

MINUTES
BOATING AND WATERWAYS COMMISSION MEETING
SAN FRANCISCO, CALIFORNIA
June 24, 2005

Pursuant to due and regular notice, the meeting of the Boating and Waterways Commission was called to order by Chairman Pro Tem Sandy Purdon, on June 24, 2005, at 8:30 A.M., at 1250 Columbus Avenue, Napa Room, Marriott Hotel, San Francisco, California.

ROLL CALL

Commissioners Present: H.P. "Sandy" Purdon, Chairman Pro Tem
 Lenora S. Clark
 Jon S. Fleischman
 Charles P. "Bud" Johnson
 Edward C. Reno III

Commissioners Absent: Robert Y. Nagata

Department of Boating and
Waterways Personnel Present: Raynor Tsuneyoshi, Director
 Joy Fisher, Staff Counsel
 David Johnson, Acting Deputy Director
 Debra DeVerter, Chief of Administrative Services
 Harold Flood, Supervisor of Planning, Facilities Division
 Mary Just, Associate Governmental Program Analyst
 Margarita Sanchez, Administrative Assistant
 Greg Pacheco, Boating Facilities Analyst

CLOSED SESSION

Chairman Pro Tem Sandy Purdon convened the meeting and announced commencement of the closed session. Following completion of the closed session, Chairman Pro Tem Purdon continued the public portion of the meeting.

APPROVAL OF MINUTES

MOTION: It was moved by Commissioner Clark and seconded by Commissioner Fleischman that the Boating and Waterways Commission minutes of the March 11, 2005, meeting be approved. The motion carried unanimously.

CHAIRMAN'S REPORT

Commissioner Purdon congratulated and welcomed Mr. Edward Reno into the Boating and Waterways Commission. He stated that Mr. Reno is from Costa Mesa where he is a member of the United States Sailing Association and is the national director of state government affairs for Allergan, Inc. Commissioner Purdon said Mr. Reno previously served on Governor Schwarzenegger's staff.

DIRECTOR'S REPORT

Raynor Tsuneyoshi welcomed Mr. Reno into the Commission. He updated the Commission on the California Performance Review and indicated the Governor intends to revisit the issue of boards and commissions at some later date.

Mr. Tsuneyoshi reported that the Senate Budget Subcommittee added \$18.6 million to the Department's proposed 2005-06 budget for augmented funding for small craft harbor loan projects in San Francisco, Dana Point and Long Beach. Unfortunately, he added, the Senate-Assembly Budget Conference Committee did not approve the augmentation.

He reported that boating accidents in California were down by 23% as reported in the 2004 California Boating Safety Report. A copy of the report was given to all Commissioners.

Mr. Tsuneyoshi reported that he attended the opening ceremony for Cuttings Wharf Boat Launching Facility on the Napa River in Napa County. He stated that the Commission approved a grant of \$958,000 for this facility in 2003, and it was a pleasure to see the project completed.

Mr. Tsuneyoshi announced that Department employee, Chuck Donley, Senior Civil Engineer, has retired after 20 years of State service. He noted that Mr. Donley worked on projects such as Pillar Point Harbor in San Mateo County, Fields Landing in Humboldt Bay and the Aircraft Carrier Midway Pier in San Diego.

LEGISLATIVE REPORT

Mr. Johnson reviewed the Legislative Report and gave the Commission an update of legislative matters concerning the Department. Copies of the Legislative Report were available to the public and Mr. Johnson was available to answer questions from the Commission Members.

Mr. Johnson reviewed AB 676 (Berg) and stated the bill would allow Sonoma County to transfer property to the Resources Agency in lieu of a loan debt to the Department of Boating and Waterways for the development of the Spud Point Marina. He indicated the Department has met with Assemblymember Berg's office who indicated they plan to amend the bill and do not plan to move it forward in 2005.

Mr. Johnson stated there are two bills AB 1728 (Houston) and SB 255 (Torlakson) on vessel registration fee increases. He said AB 1728 would add \$2 dollars to the initial fee and \$2 dollars to the renewal fee. Currently the renewal fee is \$10 every two years. Mr. Johnson said the bill would create a separate account and another administrative process. He stated that SB 255 would add \$10 dollars to the renewal fee and \$10 dollars to the initial fee. Mr. Johnson added that currently the Department is receiving \$4.5 million dollars annually in registration fees, and from SB 255 it would add an additional \$4.7 million.

Commissioner Fleischman asked if the Commission has ever taken a position on legislative bills. Mr. Johnson responded that all previous administrations have asked that commissions and boards not take positions on legislation, but he added there have been several times when the Commission has taken a position on bills.

Commissioner Fleischman asked if the bills which would increase the registration fees came from the legislator's office or from the Department. Mr. Johnson answered that the bills were initiated from the legislator's office.

Commissioner Purdon asked for the reason of having a Legislative Report if the Commission is not able to take a position on legislative bills. Mr. Johnson responded that the Department briefs the Commission on a variety of subjects, especially legislation. He added that the Department prepares bill analysis which are then submitted to the Resources Agency and the Governor's office. Mr. Johnson indicated the Department has a recommended position on bills that the Governor's office may accept or reject, but eventually the Department will obtain a position which is then noted on the Legislative Report.

Commissioner Purdon asked who decides what position on bills is recommended to the Resources Agency. Mr. Johnson replied that Raynor Tsuneyoshi and management staff review and discuss the bills and ultimately the Director makes the decision on the position the Department will take.

Commissioner Fleischman stated that the Commission would not know if the Department has lobbied on any certain bills, such as, the vessel registration fee increase. Mr. Johnson replied no, but that on each bill analysis, pros and cons are done and the department does not tailor the bill analysis just for a position it is taking.

Commissioner Reno said that he would like to better understand what role the Commission may play in proposed legislation and recommendations and would like to revisit this topic again.

Mr. Johnson stated that he will speak with the Resources Agency on this topic and report back to the Commission.

CONSIDERATION OF PUBLIC GRANT

Mr. Flood presented to the Commission for its advice and consent the following request for a change of construction scope of a public grant.

Miller Park Boat Launching Facility

Marin County has requested a change of construction schedule for Miller Park Boat Launching Facility. Marin County (County) has requested: 1) a two-year extension to the construction completion deadline from May 2006 to May 2008 to revise plans, obtain necessary construction permits, and complete construction and, 2) that the Department of Boating and Waterways allow a change of construction scope – the project would become replacement of the existing ramp rather than replacing and extending the ramp.

Mr. Ronald Paolini, Deputy Director, Marin County Parks and Landscape, was available to answer any questions from the Commission.

Mr. Flood stated that the Commission approved this project a few years ago and the original project was presented to the Commission as a low-water access. The project, he said, would replace and extend the existing boat launch which is 40 years old, extend the breakwater and do some dredging at its base and out into the main channel to get boats in and out at low water. Mr. Flood added the project would improve an upper parking area and add a new restroom. He reported that the County has been dealing with local permitting agencies which have indicated that they will deny any permits that would allow dredging or extending the launch ramp and breakwater.

Mr. Flood reported that the County has come to the Department to approve a new project with the same funds that are already encumbered to redo the boat launch in its existing foot print, the bathrooms and parking areas. He stated that this is the same project that was already approved by the Commission however; the County will not extend the launch ramp. Mr. Flood stated that the County is also asking for an additional two years to get new plans and specifications done and to finish construction.

Mr. Flood stated that staff recommended that the Commission consent to the request of change of construction scope.

Commissioner Purdon asked if the ramp was not usable at certain times of the year when the water is low. Mr. Flood responded yes.

Commissioner Johnson asked if the redesign for the next two years will have an effect on cost. Mr. Flood responded yes it will, but the project has already been delayed due to the permitting process. He added the County anticipates getting the project done for the same amount of money.

Mr. Paolini thanked the Commission for all their support and said the Miller Park Boat Launching Facility is the only launching ramp on Tomales Bay. He stated the permitting agency felt that they could not permit any filling of the Bay within the sanctuary, which is where the boating launching facility is located.

Commissioner Clark asked if a Commissioner had visited the proposed project site. Mr. Flood responded yes, a previous commissioner visited the site. She asked if the original project was

approved based on extending the launch ramp, why is this not being done now. Mr. Flood responded that the County could not get the permit to allow the extension.

Commissioner Reno asked if all approvals have been received and when will the County obtain the permits. Mr. Paolini responded that all the permits should be received within the next six months.

MOTION: It was moved by Commissioner Johnson and seconded by Commissioner Clark that the Boating and Waterways Commission approve Marin County's request of change in project scope from ramp replacement and low-water access to ramp replacement and a construction timeline extension of two years to complete the Miller Park Boat Launching Facility. The motion carried unanimously.

Commissioner Purdon inquired on Department staff getting back to the Commission on the status of the projects the Commission approves. Mr. Flood replied that currently there is no status given to the Commission on approved projects. He added, once the projects are approved they enter the contracting and construction phase, and once completed, the Commission is given a slide presentation on the completed project.

Commissioner Reno stated the progress and updates of these projects is important since the Commission obligates public funds. Mr. Flood responded that staff is working on putting the status of projects on the Department's website and will be made available to the public.

CONSIDERATION OF PUBLIC LOAN

Mr. Flood presented to the Commission for its advice and consent the following request for a change of construction scope of a public loan.

Berkeley Marina

The City of Berkeley (City) applied to the Department of Boating and Waterways for a change in construction scope on a previously approved loan project at the Berkeley Marina. The Berkeley Marina is located on the eastern shore of San Francisco Bay about 2 ½ miles north of the Oakland–Bay Bridge.

Mr. Flood reported that the original project included: demolition and replacement of Docks A-E along the north side of the marina basin; replacing the existing 30-40 year old wooden docks and wood piles with a new marina berthing system and concrete piles; installing new utilities, including electrical power and water and replacing four existing restroom buildings.

Mr. Flood indicated the revised project includes the same project components as the original project (excluding two of the restrooms), however, it was determined that Docks H-I should be refurbished before Docks A-E, as their condition is deteriorating and maintenance costs are high.

Mr. Flood stated that existing loan funds of \$7,000,000 would be utilized first to complete construction of Docks H-I, then remaining funds will be utilized for Docks A-E. He added that two of the four restroom buildings will not be funded through this loan.

Representing Berkeley Marina were; Ms. Ann Hardinger, Harbormaster; Mr. Kenneth Emeziem, Supervising Civil Engineer; and Ms. Beverli Marshall, Senior Management Analyst. All were available to answer questions from the Commission.

Mr. Flood stated that staff recommended that the Commission consent to the project.

Commissioner Purdon asked how the Department oversees funds to make sure they are allocated to the proper item. Mr. Flood responded that each of the projects is assigned a Department staff to oversee the project and approves all of the construction expenditures.

Ms. Marshall stated that the City of Berkeley tracks the marina money as one type of fund and the Department's money as a separate fund. The Marina she said uses project numbers to identify and separate them. Ms. Marshall said because of the floating home issue, the City knows it can not use Department funds for that purpose and is given a separate project number to track the money easily. Ms. Marshall reported that it can be shown on reports what money has been spent and on what project.

Ms. Helen Christiansen, Floating Homeowner, Berkeley Marina, stated that the sewer system on Docks H-I will also provide pumpout service for some sailboats, because the floating homes are interspersed berth by berth with sailboats or other recreational boats. She said the sewer system, which the City of Berkeley is paying for, will be used by recreational boats as well as floating homes.

MOTION: It was moved by Commissioner Fleischman and seconded by Commissioner Reno that the Boating and Waterways Commission consent to the City of Berkeley's request for a change in construction schedule to the Berkeley Marina. The motion carried unanimously.

CONSIDERATION OF PRIVATE LOAN

Ms. Just presented to the Commission for its advice and consent the following request for a private recreational marina loan.

Orwood Resort Inc.

Request from Orwood Resort, Inc. for a \$200,000 Phase II Department of Boating and Waterways Recreational Marina Loan. Orwood Resort is located on the Sacramento-San Joaquin Delta near Brentwood.

Ms. Just indicated the \$200,000 in loan funds would cover the increased costs for steel and concrete due to the County of Contra Costa's changes in their building codes. She added there will also be a change in the number of dry storage units. Ms. Just stated that due to an unanticipated demand for larger units, the size of some of the proposed units will be increased and the square footage of buildings will remain the same, but there will be 16 fewer units, for a total of 137 units.

Mr. John Caprio and Ms. Elaine Caprio, Officers of Orwood Resort, Inc., were available to answer questions from the Commission.

Ms. Just stated that staff recommended that the Commission consent to the \$200,000 Phase II Recreational Marina Loan to Orwood Resort, Inc.

Mr. Caprio reported that the proposed project will contain 20 percent more steel than the previous phase and with steel prices increasing by 50 percent, they are requesting \$200,000 for the increase cost.

MOTION: It was moved by Commissioner Johnson and seconded by Commissioner Fleischman that the Boating and Waterways Commission consent to the phase II Recreational Marina Loan of \$200,000 to Orwood Resort, Inc. The motion carried unanimously.

OLD BUSINESS

Martinez Marina

Mr. Flood presented to the Commission a project update on the Martinez Marina and a request for the Boating and Waterways Commission to consider changes to this project.

Mr. Flood reported that this project has been going on for a few years and the last time the Commission considered the project, the City of Martinez (City) and a private operator were working on a long-term agreement to operate the marina for at least 45 years. He stated that the Department has approximately \$1.75 million dollars of outstanding debt invested in this project and an additional \$2.973 million dollars encumbered for infrastructure repairs, but is still in the account unspent.

Mr. Flood stated the City was before the Commission several years ago and requested interest only payments for a few years while they signed a long-term operator, which was one

of the Commission's requirements for a long-term operator to be in place by August 1, 2005. Mr. Flood stated the City is on schedule in getting the long-term operator signed and currently have an unsigned short-term operation agreement to take over should it be necessary.

Mr. Mark Ross, City Councilmember; Ms. Jo Ann Tool, representing the City of Martinez and Mr. Jeff Pants, Part Owner, Pacific Marina Development (PMD), were available to answer questions from the Commission.

Mr. Flood stated that staff recommends, contingent on 1) a restated loan contract for the existing marina debt being executed, 2) the long-term lease with options being signed by August 1, 2005, and 3) the 1960 loan being renegotiated prior to August 1, 2005, that the Boating and Waterways Commission consent to:

- 1) Allow a two-year entitlement period in the long-term agreement. During this time PMD/Almar would finish on-going studies, at their expense, to determine cost and obtain permits. Should permitting not be possible, PMD/Almar could opt out of the long-term agreement.
- 2) Extending the existing Department of Boating and Waterways loan commitment of \$2.973 million through the two-year entitlement period (ending no later than August 1, 2007) of the long-term lease (no drawdown will occur until the long-term lease option is fully executed by operator.)
- 3) Allowing the City of Martinez to make interest-only payments on the existing \$1.75 million Department of Boating and Waterways loans during the entitlement period; repayment in full on all outstanding debt to commence on August 1, 2008.
- 4) Not requiring PMD/Almar to pay off the City's existing \$1.75 million debt to the Department of Boating and Waterways as a precondition to leasing the marina. (Outstanding debt, instead, will be paid back by the City of Martinez in annual installments beginning August 1, 2008, and continuing per current amortization schedule.)

Staff further recommends that if the City of Martinez or PMD/Almar opts out of the long-term agreement on or before the end of the entitlement period, or either fails to complete its short-term obligations, all encumbered loan and funds will be reverted immediately.

Mr. Ross stated that this proposal is fiscally sound and very favorable for everyone involved and it will allow the City to pay back the State of California.

Mr. Pants informed the Commission that the management and development agreement should be executed fully prior to August 1st. He said they have been working with the City and are in agreement. Mr. Pants stated he is prepared to put \$12 million dollars into this project. He stated that the first phase of the project is planned for building 183 slips and redoing the eastern side parking lot, boat storage facility, restrooms and the bait shop. In the second phase, he added, an additional 83 slips will be built as well as redoing the

harbormaster building and in the third phase there will be an additional 106 slips which will bring the total to 370 slips.

Commissioner Purdon asked what the City would do if over the next two years Pacific Development and Almar decide not to proceed with this project. Mr. Ross responded that they would try to go back out again with an RFP to find an operator.

Commissioner Purdon asked if there is 100 percent occupancy in the slips that are available to the public at the marina. Mr. Ross responded yes, it is fairly close to it. Commissioner Purdon asked what the range in slip rates is. Mr. Ross responded that it is \$6.08 per foot regardless of the size of the boat. He added there is a problem with siltation, so the Marina is reducing the number of slips.

Commissioner Fleischman stated that there does not seem to be a good faith effort on the part of the City of Martinez to pay some of the principal over the two year period. He added that this creates an atmosphere of permissiveness where other applicants can say, "Look at the favorable circumstances the Commission gave to the City of Martinez." Commissioner Fleischman acknowledged that everyone would lose if the marina should close, but there is concern that the Department is expected to get no payments except for interest. Mr. Ross responded that he was shocked when he was elected about eight years ago and noted that there were no payments made except for one or two from the original loan in the 1960s. He added that he had promised the Department payment and none was made, but the City does want to make this work and meet with its responsibilities and pay the Department back. Mr. Ross stated that with previous commissioners an agreement was made that any revenues would be locked into the marina and would not use them for the General Fund. He asked for indulgence for the next two years and understands the predicament of the Department in setting a precedent.

Commissioner Clark asked if Pacific Marina Development or Almar provided a business plan to the Department and does it include the \$12 million outlay that they will invest. Mr. Flood responded yes, a draft business plan has been submitted. Mr. Pants added that they will be paying 50 percent of the road structure and utilities, so basically becoming partners with the City of Martinez. He stated that in the management agreement, he will only get a management fee and will absorb the entitlement cost. Mr. Pants said he is at risk along with the City, but feels with the business plan the City will be able to pay off the debt to the Department.

Mr. Flood stated that the draft business plan shows the timeline of when and who is responsible for paying for items and shows the private operator putting in \$12 million of their own funds. He added that the City will renegotiate the contracts for the outstanding loans and that the new contracts have clauses that the Department will be first in payment schedules, which will enable the Department to get paid first.

Public Comment

Mr. Steve Burton, Marina Manager, City of Martinez, stated, on behalf of Westrec Marinas and other marina operators, that there was an original RFP put out a couple of years ago and about 23 people asked to see the RFP. The parameters that were stipulated in the RFP, he said, only brought one response which was from Almar, but the City did not find it acceptable. Mr. Burton

said that a second RFP was sent out and the parameters were changed a little and the only response was from Almar, and again the City did not accept it. He said the City then put out an addendum to the RFP and again the only respondent was Almar. Mr. Burton stated that the reason there was no response to the RFP was because it did not make financial sense to the marina operators.

Mr. Burton said the RFP states, "The proposed plan or a negotiated revised plan would become part of the lease agreement." He stated that with any agreement there are negotiations that transpire but they stay within the stipulated demands of the RFP. Mr. Burton said there are so many inconsistencies to the original request to the RFP that Westrec and other marina operators would have responded to the addendum.

Mr. Burton asked the Commission at what point in future responses to an RFP does a private marina operator feel they can deviate from what is asked by public policy. He said the addendum to the RFP asked for a totaled of 441 slips, but this plan is 382 slips, which is 13 percent less. He stated private marina operators feel that they do not want to be cut off and given an equal playing field when someone takes an negotiated RFP and does not stay within in the spirit of the RFP had asked originally.

Commissioner Reno stated Mr. Burton has a valid point and asked Department staff to respond as to the interest and obligation to an RFP as generated at the municipal level.

Mr. Ross responded that the level was too high for marina operators to overcome in terms of financial ability to make it a financial viable operation. He said as to the legality of whether the RFP has been altered to a point that is significant or insignificant will have to be decided by attorneys. But, he said, the City did go out to the boating community several times with the same problem, of a marina that was not functioning and if this company could make it work with 381 slips and other companies can't make it work at 419 slips, then give them more credit for being more innovating and more efficient. Mr. Ross said he will leave it to the Department to determine what is right or wrong. He thanked Mr. Burton for all his help and time and said he has a point of concern.

Mr. Pants stated the concern should be about linear footage and basically his plan makes the project more efficient. He said with reference to the RFP, he also was shocked that Westrec, which was the manager at the time, did not respond to the first and second notice since they knew the marina better than most. Mr. Pants stated his company doesn't manage a marina unless they own it and that is different than being a manager. He indicated they lived up to every one of the requirements listed in the RFP.

Mr. Burton stated that his question to the Commission is to seek guidance or a statement from the Department for future RFPs. He asked what sort of direction could one use or expect to be able to use in the future as far as coming up with a renegotiated agreement. Mr. Burton added that every RFP would be very attractive to look into and tweaked to what one feels is in the best financial interest and the best interest of that municipality. Mr. Burton said he supports the City of Martinez in going forward in every way they can, but he seeks direction and a statement on future RFPs.

Commissioner Fleischman said, as he understands this issue, when an RFP is issued, the terms are listed and a company looks at it but is not interested under the terms listed, so they do not apply, and then someone else applies but ultimately through the negotiations, the product ends up like something the company would have applied for. Mr. Burton responded that is correct. Commissioner Fleischman replied that there will always be some negotiations that take place after someone accepts a bid.

Commissioner Reno asked for some clarity as to the RFP process with the Department and does the Department have a role in crafting an RFP. Mr. Flood responded an entity sends the Department a draft RFP, which is reviewed, comments are made, and the RFP is changed and is reviewed again. Mr. Flood added that the Commission viewed this particular RFP seven years ago and again two years ago. He added the Department approves the RFP before it is issued.

Commissioner Reno stated that this collateral issue presented today does not appear to be an RFP, but looks more like a business plan that is being asked for us to approve. Mr. Flood responded that it is, and the RFP is a request for proposals on how to get a certain outcome, which in this instance is a new marina with a long-term operator who will be there at least 45 years to pay off all Department debt.

Commissioner Reno asked if there will be times when the Commission will be presented with an RFP that a City or a civic entity and the Department has agreed to and is asking for Commission approval to proceed for proposals. Mr. Flood responded that for the terms of the RFP, yes, but for the actual RFP it has not been done in the past.

Commissioner Reno asked at what point does the Commission obligates itself to actually craft an RFP. Mr. Flood responded that the City of Martinez asked the Department and the Commission about seven years ago for a five year period where they would not have to make payments. He added the Commission at that time granted the five year period request but with the condition that a long-term operator be assigned. Mr. Flood stated the City went back and prepared an RFP to obtain a long-term operator and then submitted it to the Department which we reviewed to make sure it was consistent with the current contract and with what the Commission required of them. The City then issued the RFP which received only one response and it asked that the RFP be changed. The Commission, he added, was asked if the RFP could be changed and the Commission approved it contingent upon the requested changes. The RFP was redone and the Department reviewed it to make sure it was consistent with the contract, and again the RFP was issued and only received one response which asked that the Commission's conditions be changed. Mr. Flood stated that if this request is approved it will not change the RFP, which was done years ago.

Commissioner Purdon stated that Mr. Burton can now understand that one can reply to an RFP and negotiate some changes. Mr. Burton thanked the Commission.

Mr. Ross stated that this plan will still pay back the \$1.7 million as stated in the original RFP. He said the original RFP had the City paying back the \$1.7 million dollar loan for which the City is now asking for an interest-only payment and the original five-year deferral. Mr. Ross stated the only thing that has changed is the dynamics of the repayment schedule, which may or may not be a substantial change.

MOTION: It was moved by Commissioner Johnson and seconded by Commissioner Reno that the Boating and Waterways Commission consent to the City of Martinez request to the extension of the existing loan and encumbrances for \$2.973 million infrastructure loan without drawdown through the entitlement period, interest-only payments for two years on outstanding debt, no payoff of outstanding debt by operator, long-term agreement with two-year entitlement period for the operator and renegotiating all outstanding loans to current Department of Boating and Waterways standards. Commissioners Johnson, Clark, Reno, and Purdon voted yes. Commissioner Fleischman voted no. The motion passed.

NEW BUSINESS

Election of Officers

After discussion, Messrs. Purdon and Fleischman were elected as the new Chairman and Vice Chairman, respectively. Their term as officers will be through 2006.

Eagle Lake Dedication

Ms. Just gave a slide presentation to the Commission on the dedication of the Eagle Lake Boat Launching Facility which was a Department project that was approved in 2001. She indicated that Commissioner Clark also attended the dedication.

PUBLIC COMMENT

Mr. Brad Gross, President, Harbormasters and Port Captains and Manager of Marina Operations, San Francisco, welcomed Commissioner Reno. He reported that the San Francisco Marina rates have been heard by the San Francisco Budget of Finance Committee for the Board of Supervisors and passed the rates onto the full commission which will be heard on June 28th. Mr. Gross stated the rates in the proposal will increase over a five-year period by more than 55 percent, which will bring the rates just below market rate, but, he added, the rates will progressively be increased to be at market rate.

COMMISSIONER ANNOUNCEMENTS

Commissioner Reno stated he would like to understand what the role of the Commission is in relationship to the Agency. He said the Commission deals with issues that have significant

impact on the municipalities with which it engages in partnership with. Commissioner Reno asked if there is interest to spend time in the next meeting to talk about strategic plans and to get an understanding as to what the Commission can do to start planning for and building an idea of where the Commission will be in the future. He added there are legislation issues as to what the Commission's role is in providing guidance or at least a voice where legislation is being recommended.

Commissioner Fleischman added that it is a great idea and the Commission could possibly have a field trip in the morning and a strategic planning session in the afternoon. He added the Commissioners can relay agenda topics to the Chairman in advance for this strategic session.

Commissioner Purdon asked for the legalities in having a strategic planning session at the next Commission meeting. Ms. Fisher responded that the meeting would have to be noticed to the public ten days prior to the meeting date. After discussion, it was agreed to have a strategic planning session at the next Commission meeting.

It was decided that the next Commission meeting will be held August 25 and 26, 2005 in Long Beach.

ADJOURNMENT

The Chair Pro Tem adjourned the meeting at 11:23 A.M.

Raynor Tsuneyoshi, Secretary

Attachment