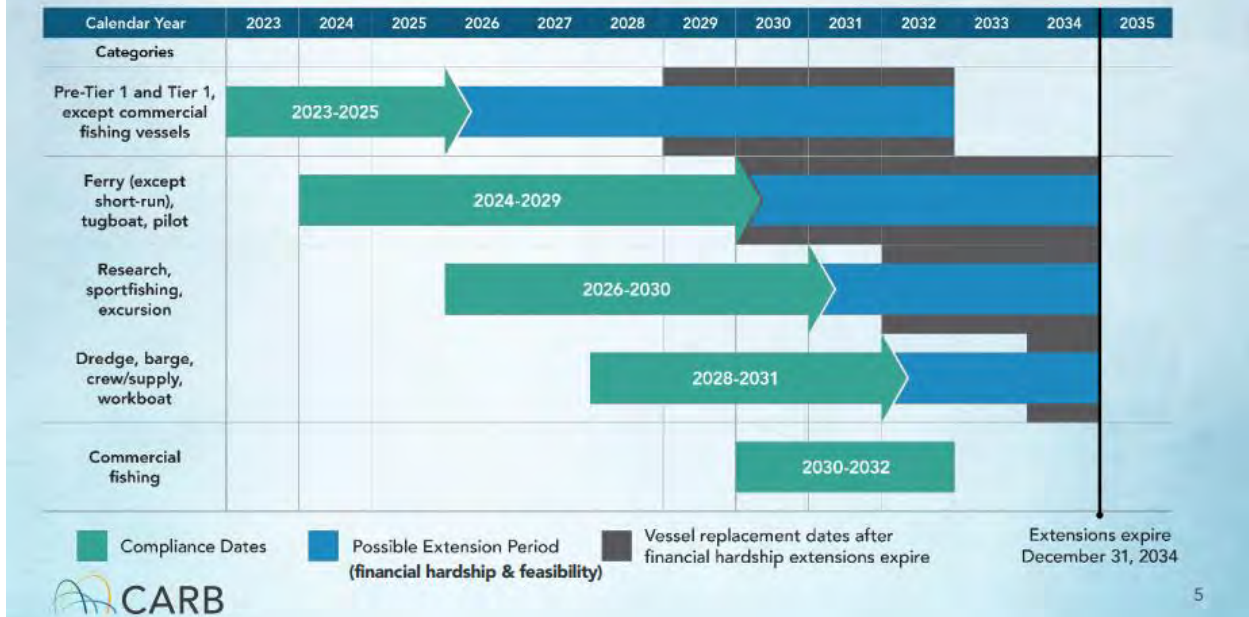


Table 21: Compliance Dates for Any Pre-Tier 1 and Tier 1 Certified Engines on Commercial Fishing Vessels

<u>Engine Model Year</u>	<u>Compliance Date</u>
<u>1987 and earlier</u>	<u>12/31/2030</u>
<u>1988 – 1997</u>	<u>12/31/2031</u>
<u>1998 and later</u>	<u>12/31/2032</u>

[Note: For example, for a 1993 model year diesel engine on a commercial fishing vessel operating in Regulated California Waters, the owner or operator must bring the engine into compliance with the requirements of subsection (e)(13) by December 31, 2031.]

If any of the harbor craft can't secure a zero-emissions engine, it can demonstrate equivalent emissions reductions or secure additional compliance time through a credit system or financial hardship exemption. In situations in which technology doesn't yet exist, they can use the cleanest certified engine in combination with a board-verified diesel particulate filter.

A midterm review will take place to evaluate progress made by 2028.

When the amendment had its first public hearing in November, many businesses expressed worry over what they considered to be too quick of a transition deadline. That led the board to relax some requirements to give industry time to adapt.

During Thursday's public comment, members of the boating community and others spoke in favor of lowering emissions, with a number expressing satisfaction with changes from the board.

"For those of us in the trenches, we've spoken to business owners in person, who were basically ready to throw in the towel prematurely," said Andrea Lueker, president of the California Association of Harbormasters and Port Captains. "On a positive note, we're glad where we are today on this issue."

K&L Gates Issues and Concerns on these new guidelines:

- The last time when some vessels (i.e. seiners, etc.) were required to repower, AQMD footed the bill. Who will pay to repower this time around – owners, agencies, a combination?
- Infrastructure issues. Most marinas, ours included, do not yet have the capacity to rapidly charge electric-powered vessels, particularly multiple vessels concurrently. If vessels transition to other fuel sources, such as hydrogen, that too will require considerable new infrastructure at the harbor – either of which would be costly to develop.
- Mariner’s express concerns regarding lithium batteries mean time between failures, fire risk, impact on navigation instruments/system, etc.

ATTACHMENT

Attachment 1 - March Commercial Fishing and Aquaculture Advocacy Report by K&L Gates

The logo for K&L GATES, featuring the text "K&L GATES" in white, sans-serif font on a dark grey rectangular background.

Commercial Fishing & Aquaculture Advocacy

Ventura Port District

Monthly Report – March 2022

Executive Summary

The month of March was highlighted by final passage of FY22 appropriations, which included nearly \$1.02 billion for National Marine Fisheries Service (NMFS) programs, including increased significant investments in marine aquaculture programs and salmon management activities.

The Biden Administration also unveiled its FY23 Budget Request, which advocates for \$6.9 billion in funding for the National Oceanic and Atmospheric Administration (NOAA), including over \$1.1 billion in new funding for NMFS programs.

The House of Representatives passed its biennial Coast Guard Authorization Act, which would authorize \$12.8 billion for the Coast Guard in FY22 and \$13.9 billion in FY23, and includes multiple provisions related to fishing vessel safety and aquaculture management.

On the statewide regulatory level, the California Air Resources Board (CARB) voted to adopt expanded regulations of commercial harbor craft, which would require boats in the state's ports and marinas to fully transition to zero emissions by 2035 where feasible.

President's FY23 Budget Request

Earlier this month, President Biden released his Administration's FY23 Budget, which calls for \$5.8 trillion in federal spending, including \$1.6 trillion in discretionary spending (\$813 billion for defense and \$769 billion for non-defense). The Administration estimates that the federal deficit would be nearly \$1.2 trillion in FY23 and steadily grow over the next decade, reaching nearly \$1.8 trillion by FY32. Breakdowns of discretionary spending by Department are as follows:

ATTACHMENT 1

Department	Fiscal 2021 Enacted	Fiscal 2023 Request	Percentage Change
Agriculture	\$24.4B	\$28.5B	+17.1%
Commerce	8.9	11.7	+31.2
Defense	703.7	773.0	+9.8
Education	73.0	88.3	+20.9
Energy	41.9	48.2	+15.1
Health and Human Services	108.6	138.0	+27.1
Homeland Security	53.8	56.7	+5.4
Housing & Urban Development	59.6	71.9	+20.5
Interior	14.9	17.9	+20.5
Justice	33.5	37.7	+12.5
Labor	12.5	14.6	+17.6
State	57.5	67.6	+17.7
Transportation	25.3	26.8	+6.0
Treasury	13.5	16.2	+19.9
Veterans Affairs	104.5	135.2	+29.4

More details on the FY23 PBR, including individual Department Appendices and Budget Estimates, can be found below:

[FY 2023 President's Budget](#)

[Detailed Budget Appendices by Agency](#)

FY22 Omnibus Appropriations

Earlier this month, the President signed into law, a 2,741 page, \$1.5 trillion, [12-bill omnibus](#). The FY22 funding package provides: \$730 billion in non-defense discretionary funding (+\$46 billion over FY21 levels) and \$782 billion in defense funding (+\$42 billion over FY21 levels). FY22 funding for NMFS accounts includes the following:

ATTACHMENT 1

National Marine Fisheries Service Account	FY22 Omnibus
Protected Resources Science Management	
Marine Mammals, Sea Turtles and Other Species	\$147,750
Species Recovery Grants	\$7,000
Pacific Salmon	\$67,000
Atlantic Salmon	\$6,500
Subtotal Protected Resources Science Management	\$228,250
Fisheries Science and Management	
Fisheries Management Programs and Services	\$129,400
Fisheries Data Collections, Surveys, and Assessments	\$187,500
Fisheries and Ecosystem Science Programs and Services	\$153,750
Salmon Management Activities	\$63,050
Regional Councils and Fisheries Commissions	\$42,902
Observers and Training	\$57,000
Aquaculture	\$18,000
Interjurisdictional Fisheries Grants	\$3,372
Subtotal Fisheries Science and Management	\$654,974
Habitat Conservation and Restoration	\$55,000
Enforcement	\$77,731
TOTAL, NMFS	\$1,015,955

More details on the programs with jurisdiction over fisheries issues can be found below:

Commerce, Justice, Science

[Explanatory Statement](#) | [Summary](#) | [One-Pager](#)

Notable report language excerpts include the following:

Marine Aquaculture.-Within NMFS Aquaculture, the agreement provides \$500,000 above the fiscal year 2021 enacted level for NOAA to upgrade equipment and to increase the amount of staff focused on aquaculture at all NMFS fisheries science centers, including to return staffing levels to those in fiscal year 2010 at the Northeast and Northwest Fisheries Science Centers.

Oyster Aquaculture, Research, and Restoration.-The agreement provides up to \$10,000,000 agency-wide for ongoing research on shellfish as described in the House report. No less than the fiscal year 2021 enacted level is provided for ongoing research on off-bottom Eastern oyster production. NMFS is encouraged to support regional partnerships with coastal research institutions.

Salmon Management Activities.-The agreement provides no less than \$39,500,000 for Pacific Salmon Treaty (PST) activities. Before funding may be obligated, NOAA is directed to provide the Committees with a detailed spending plan consistent with prior year direction adopted in Public Law 116-260. Further, NOAA is encouraged to minimize, to the extent practicable, the amount of funds withheld for administrative expenses. The agreement notes that projects supporting PST obligations may be eligible for support through the Pacific Coastal Salmon Recovery Fund, including the additional \$34,400,000 provided by the IJA for fiscal year 2022. The agreement also provides an increase of no less than \$1,000,000 above the fiscal year 2021 enacted level for Mitchell Act hatchery programs.

Seafood Import Monitoring Program.-NOAA is encouraged to pursue the most efficient, effective, and sustainable mechanisms to determine a chain of custody for fish or fish products, and to improve systems used to identify and bar fish or fish products sourced using convict, child, forced, or indentured labor. NOAA is encouraged to consult with the Department of Homeland Security, the Department of Labor, and other relevant agencies to develop a strategic plan to develop, mature, and adopt artificial intelligence and machine learning technologies to detect imports of fish and fish products at risk of being associated with IUU fishing.

Seafood Inspection Program.~ The agreement notes that the Seafood Inspection Program is intended to operate under a fee-for-service model. As such, it is expected that fee levels shall be set in a manner to ensure that they cover all NOAA's costs without any reliance on appropriated funds.

For fiscal year 2022, NMFS shall follow prior year direction and, if applicable, funding levels adopted by Public Law 116-260 on the following topics: "Promote and Develop Fisheries Products and Research Funding Transfer," "Saltonstall-Kennedy Grant Program," "NMFS Staffing," "Hawaiian Monk Seal and Sea Turtles," "False Killer Whales," "Electronic Monitoring and Reporting," "Northwest Fisheries Ecosystem Monitoring System," "American Lobster and Jonah Crab Research," "Plankton Recorder Survey," "Cooperative Research," "International Fisheries Management Coordination," "Bycatch Reduction," and "Regional Pilots in Sustainable Aquaculture." Further, the agreement provides no less than \$4,000,000 for the John H. Prescott Marine Mammal Rescue Assistance Grant Program and also adopts House language on "Foreign Fisheries" and provides \$750,000 for this purpose.

Coast Guard Authorization Bill

The House also successfully advanced its [Coast Guard Authorization Act](#) this month, clearing final passage 378-46 as a non-controversial suspension bill. The biennial CG bill, named for the recently departed Congressman Don Young of Alaska, would authorize \$12.8 billion for the Coast Guard in FY22 and \$13.9 billion in FY23, and includes provisions allowing those injured

on small vessels to recover financial damages greater than the value of the vessel; and requiring fishing vessels over 65 feet in length to be equipped with an automatic identification system.

Notable fisheries and aquaculture related language can be found below:

Section 304. Fishing vessel safety.

This section amends chapter 45 of title 46, United States Code, by allowing dockside exams for older fishing vessels as frequently as every two years and repealing the never-implemented Alternative Safety Compliance Program for such vessels.

Section 404. Aquatic nuisance species task force.

This section: - Adds the Directors of the National Park Service and the Bureau of Land Management, and the Commissioner of Reclamation to the Aquatic Nuisance Species Task Force; - Allows the Task Force to provide technical assistance to agencies involved in vessel inspections or decontamination; and - Institutes a 90-day deadline for the Task Force to submit recommendations for legislative or regulatory changes to eliminate gaps in authorities between members of the Task Force to manage and control the movement of aquatic nuisance species into or out of United States' territorial waters.

Section 405. Limitation on recovery for certain injuries incurred in aquaculture activities.

This section amends section 30104 of title 46, United States Code, to limit recovery for injuries sustained by an aquaculture worker if state workers' compensation is available to such individual; and to limit recovery to individuals who, at the time of injury, were engaged in aquaculture activities in a place where the individual had lawful access.

Updated Harbor Craft Regulations

New regulations to tighten boating emissions are coming to California shores, after the state's air agency passed an amendment to its commercial harbor craft regulations. The California Air Resources Board unanimously voted to require boats in the state's ports and marinas to fully transition to zero emissions by 2035 where feasible.

With the new guidelines, CARB staff predicted emissions reductions of 89% for diesel particulate matter and 54% for oxides of nitrogen. Harbor crafts—which include passenger ferries, tugboats, and tow boats—currently generate 165 tons of diesel particulate matter annually and 15.1 tons of nitrogen oxides daily, according to the board.

The amendment mandates five compliance deadlines: Tier 1 engines powering vessels over 50 horsepower by 2025; ferries by 2029; research, sport fishing, and excursion vessels by 2030; barges and workboats by 2031; and commercial fishing craft by 2032.

According to CARB’s Office of Legislative Affairs:

“New requirements will apply for both commercial fishing and commercial passenger fishing vessels. Commercial fishing (the ones that are not sportfishing) are subject to a Tier 3 only standard by 2030-2032 if they are not Tier 2 or newer.”

The full compliance timeline can be found below:

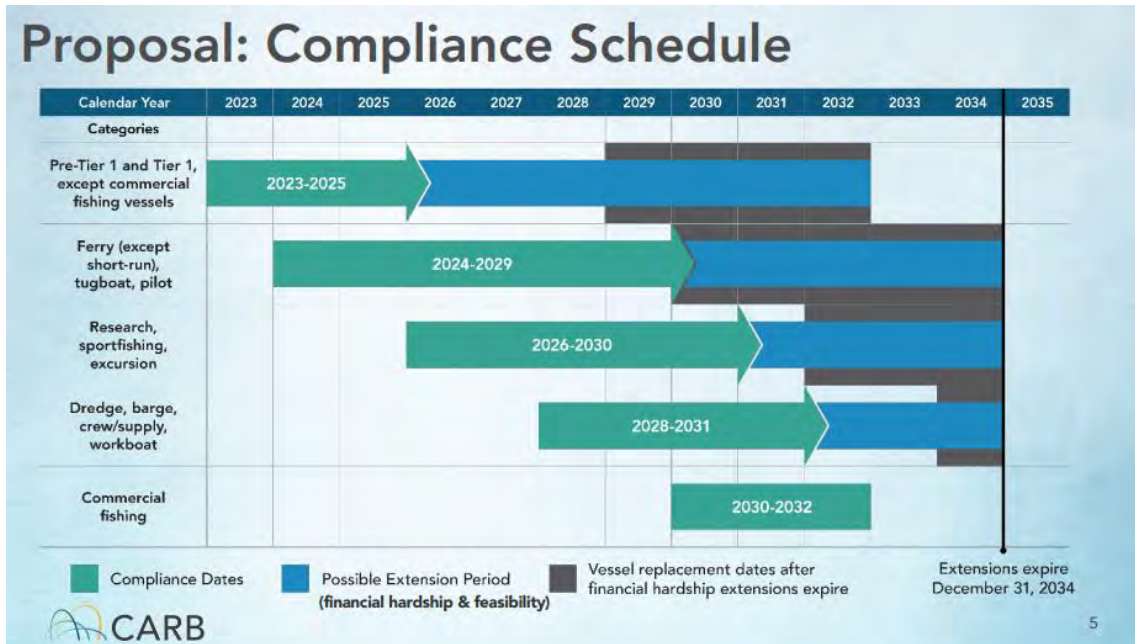


Table 21: Compliance Dates for Any Pre-Tier 1 and Tier 1 Certified Engines on Commercial Fishing Vessels

<u>Engine Model Year</u>	<u>Compliance Date</u>
<u>1987 and earlier</u>	<u>12/31/2030</u>
<u>1988 – 1997</u>	<u>12/31/2031</u>
<u>1998 and later</u>	<u>12/31/2032</u>

[Note: For example, for a 1993 model year diesel engine on a commercial fishing vessel operating in Regulated California Waters, the owner or operator must bring the engine into compliance with the requirements of subsection (e)(13) by December 31, 2031.]

Federal Legislation

The following fisheries-related bills were passed, considered, or introduced this month:

[H.R. 6865 — Coast Guard Authorization Act of 2022](#)

Sponsor: Rep. Peter DeFazio (D-OR)

Latest Action: March 30, 2022 (*Passed in House*)

Summary: This bill would authorize appropriations for the Coast Guard, and includes provisions related to fishing vessel safety and Automatic Identification System requirements.

[H.R. 4521 — America COMPETES Act of 2022](#)

Sponsor: Rep. Eddie Bernice Johnson (D-TX)

Latest Action: March 28, 2022 (*Passed in Senate*)

Summary: This bill addresses scientific research, economic competitiveness, and various other matters, including efforts to counter illegal, unreported, and unregulated fishing.

[S.3664 — Right Whale Coexistence Act of 2022](#)

Sponsor: Sen. Cory Booker (D-NJ)

Latest Action: March 22, 2022 (*Passed in Committee*)

Summary: This bill would require NOAA to provide financial assistance for projects designed to reduce the lethal and sub-lethal effects of human activities on North Atlantic right whales.

[H.R. 6785 — Right Whale Coexistence Act of 2022](#)

Sponsor: Rep. Seth Moulton (D-MA)

Latest Action: March 17, 2022 (*Subcommittee Hearing Held*)

Summary: This bill would require NOAA to provide financial assistance for projects designed to reduce the lethal and sub-lethal effects of human activities on North Atlantic right whales.

[H.R. 6651 — Alaska Salmon Research Task Force Act](#)

Sponsor: Rep. Don Young (R-AK)

Latest Action: March 17, 2022 (*Subcommittee Hearing Held*)

Summary: This bill would direct the Secretary of Commerce, in consultation with the Governor of Alaska, to convene an Alaska Salmon Research Task Force.

[H.R. 6431 — Salmon FISH Act](#)

Sponsor: Rep. Jared Huffman (D-CA)

Latest Action: March 17, 2022 (*Subcommittee Hearing Held*)

Summary: This bill would require the NOAA Administrator and the Director of the Fish and Wildlife Service to jointly issue guidance on the process and biological criteria required to identify salmon conservation areas and salmon strongholds.

[H.R. 3431 — Increasing Community Access to Resiliency Grants Act of 2021](#)

Sponsor: Rep. Chris Pappas (D-NH)

Latest Action: March 17, 2022 (*Subcommittee Hearing Held*)

Summary: This bill would direct NOAA to establish and regularly update a publicly available website that includes hyperlinks to all grants administered by NOAA and hyperlinks to other

federal agencies that offer similar grants to assist state, tribal, and local governments with resiliency, adaptation, and mitigation of climate change and sea level rise.

[S.3866 — Ocean Regional Opportunity and Innovation Act of 2022](#)

Sponsor: Sen. Lisa Murkowski (R-AK)

Latest Action: March 17, 2022 (*Introduced*)

Summary: This bill would establish Ocean Innovation Clusters to strengthen the coastal communities and ocean economy of the United States through technological research and development, job training, and cross-sector partnerships, and for other purposes.

[H.R. 2471 — Consolidated Appropriations Act, 2022](#)

Sponsor: Rep. Hakeem Jeffries (D-NY)

Latest Action: March 15, 2022 (*Signed into Law*)

Summary: This bill provides appropriations to federal agencies for the remainder of FY2022, provides supplemental appropriations for activities to support Ukraine, and modifies or establishes various programs that address a wide range of policy areas.

[S.497 — American Fisheries Advisory Committee Act](#)

Sponsor: Sen. Dan Sullivan (R-AK)

Latest Action: March 10, 2022 (*Passed in Senate*)

Summary: This bill would direct NOAA to establish the American Fisheries Advisory Committee to advise on an existing grant program to address the needs of fishing communities, optimize economic benefits by building and maintaining sustainable fisheries, and increase opportunities to keep working waterfronts viable.

[H.R. 7042 — SAFE SEAS Act of 2022](#)

Sponsor: Rep. Chris Pappas (D-NH)

Latest Action: March 9, 2022 (*Introduced*)

Summary: This bill would provide assistance to American fisheries participants to comply with Federal regulations to protect the endangered North Atlantic right whale by reducing the risk of incidental entanglement in fishing gear.

[S.3765 — South Florida Clean Coastal Waters Act of 2021](#)

Sponsor: Sen. Marco Rubio (R-FL)

Latest Action: March 8, 2022 (*Passed in Senate*)

Summary: This bill would direct the Inter-Agency Task Force on Harmful Algal Blooms and Hypoxia to assess potential approaches to reduce harmful algal blooms and hypoxia in the ecosystem. The task force must also submit a plan, based on the assessment, for reducing, mitigating, and controlling harmful algal blooms and hypoxia in the region.

[S.3765 — SAFE SEAS Act of 2022](#)

Sponsor: Sen. Jeanne Shaheen (D-NH)

Latest Action: March 7, 2022 (*Introduced*)

Summary: This bill would provide assistance to American fisheries participants to comply with Federal regulations to protect the endangered North Atlantic right whale by reducing the risk of incidental entanglement in fishing gear.

On The Hill

The following congressional press releases have implications for activities related to commercial fisheries and aquaculture:

[Murkowski-Cantwell Aim to Strengthen Blue Economy, Support Coastal Communities](#)

Senators Lisa Murkowski (R-AK) and Maria Cantwell (D-WA) introduced the Ocean Regional Opportunity and Innovation Act of 2022, which would direct the Secretary of Commerce to establish “Ocean Innovation Clusters” to strengthen the coastal communities and blue economy of the nation. Senator Murkowski is a strong supporter of Ocean Clusters, including the Alaska Ocean Cluster which serves as a hub for private, public, and academic stakeholders to collaborate on opportunities to promote and enhance the maritime industry. Senators Sheldon Whitehouse (D-RI), Patty Murray (D-WA), Jeff Merkley (D-OR), Susan Collins (R-ME), and Dan Sullivan (R-AK) are original cosponsors of the legislation.

[Huffman Statement on Status of Magnuson-Stevens Act Reauthorization](#)

Congressman Jared Huffman (D-CA) released the following statement regarding the status of his Magnuson-Stevens Act reauthorization legislation in light of Congressman Don Young’s passing: “Over the past three years, I have worked to update and reauthorize the Magnuson-Stevens Act – traveling coast to coast to hear from stakeholders, releasing discussion drafts for public review, and partnering with lawmakers from across the country in what has been a uniquely inclusive and comprehensive process. As part of this effort, I have had the privilege to work closely with the MSA’s original author, Congressman Don Young (R-AK),” said Rep. Huffman. “Although we often differed politically, we were always able to have productive conversations when it came to fisheries management, and he was a brilliant negotiator for this landmark bill. His death is a tremendous loss for Alaska, the country, and all of us who had the honor of working with him. I’ve always said it’s important all voices be heard in this MSA reauthorization process – and so, we will be pausing further committee consideration of the legislation until his replacement is elected and we can ensure the voices of the Alaskan people are represented before the bill advances further through the House. I am grateful for the progress Rep. Young and I accomplished together as we neared the finish line with this bill, and I look forward to finalizing it with whomever takes the torch from the venerable Don Young.” More information on the *Sustaining America’s Fisheries for the Future Act* and the reauthorization process can be found [here](#).

[McMorris Rodgers, Risch Lead PNW Delegation in Demanding Answers from Agencies](#)

Eastern Washington Congresswoman Cathy McMorris Rodgers (R-WA) and Senator James Risch (R-ID), along with their colleagues from the Pacific Northwest, demanded answers from ten federal agencies involved in the White House Council on Environmental Quality's exploration of plans to breach the Lower Snake River dams. The series of letters press CEQ for answers on their current stakeholder engagement sessions and ask federal agencies that have a stake in Lower Snake River dam operations about their role in CEQ's process. The letters also call into question CEQ's focus on the four species of fish that pass through the Lower Snake River Dams over the 13 species that are threatened or endangered across the Columbia River Basin. They further emphasize the lengthy and cooperative process undergone during the Columbia River System Operations National Environmental Policy Act process and Biological Opinion.

[Rubio Joins Sullivan, Murkowski in Support of Bill to Ban Russian Seafood Imports](#)

Senator Marco Rubio (R-FL) joined Senators Dan Sullivan and Lisa Murkowski in support of the U.S.-Russian Federation Seafood Reciprocity Act, legislation which would impose a ban on the import of all Russian seafood products into the United States. Russia prohibited the importation of U.S. and other western seafood products in 2014 in response to sanctions the United States and its allies imposed following Russia's 2014 invasion of the Crimean Peninsula in Ukraine.

[Maine Delegation Secures \\$17.1 Million to Support Jobs in Maine's Lobster Industry](#)

Senators Susan Collins and Angus King (I-ME) and Representatives Chellie Pingree (D-ME) and Jared Golden (D-ME) announced that \$17,065,000 to support Maine's lobster industry was included in the FY22 Commerce, Justice, and Science Appropriations bill. Senator Collins is a senior member of the Appropriations Committee and a member of the CJS Appropriations Subcommittee. Representative Pingree is a senior member of the House Appropriations Committee and Chairs the Interior and Environment Subcommittee. The funding championed by the Maine Delegation includes: \$14 million to help the lobster industry comply with new regulations; \$765,000 to help the lobster industry plan for the future; \$2 million in vital Sea Grant lobster and right whale-related research, monitoring, and conservation efforts; and \$300,000 to improve scientific understanding of right whale migration patterns.

[Sullivan Applauds Senate Passage of American Fisheries Advisory Committee Act](#)

Senator Dan Sullivan applauded Senate passage of S. 1322, the American Fisheries Advisory Committee Act, bipartisan legislation he introduced alongside Senators Maria Cantwell, Elizabeth Warren (D-MA), and Lisa Murkowski to create an Advisory Committee to assist in the awarding of fisheries marketing, research, and development grants. The Saltonstall Kennedy Act provides funding for fisheries marketing and development. These funds are derived from a portion of fishery import duties. To inform how these funds are allocated, Congress authorized a

group of experts from different segments of the fishing industry to advise on commercial fishing problems and needs.

[Brownley Delivers \\$27 Million for Community Projects Throughout Ventura County](#)

Congresswoman Julia Brownley (D-CA) announced the inclusion of nine community projects totaling more than \$27 million in the FY22 Consolidated Appropriations Act (H.R. 2471) that passed the House of Representatives. The historic government funding package will help working families with the cost of living, create good-paying jobs, and make direct investments in community priorities throughout the country, such as infrastructure and maintenance projects to support commerce and reliable water delivery and support for public education curriculum and work-based learning in Ventura County. The bill also funds dredging needs at Channel Islands Harbor and the Ventura Harbor, which is critical to keeping them open for industries that drive our local economy, including our fisheries and tourism industries. These same funds will also help to replenish local beaches and address coastal erosion, including at Naval Base Ventura County.

[Shaheen, Collins Introduce Bipartisan Bill to Help Lobster Industry Afford New Gear](#)

Senators Jeanne Shaheen (D-NH) and Susan Collins introduced bipartisan legislation to support lobstermen by creating a grant program to help them comply with federal regulations that require a change in fishing gear, which reduces the risk of entanglement for highly endangered North Atlantic right whales. The Stewarding Atlantic Fisheries Ecosystems by Supporting Economic Assistance and Sustainability (SAFE SEAS) Act of 2022 will help lobstermen with the financial burden of this transition in gear – which is expected to cost the industry tens of millions of dollars each year. Senators Collins and Shaheen secured \$10 million in a draft appropriations bill to help lobstermen and women cover the cost of complying with the regulation.

[Huffman-Graves Amendment to Combat Illegal Fishing Passes Out of Committee](#)

A bipartisan amendment led by Representatives Jared Huffman and Garret Graves (R-LA), which seeks to give the Coast Guard greater capabilities in combatting illegal, unregulated, and unreported fishing, passed out of the House Transportation and Infrastructure Committee as part of the Coast Guard Authorization Act of 2022. This amendment would expand the use of existing Automatic Identification Systems technology and promote transparency for fisheries practices. Rep. Huffman highlighted how current gaps in U.S. policies are contributing to rampant IUU fishing and making it more difficult for American fisheries to compete in the global marketplace. By expanding the use of AIS, the Coast Guard will be better equipped to efficiently combat illegal fishing activities.

In The Agencies

The following agency press releases have implications for activities related to commercial fisheries and aquaculture:

[NOAA Budget Advances a Climate-Ready Nation, New Blue Economy and Equity](#)

The Biden-Harris Administration recently released its proposed budget for FY23, which includes strong support for NOAA's mission and goals. This level of funding signals the Administration's support of NOAA as the authority on climate data and information. The FY23 budget will allow NOAA to scale our efforts to deliver accurate climate products and services to all Americans by building on our research, forecasts, and observations, according to NOAA Administrator Rick Spinrad. For FY23, NOAA requests a budget of \$6,884,137,000 in discretionary appropriations, an increase of \$1,444,339,000 from the FY22. This budget increase will allow NOAA to engage a broader scope of decision-makers from the federal to the local level and allow them to implement climate resiliency and adaptation measures.

[Secretary of Commerce Appoints Seven New Committee Members to NOAA's Marine Fisheries Advisory Committee](#)

Secretary of Commerce Gina Raimondo appointed seven new members to NOAA's Marine Fisheries Advisory Committee, bringing the group's membership to the full complement of 21. MAFAC advises the Secretary of Commerce and NOAA on all living marine resource matters that are the responsibility of the Department of Commerce. MAFAC members draw on their expertise to evaluate and make recommendations on national living marine resources policies. The members represent a wide spectrum of fishing, aquaculture, protected resources, environmental, academic, tribal, state, consumer, and other related national interests from across the United States. They ensure the nation's marine resource policies and programs meet the needs of these stakeholders.

[NOAA Fisheries and Bureau of Ocean Energy Management Announce Efforts to Mitigate Impacts of Offshore Wind Energy Development on NOAA Fisheries' Surveys](#)

To support the Biden-Harris Administration's goals of advancing offshore wind energy production, NOAA Fisheries and BOEM developed a Draft Federal Survey Mitigation Strategy. It addresses anticipated impacts of offshore wind energy development on NOAA Fisheries' scientific surveys. The joint strategy underscores our shared commitment to advance offshore wind energy production responsibly while protecting marine biodiversity and promoting cooperative ocean use. NOAA Fisheries' surveys are essential for the sustainable management of our nation's fisheries, recovery of protected resources, conservation of habitats and ecosystems, and understanding the impacts of climate change. The implementation strategy identifies the essential components of mitigating the impacts of offshore wind energy development on the surveys, as well as actions to accomplish the goals and objectives of mitigation.

[New Snapshot of California Current Shows a System of Extremes](#)

A new report shows cooler waters on the West Coast were sandwiched between a marine heatwave and historically hot, dry conditions on land in 2021. NOAA Fisheries researchers from

the Northwest and Southwest Fisheries Science Centers presented these findings to the Pacific Fishery Management Council. The California Current extends from California to Washington. The annual California Current Ecosystem Status Report captures the big picture of the biology, climate, physical, and social conditions of the marine ecosystem. The assessment informs fisheries management by showing how the ecosystem is connected and changing. This, in turn, affects the distribution and abundance of marine species from salmon to whales.

[Forestland Management Benefits Salmon and Steelhead in Northern California](#)

NOAA Fisheries has partnered with Sierra Pacific Industries and approved a Habitat Conservation Plan and Safe Harbor Agreement associated with SPI's forest management program. SPI's role and overall objective is ensuring streams and other wetlands on their lands continue to provide cold, clean water to salmon and steelhead habitat. They have also committed to maintaining the high-quality habitats identified in our recovery plans as being essential for ESA-listed species conservation and recovery. The partnership has been almost 5 years in the making. It reflects a 50-year commitment by SPI to monitor, conserve, and improve habitat to support the conservation and recovery of listed salmon and steelhead, like Sacramento River winter-run Chinook salmon. NOAA Fisheries named the species as one of nine of our Species in the Spotlight at high risk of extinction.

[NOAA to Consider Expanding Species Included in the Seafood Import Monitoring Program](#)

NOAA Fisheries has submitted a report to Congress on the development of a priority list of species for consideration under the Seafood Import Monitoring Program. SIMP is a screening and deterrent tool to identify and deter illegal, unreported, and unregulated fish and fish products and misrepresented seafood from entering the U.S. market. It uses risk-based criteria to target the species most vulnerable to IUU fishing and seafood fraud. This complements the multiple tools the U.S. government uses to combat this issue. The report evaluated the inclusion of the current species in SIMP and considered whether additional species should be included. The program's current risk-based criteria targets the species most vulnerable to fishing and seafood fraud, and additional criteria as outlined by Congress.

[NOAA's Seafood Inspection Program Announces Revised Fee Schedule](#)

NOAA's Seafood Inspection Program announced a necessary 15% increase in fees for its contract and non-contract inspection and auditing services, effective April 1, 2022. A review of program operating expenses and projected revenue indicates that adjustments to participant fees are necessary. Program fees are reviewed at least annually to ensure they are adequate to recover the costs of each service rendered as nearly as possible. NOAA expects to announce additional changes to fees within the next year to recover the cost of the Seafood Inspection Program as nearly as possible.

[20 States to Share More Than \\$18 Million in U.S. Fish and Wildlife Service Grants for Boating Infrastructure](#)

The U.S. Fish and Wildlife Service's Boating Infrastructure Grant (BIG) program will provide more than \$18 million in much-needed grant funding for 20 states to construct, renovate and maintain marinas and other boating facilities for outdoor recreation. States receiving BIG grants include Alabama, Arizona, Arkansas, Florida, Georgia, Iowa, Maine, Michigan, Mississippi, New Jersey, New York, North Carolina, Ohio, Oregon, South Carolina, Tennessee, Texas, Vermont, Virginia and Washington, although all states and territories were eligible to apply. Grantees use BIG funds to construct, renovate and maintain marinas and other facilities with features for transient boats (those staying 15 days or less), that are 26 feet or more in length, and are used for recreation. Grantees may also use funds to produce and distribute information and educational materials about the program and recreational boating.

Federal Register Notices

The following fisheries or aquaculture-related rules and regulations were published this month in the Federal Register:

[Fishing Restrictions for Tropical Tuna and Silky Shark in the Eastern Pacific Ocean](#)

Agency: National Marine Fisheries Service

Latest Action: March 25, 2022 (*Proposed Rule*)

Summary: NMFS is proposing regulations under the Tuna Conventions Act of 1950, as amended, to implement Resolution C-21-04 (Conservation Measures for Tropical Tunas in the Eastern Pacific Ocean During 2022–2024) and Resolution C-21-06 (Conservation Measures for Shark Species, with Special Emphasis on the Silky Shark, for the Years 2022 and 2023), which were adopted at the Resumed 98th Meeting of the Inter-American Tropical Tuna Commission.

[Purse Seine Observer Exemptions in the Eastern Pacific Ocean](#)

Agency: National Marine Fisheries Service

Latest Action: March 25, 2022 (*Final Rule*)

Summary: NMFS is issuing regulations under the authority of the Marine Mammal Protection Act and the Tuna Conventions Act of 1950, as amended, to allow NMFS to issue temporary exemptions from purse seine observer requirements in the eastern Pacific Ocean in accordance with procedures adopted by Parties to the Agreement on the International Dolphin Conservation Program and members of the Inter-American Tropical Tuna Commission. This final rule is necessary for the continuity of fishing activities for large U.S. purse seine vessels and for the United States to satisfy its obligations as a member of the IATTC.

[Permits; Foreign Fishing](#)

Agency: National Marine Fisheries Service

Latest Action: March 17, 2022 (*Notice of Application for Permit*)

Summary: NMFS is publishing for public review and comment information regarding a permit application for transshipment of farmed salmon from aquaculture operations in Maine waters to processing plants in Canada by Canadian flagged vessels. NMFS approved permits in January 2022 for four vessels for the entity requesting the permit, True North Salmon Limited Partnership and 697002 NB, Inc. The recent application is for one additional vessel to perform the same functions as the four previously permitted vessels.

[Taking Marine Mammals Incidental to Fisheries and Ecosystem Monitoring and Research](#)

Agency: National Marine Fisheries Service

Latest Action: March 11, 2022 (*Request for Comments*)

Summary: NMFS has received a request from the California Department of Fish and Wildlife, on behalf of the Interagency Ecological Program, for authorization to take marine mammals incidental to conducting fisheries and ecosystem monitoring and research activities within the San Francisco Bay-Delta Estuary, CA, over the course of five years. Pursuant to regulations implementing the Marine Mammal Protection Act, NMFS is announcing receipt of CDFW's request for the development and implementation of regulations governing the incidental taking of marine mammals.

[Pacific Halibut Fisheries; Catch Sharing Plan; 2022 Annual Management Measures](#)

Agency: National Marine Fisheries Service

Latest Action: March 7, 2022 (*Final Rule*)

Summary: NMFS has published as regulations the 2022 annual management measures governing the Pacific halibut fishery that have been recommended by the IPHC and accepted by the Secretary of State. These measures are intended to enhance the conservation of Pacific halibut and further the goals and objectives of the Pacific Fishery Management Council and the North Pacific Fishery Management Council.

[2022–2024 Commercial Fishing Restrictions for Pacific Bluefin Tuna in the Eastern Pacific](#)

Agency: National Marine Fisheries Service

Latest Action: March 4, 2022 (*Proposed Rule*)

Summary: NMFS is proposing regulations under the Tuna Conventions Act of 1950, as amended, to implement Inter-American Tropical Tuna Commission Resolution C–21–05. This proposed rule would implement annual limits on commercial catch of Pacific bluefin tuna in the eastern Pacific Ocean for 2022–2024. This action is necessary to conserve Pacific bluefin tuna and for the United States to satisfy its obligations as a member of the IATTC.

[Electronic Monitoring Regulations for Bottom Trawl and Non-Whiting Midwater Trawl Vessels](#)

Agency: National Marine Fisheries Service

Latest Action: March 1, 2022 (*Proposed Rule*)

Summary: This proposed rule would implement electronic monitoring program regulations for vessels using groundfish bottom trawl and non-whiting midwater trawl gear in the Pacific Coast Groundfish Trawl Catch Share Program. The proposed action would allow vessels using bottom trawl and non-whiting midwater trawl gear to use EM in place of human observers to meet requirements for 100 percent at-sea catch monitoring. The proposed action is intended to increase operational flexibility and reduce monitoring costs for vessels in the groundfish trawl fishery.

State Regulatory Activity

The following fisheries-related regulations were proposed, adopted, or implemented this month in the state of California:

Commercial Harbor Craft Regulation

Agency: California Air Resources Board

Action: March 24, 2022 (*Amendments Adopted*)

Summary: The California Air Resources Board approved updates to its Commercial Harbor Craft Regulation affecting all categories of commercial harbor craft and establishing the first emission standard requirements for commercial passenger fishing vessels, pilot vessels, tank barges over 400 feet, workboats, and research vessels.

Central Valley Sport Fishing

Agency: Fish and Game Commission

Action: March 25, 2022 (*Proposed Rule*)

Summary: The Department of Fish and Wildlife recommends new bag and possession limits for fall-run Chinook Salmon sport fishing in the American, Feather, Mokelumne, and Sacramento Rivers for consideration by the Fish and Game Commission to align the fishing limits with up-to-date management goals.

Klamath River Basin Sport Fishing

Agency: Fish and Game Commission

Action: March 25, 2022 (*Proposed Rule*)

Summary: The Department of Fish and Wildlife recommends that the Fish and Game Commission consider a quota range of 0 – 67,600 Klamath River fall-run Chinook Salmon in the Klamath River Basin for the in-river sport fishery. This recommended range encompasses the historical range of the KRB allocations and allows Pacific Fishery Management Council to make adjustments during the 2022 regulatory cycle.

Pink (Ocean) Shrimp Fishery Management Plan

Agency: Fish and Game Commission

Action: March 15, 2022 (*Notice of Proposed Changes*)

Summary: The proposed changes would implement the Pink (Ocean) Shrimp Fishery Management Plan as adopted and amended by the commission consistent with the goals, objectives, and procedures of the Marine Life Management Act of 1998.

[Recreational Ocean Salmon Fishery](#)

Agency: Department of Fish and Wildlife

Action: March 15, 2022 (*Proposed Fishery Restrictions*)

Summary: California’s recreational salmon fishery will open April 2 in ocean waters from Point Arena (38° 57’ 30” N. lat) south to the U.S./Mexico border, with a minimum size limit of 24 inches. Openings for north of Point Arena will be determined in mid-April.

State Legislative Activity

The following fisheries-related bills were proposed, adopted, or implemented this month in the state of California:

[ASSEMBLY BILL No. 2287](#)

Sponsor: Mark Stone (CA-29)

Latest Action: March 28, 2022 (*Amended in Assembly*)

Summary: This bill would rename the trust to the California Ocean Science Trust and make conforming changes, as well as repealing the provision requiring the secretary to report on the steps taken to ensure adequate coordination of ocean resource management science.

[ASSEMBLY BILL No. 2387](#)

Sponsor: Eduardo Garcia (CA-56)

Latest Action: March 21, 2022 (*Amended in Assembly*)

Summary: This bill would authorize the issuance of bonds in the amount of \$7,430,000,000 to finance projects for safe drinking water, wildfire prevention, drought preparation, flood protection, extreme heat mitigation, and workforce development programs: including \$940,000,000 for the protection of California’s wildlife, biodiversity, and fisheries; \$100,000,000 for deposit into the California Ocean Protection Trust Fund; and \$500,000,000 to the Wildlife Conservation Board for the protection of California’s fish and wildlife resources.

[SENATE BILL No. 1392](#)

Sponsor: Mike McGuire (CA-2)

Latest Action: March 15, 2022 (*Amended in Senate*)

Summary: The bill would require the Department of Fish and Wildlife to report to the Legislature regarding steelhead trout fishing report-restoration card program issues on or before July 1, 2026. Because the bill would extend the operation of the fishing report-restoration card requirements, it would impose a state-mandated local program.

DEPARTMENTAL STAFF REPORTS

MARKETING

LONG-TERM GOALS:

Goal 3: Economic Vitality

Increase economic development, vitality, and diversity of the District through effective leasing and marketing strategies.

Goal 5: Relationships

Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials, and the community.

Goal 5: Public Service

Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective, and public focused organization.

5-YEAR OBJECTIVES:

Objective E: Public and Civic Engagement Plan

Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders

- 1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

Objective V: Harbor Village

Maintain and improve Harbor Village infrastructure and enhance the overall visitor experience

- 3: Marketing Action Plan

MARCH MARKETING REPORT

*Monthly report showcases samples & highlights of the Ventura Harbor Recovery & Visitor Attraction Plan.

Enhance Visitor Experiences

MERMAID MONTH

The return of Mermaid Month drew thousands of visitors to the Village all month long, with special activations that took place on Sunday's, March 13th and March 20th!

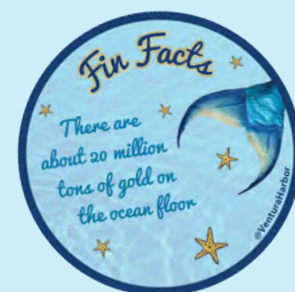
Festivities included Mermaid **meet & greets**, crafts, a **pop up market** for Harbor vendors, themed **backdrops**, professional **photo booths**, **scavenger hunts**, dance parties, **chalk art** demos and more.

Various Village businesses participated with merchandise, mermaid eats, and/or themed treats!



"FIN" FACTS

Adhesive graphics produced and installed throughout the Village promenade to engage and entertain visitors with fun facts about the SEA!



LIVE ENTERTAINMENT

Steel Drummers hired every Saturday in March for Mermaid Month, **DJ Darla** hired for a special Mermaid Dance Party, plus Sunday **musicians** on the Seaside Promenade stage late March for the influx of Spring Break visitation!



FILM & SPECIAL EVENT REVENUE

March Event
On-Site Rentals:
2 Beach Weddings
+ 1 Film Inquiry for new ESPN beach tournament

March Revenue = \$1,550

MERMAID CONTENT BUILD

Worked with photographer and videographer to capture content of mermaid merchandise as well as events (see above) for social promotions, website features, and b-roll footage for future video production.



MARCH MARKETING REPORT

Engage Customers via Paid Media

DATA DRIVEN DECISIONS

Demographic data is derived from website & social media platform analytics, and campaign performance. Reach extends to key drive markets with a continued focus on local advertising. The top demographics for March 2022 are:

Ages

AGES 25 - 54

Markets

LOS ANGELES
VENTURA COUNTY
SANTA CLARITA
BAKERSFIELD

Interests

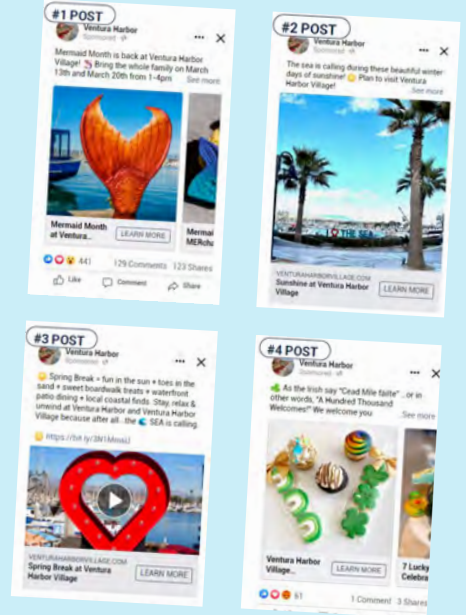
MERMAID MONTH
EVENTS CALENDAR
DINE & SHOP
ENTRANCE CAM
WHALE WATCH
FISH MARKETS

PLEASE NOTE:

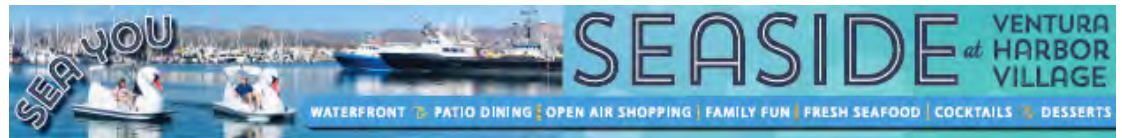
Info on this page is a summary of top results and highlights for the month, it is not reflective of all demographic data/ads for Ventura Harbor overall.

PAID SOCIAL ADS

- 1 **Mermaid Month**
92,497 Reach | 2,990 Clicks | \$400
- 2 **Sunshine in the Village**
24,768 Reach | 380 Clicks | \$82
- 3 **Spring Break Fun**
20,488 Reach | 679 Clicks | \$185
- 4 **Saint Patrick's Seaside**
17,856 Reach | 215 Clicks | \$150
- 5 **Boosted Social Content**
March - \$500 spend



Advertisements with the following publications in March included: Acorn, Breeze, Electronic Billboard on 101, Santa Clarita Signal, Cumulus KHAY & KBBY, LA Parent, Mac Kid, Valley Scene Magazine, VC Reporter, VC Star, and Cal 101 Travelers Guide.



MARCH MARKETING REPORT

Social Media & Content Development

OVERALL MESSAGING

In March, the focus was driving traffic via Mermaid Month activations, Spring Break promotions, Saint Patrick's Day, and the start of sport fishing season.

INSTAGRAM

26,256 Followers (↑206)
4,059 Engagements
211,040 Impressions



FACEBOOK

29,706 Followers (↑149)
36,784 Engagements
692,189 Impressions



TWITTER

5,744 Followers (↑15)
171 Engagements
4,518 Impressions



BLOGS & E-NEWSLETTERS

sent to 12k+ subscribers

Mermaid Month E-blast 1
4,276 Opens | 305 clicks

Mermaid Month E-blast 2
4,244 Opens | 204 clicks



Saint Patty's by the Sea
4,005 Opens | 83 clicks



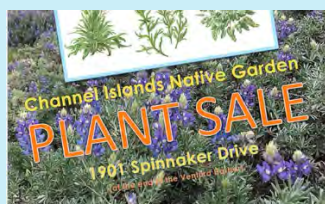
Spring Break Seaside
4,477 Opens | 250 clicks



Farewell to the departing Dredge, off to Oceanside!



Brand new directory signage installed in the Harbor Village.



Shared native plant sale info for Channel Islands Visitor Center

WOMEN'S HISTORY MONTH

Marketing incorporated special features for Women's History Month throughout March! On **International Women's Day** we honored **Heeru Gehani**, co-owner of Casa de Regalos, who recently celebrated 35 successful years in Ventura Harbor Harbor Village! All month long, Harbor websites also featured the life & legacy of **Lillian Mae Connally** of Island Packers, and her profound impact on the history of Ventura Harbor and the Channel Islands National Park.



VC REPORTER PAID EBLAST PERFORMANCE



15k Email Subscribers
32% average open rate for Ventura Harbor campaigns in March

Mermaid Month Cross Promotion
4,631 Opens | 153 clicks

MARCH MARKETING REPORT

Earned Media, Tourism, and Village News

MERMAID MONTH BY THE NUMBERS

Record attendance to Mermaid Month's March events!

6K

Harbor Visitors between 1-4pm on March. 13 + 20 per Skyfii

400

Scavenger Hunts throughout Village
*Special thanks to Mermaid Gallery!

77

New E-newsletter Subscribers

Top locations of subscribers:

- LA County
- Ventura County
- Santa Barbara County
- Tulare County

EARNED MEDIA

VPD publicist sent out the Mermaid Month celebration release to over 300 media prompting great return on coverage with **18 quality editorial features**, including:



An invitation from **KTLA Channel 5 news** in which the marketing team planned an on-site segment at the news station. Display included Live Mermaids, Live Steel Drum Entertainment, Village tenant mermaid merchandise, sweet treats, and artwork – a 4 ½ minute segment!



On-Air viewership of **138,000+**



6.8 million Unique

Visitors online/month



\$50k ad value

Los Angeles Times

LA Times writer picked up Mermaid Month festivities in her March Escape article and provided a direct link back to VenturaHarborVillage.com to drive web traffic!

VISIT VENTURA COLLAB

Paid Co-op Blog launched with Visit Ventura on their website + social channels to promote Mermaid Month

- Spend: **\$170**
- Clicks: **470**
- Views: **20,717**
- Impressions: **49,651**



REELS VIDEO REACH

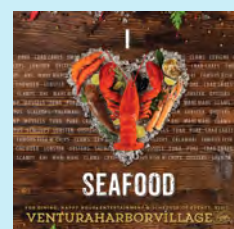
Extended **organic reach** of Mermaid promo with a Reel produced by Marketing & Events Coordinator

- Spend: **\$0**
- Likes: **707**
- Views: **12,040**
- Reach: **10,890**



SAINT PADDY'S STORY PROMO

Highlighted popular St. Patrick's Day festivities including Ventura Fire Dept.'s Pipe & Drums band that paraded through the Village near Boatyard Pub + various offers from Village Tenants



805 AD

Promoting Harbor restaurants and seafood in the 805 Magazine in March

DEPARTMENTAL STAFF REPORTS

PROPERTY

LONG-TERM GOALS:

Goal 3: Economic Vitality

Increase economic development, vitality, and diversity of the District through effective leasing and marketing strategies.

Goal 5: Relationships

Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials, and the community.

Goal 5: Public Service

Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective, and public focused organization.

5-YEAR OBJECTIVES:

Objective E: Public and Civic Engagement Plan

Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders

- 1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

Objective V: Harbor Village

Maintain and improve Harbor Village infrastructure and enhance the overall visitor experience

- 1: Complete Harbor Village refresh programs
- 2: Leasing/Property Management Action Plan

VENTURA PORT DISTRICT
DEPARTMENTAL STAFF REPORT

Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: Brian D. Pendleton, General Manager
Todd Mitchell, Sr. Business Operations Manager
SUBJECT: March 2022 Property and Leasing Report

CURRENT TENANT REPORT

- 1) Harbor businesses seeking COVID-19 Ventura Harbor Rental Abatement and Deferment Program, Resolution No. 3440 proposed the January 5th Board Meeting:
 - Program concluded June 30, 2021
 - As of March 31, 2022, six businesses still have COVID-19 deferred rent, four with balances over \$10,000.

CURRENT AVAILABILITY REPORT

There are five tenants on month-to-month status as of March 31:

- 1) 1559 Spinnaker Drive #202A
 - Tenant's lease for the space expired and the tenant was allowed to go month to month while negotiating terms of a new lease. Unfortunately, the District's requirements for a guarantor of the lease could not be met. The tenant will remain on month-to-month status while seeking a new location (estimated 60 days).
- 2) 1559 Spinnaker Drive #205A
 - Tenant remains on month-to-month lease.
- 3) 1559 Spinnaker Drive #206
 - Tenant's lease for this office space does not align with the timing of renewal for their lease for their retail space (also in Harbor Village). Tenant and District have agreed to move this office on month-to-month while contemplating the needs for a new lease for the retail space in the coming months.
- 4) 1591 Spinnaker Drive #113
 - Tenant's lease expired January 31, 2022.
 - Tenant has requested to go month-to-month and negotiate a multi-year lease in early summer.

CURRENT VACANCY REPORT

- 1) 1567 Spinnaker Drive #205
 - Tenant's lease for #203 and #205 ended December 31, 2021.
 - A new lease was executed for #203 on December 28, 2021 and commenced on January 1, 2022. Suite #205 is not yet leased.
 - Modifications to the suite have been completed and it will be ready for lease by mid-April.

LEASING OUTREACH

- 1) Prospective Tenant Waiting List
 - Staff maintains a list of prospective tenants in each class (office, retail, restaurant) and contacts when a vacancy exists
- 2) Leasing Outreach – Ongoing exposure with our ads online via LoopNet/CoStar which covers the following:
 - Listed on Ventura Harbor Village and Ventura Harbor websites, along with window leasing signage on available properties
 - Currently, no listings while working with waiting list

- Top three commercial real estate marketplaces:
 - LoopNet, City Feet, and Showcase
 - Email Networking blasts from interested parties
 - 150 plus online newspaper websites including Wall Street Journal
 - 24 million visitors to these sites /200,000 real estate professionals use CoStar

CATEGORY	TOTAL Square Footage	Harbor Vacancy Sq Ft	Harbor Vacancy %	Harbor Available Sq Ft	Harbor Available %	City * Vacancy %	City * Available %
Office	19,195	290	2%	1,247	6%	14%	23%
Retail	22,411	0	0%	4,466	20%	11%	14%
Restaurant	32,015	0	0%	0	0%	5%	5%

> Harbor Vacancy --- No tenant or lease

Office: 1567 Suite 205
 Retail: None
 Restaurant: None

> Harbor Available --- Tenant on MTM lease, including Harbor Vacancy numbers

Office: 1559 Suite 202A
 1559 Suite 206
 Retail: 1559 Suite 205A
 1591 Suit 113
 Restaurant: None

* City: Based on comparable square footage within Ventura 93001 area
 ** City Restaurant vacancy/available as reported by CoStar Program
 *** Definition of available includes MTM status

SALES REPORTS

The attached summary of sales for three Harbor Village business categories: restaurants, retail, and charters. The reports compare the monthly sales for 2021 and 2022. They also include year-to-date comparisons.

The year-to-date overall sales for Harbor Village Tenants through the month of February were up 59.78% from the same time last year.

VEHICLE TRAFFIC COUNTS

Beginning in the first week of January, a traffic counting camera was installed on Schooner Drive to track inbound traffic to Ventura Harbor’s northern side.

	Spinnaker Drive Entrance		Schooner Drive Entrance	
Month	March	February	March	February
Car Count	123,748	106,598*	51,117	46,347
Busiest Day	Saturday: 19,836	Saturday: 16,145	Thursday: 8,269	Saturday: 7,430
Busiest Hour	Sunday: 2 PM	Saturday: 12 PM	Friday: 2 PM	Sunday: 1 PM

* Due to vandalizm of the Spinnaker Drive counter transmitter affecting data between January 9 and February 8th, this number is approximated based on interpolation of data before and after the disruption.

ATTACHMENTS:

Attachment 1 – February 2022 Sales Report

ATTACHMENT 1

**Ventura Harbor Village
Tenant Sales Summary**

Month of February	<u>February-2022</u>	<u>February-2021</u>	<u>% Change</u>
Restaurants	\$ 1,603,874	\$ 1,252,635	28.04%
Retail	\$ 403,744	\$ 337,270	19.71%
Charters	\$ 454,784	\$ 172,516	163.62%
Total	\$ 2,462,402	\$ 1,762,421	39.72%

Year-to-date through February 2022

	<u>Jan - Feb 2022</u>	<u>Jan - Feb 2021</u>	<u>% Change</u>
Restaurants	\$ 2,967,659	\$ 2,015,719	47.23%
Retail	\$ 725,529	\$ 558,850	29.83%
Charters	\$ 775,883	\$ 222,378	248.90%
Total	\$ 4,469,071	\$ 2,796,947	59.78%



VENTURA
PORT DISTRICT
Established 1952

BOARD OF PORT COMMISSIONERS

APRIL 20, 2022

CONSENT AGENDA ITEM A

**APPROVAL OF OUT-OF-TOWN
TRAVEL REQUESTS**

TO: Board of Port Commissioners
FROM: Brian D. Pendleton, General Manager
SUBJECT: Approval of Out-of-Town Travel Requests

RECOMMENDATION:

That the Board of Port Commissioners approve the out-of-town travel requests for:

- a) Brian Pendleton, General Manager, to attend the California Special Districts Association Legislative Days in Sacramento, CA.
- b) Mason Alford, Harbor Patrol Officer I, to attend the Department of Boating and Waterways Marine Firefighting class in Marina Del Rey, CA.
- c) Mark Kidman, Harbor Patrol Officer I, to attend the Department of Boating and Waterways Marine Firefighting class in Marina Del Rey, CA.

SUMMARY:

General Manager, Brian Pendleton will be attending the 2022 Special Districts Legislative Days from May 16 to May 18, 2022 in Sacramento, CA. This conference is sponsored by the California Special Districts Association (CSDA) and an opportunity to help shape the outcome of special districts' priorities. Highlights include state and federal legislative briefings from CSDA and NSDC lobbyists; meetings with legislators and state capitol staff; and in-depth breakout sessions on climate adaptation and resilience; putting infrastructure funding to work; and safeguarding our communities' assets from cyber threats.

Harbor Patrol Officers Alford and Kidman will be participating in a five-day Marine Firefighting class in Marina Del Rey, CA from April 17, 2022 to April 22, 2022. This class is a specialized training on marine firefighting techniques, rescue, and personal protective gear. This course is mandatory in order to operate the District Fireboat.

LONG-TERM GOALS:

- Goal 1: Safety & Navigation
 - Maintain and enhance a safe and navigable harbor
 - c: Providing superior Harbor Patrol, maintenance and related District services.
- Goal 5: Relationships
 - Building respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials and the community.
- Goal 6: Public Service
 - Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective and public focused organization.

5-YEAR OBJECTIVES:

- Objective E: Public and Civic Engagement Plan
 - Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders.
 - 1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.
 - 2: Collaborate with City, regional, state and federal agency officials in pursuit of mutually beneficial projects, programs.

BACKGROUND:

Employees and Commissioners are encouraged to attend conferences, meetings, seminars, and other activities that provide an opportunity to be informed concerning matters of interest to the District and their position.

FISCAL IMPACTS:

Travel costs related to these activities are included in the FY21-22 budget.

<u>PENDLETON</u>		<u>ALFORD</u>		<u>KIDMAN</u>	
Registration	\$275.00	Registration	\$0.00	Registration	\$0.00
Flight	\$167.96	Lodging	*Sharing with Kidman	Lodging	\$1,054.96
Lodging	\$476.83	Meals	\$480.00	Meals	\$480.00
Meals	\$235.00	Mileage	*Carpooling	Mileage	
Mileage	\$53.82	Miscellaneous	\$100.00	Miscellaneous	\$150.00
Miscellaneous	\$100.00				
TOTAL	\$1,308.61	TOTAL	\$580.00	TOTAL	

ATTACHMENTS:

None.



BOARD OF PORT COMMISSIONERS

APRIL 20, 2022

STANDARD AGENDA ITEM 1

APPROVAL OF GENERAL MANAGER
EMPLOYMENT AGREEMENT

TO: Board of Port Commissioners
FROM: Chris Stephens, Chair, Board of Port Commissioners
SUBJECT: Approval of General Manager Employment Agreement

RECOMMENDATION:

That the Board of Port Commissioners approve, and authorize the Chair to sign, an “At Will Employment Agreement for General Manager” with General Manager Brian Pendleton, dated May 1, 2022, with an annual base salary of \$206,938.

SUMMARY:

I am recommending that the Commission approve the attached five-year contract with Mr. Pendleton to continue his serving as the District’s General Manager. The contract includes a 5% increase over Mr. Pendleton’s current salary, resulting in an annual salary of \$206,938. In addition, it includes an increase in life insurance. Finally, as noted above, the contract term is five-years. In all other respects, the contract is substantively the same as the District’s current contract with Mr. Pendleton.

LONG-TERM GOALS:

- Goal 5: Relationships
 - Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials and the community.

- Goal 6: Public Service
 - Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective and public focused organization.

5-YEAR OBJECTIVES:

- Objective E: Public and Civic Engagement Plan
 - Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders
 - 1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

BACKGROUND:

Effective May 1, 2019, the Board of Port Commissioners entered into a three-year employment agreement with Brian Pendleton to serve as the Port District’s General Manager. Since his appointment to the position, Mr. Pendleton has performed at a very high level. As a result, the Port District’s operations and financial position have steadily improved. Under his leadership, the Port instituted and administered a very successful COVID-19 program to provide financial relief to our tenants. In addition, Mr. Pendleton made organizational changes and developed a top-rate staff to help attract important new tenants and guide general District operations. He has also led two community workshops and guided the District’s efforts toward meeting its five-year objectives, while also strengthening the District’s relationship with the City of Ventura. Finally, it is worth noting that all of this good work was recognized by the Ventura County Special Districts Association, which recently honored Mr. Pendleton with its Manager of the Year Award.

FISCAL IMPACT:

The 5% salary increase results in an increase of approximately \$9,800 in personnel costs from FY 2022 to FY 2023. This expense can be accommodated within the upcoming FY2023 Budget process.

ATTACHMENTS:

Attachment 1 – Employment Agreement for General Manager

AT WILL EMPLOYMENT AGREEMENT FOR GENERAL MANAGER

This Agreement is made and effective as of the **1st day of May, 2022**, by and between the Ventura Port District (hereafter “VPD”), a political subdivision of the State of California, and Brian D. Pendleton (hereafter “Pendleton”).

WHEREAS, VPD has determined that Pendleton has demonstrated the experience, skills and abilities to perform the duties of General Manager.

WITNESSETH, in consideration of the mutual promises contained herein, the parties agree as follows:

**Section 1.
Appointment.**

Effective May 1, 2022, (hereinafter “Commencement Date”), VPD hereby appoints Pendleton to the position of General Manager to perform all of the duties of said position as outlined in the VPD job description, ordinances, policies, rules and regulations and any other tasks as determined from time to time by the VPD Board of Port Commissioners (hereinafter “VPD Board”).

**Section 2.
Compensation.**

A. **Salary.** Pendleton’s annual base salary shall be \$206,938 paid pursuant to VPD’s payroll schedule. VPD shall review Pendleton’s salary to consider merit-based increases no later than April 30 of each year. Said review shall include an evaluation of Pendleton’s successful completion of mutually agreeable goals and objectives established by VPD and Pendleton, along with other factors deemed critical to the successful functioning of VPD. The evaluation may be conducted by the VPD Board as a whole or as otherwise agreed upon by the VPD Board. Pendleton shall receive any annual cost-of-living adjustment that other management service level employees may receive. Such adjustment, if any, shall be effective from the date of the decision by the VPD Board and there shall be no retroactive payments or adjustments.

B. **Deferred Compensation Plan.** Each pay period VPD shall contribute an amount equal to five percent (5.0%) of Pendleton’s annual base salary paid to Pendleton during that pay period to a VPD sponsored Deferred Compensation Plan.

C. **Pension.** VPD shall continue Pendleton’s enrollment as a member of the California Public Employees Retirement System (PERS) and shall pay the employer contribution during the term of this Agreement.

D. **Paid Time Off.** As of the Commencement Date, Pendleton has accrued and been credited with 495 hours of paid time off and 291 hours of sick leave, which he can utilize as needed and at his discretion. In addition, from and after the Commencement Date, Pendleton shall accrue additional paid time off at the rate of 296 hours per year, or approximately 11.4 hours per pay period. The maximum accrual balance of paid time

off that can be accrued by Pendleton is 600 hours. If Pendleton achieves an accrual balance of 600 hours of paid time off, further accruals shall cease until such time as Pendleton utilizes some accrued paid time off to reduce the accrued balance to an amount below 600 hours. Upon any termination of his employment, or his retirement, Pendleton shall be paid for the accrued balance of his paid time off at the hourly rate of pay in effect at the time of his termination or retirement. Upon any termination of his employment, or his retirement, Pendleton shall be paid for the accrued balance of his sick leave pursuant to the rate in effect at the time of termination or retirement, as specified in the VPD Human Resources Manual, Section IX-G.

E. **Paid Time Off Redemption.** Pendleton may elect to receive pay in lieu of paid time off subject to the following conditions: 1) there may be only one redemption per calendar year of a maximum of one hundred (100) hours of paid time off; and 2) a minimum of eighty (80) hours of paid time off must be used during the twelve (12) months immediately preceding a cash-out payment request. The cash-out payment request may be made at any time if the aforementioned two conditions are met, subject to Pendleton accruing a minimum paid time off balance of 300 hours. For this purpose, "use" shall mean actually taking time off work and being paid for that time off.

F. **Automobile Allowance.** VPD shall provide Pendleton with a monthly automobile allowance of \$400.00. Additionally, in the event Pendleton utilizes his personal automobile for trips on behalf of VPD that exceed 100 miles, VPD shall reimburse Pendleton for such use at the effective Internal Revenue Service's rate per mile.

G. **Cafeteria Plan – Health Insurance.** Pendleton shall be entitled to participate in any medical, vision, dental, and optional benefit policy or program available to VPD employees. In the event that Pendleton opts not to participate in any medical, vision, dental, and optional benefit policy or program available to VPD employees, VPD will contribute an additional amount equal to VPD's share of any premiums for such policy or program to Pendleton's cafeteria plan. In addition, VPD will contribute \$10,400 annually to Pendleton's cafeteria plan to pay for medical, vision, dental, or other personal expenses or costs.

H. **Life Insurance.** Provided Pendleton is insurable, VPD will provide to Pendleton group term life insurance policy with coverage on his life at least equal to his annual total compensation. VPD will pay the monthly premium for such coverage. Should Pendleton opt for coverage for an amount in excess of his annual total compensation, the additional monthly premium will be paid by Pendleton.

I. **Professional Development.** VPD agrees to budget and pay for dues, conferences, subscriptions, and professional coaching on behalf of Pendleton which are reasonably necessary for Pendleton's continued professional development and full participation in professional associations as approved by the VPD Board.

**Section 3.
Term of Agreement.**

The term of this Agreement shall commence on the effective date and shall continue for a period of sixty (60) months, expiring on April 30, 2027, unless sooner terminated as provided herein. However, effective May 1, 2027, and each May 1st thereafter, the term of this Agreement shall be automatically extended for one additional year. Notwithstanding the foregoing sentence, either party may act to prevent the automatic extension of this Agreement by giving the other party written notice of his/its decision not to extend this Agreement, which notice must be given at least three (3) months prior to the automatic extension date in order to prevent the extension from being effective.

Notwithstanding the terms of the Agreement, Pendleton and VPD agree he is an at-will employee, and this Agreement may be terminated in accordance with Section 4 and Section 5 below. Further, Pendleton agrees that if he is terminated prior to the expiration of this Agreement, or any extended term thereof, his sole remedy shall be that afforded to him under Section 6.

**Section 4.
Termination by VPD.**

A. **Termination Without Cause.** Notwithstanding anything to the contrary expressed or implied in this Agreement, Pendleton acknowledges and agrees that his status as an employee of VPD is one of "at-will" within the meaning of California Labor Code 2922 and that he serves at the sole pleasure of the VPD Board. Accordingly, this Agreement may be terminated by a majority (3/5) vote of the VPD Board at a duly noticed meeting, without cause, and without need of any explanation, by giving Pendleton at least two weeks prior written notice of the VPD Board's intention to consider termination of this Agreement at the duly noticed meeting. The effective date of any termination under this Section 4.A. shall be within the sole discretion of the VPD Board, but shall not be less than thirty (30) days after the duly noticed meeting at which the decision to terminate is made by the VPD Board.

B. **Termination for Cause.** VPD may terminate this Agreement for cause at any time, immediately or without prior notice, written or otherwise, if the VPD Board reasonably determines that Pendleton has committed a material act of dishonesty, fraud, misrepresentation or moral turpitude in connection with his duties at VPD or that which the VPD Board determines, in its sole discretion, to be to the detriment of VPD. Further, if the VPD Board reasonably determines that Pendleton has materially breached this Agreement by neglecting to perform the duties required of him under this Agreement or failing to obey any lawful directive given to him by the VPD Board, then VPD may terminate this Agreement for cause, provided that VPD must give Pendleton written notice of the basis for the claimed material breach of this Agreement and afford him not less than thirty (30) days to cure or rectify the breach to the reasonable satisfaction of the VPD Board.

C. Crime Involving Abuse of Office or Position. Pursuant to Government Code Sections 53243, 53243.1, 53243.2, if Pendleton is convicted of a crime involving an abuse of his office or position, all of the following shall apply:

- (1) If Pendleton is provided administrative leave pay pending an investigation, he shall be required to fully reimburse VPD such amounts paid;
- (2) If VPD pays for the criminal legal defense of Pendleton (which would be in VPD's sole discretion, as it is generally not obligated to pay for a criminal defense), he shall be required to fully reimburse VPD such amounts paid;
- (3) If This Agreement is terminated, any Severance Pay and Severance Benefits related to the termination that Pendleton may receive from VPD shall be fully reimbursed to VPD or void if not yet paid to him.

For purposes of this Section, abuse of office or position means either:

- (1) An abuse of public authority, including waste, fraud, and violation of the law under color of authority; or
- (2) A crime against public justice, including, but not limited to, a crime described in Title 7 (commencing with Section 92) of Part 1 of the California Penal Code.

D. No Severance if Terminated for Cause. If the VPD Board terminates this Agreement for cause under Section 4.B. and 4.C., Pendleton shall not be entitled to the severance benefits described in Section 6, below. If the VPD Board terminates this Agreement for any reason other than for cause as provided in Section 4.B. and 4.C., Pendleton shall be entitled to said severance benefits.

Section 5. Termination by Pendleton.

Notwithstanding anything to the contrary expressed or implied in this Agreement, Pendleton may terminate this Agreement without cause at any time by giving a minimum of thirty (30) days written notice of termination to VPD at its offices at 1603 Anchors Way Drive, Ventura, California 93001. The VPD Board may, in its discretion, advance any termination date selected by Pendleton under this Section 5, without becoming obligated to pay Pendleton the severance benefits specified in Section 6 below, provided Pendleton's salary and benefits shall continue through the notice period, not to exceed thirty (30) days.

Pendleton may terminate this Agreement with cause if VPD materially breaches this Agreement, provided that Pendleton provides VPD with written notice of the basis

for the claimed material breach of this Agreement and VPD is afforded not less than thirty (30) days to cure or rectify the breach to the reasonable satisfaction of Pendleton. If Pendleton dies, becomes unable to perform the duties of General Manager (which shall be determined by a physician duly licensed to practice medicine in the State of California), or terminates this Agreement without cause, Pendleton shall not be entitled to the severance benefits under Section 6 below.

**Section 6.
Severance Benefits.**

In the event VPD is dissolved by any legal means or is taken over by another legal entity, Pendleton is terminated by VPD without cause, or VPD opts not to renew this Agreement pursuant to Section 3 above, Pendleton shall receive severance pay in the amount of six installments (each installment to be one-twelfth of Pendleton's then-applicable annual base salary).

During the severance pay period specified in this Section 6, VPD shall maintain Pendleton's status as an employee to ensure that all previously provided benefits, including PERS and health and life insurance, shall continue during the severance period or until such time he is employed by another entity. Further, during the severance period, Pendleton shall be relieved of all duties as General Manager, but, to the extent reasonably practical, will make himself available to consult with VPD and its representatives without additional cost to VPD. Severance pay shall be paid to Pendleton at normal payroll times over the above- specified severance period.

**Section 7.
Scope of Work/Professional Performance.**

Pendleton shall perform the duties of General Manager as set forth in the General Manager's job description and in accordance with the ordinances, policies, rules and regulations of VPD and such other tasks as may be prescribed by the VPD Board or by law. Pendleton shall perform said duties in a professional manner in accordance with standards satisfactory to the VPD Board and shall give his full time and attention to the performance of the duties of General Manager and will not accept any other employment during the term of this Agreement. Pendleton and the VPD Board agree to meet in closed session at least once every year to evaluate Pendleton's performance, as provided by Section 2.A., above.

**Section 8.
Compliance with the Law.**

During his employment, Pendleton shall comply with all laws and regulations applicable to such employment.

**Section 9.
Indemnity and Defense.**

VPD agrees to extend to Pendleton as to any action or proceeding brought on account of any act or omission of Pendleton within the scope of services provided for VPD pursuant to this Agreement, those rights of indemnification, including the right that

VPD pay any judgment or any compromise or settlement of an action, and the right to provision for a defense of actions or processing, as are provided for employees of a public entity by the provisions of Division 3.6 of Title I of the California Government Code.

**Section 10.
Non-Assignable.**

This Agreement shall be binding upon Pendleton, is personal to Pendleton and is not assignable by him.

**Section 11.
Mediation and Binding Arbitration.**

A. **Mediation**. All disputes arising out of this Agreement shall be first submitted to non-binding mediation in accordance with the rules and procedures of the American Arbitration Association. Mediation shall be in accordance with California law and with the Employment Arbitration Rules and Mediation Procedures of the American Arbitration Association, in effect as of the date of this Agreement or as amended subsequently thereto. If mediation is not successful in resolving all disputes arising out of this Agreement, those unresolved disputes shall be submitted to final and binding arbitration in accordance with Section 13.D.-13.G., below.

B. **Mediator Selection**. A single mediator shall decide all disputes involving mediation. The mediator shall be selected by mutual agreement of the parties within thirty (30) days of the effective date of the notice initiating the mediation. If the parties cannot agree on a mediator, then either party may notify the American Arbitration Association in writing with a copy being delivered to the other party, and request selection of a mediator in accordance with the Employment Arbitration Rules and Mediation Procedures.

C. **Mediator Fees and Investigative Costs**. VPD shall pay the mediator's compensation and administrative fees charged by the American Arbitration Association. Each Party shall be responsible for their respective attorney fees, investigative costs, and other mediation related expenses generated by them.

D. **Arbitrable Claims**. To the fullest extent permitted by law, all disputes between Pendleton and VPD that concern, arise out of or relate to Pendleton's employment with VPD, the termination thereof or this Agreement, including, but not limited to its enforcement and interpretation, (hereinafter "Arbitrable Claims") shall be resolved by arbitration, if not resolved by mediation pursuant to Section 13(A)-(C), above. Arbitrable Claims include, but are not limited to, claims of any kind arising in contract (express or implied) and tort, as well as all claims alleging violation of any federal, state, or local law, statute, ordinance or regulation, except that Arbitrable Claims shall not include claims for workers' compensation or unemployment insurance benefits. By way of example and not in limitation of the foregoing, Arbitrable Claims shall include (to the fullest extent permitted by law) any claims arising under Title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act, the Americans

with Disabilities Act, and the California Fair Employment and Housing Act, as well as any claims asserting wrongful termination, harassment, breach of contract, breach of the covenant of good faith and fair dealing, negligent or intentional infliction of emotional distress, negligent or intentional misrepresentation, negligent or intentional interference with contract or prospective economic advantage, defamation, invasion of privacy, and claims related to disability.

E. **Procedure.** Arbitration of Arbitrable Claims shall be in accordance with California law and with the Employment Arbitration Rules and Mediation Procedures of the American Arbitration Association, in effect as of the date of this Agreement or as amended subsequently thereto. Arbitration shall be initiated as provided in the Employment Arbitration Rules and Mediation Procedures, except that written notice to the other party initiating arbitration shall also include a description of each claim asserted, the date each claim arose, a statement of all facts upon which each claim is based, the names, addresses and telephone numbers of all witnesses and the relief requested. Arbitration shall be the exclusive remedy for all Arbitrable Claims and shall be final and binding upon the parties subject to the right of any party to appeal to the Superior Court of Ventura County, State of California, to confirm that the arbitration award or decision is consistent with California law. Either party may bring an action in court to compel arbitration under this Agreement and to enforce an arbitration award. Such an action shall be brought in the Superior Court of California for the County of Ventura, which shall have exclusive jurisdiction over such action. Otherwise, neither party shall initiate or prosecute any lawsuit or administrative action in any way related to any Arbitrable Claim. All arbitration hearings under this Agreement shall be conducted at Ventura County, California, unless all parties mutually agree on another location. The interpretation and enforcement of this agreement to arbitrate shall be governed by the California Arbitration Act.

THE PARTIES HEREBY WAIVE ANY RIGHTS THEY MAY HAVE TO TRIAL BY JURY IN REGARD TO ARBITRABLE CLAIMS, INCLUDING WITHOUT LIMITATION, ANY RIGHT TO TRIAL BY JURY AS TO THE MAKING, EXISTENCE, VALIDITY, OR ENFORCEABILITY OF THIS AGREEMENT TO ARBITRATE.

F. **Arbitrator Selection.** A single arbitrator shall decide all disputes involving Arbitrable Claims. The arbitrator shall be selected by mutual agreement of the parties within thirty (30) days of the effective date of the notice initiating the arbitration. If the parties cannot agree on an arbitrator, then the complaining party shall notify the American Arbitration Association and request selection of an arbitrator in accordance with the Employment Arbitration Rules and Mediation Procedures.

G. **Authority Of Arbitrator, Discovery And Arbitration Fees.** The arbitrator shall have exclusive authority to resolve all Arbitrable Claims, including, but not limited to, any claim that all or any part of this Agreement is void or unenforceable. Parties to arbitration proceedings under this Agreement shall have the right to conduct discovery utilizing all discovery procedures available in civil actions brought in the Superior Court

of California. The arbitrator shall issue a written decision and shall have authority to award any remedy or relief available in a civil action. VPD shall pay the arbitrator's compensation and administrative fees charged by American Arbitration Association. Each Party shall be responsible for their respective attorney fees, discovery costs, and other arbitration related expenses generated by them.

**Section 12.
Severability.**

If any provision, or any portion thereof, contained in this Agreement is held unconstitutional, invalid or unenforceable, the remainder of this Agreement, or portion thereof shall be deemed severable, shall not be affected and shall remain in full force and effect.

**Section 13.
Miscellaneous.**

A. This writing is intended as a complete and exclusive statement of the terms of the Agreement by the parties hereto.

C. Amendments to this Agreement shall be made only by a written amendment to this Agreement signed by the parties, except for any modifications of Pendleton's annual base salary and/or benefits which may be authorized by majority vote of the VPD Board.

D. No waiver, alteration or modification of any of the provisions of this Agreement shall be binding unless in writing and signed by a duly authorized representative of both parties to this Agreement.

IN WITNESS WHEREOF, the parties have made and executed this Agreement as of the date set forth above.

By: _____
VENTURA PORT DISTRICT

Dated: _____

By: _____
Brian D. Pendleton

Dated: _____



BOARD OF PORT COMMISSIONERS

APRIL 20, 2022

STANDARD AGENDA ITEM 2

QUARTERLY UPDATE ON THE VENTURA PORT
DISTRICT 5-YEAR OBJECTIVES

VENTURA PORT DISTRICT
BOARD COMMUNICATION

STANDARD AGENDA ITEM 2
Meeting Date: April 20, 2022

TO: Board of Port Commissioners
FROM: Brian D. Pendleton, General Manager
Todd Mitchell, Sr. Business Operations Manager
SUBJECT: Quarterly Update on the Ventura Port District 5-Year Objectives

RECOMMENDATION:

That the Board of Port Commissioners receive and file the quarterly update on the Ventura Port District 5-Year Objectives.

SUMMARY:

The Board provided direction to the General Manager to conduct a Goal Setting Workshop, which was conducted by Management Partners on Saturday, September 14, 2019. In attendance were the Board, District staff and Legal Counsel, Harbor tenants, a member of city council and staff, community leaders and members of the public. The workshop was well attended based on the prior experience of Management Partners in hosting such events.

As a follow-up to the Goal Setting Workshop, Management Partners prepared a written report for the District, which was presented at the November 20, 2019 Board meeting for Commission consideration and stakeholder input. Staff returned over subsequent meetings and during the February 5, 2020 Board meeting, the 5-year Objectives were approved. The attachment includes updates on all Objectives completed in the last quarter.

After the Board's more recent December 4, 2021 workshop and report delivered to the Board by Management Partners, updates to the 5-Year Objectives and Guiding Principles were developed. In future quarterly reports, staff will integrate these into its on-going reporting.

LONG-TERM GOALS:

- Goal 5: Relationships
 - Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials and the community.
- Goal 6: Public Service
 - Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective and public focused organization.

5-YEAR OBJECTIVES:

- Objective E: Public and Civic Engagement Plan
 - Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders
 - 1: Collaborate with business partners and stakeholders through increased engagement, communication, and participation.

BACKGROUND:

In the completion of all activities in Harbor Patrol, Marketing, Leasing and Property Management, Maintenance, Marina Management, Capital Projects, Finance, Administration, and day-to-day service to the public, the Port District Staff are guided by both the District's Mission Statement, Long-Term Goals, and, since February 2020, the adopted 5-Year Objectives.

In advance of each of the two Goal Setting Workshops, District staff conducted outreach efforts to the District's Master and Village tenants, City Council and executive staff, Chamber of Commerce, Downtown Ventura Partners, Ventura Visitors and Convention Bureau, the Keys Neighborhood Association, Pierpont Neighborhood Council, commercial fishing community and VSE stakeholders for their participation at the Workshop.

During the development of the initial Objectives, the Board requested additional specificity on implementation of the Objectives including the use of the SMART approach:

- Specific
- Measurable
- Achievable
- Relevant
- Time-bound

As a result, staff prepared the Board Goals and Objectives Workbook which was approved during the February 5, 2020 Board of Commissioners Meeting. The intent of the Workbook is to be a living document that:

- 1) Restates the Mission Statement and Long-Term Goals
- 2) Captures the fundamental 5-Year Objectives identified during the Workshop and subsequent Board meeting discussions
- 3) Includes high-level actions associated with achieving the Objectives:
 - a. Strategy: Sub-section identifying how Objectives can be advanced or achieved
 - b. Action: Actions currently identified to be undertaken to support each strategy
 - c. Milestone: Action timeline(s) associated with each milestone
- 4) Provides a method by which to report updates to the Board on a quarterly basis
- 5) Broadly speaking, seeks to align spending and actions with Goals and 5-Year Objectives

The intent of Staff is to continue to return to the Board on a quarterly basis to provide an update on the status of the 5-Year Objectives and in particular the identified milestones. As discussed above, this will be revised for the next quarterly report to reflect the updated 5-Year Objectives.

FISCAL IMPACT:

In accomplishing goals and objectives, the District will need to continuously evaluate financial impacts primarily through the annual and mid-year budget decisions which include five-year capital improvements plans as well as departmental budgets. This is not a one-time analysis, but rather on-going in nature over the five-year period.

ATTACHMENTS:

Attachment 1 – Board Goals and Objectives Workbook – Quarterly Update (PowerPoint)



**VENTURA
PORT DISTRICT**

Established 1952

Ventura Port District Goals and 5-Year Objectives Quarterly Update

Q3 FY 2021-2022

Board of Commissioners Meeting

April 20, 2022

Port District Goals (Current)

The District will provide a rewarding and vibrant coastal marine experience to our residents and visitors through efficient and timely execution of these District Goals.

1. Maintain and enhance a safe and navigable harbor by:
 - a. Securing funding for dredging the Harbor entrance through the Army Corps of Engineers in coordination with agencies and our elected officials;
 - b. Dredging the Inner Harbor and preserving infrastructure;
 - c. Providing superior Harbor Patrol, Maintenance, and related District services;
 - d. Preserving and enhancing infrastructure, equipment and facilities for a modernized, efficient and safe working harbor.
2. Support and promote commercial and recreational boating and fishing.
3. Increase economic development, vitality, and diversity of the District through effective leasing and marketing strategies.
4. Promote sustainable use of our natural environment through business practices and programs designed in concert with our tenants, educators, agencies, and interest groups.
5. Build respectful, productive, and mutually beneficial business relationships with our tenants, public agencies, elected officials and the community.
6. Provide exceptional public service and transparency at all levels within the organization through effective leadership, training, mentoring, and oversight. This promotes accountability, increased public trust, and a more efficient, effective and public focused organization.

Port District 5-Year Objectives (Current)

In its continuing effort to fulfill its mission and achieve the goals set out above, while managing the daily Harbor operations, the District establishes the following objectives to guide its Commission and staff through the fiscal year 2023-2024:

- Harbor Dredging
- Commercial Fishing
- Harbor Village
- Harbor Parking & Traffic Circulation
- Channel Islands National Park Visitor Center
- Master Tenants & Development Parcels 5 & 8
- Public and Civic Engagement Plan

D: Harbor Dredging – Current Actions/Achievements

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Ensure that annual dredging occurs at the federal Harbor entrance and as needed in the inner Harbor	1. Support and advocate for congressional funding to the Army Corps of Engineers in support of the Harbor's annual dredging program	CMANC Meeting attendance	3 times per year	Presented on SLC ARPA Grant Funding received at January CMANC meeting.
		USACE District, Division & HQ meetings and communication	As needed or >2 times per year	Met with USACE LA District staff virtually and in person during dredging. Confirmed funding appropriations for FY23.
		Engagement of Lobbyist to provide representation with the Federal Government and Congress	Ongoing	Capri & Clay have worked with federal elected representatives to secure Community Funded Projects for FY22. Will also set up meetings with Congressman Carbajal as we are in his District after November elections.
		Advocating for inclusion of VPD in President's Budget	Ongoing	\$4.82M included in President's FY23 Budget. Brownley letter to OMB advocating for full inclusion in FY22-23 Budget.
	2. On-going leadership and participation with California Marine Affairs and Navigation Conference (CMANC) and other relevant organizations in support of federal and state assistance	Continued Board Role at CMANC	Ongoing	GM is Board Member.
		Committee lead and/or Executive Board role	By next Board Election	GM has discussed this with CMANC Board members.
		Engagement with CA Association of Port Authorities (CAPA) to evaluate state funding opportunities	Q1 2021	Submitted grant application with State Lands Commission for \$123k in COVID-19 Relief Funding for calendar year 2022 (to be applied to Active Transportation Planning and Maintenance Vehicles. SLC will make a determination in late April.
	3. Ventura Port District Dredging	Transfer of Dredging Knowledge	End of Q2 2020	BOM working with USACE and their contractor directly. Contract with Rincon for on-call technical support.
		Develop inner Harbor Dredging Strategy	Q3 2020	Proposed plan provided to USACE for comment. After comments received, will send to CCC and Water Board before filing permit amendment applications in next quarter.

E: Public and Civic Engagement Plan

ATTACHMENT 1

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Strengthen communication and further develop close working relationships with stakeholders, business partners, and civic leaders	1. Collaborate with business partners and stakeholders through increased engagement, communication, and participation.	Continued tenant meetings (marketing, Staff 1:1, and Commissioner 1:1)	Ongoing quarterly meetings	Two additional amendments to COVID-19 program approved by Board this quarter.
		Stakeholder budget workshops	Q2 2021 & annually	Next planned for May 2022 meeting.
		Continued Stakeholder Goal-Setting workshops	Q3 2021 & annually	Workshop hosted on December 4, 2021. Principles & Goals in redevelopment.
	2. Collaborate with City, regional, state, and federal agency officials in pursuit of mutually beneficial projects, programs	Collaborate with City, tenants and stakeholders on updates to Local Coastal Program and General Plan	Q1 2020 through Q4 2023	GM participated in City initiated stakeholder interviews, offered Harbor as future venue for hosting public meetings, and participated in several General Plan meetings inc. Feb.-March. Engaged with VenturaWaterPure team w/presentation to Board planned for April.
		Coordinate with City on planning for transit network improvements	Q4 2021 through Q1 2022	BOM and HM ongoing participation in City's Active Transportation Plan. District investigating pursuing its own ATP and seeking grant funding to pursue.
		Collaborate with other commercial/regional harbors and Special Districts	Q2 2020 and ongoing	GM worked with VCSDA and CSDA to develop formal request for COVID-19 relief – second round grant applied for. GM is Treasurer for Ventura County Special Districts Association (VCSDA) and participates in bi-monthly meetings. Harbormaster on board of Pacific Harbormasters & Port Captains.
		Further collaboration between Harbor Patrol and City Emergency Services for enhanced services in the Harbor	Q1 2021 and ongoing	MOU with Fire Department is executed. Working with City and Coastal Commission on Tsunami issues including City Code Enforcement to remedy hazardous conditions within the Keys. Worked with City to include Harbor in Hazard Mitigation Plan.
		Collaborate with State and Federal agencies for projects, programs & grants	Q4 2020 and ongoing	Working with State Parks regarding grant for launch ramp floating dock replacement (grant decision May 5). HM Applied for 1 Federal Homeland Security Grant & 1 State Air Quality Engine Grant.
	3. Public and Civic Engagement Planning	Develop, Approve a Public and Civic Engagement Plan (PCEP)	Q3 through Q4 2020	PCEP second draft prepared for Board review, approved at July 7, 2021 meeting.
		Implementation of PCEP	86 Q1 2021	Final PCEP approved Q1 2021. PCEP is a living document.

F: Commercial Fishing

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Support current commercial fishing industry central to Ventura's premier working waterfront through stakeholder engagement, diversification, and infrastructure improvements	1. Reactivate Ventura's commercial fishing association and/or establish fishermen working group as part of improved stakeholder engagement	Reach out to our commercial fishing business owners and key industry people	Q1 2020	Virtual meeting with two of the three principle squid fisheries in October. Ongoing dialogue with three principal squid fisheries is a matter of daily business (also see below). Due to COVID, revitalization of smaller fishing working group remains deferred until post-COVID. HM routinely meets with the local, small boat fishermen to hear concerns, share information, and support their efforts.
		Facilitate meetings/dialogue with District and fishing industry stakeholders	Q2 2020	District has engaged K&L Gates for Commercial Fishing & Aquaculture Advocacy. Virtual meeting with Del Mar & Silver Bay re: current issues and challenges held Oct 6.
		Determine appropriate ongoing engagement mechanism between District and stakeholders	Q3 2020	Ongoing.
	2. Continue improvements of Commercial Fishing Industry service offerings by District	Complete fishermen storage improvements	Q2 2021	Project completed in June 2021.
		Install new hoist at fish pier	Q3 2020	Project completed in August 2021.
		Evaluate harbor infrastructure and related amenities to ensure we continue to meet commercial fishing needs	Annually	Continued discussion with Del Mar regarding reactivation of the Ice Plant at 1449 Spinnaker Dr. Del Mar also exploring relocating existing squid pumps to maximize efficiency. Silver Bay added a second offloading pump that is now operational. Bottleneck is in loading totes for transport out of the harbor & in cold storage at Port of LA.

F: Commercial Fishing (Continued)

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Support current commercial fishing industry central to Ventura's premier working waterfront through stakeholder engagement, diversification, and infrastructure improvements	3. VSE Project Grant utilization	Prepare & Approve Operations Plan	Q2 2020	Complete. Presented for stakeholder comment at three Board meetings in Fall 2020, and submitted to federal, state regulators. Fiscal & Economic Impact Analysis presented alongside Operations Plan.
		Manage the 2018 CA Sea Grant subaward for the proposed Ventura Shellfish Enterprise (VSE) project	Q4 2020	Completion of grant tasks by August 31, 2021. Project team submitted revised deliverables consistent with Board action March 2021 (below). Final reporting now submitted.
		Report on Sea Grant Outcome to Board, Stakeholders, CA Sea Grant staff	Q4 2020	Annual report complete. Final report on Sea Grant outcomes provided to NOAA in August, grant requirements fully completed.
		Identify and apply for additional grant opportunities	From Q4 2020 onward	No reportable action.
	4. Complete permitting, regulatory, and legislative approvals for VSE project	Address LAFCo issue through State Legislature	Q1 2020 through Q4 2020	Complete. Board action March 2021 to withdraw permit applications August 2021. On-going - support NOAA aquaculture initiative and collaborate with aquaculture industry.
		Prepare Navigation Risk Assessment	Q2 2020	Complete. Submitted to the USCG.
		Obtain Coastal Commission Consistency Determination	Q4 2020	No further action. See Board action of March 2021.
		Obtain USACE Permit for VSE	Q2 2021	No further action. See Board action of March 2021.
	5. VSE Subleasing	Complete first VSE sub-lease	Q2 2022	No further action. See Board action of March 2021.

M: Master Tenants & Development Parcels 5 & 8

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Collaborate with existing and future Master Tenants to maintain, improve, and develop the Harbor	1. Engagement and support of Master Tenants for successful business operations at the Harbor	Coordination with VIM on dock replacement project	Q1 2020 through Q4 2020	Construction underway but delayed by permitting and SCE. Amendment passed to extend time for completion to July 1, 2022.
		Coordination with Portside on buildout and commercial tenant leasing	Q1 2020 and ongoing	Bi-weekly coordination meetings established between GM and Master Tenant. Residential occupancy above 95%. Commercial leasing underway. HM has worked with the Portside Marina Staff to enhance security & open public human-powered watercraft dock.
		Evaluate opportunities with master tenants in conjunction with future projects	Q3 2020 & annually	CEQA consultant retained for environmental review of Derecktor Marine Holdings (DMH) project proposal. Initial submission reviewed and taken to Board twice for comment. Met with owner and managers of Marina West I & II to discuss further discuss master planning.
	2. Evaluate opportunities for Parcels 5 and 8	Collaborate with City, tenants and stakeholders on updates to Local Coastal Program and General Plan	Q1 2020 through Q4 2023	GM participated in City initiated stakeholder interviews, offered Harbor as future venue for hosting public meetings, and participated in several General Plan meetings inc. Feb.-March.
		Evaluate studies, reports previously prepared as part of development due diligence efforts	Q3 2021 through Q4 2021	No reportable action.
		Evaluate potential land use synergies with master tenants, current uses in conjunction with future development	Q3 2021 through Q4 2023	In follow up to NPS presentation to Board and public regarding long-term facility needs, Visitor Center master planning, and preliminary interest in Parcel 8, staff have provided information on entitlement, environmental, and engineering reports in District's possession.
		Collaborate with City, CA Coastal Commission and stakeholders including NPS to prepare a master plan	Q4 2023 through Q2 2024	In follow up to NPS presentation to Board and public regarding long-term facility needs, Visitor Center master planning, and preliminary interest in Parcel 8, staff have provided information on entitlement, environmental, and engineering reports in District's

P: National & State Parks Agency Collaboration

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Maintain Channel Islands National Park Service (NPS) presence at Harbor	1. Coordinate with NPS Superintendent and General Services Administration (GSA) to secure long-term leases for NPS personnel currently located at 1431 and 1691 Spinnaker Dr. (Harbor Village)	Identify mutually agreeable improvements as part of new lease planning	Q1 2021	Completed spring 2021. Harbormaster discussing Mutual Aid Agreements, & Future joint training opportunities.
		Secure lease agreement with GSA for NPS staff	Q2 2021	Completed spring 2021. Lease extensions at 1431 and 1691 Spinnaker Dr. includes tenant improvements now completed.
	2. Coordinate with NPS Superintendent and General Services Administration (GSA) to evaluate long-term goals and improvement needs for the Channel Islands National Park Visitor Center	Collaborate with NPS Superintendent to identify mutual long-term goals and options at Ventura Harbor for NPS operations, NPS visitor center	Q3 2021 onward	In follow up to NPS presentation to Board and public regarding long-term facility needs, Visitor Center master planning, and preliminary interest in Parcel 8, staff have provided information on entitlement, environmental, and engineering reports in District's possession.
Investigate synergies for collaborative improvement of NPS Visitor Center		Q4 2021 onward	In follow up to NPS presentation to Board and public regarding long-term facility needs, Visitor Center master planning, and preliminary interest in Parcel 8, staff have provided information on entitlement, environmental, and engineering reports in District's possession.	
Draw upon Ventura Harbor area Nat'l. & State parks and wetland areas to enhance ecotourism	3. Coordinate with National & California State Parks to develop destination-based ecotourism offerings	Continue collaboration with National & State Parks officials regarding multiple opportunities for enhancing the visitor destination in and around Ventura Harbor	Q2 2024	Contract with State Parks for Lifeguard services in 2022 coming to Board. Harbormaster provided dock space for Lifeguard RWC. Coordinating JR. Lifeguard weekly visits at Harbor Cove. Cont. Bird Monitoring Information sharing.

T: Harbor Parking Study & Traffic Circulation

ATTACHMENT 1

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Continue to increase and/or maximize visitor parking and traffic circulation during busy periods	1. Evaluate pedestrian, bicycling, transit networks and parking within and around the Harbor	Perform update to parking, traffic data once Portside is fully occupied	Q3 2021	Traffic counts, parking demand analysis performed during Summer 2021. Camera counters at VHV. Additional counter added at Schooner entrance Jan 2022.
		Review & update 2017 Parking Study (evaluate/prioritize/schedule short-term, mid-term, and long-term recommendations)	Q4 2021	Traffic counts, parking demand analysis performed during Summer 2021. Parking consultant has evaluated parking, transportation polices; and provided report w/recommendations to Board February 2022. Parking survey sent out to stakeholders. Staff meeting with City in March.
		Establish Ride-sharing drop-off/pick-up locations within Harbor Village	Q4 2020	Contacted Uber & Lyft: neither company will set defined location in app. Location for signs TBD.
		Coordinate with City and Regional Transportation services for expanding public transit options to Harbor	Q4 2021	City of Moorpark returned for the second season with a Beach Bus to Harbor. City of Thousand Oaks and Santa Clarita did not offer programs due to COVID but both reported they would consider 2022.
	2. Pursue needed improvements and management plans	Prepare Parking and Traffic Circulation Plan(s)	Q1 2022	Parking consultant has evaluated parking, transportation polices; and provided report of recommendations for implementation to Board February 2022. Parking surveys sent out to stakeholders. Staff meeting with City in March.
		Identify & budget for Capital Improvements to improve parking & circulation	Q2 2022	FY21-22 CIP included \$275k for paid parking infrastructure. Midyear budget amended to include only soft costs for FY21-22 and procurement now FY22-23.
	3. Evaluate pedestrian, bicycling, transit networks and pursue needed improvements, enforcement strategies in partnership with the City	Coordinate with City on planning for transit network improvements	As per Civic Engagement goals Q4 21 - Q1 22	BOM and HM ongoing participation in City's Active Transportation Plan. District investigating pursuing its own ATP and seeking grant funding to pursue.
		Collaborate with City on updates to Local Coastal Plan and General Plan	As per Civic Engagement goals Q1 20 - Q4 23	GM participated in City initiated stakeholder interviews, offered Harbor as future venue for hosting public meetings, and participated in several General Plan meetings.

V: Harbor Village

ATTACHMENT 1

OBJECTIVE <i>What to achieve</i>	STRATEGY <i>How will it be achieved</i>	ACTION <i>Actions to be undertaken</i>	MILESTONE <i>Action timeline</i>	ACHIEVEMENTS <i>Progress Report</i>
Maintain and improve Harbor Village infrastructure and enhance the overall visitor experience	1. Complete Harbor Village refresh programs	Complete Harbor Village Painting	Q3 2020	Project completed.
		Approve Harbor Village Signage, Wayfinding Program	Q4 2020	City DRC approved sign program in October 2020. Wayfinding Sign fabrication/installation nearly complete (some delays due to rework required, but no additional cost to District).
		Complete Harbor Village Wayfinding Signage	Q3 2021	See above for status. Refurbishment, painting of Harbor Village parking lot entry signs completed.
		Complete Village Tenant Signage, Awnings	Q2 2024	Tenant signage items being included in new lease agreements - ongoing.
		Complete Current ADA Improvements	Q4 2021	ADA trash enclosures plan submitted to City and second enclosure(1575) complete. Plans for remaining two submitted to City. Final three ADA restroom upgrades in design. Update to ADA compliance report expected soon.
		Complete infrastructure upgrades (elevators, roof replacements per CIP)	Q4 2024	1591 Elevator refurbishment scheduled for 2022. ADA path of travel improvement performed at 1591 building. 1567 B and C and part of 1591 building roofs contracted for replacement in first half of 2022.
	2. Leasing/Property Management Action Plan	Prepare, approve and implement Annual Leasing/Property Management Action Plan	Annually – Q2	Annual plan for FY21-22 approved by Board on June 16 as part of FY21-22 budget review/approval process. No update this quarter.
	3. Marketing Action Plan	Engage Village tenants for Marketing Action Plan input	Annually – Q2	Tenant surveys performed in April 2021 and used for guidance on Marketing Department Action Plan and Budgeting. No update this quarter.
		Prepare, approve and implement Annual Marketing Action Plan	Annually – Q2	FY21-22 Visitor Action Plan approved by Board on June 16 as part of FY21-22 budget review/approval process. No update this quarter.