



BOARD OF PORT COMMISSIONERS MEETING MARCH 1, 2023

Ventura Harbor
GATEWAY TO THE CHANNEL ISLANDS NATIONAL PARK

- Call to Order
- Pledge of Allegiance
- Roll Call

ADMIN AGENDA

ADMIN AGENDA

**Adoption of the
March 1, 2023 Agenda**

**Approval of the Minutes of
February 15, 2023
Regular Meetings**

**PUBLIC COMMUNICATION
ADMIN AGENDA
ITEMS NOT ON TODAY'S AGENDA**

00 : 03 : 00

- Closed Session Report
- Board Communications
- Staff and General Manager Reports

ADMIN AGENDA

CONSENT AGENDA

A) Approval of New Office Lease Agreement with The Boatyard, Inc.

PUBLIC COMMUNICATION CONSENT AGENDA ITEMS

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TimeUp Reminder (Optional):

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None

**UPDATE ON STATE OF EMERGENCY DUE TO THE
ATMOSPHERIC RIVER RAIN EVENTS IN JANUARY
2023 AND EMERGENCY MEASURES TO RESPOND
TO IMPACTS TO THE DISTRICT**

RECOMMENDATION:

That the Board of Port Commissioners determine by a four-fifths vote that there is a need to continue the emergency action adopted by the Board on January 18, 2023, set forth in Resolution No. 3462.

**STANDARD
AGENDA
ITEM
1**

**Report by:
Brian D. Pendleton, General Manager**

JANUARY 2023 STORMS STATE OF EMERGENCY



Actions since February 15th Board Meeting

- The soundings taken on February 8th have identified additional sand that can be removed and relocated to the beaches, weather conditions, debris and schedule permitting.
- A follow-up meeting with the Corps was held on February 15th to discuss the sounding results. Met with DC Army Corp February 27th.
- Congressman Salud Carbajal submitted a February 16th letter to the Corps on behalf of the District regarding dredging needs.
- The Request for Public Assistance (RPA), the first step of the process to apply for public assistance on the declared event, was submitted to FEMA via its Grants Portal on February 23rd and is under review.
- Staff has requested an in-person visit by federal disaster relief official(s), which will be held March 7th.



ACTIONS SINCE FEBRUARY 1 BOARD MEETING

- Larger debris removal in waters in and around the Harbor and Ventura Keys is on-going as needed by Harbor Patrol.
- Heavy debris is being removed from Harbor area beaches, with the District having entered agreement(s) to prioritize larger debris removal (e.g. tree trunks, limbs, branches, etc.), and smaller debris at Harbor Cove Beach.
 - Refuse containers have been rented and placed strategically at beach parking lots and public launch ramp
- Annual dredging will begin late February or early March, but the level of beach erosion far exceeds normal pre-dredge conditions. Combined with the debris, beach safety is of on-going concern.
 - Warning signage has been ordered and will be installed.
 - On-site meeting(s) with the U.S. Army Corps of Engineers (Corps) and Manson (dredging contractor) took place on February 2nd.
 - Additional "soundings" were performed on February 8th by Manson to provide current data on sand volume in the sand trap, entrance channel, and inner-Harbor.
- Building and public launch ramp repairs are on-going.
- The General manager and Senior Business Operations Manager attended a State Office of Emergency Services (OES) half day training session for disaster relief funding on February 9th at the County Emergency Operations Center. The training focused on processes, eligibility, and procurement requirements associated with seeking reimbursement for disaster-related costs.



- Actions since January 18 Board Meeting
 - Tour of Port District Storm Damage - Congressman Salud Carbajal
 - District Official - Monday, January 23rd
 - Letter to Office of Emergency Services (OES) Requesting Disaster Aid
 - GM - Monday, January 30th
 - On-Going Debris Removal
 - Facilities - Outside contract for large debris - Beaches
 - Harbor Patrol removal of large debris - Harbor waters
 - Refuse dumpsters – launch ramp, beaches
 - Beach Safety Signage
 - Mid-Year Budget Adjustment



- Recent severe winter storms have caused damage within the Harbor area:
 - Village suites,
 - Public launch ramp,
 - Private boats and docks within the City's Ventura Keys,
 - City streets within the Harbor,
 - Significant coastal beach erosion, and
 - Debris flows into the Harbor and surrounding beaches
- Debris removal and repairs hampered by volume of material, continuing rain, wind, wave action and storm surge
 - These conditions present risks to the public
- The Harbor entrance has been the subject of on-going U.S. Coast Guard safety warnings in coordination with Harbor Patrol
 - These conditions present risks to boaters
- Attempts to determine changes in inner-Harbor water depths have been impeded by turbidity in the water column due to storm runoff

- On January 4, 2023, the CA Governor declared a state of emergency as a result of the winter storms related to a series of atmospheric river systems that occurred
- On January 6, 2023, the acting City Manager of the City of Ventura, as the designated Director of Disaster Services, proclaimed the existence of a local emergency pursuant to section 2.370.050 of the Municipal Code
 - City residents and property within the City suffered damage due to the severe storms.
- On January 9, 2023 the City Council ratified a resolution confirming the existence of a local emergency.
- On January 8, 2023, President Biden declared an emergency in California in response to the severe winter storms, flooding, and mudslides experienced in the State
 - Federal assistance to supplement the local response efforts
 - Authorizes Department of Homeland Security and Federal Emergency Management Agency to coordinate all disaster relief efforts.
- The County of Ventura declared a local emergency on January 17, 2023.
 - Damage from last week's storms expected to top \$30 million.

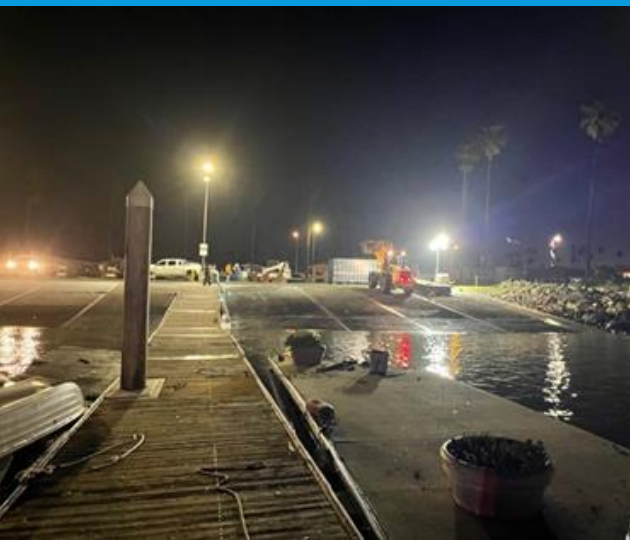
- Emergency declarations are contemplated in the District's Procurement and Purchasing Policy Section IV. Exceptions to Competitive Bidding, to enable the District to coordinate a timely and effective disaster response.

C. Emergencies: Pursuant to Public Contract Code Section 20751.1, in case of an emergency, the Board may, by resolution passed by a four-fifths vote of all of its members, declare and determine that public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property, and thereupon proceed to expend any sum or enter into a contract involving the expenditure of any sum needed in the emergency without observance of the provisions requiring contracts, bids, or notice for any purchasing of supplies used in connection with or consumed on any project or work not subject to the UPCCA. If notice for bid to let contracts will not be given, the Board shall also comply with Public Contract Code Section 22050. In the case of any emergency involving a public project or maintenance work under the UCCPA, the terms and conditions set forth in Public Contract Code Section 22035 shall control.

An "emergency" means a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services.

- Staff is recommending a Declaration of Emergency to delegate authority to the General Manager to ensure that the District's facilities, infrastructure and assets are made and remain safe and functional as well providing additional staffing as needed to provide supplemental Harbor Patrol, Facilities, Marina Dockmaster, and Administrative services including management and accounting throughout these ongoing atmospheric river storm systems.
- The Board will review the emergency status at subsequent meeting(s) to either terminate the emergency condition or to continue it, as circumstances dictate.





PUBLIC COMMUNICATION STANDARD AGENDA ITEM 1

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Duration:

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TimeUp Reminder (Optional):

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None



VENTURA
PORT DISTRICT

Established 1952

ADJOURNMENT
NEXT MEETING MARCH 15, 2023

Ventura Harbor

GATEWAY TO THE CHANNEL ISLANDS NATIONAL PARK