

CBJ DOCKS & HARBORS BOARD
REGULAR MEETING MINUTES
For Thursday, February 24, 2005

I. Call to Order

Chairman Knapp called the Regular Board Meeting to order at 7:00 p.m. in the CBJ Assembly Chambers.

II. Roll Call

The following Members were present: Mr. Dore, Mr. Etheridge, Mr. Fisk, Mr. Preston, Mr. Simpson, Mr. White and Mr. Knapp.

Mr. Kueffner arrived at 7:02 p.m.

The following Members were absent: There were none.

Also present were the following: Mr. Stone--Port Director, Mr. McCall--Harbormaster, Mr. Kriber--Port Engineer, and Mr. Dybdahl-- Assembly Liaison.

III. Approval of Agenda

Mr. Stone asked to add an item under Item V. Approval of Previous Meeting Minutes – the Minutes from the Special Board Meeting on February 15, 2005.

He also requested to add 2 items under Item VI.- Items for Action. They will be Item #6 Aurora Gangway Lease Award – DH05-301 and Item #7 Timber Purchase Bid Award for Statter Harbor – DH05-349.

MOTION by Mr. Fisk: ASK UNANIMOUS CONSENT TO APPROVE THE AGENDA AS AMENDED. The motion passed without objection.

IV. Public Participation on Non-Agenda Items.

1. Jim Rogers – He is a temporary Juneau resident and lives in the Mendenhall Valley

Mr. Rogers said he had worked recently on a Project here to fix up the Douglas Harbor and now is doing small projects in the Aurora Harbor.

He added that he appreciates all that the Harbor Board has done at looking at new rate structures. He felt we need to set aside money now for the deferred maintenance for fixing up the harbors so we do not end up with just floating boats.

Mr. Kueffner added additional discussion.

V. Approval of Previous Meeting Minutes.

MOTION by Mr. Etheridge: ASK UNANIMOUS CONSENT TO APPROVE THE MINUTES FROM THE REGULAR BOARD MEETING OF JANUARY 27, 2005 AS PRESENTED. The motion passed without objection.

MOTION by Mr. Etheridge: ASK UNANIMOUS CONSENT TO APPROVE THE MINUTES FROM THE SPECIAL BOARD MEETING OF FEBRUARY 15, 2005 AS PRESENTED. The motion passed without objection.

VI. Items for Action.

1. Small Boat Harbors Fees and Charges Regulations.

Mr. Preston gave a short presentation on this topic. He said that the Finance Committee had proposed some new amendments to the Proposal Regulations for Small Boat Harbor Fees.

They were as follows:

1. Effective Date Amendment –

Amendment to 05 CBJAC 20.010 (c) adding the sentence: “All fees listed in this regulation for the period from July 1, 2009 to June 30, 2010 will be the applicable fee after June 30, 2010. All fees listed in this regulation for the period from January 1, 2009 through December 31, 2009 will be the applicable fee after December 31, 2009.”

MOTION by Mr. Preston: ASK UNANIMOUS CONSENT TO ADOPT THIS #1 EFFECTIVE DATE AMENDMENT AS PRESENTED BY THE FINANCE COMMITTEE. The motion passed without objection.

2. Annual Moorage Credits –

Under this amendment, a new subsection (p) would be added to allow refunds to preferred stallholders when their stalls are hot-berthed to other boaters.

VI. Items for Action (cont'd).

MOTION by Mr. Preston: MOVE TO ADOPT THIS #2 ANNUAL MOORAGE CREDIT AMENDMENT. Mr. Fisk seconded the motion for further discussion.

Discussion followed with all the Board Members.

MR. PRESTON WITHDREW HIS MOTION.

MOTION by Mr. Simpson: ASK UNANIMOUS CONSENT TO TABLE THIS #2 ANNUAL MOORAGE CREDIT AMENDMENT UNTIL MORE WORK CAN BE DONE IN THE NEAR FUTURE ON THIS ITEM. The motion passed without objection.

3. Semi-Annual Moorage Rate –

This amendment would add the ability for a patron to obtain moorage on a semi-annual basis, instead of paying the daily, monthly, or annual moorage rate. This amendment would not apply to Statter Harbor. It is intended to address boaters who use the downtown facilities on a seasonal basis.

MOTION by Mr. Preston: MOVE TO ADOPT THE AMENDED SEMI-ANNUAL MOORAGE RATE AS PRESENTED BY THE FINANCE COMMITTEE. Mr. Kueffner seconded the motion.

Discussion followed with Mr. Stone, Mr. Fisk, Mr. Knapp, Mr. McCall, and Mr. Etheridge.

Mr. Knapp said that since there were so many different concerns voiced by the Board Members this amendment will be tabled at this time and sent back to the Finance Committee for further review as a work in progress.

4. Daily Moorage Fee Pay-in-Advance Discount Amendment.

Under this amendment, patrons with preferred moorage in the downtown harbor system and patrons on waitlists for preferred moorage who pay 25 days of the daily moorage in advance of a calendar month will receive free moorage for the remaining days of that calendar month. This amendment is primarily intended to reduce the cost to patrons what stay at the Statter Harbor during the Summer on a long-term basis. This amendment does not apply to the reservations moorage provision of the proposed Statter Harbor Management Regulation.

VI. Items for Action (cont'd).

MOTION by Mr. Preston: THE FINANCE COMMITTEE RECOMMENDS ADOPTION OF THE DAILY MOORAGE FEE PAY-IN-ADVANCE DISCOUNT AS PRESENTED BY THE FINANCE COMMITTEE FROM THEIR LAST MEETING.

Mr. Fisk seconded the motion for further discussion.

Discussion followed with Mr. Simpson, Mr. Preston, Mr. Etheridge, Mr. McCall, and Mr. White.

A friendly amendment was offered by Mr. Simpson, to change the wording to 30 consecutive days. Mr. Preston accepted the addition to the motion.

A second friendly amendment was offered by Mr. White, to change the wording from 5 free days to use a 15% figure for the 30 consecutive day monthly purchase. Mr. Preston accepted this change to the motion.

The motion passed unanimously by all the Board Members.

5. Free Moorage for Owners with Preferred Moorage and Owners on a Waitlist for Preferred Moorage.

Under this amendment, owners of vessels that pay the annual moorage fee on July 1, for moorage in the downtown harbor system may obtain 5 days of free moorage at Statter Harbor each calendar month. Owners of vessels on the waitlist for preferred moorage that pay daily moorage in advance for a calendar month, or that pay monthly moorage, for use of Statter Harbor may obtain 5 days of free moorage in the downtown harbor system during the succeeding month.

MOTION by Mr. Preston: MOVE TO ADOPT THE 5 DAYS FREE MOORAGE FOR OWNERS WITH PREFERRED MOORAGE AND OWNERS ON A WAITLIST FOR PREFERRED MOORAGE AMENDMENT AS PRESENTED BY THE FINANCE COMMITTEE. Mr. Kueffner seconded the motion.

Mr. Fisk added a friendly amendment to change the wording to five days per calendar year, not five days monthly. Mr. Preston accepted the change to the motion.

VI. Items for Action (cont'd).

Discussion followed with Mr. Simpson, Mr. Fisk, Mr. McCall, Mr. White, and Mr. Preston.

MR. PRESTON WITHDREW HIS MOTION.

MOTION by Mr. Fisk: ASK UNANIMOUS CONSENT TO TABLE THIS TOPIC AND SEND IT BACK TO BOTH THE OPERATIONS COMMITTEE AND TO THE FINANCE COMMITTEE FOR FURTHER CONSIDERATION.

The motion passed without objection.

6. 05 CBJAC 20.040 (a).

Insert the phrase “(during the winter management period)” after the term “Statter Harbor.”

MOTION by Mr. Preston: ASK UNANIMOUS CONSENT TO INSERT THE PHRASE “DURING THE WINTER MANAGEMENT 05 CBJAC 20.040 (a)”.

The motion passed without objection.

7. Residence Surcharge Phase-In.

Under this amendment, the residence surcharge would be phased-in over a five-year period in a manner similar to other phased-in fees.

This is an amendment to 05 CBJAC 20.040 by changing subsection (d) to read: Residence Surcharge. The owner shall pay a residence surcharge per calendar month, or portion thereof, for each vessel used as a residence as follows:

July 1, 2005 to June 30, 2006 -- \$45.00
July 1, 2006 to June 30, 2007 -- \$57.00
July 1, 2007 to June 30, 2008 -- \$69.00
July 1, 2008 to June 30, 2009 -- \$81.00
July 1, 2009 to June 30, 2010 -- \$93.73

MOTION by Mr. Preston: MOVE TO APPROVE THE RESIDENCE SURCHARGE PHASE-IN AMENDMENT AS PRESENTED AND TO CHANGE THE \$93.73 FIGURE TO ROUND IT OFF TO AN EVEN \$94.00 FOR THE PERIOD OF JULY 1, 2009 TO JUNE 30, 2010.

CBJ DOCKS & HARBORS BOARD
REGULAR MEETING MINUTES
February 24, 2005
Page 6

VI. Items for Action (cont'd).

Mr. Etheridge seconded the motion.

Discussion followed with Mr. Kueffner, Mr. Fisk, and Mr. White.

The motion passed without objection.

8. Change the Dates in 05 CBJAC 20.050 (a) and 20.060 (b) and (c).

This amendment changes the dates for increases in launch ramp fees to coincide with the period that the launch ramp permit is valid. The amendment changes the dates in each of the tables to read:

July 1, 2005 to December 31, 2005
January 1, 2006 to December 31, 2006
January 1, 2007 to December 31, 2007
January 1, 2008 to December 31, 2008
January 1, 2009 to December 31, 2009

MOTION by Mr. Preston: ASK UNANIMOUS CONSENT TO APPROVE CHANGING THE DATES FOR LAUNCH RAMP PERMIT FEES AS PRESENTED BY THE FINANCE COMMITTEE.

The motion passed without objection.

9. 05 CBJAC 20.120 Amendment.

To change “on July 1” to “by March 1” to coincide with the billing period of the waitlist renewal fee.

MOTION by Mr. Preston: ASK UNANIMOUS CONSENT TO APPROVE CHANGING THE DATE FOR THE WAITLIST RENEWAL FEE AS PRESENTED BY THE FINANCE COMMITTEE.

The motion passed without objection.

10. 05 CBJAC 20.130.

Insert the phrase “From May 1 through September 30, each year,” at the beginning of the sentence to reflect the period during which parking fees are charged for the lower Statter Harbor lot.

VI. Items for Action (cont'd).

MOTION by Mr. Preston: ASK UNANIMOUS CONSENT TO ADD THE PHRASE “FROM MAY 1 THROUGH SEPTEMBER 30, EACH YEAR” AT THE BEGINNING OF THE SENTENCE TO REFLECT THE PERIOD DURING WHICH PARKING FEES ARE CHARGED FOR THE LOWER STATTER HARBOR LOT, AS PRESENTED BY THE FINANCE COMMITTEE.

The motion passed without objection.

Mr. Stone gave further information on the Small Boat Harbor Fees and Charges Regulations topic.

PUBLIC COMMENT

1. Kurt Dzinich – 789-4261 4511 N Riverside Drive, Juneau, AK 99801

Mr. Dzinich said on Amendment #4 he feels we are confusing the issue on whether Statter Harbor is a short-term or a long-term facility. If it is for long-term use, he knows a lot of people that will want to sign-up to use that facility.

2. Diane Denson – 523-1093 617 Willoughby Avenue, Juneau, AK 99801

Ms. Denson said she and her husband are on a vessel waiting list here in Juneau. They are using Statter Harbor as their base for lack of other moorage options here in Juneau.

She agrees that maintenance needs to be done in all the harbors. Also, the rates at Statter Harbor should be higher than downtown harbors because of the desirability. She does not like the fact that the Statter Harbor is subsidizing the downtown harbors. She added that the fees should be charged fairly to all harbor patrons.

In the Amendment giving free moorage for 5 days, why don't we just give a percentage back at the end of the year rather than trying to keep track of days—seems like a lot of time is wasted by staff and administration in trying to keep track? Also, then we would have a general idea of amounts when doing our budget.

3. Alex Andrews -- Statter Harbor Live-Aboard and has a permanent stall downtown

Mr. Andrews was concerned with Amendment #4. Why are we going away from the monthly rate and offering 5 days free if the monthly is paid in advance? Why can't we continue just as it has been all along? It has worked well before—why change it and make it more complicated?

VI. Items for Action (cont'd).

On Amendment #5, he also had understood that the 5 days were monthly like Mr. Stone not annually. 5 days annually are just peanuts. He would prefer to keep it the 5 days monthly.

On Amendment #7, regarding live-aboard fees being increased. He would prefer that they stay at the current rate and not go to the \$45.00 per month figure.

He added that overall if we need to set rates higher to help with the deferred maintenance then we should do increased rates, but that it should be equally throughout all the harbors, not just the higher rates at the Statter Harbor.

4. Jodi Goldsberry – Harris Harbor Live-aboard

Ms. Goldsberry said that she felt that the City should be helping on the expenses for fixing up the Harbors since the State gave them to us in such terrible deteriorating condition. Instead of the City, spending such huge amounts of money to build an elaborate State Capitol, why can't the City use some of that money to help our own people living here in Juneau? It seems to her that the City subsidizes other City owned facilities such as Eaglecrest and the Bartlett Hospital. Why can't the City help the Harbors on our expenses?

She added that these increased fees will probably destroy the selling market for boats. New people will not even consider purchasing a boat with the Harbor Fees so expensive. These rate increases will make a difference on the whole community of Juneau.

5. Tom Satre -- 9179 Riverwood Drive, Juneau, AK 99801 has stall A-F-025

Mr. Satre is the Commodore of the Juneau Yacht Club. He said he felt that the increase is too sizable and being implemented too quickly.

He added that the City should bear some of the burden of costs for fixing up the Harbors.

He said the Yacht Club Members urge the Harbor Board Members to go to the City Assembly to request financial help to fix up all the Harbors since the State had let them deteriorate so badly while they owned them. This burden should not fall solely on the backs of the Harbor Patrons. Maybe the use of some of the sales taxes collected could be directed to the Harbors to help defray the costs.

Mr. Kueffner told Mr. Satre that maybe a letter from the Yacht Club requesting the Assembly for some monetary support for the Harbors could help.

VI. Items for Action (cont'd).

Mr. Fisk and Mr. Preston added further discussion.

6. Scott Miller -- 8302 Gladstone Street, Juneau, AK 99801

Mr. Miller handed out to the Harbor Board Members some paperwork he had prepared regarding comparison rates and fees in other localities.

He said he is now the President of the Statter Harbor Neighborhood Association. Members of this Association are upset at the pending increase of rates and fees. He added that there is currently a petition being circulated against these proposed increased fees and charges for the Harbors. He already has obtained 58 signatures in the past 2 days. There will be a separate petition circulated for the Statter Harbor Management Changes.

He said the Association Members want all the fees and charges to be equal in all the Harbors.

Discussion followed with Mr. Kueffner, Mr. Fisk, Mr. Knapp, and Mr. Stone.

7. Doug Ward -- 9571 Meadow Lane, Juneau, AK 99801

Mr. Ward asked which harbor makes the most money? Mr. Knapp and Mr. Stone responded that Statter Harbor at this time probably does as this last year the Douglas Harbor was under construction so was costing more for the Project. When Douglas Harbor is up and running it will probably generate the most income as the expenses will not run as high as Statter Harbor.

Discussion followed with Mr. Knapp and Mr. Fisk.

8. Kathy Hansen -- 9369 N Douglas Hwy., Juneau, AK 99801

Ms. Hanson is the Executive Director of the Southeast Alaska Fisherman's Alliance.

She said that these increased rates and fees would have a huge impact on the fishing industry. Many of the local fishermen may move to other communities or leave Juneau altogether.

Also, many of the fishermen are considering this Summer, to just unload their fish and then anchor out so they won't have to pay the higher rates. Also, they may fish in other areas and unload their fish there. This means they would not be paying the raw fish tax here or buy their groceries here, so we could lose large amounts of money for the Juneau Community.

VI. Items for Action (cont'd).

Ms. Hansen said that she has been working with the Legislators to obtain more money for the Harbors but feels that it takes more than just one person to get results from lobbying.

Discussion followed with Mr. Fisk, and Mr. Kueffner.

9. Mitch Falk -- 9589 Whitewater Court, Juneau, AK 99801

Mr. Falk said he is in support of our increased fees and charges. We need to fix up what we received from the State. It is sad that they are in such poor condition but they need to be fixed up to be safe and usable.

He added that the rates have been too low for too long. No one is forced to own a boat. That is a choice and you have to pay for that choice.

He doesn't feel what we are trying to do is wrong and he is in full support of us.

MOTION by Mr. Preston: MOVE TO ACCEPT THE AMENDED REGULATIONS ESTABLISHING A SCHEDULE OF FEES AND CHARGES FOR THE SMALL BOAT HARBORS AS RECOMMENDED BY THE FINANCE COMMITTEE AND TO FORWARD THE REGULATIONS TO THE CITY ATTORNEY FOR APPROVAL AS TO FORM AND REGULATORY AUTHORITY AND TO THE CITY MANAGER FOR PRESENTATION TO THE ASSEMBLY.

Mr. Fish seconded the motion.

Discussion followed with Mr. Simpson, Mr. Stone, Mr. Fisk, Mr. Preston, Mr. Kueffner, and Mr. Etheridge.

MOTION by Mr. Etheridge: MOVE TO REMOVE THE AMENDMENT REGARDING THE BOAT SHELTER SURCHARGE FROM THE RATES AND FEE STRUCTURE.

Mr. Simpson seconded the motion for discussion purposes.

Discussion followed with Mr. Kueffner, Mr. Fisk, Mr. Etheridge, Mr. Preston, and Mr. Simpson.

THE ADDED MOTION FAILED WITH 6 NO VOTES AND 2 YES VOTES.

Mr. Knapp said the surcharge for Boat Shelters will remain in the original Rates and Fee Structure Motion on the floor.

VI. Items for Action (cont'd).

The motion passed without objection.

Mr. Knapp said that we will go to the Assembly with a Resolution asking for the Boat Shelter Property Tax proceeds.

Mr. Knapp called for a break at 9:05 p.m.

Mr. Knapp called the Meeting back to order at 9:15 p.m.

2. Statter Harbor Management Regulations.

Mr. Etheridge gave a short presentation on this topic. He said that the Committee had adopted two Amendments.

They are as follows:

One restricted the stay for boats using reservations moorage during the Summer Management period to a maximum of 10 days.

The other added a section for the Board to review the daily fee provision of the Summer Management period prior to July 1, 2007. This review will enable the Board to address concerns that fees for long-term use of Statter Harbor will exceed local market rates.

PUBLIC COMMENT

1. Alex Andrews -- Statter Harbor Live-Aboard -- also has a stall downtown

Mr. Andrews said that he felt that the face of Statter Harbor will change in 5 years with the new rates. It will be too expensive for the middle-class harbor user. He is concerned about the vision of the Statter Harbor in 5 years.

2. Kurt Dzinich – 789-4261 4511 N Riverside Drive, Juneau, AK 99801

Mr. Dzinich said he was concerned whether Statter Harbor would remain as a transient facility as was intended years ago. He added that the 6-hour rule away from the Statter Harbor facility is a joke and will be abused by the patrons. Also on the topic of shortening the Summer Season to only 3 months is not a long enough period of time. He said he was still confused as to the amended regulations at the Statter Harbor.

VI. Items for Action (cont'd).

Discussion followed with Mr. Simpson.

3. Scott Miller -- 8302 Gladstone Street, Juneau, AK 99801

Mr. Miller said he would like for the Harbor Board Members to remove the daily rate for Statter Harbor and let them pay the monthly rates instead.

He would like for Statter Harbor to be all- transient and the moorage assigned on a first-come, first-served basis as it has always been.

He is fearful that there won't be a space with power to moor his boat this winter at Statter Harbor.

The Statter Harbor residents are all worried about the un-certainty for the winter moorage at the Statter Harbor.

4. Ginger Byrom -- 321-9734 Statter Harbor Live-Aboard

Ms. Byrom said that the wait-listed vessels are at Statter Harbor for a reason. There is no space available in the downtown harbors. If the waitlisted owners were better notified when space is available downtown many of them would move to the downtown harbors.

She said she wants a space that is safe, an assigned place to return to, and the space has utilities (electricity, water and sewage) available to use.

5. Mitch Falk -- 9589 Whitewater Court, Juneau, AK 99801

Mr. Falk said that the 6-hour rule bothers him and he would rather see a 24-hour rule instead.

MOTION by Mr. Etheridge: MOVE TO ADOPT THE REGULATIONS FOR THE MANAGEMENT OF DON D. STATTER HARBOR AS RECOMMENDED BY THE OPERATIONS COMMITTEE, AND TO FORWARD THE REGULATIONS TO THE CITY ATTORNEY FOR APPROVAL AS TO FORM AND REGULATORY AUTHORITY AND TO THE CITY MANAGER FOR PRESENTATION TO THE ASSEMBLY. Mr. Dore seconded the motion.

Discussion followed with Mr. Preston, Mr. Fisk, Mr. Simpson, Mr. Etheridge, Mr. Preston, and Mr. Knapp.

VI. Items for Action (cont'd).

Mr. Simpson said he would still like to have May 1st to September 15th, as the dates for the Summer Season at the Statter Harbor.

More discussion followed with Mr. Stone, Mr. McCall, Mr. Knapp, Mr. Preston, and Mr. Etheridge.

The Motion passed without objection.

3. Shore Power Access Fees regulations.

Mr. Preston gave a short summary on this topic.

MOTION by Mr. Etheridge: MOVE TO PROPOSE REGULATIONS ESTABLISHING A SCHEDULE OF FEES FOR THE ACCESS OF SHOREPOWER UNDER THE ADMINISTRATION OF THE DOCKS & HARBORS DEPARTMENT, TO HOLD A PUBLIC HEARING AT THE MARCH 17, 2005, FINANCE COMMITTEE MEETING AND AGAIN AT THE MARCH 31, 2005 REGULAR BOARD MEETING.

Mr. Kueffner seconded the motion.

Discussion followed with Mr. Simpson, Mr. Stone, Mr. Kueffner, Mr. Fisk, and Mr. McCall.

The motion passed without objection.

4. Set Maximum Award Amount for Harris Harbor Renovations – Contract #DH05-003.

Mr. Kriebler gave a short presentation on this topic.

MOTION by Mr. Simpson: MOVE TO AUTHORIZE THE HARRIS HARBOR RENOVATION BID CONTRACT #DH05-003 TO BE AWARDED UP TO THE MAXIMUM AMOUNT OF SIX MILLION DOLLARS. Mr. Preston seconded the motion.

The motion passed without objection.

5. DeHart's Marina Purchase – deferred until Executive Session.

6. Award of Contract #DH05-301, Gangway Lease.

Mr. Kriebler gave a short presentation on this topic.

VI. Items for Action (cont'd).

MOTION by Mr. Fisk: MOVE TO AWARD CONTRACT #DH05-301, GANGWAY LEASE TO MARION HOBBS CONSTRUCTION, INC. FOR THE AMOUNT OF \$1,000.00.

The motion passed with 7-0 with Mr. Simpson abstaining.

7. Award of Bid #DH05-349, Supply of Timber Products and Miscellaneous Items.

Mr. McCall gave a short presentation on this topic. He said that low bidder was Valley Lumber with a bid in the amount of \$50,050.00.

MOTION by Mr. Etheridge: ASK UNANIMOUS CONSENT TO AWARD CONTRACT #DH05-349, SUPPLY OF TIMBER PRODUCTS AND MISCELLANEOUS ITEMS, TO LOW BIDDER – VALLEY LUMBER FOR THE AMOUNT OF \$50,050.00. The motion passed without objection.

VII. Items for Information/Discussion.

There were none.

Mr. Knapp said that because it was so late in the evening he would dispense with the Reports for tonight and go directly to Executive Session, Item XIII.

- VIII. Committee, Member & Staff Reports.
- IX. Capital Improvement Project Report.
- X. Harbormaster's Report.
- XI. Port Director's Report.
- XII. Committee Administrative Matters.

XIII. Executive Session.

1. DeHart's Marina Purchase.

Presentation by the DeHart's Negotiating Committee.

MOTION by Mr. Etheridge: ASK UNANIMOUS CONSENT TO GO INTO EXECUTIVE SESSION TO DISCUSS THE PURCHASE OF DEHART'S MARINA.
The motion passed without objection.

XIII. Executive Session (cont'd).

The Board Members went into Executive Session at 10:35 p.m.

Mr. Knapp called the Regular Board Meeting back to order at 10:44 p.m.

MOTION by Mr. Simpson: MOVE TO FORWARD TO THE ASSEMBLY AND THE PLANNING COMMISSION FOR AUTHORIZATION TO PURCHASE DEHART'S MARINA AND BOAT-YARD IN ACCORDANCE WITH THE FEBRUARY 23, 2005 MEMO FROM THE PORT DIRECTOR TO MR. DEEMS AND THE FEBRUARY 24, 2005 MEMO FROM MR. DEEMS TO THE PORT DIRECTOR. Mr. Etheridge seconded the motion.

The motion passed with 7 – 0 with Mr. Kueffner abstaining.

XIV. Adjournment.

MOTION BY Mr. Dore: ASK UNANIMOUS CONSENT TO ADJOURN THE MEETING. The motion passed without objection.

The meeting was adjourned at 10:57 p.m.