DEEPHAVEN BOAT COMMITTEE
WEDNESDAY, APRIL 9, 2014
MINUTES

Call Meeting to Order
Administrator Dana Young called the meeting to order at 7:03 p.m.

Members Present
Tom Drummond, Warren Nelson, Jim van Bergen, David Matteson and City Administrator Dana Young

Members Absent
David Irwin and Doug Ruble

December 11, 2013 Minutes
The Committee approved the December 11, 2013 minutes on a motion by David Matteson, seconded by Warren Nelson. Motion carried 4-0.

Matters from the Floor
There were no Matters from the Floor this evening.

Management Report
Dana Young provided the following Management Report:

- Public Works has repainted the City barge & will be repairing several slide spaces in both Carson's Bay & St. Louis Bay. He stated that there have been no other reports of maintenance work needed on the docks.
- The 2013 Audited Financial Statements showed that the Marina Fund balance grew by $12,373 in 2013 from $101,233 to $113,606.
- There are the 20 buoy spaces open for the 2014 Season.
- Distributed the Annual Comparison of Open Moorings at the Beginning of the Year for Committee review.

2014 Boat Committee Chair & Vice Chair
Motion by Jim van Bergen to appoint David Irwin as 2014 Boat Committee Chair. Seconded by Tom Drummond. Motion carried 4-0.

Motion by Jim van Bergen to appoint Tom Drummond as 2014 Boat Committee Vice Chair. Seconded by David Matteson. Motion carried 4-0.

Interview with New Member
Dana Young stated that the Committee needs one additional member to bring its compliment back up to seven members. He stated that he has received a Volunteer Application form from Jesse Schelitzche and asked if the Committee would like to interview Jesse at their next meeting. The Committee recommended inviting Jesse Schelitzche to the next Boat Committee meeting. David Matteson mentioned that Brian Larson also expressed interest in serving on the Committee.

Ten Year Rule / Waiting List

The Committee had a long discussion on the Ten Year Rule / Waiting list. It was the general consensus of the Committee that establishing a ten year lease period for all those residents on the dock waiting list who fell under the provisions of the Ten Year Rule is an onerous provision that should be overturned. The Committee felt that the City should consider eliminating the ten year rule since it is not supported by the Boat Committee, viewed as too short a time frame and is a dramatic deviation from the historically provided dock spaces. At a minimum, if the Ten Year Rule were retained, the Committee generally felt that those residents who were "grandfathered" on the dock slips and were able to retain their docks permanently should also be limited to a ten year lease period to provide a more equitable treatment of all leaseholders. It was the general opinion of the Committee that a longer lease period extending from 15, 20 years to life and the consistent application to all dock leaseholders should take the place of the Ten Year Rule.

Dana Young stated that if the Committee believes the Ten Year Rule should be appealed, the Committee needs to consider what would need to be done to address the lengthy waiting lists, which was the primary reason why the Ten Year Rule was established in the first place.

Tom Drummond asked why the Ten Year Rule doesn't apply to Shorespace leaseholders.

David Matteson suggested that the waiting list has already been positively affected by the rule that you can only reject a lease space twice before you are taken off this list.

Tom Drummond suggested establishing a waiting list fee of $20.00 per year, which would motivate those who have a strong interest in obtaining a boat slip to remain on the list. He stated that the waiting list fees could be used to offset the first year's boat lease fee.

Dana Young stated that an annual waiting list fee was charged many years ago but it was discontinued after receiving numerous complaints from people who claimed they never received the notice and were removed from the waiting list.

David Matteson stated that his preference would be to rescind the Ten Year Rule. If that couldn't be accomplished, the rule should be amended to reflect a longer time frame such as (a twenty years or (b) "x" years that you've been on the waiting list, whichever is longer. If the Council decides to stay with the Ten Year Rule, they should consider leveling the playing field by requiring all dock leaseholders to be held to the same time limit.

Tom Drummond stated that action on this issue should take place before the expiration of the initial ten year leases in 2018.

Dana Young stated that the City Council is unlikely to buy into the market rate proposal put forth by the Committee in discussion last December with Mayor Skrede, in which residents can stay on the docks past ten years if they pay an increasingly higher fee. He stated that this would simply lead to complaints, and rightly so, from residents claiming that only those with money can afford to stay on the docks past 10 years.

He stated that the Committee has to come up with compelling argument that the waiting list would be adequately addressed even without the Ten Year Rule. He stated that if the Committee feels that 10 years is simply too short a period in which to lease a dock slip, what period of time would be more

equitable? He stated that he thought allowing residents to retain a dock slip for over 20 years was an excessively long period. He stated that the Committee needs to come up with a viable argument for an alternative to the Ten Year Rule, such as recommending the ten year lease period to a twenty year lease period for everyone or allowing leaseholders to have a dock slip for a period of time equal to the length they were on the waiting list.

Dana Young stated that further discussion on the Ten Year Rule / Waiting List will be held with Mayor Skrede and Councilmember Keith Kask next month.

Boat Lifts

Dana Young stated he received his first request from a new leaseholder to install a boat lift due to zebra mussel concerns. He stated that the Boat Committee should discuss and establish a policy on the use of boat lifts on city docks since there isn't anything in the City Code that currently prohibits the installation of boat lifts.

It was suggested that discussion be held with private marina owners on the reasons they don't allow boat lifts.

Jim van Bergen stated that he thinks it would look awful having boat lifts on the docks.

Warren Nelson stated that zebra mussels are a legitimate concern and boat lifts should be allowed if they are approved by the Boat Committee.

Motion by Warren Nelson to allow boat lifts following the review and approval of the Boat Committee. The motion died for the lack of a second.

Motion by Jim van Bergen to prohibit the installation of boat lifts in 2014 until the Boat Committee has time to further review this issue and establish an appropriate policy. Seconded by David Matteson. Warren Nelson opposed. Motion carried 3-1.

Quarterly Meetings

Dana Young stated that the Boat Committee used to meet on a quarterly basis around 10 years ago simply due to the lack of discussion items. He stated that these quarterly meetings also including meetings with those individuals in violation of the 90 Day Rule and the June 1st Deadline Requirements, which it no longer does.

Motion by Warren Nelson to approve holding Boat Committee meeting in April, May, June, September and December of each year. Seconded by Tom Drummond. Motion carried 4-0.

Other

Discussion was held regarding the attachment of various devices and wooden structures on the City docks. Dana Young stated that he and the Public Works crew will inspect the docks this spring and have any unauthorized attachments removed.

Further discussion was held on the potential benefits of having a contractor install divider boards to separate the individual dock slips.

Adjournment

Motion to adjourn by Jim van Bergen, seconded by David Matteson. Motion carried 4-0. The meeting adjourned at 8:18 p.m. The next regularly scheduled meeting of the Boat Committee will be held on Wednesday, May 14, 2014.