



CITY OF SANTA BARBARA

COUNCIL AGENDA REPORT

REPORT DATE: July 13, 1990

TO: Mayor and Councilmembers

FROM: Richard D. Thomas, City Administrator ✓

SUBJECT: 1989-90 GRAND JURY FINAL REPORT

RECOMMENDATION:

That City Council receive the 1989-90 Grand Jury Final Report and approve and authorize referral of the section entitled "Harbor Slip Sales" to the Harbor Commission for review and recommendations.

*and section
entitled "Inmate
Death" to
RDX.*

PREPARED BY: Colette Fischer

APPROVED BY: R. B. Bouma, W

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REVIEWED BY: _____ Finance _____

STAFF USE ONLY

TO: R. B. Bouma, Waterfront Director/cc: Chief Breza, Police Chief

FROM: City Administrator

ACTION TAKEN:

Concurred with recommendations and authorized referral of the section entitled "Inmate Death" to the Chief of Police for review and recommendations

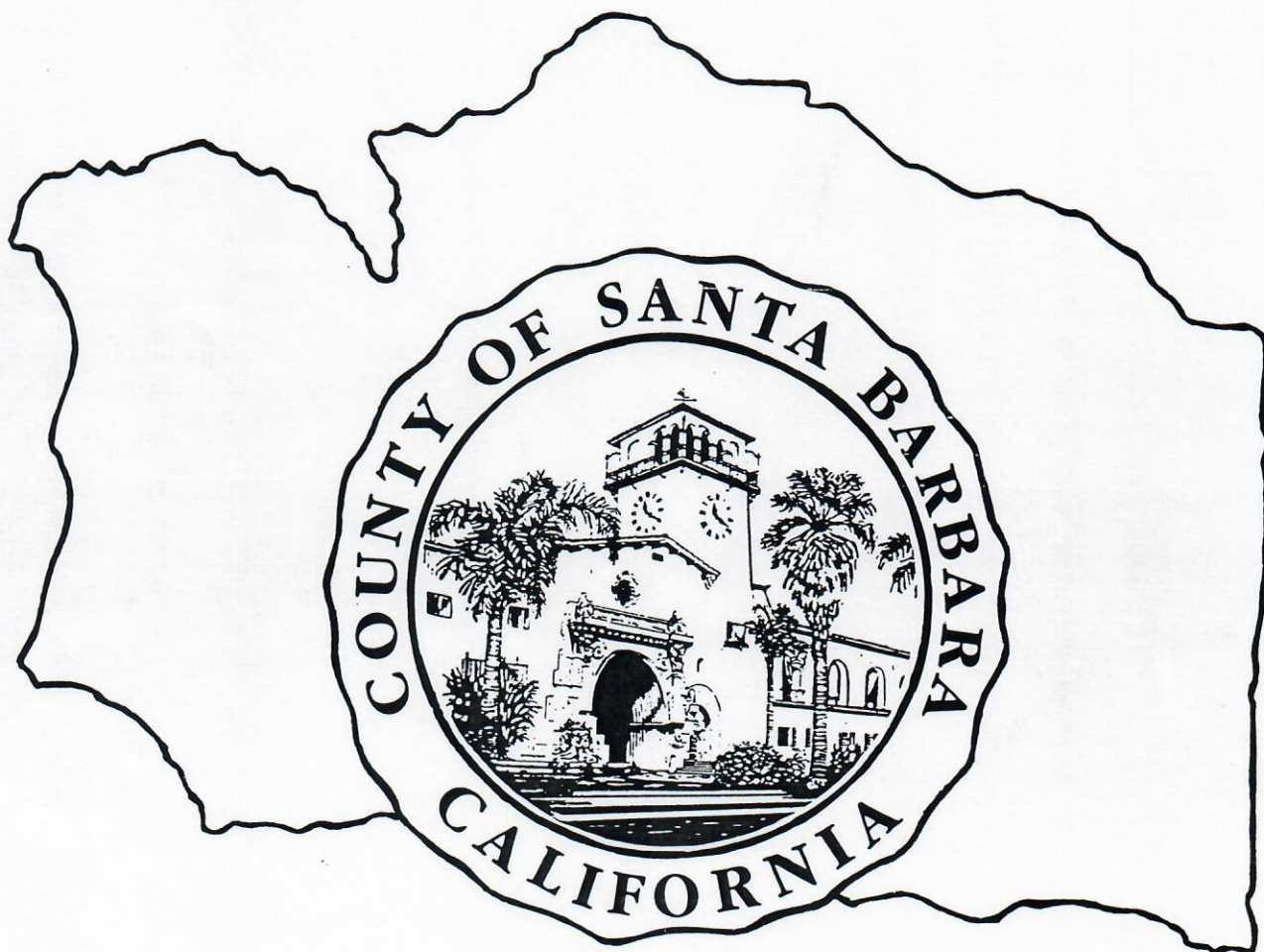
DIRECTIONS:

This report should be ready to go back to the County by the end of September.

Meeting Date JUL 1

Agenda Item No. 20

1989-90 GRAND JURY



FINAL REPORT

HARBOR SLIP SALES

BACKGROUND:

Members of the Grand Jury had noted that boat slips in the Santa Barbara Harbor were being advertised for sale, and the jury received a citizen complaint letter which stated that boat slips in the Santa Barbara Marina were being sold and openly advertised for sale in the local newspaper. The letter further stated that the slip transfer policy was being subverted and that people on the waiting list were paying the yearly fee of \$50.00 with little hope of obtaining a boat slip over twenty-five feet.

INVESTIGATIVE PROCEDURES:

In order to determine current slip transfer policy and its enforcement, interviews were conducted with the Waterfront Director, the Harbormaster, and the Chair of the Harbor Commission. The policy was compared with the respective policies of Santa Cruz and Crescent City. Various newspaper and previous Grand Jury reports were reviewed. Members of the Grand Jury attended a public Harbor Commission Planning meeting.

FINDINGS:

1. The slip transfer policy provides that the permittee of a slip, upon sale of his/her vessel or upon the addition of a partner to his/her ownership of the vessel, may transfer the slip permit to the new owner or add the partner to the permit upon payment of a transfer fee.
2. The Harbor officials interviewed acknowledged that the boat slip transfer policy is being subverted, and that slips are being sold by slip licensees who agree for a cash settlement to enter a partnership with the slip "buyer" and subsequently remove themselves from that partnership, leaving the "buyer" as the sole slip licensee.
3. The current policy, although admittedly open to manipulation, is believed by these officials to be "the most fair" for the marina constituency, that is, the present slip licensees. People on the waiting list are less well served.
4. Harbor officials say that they have not been able to determine an alternate method of slip assignment that does not penalize present boat owners in the harbor.
5. The Chair of the Harbor Commission reported that the majority of the Commission opposes a no-transfer policy.
6. In the past two years, nine slips have been assigned to wait list applicants,

only one of these slips being over thirty feet in length. There were 131 applicants on the waiting list in October, 1989.

7. Other small marinas successfully enforce forms of no-transfer policies that appear less discriminatory against wait list applicants.

8. The present slip transfer fee is \$50.00 per lineal foot. There is only a small registration fee collected subsequent to the \$50.00 wait list fee for slips assigned from the wait list.

RECOMMENDATIONS:

1. The Santa Barbara City Council should require strict compliance with current regulations or, in lieu thereof, revise current regulations to reflect current practice.

2. Following the negotiation of a slip license, the adding of partners by the licensee should not be permitted.

5/15/90