

MINUTES - MORRO BAY CITY COUNCIL
REGULAR MEETING – NOVEMBER 15, 2016
VETERAN'S MEMORIAL HALL – 6:00 P.M.

AGENDA NO: A-2

MEETING DATE: December 13, 2016

PRESENT:	Jamie Irons John Headding Christine Johnson Noah Smukler	Mayor Councilmember Councilmember Councilmember
ABSENT:	Matt Makowetski	Councilmember
STAFF:	Dave Buckingham Chris Neumeyer Dana Swanson Ikani Taumoepeau Craig Schmollinger Rob Livick Scot Graham Steve Knuckles Larry Todd Janeen Burlingame	City Manager Assistant City Attorney City Clerk Deputy City Manager Finance Director Public Works Director Community Development Director Fire Chief Interim Police Chief Management Analyst

ESTABLISH QUORUM AND CALL TO ORDER

The meeting was called to order at 6:02 p.m., with all but Councilmember Makowetski present.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

RECOGNITION

https://youtu.be/qvON_VnudH4?t=2m28s

Presentation of Employee Service Pins

Presentation of Certificate of Appreciation to Jan Goldman

CLOSED SESSION REPORT

Assistant City Attorney Neumeyer reported that with regard to the Closed Session Items, the Council did not take any reportable action pursuant to the Brown Act.

MAYOR AND COUNCILMEMBERS' REPORTS, ANNOUNCEMENTS & PRESENTATIONS

CITY MANAGER REPORTS, ANNOUNCEMENTS & PRESENTATIONS

PRESENTATIONS - None

PUBLIC COMMENT

https://youtu.be/qvON_VnudH4?t=15m6s

Judi Appell, owner of Furnishings!, provided the business spot. Furnishings!, located at 1199 Main Street, offers new and repurposed home furnishings with competitive pricing. They are open Monday from 11 a.m. – 4 p.m., and Tuesday – Saturday from 12 Noon – 5 p.m.. Closed Sundays.

Carole Truesdale, Morro Bay resident and member of the Neighborhood Watch Board of Directors, announced Caroling Cops will be held Monday, December 12 through Wednesday, December 14 from 5:30 – 9:00 p.m.

Jon Elliott, Morro Bay resident and owner of Mike's Barber Shop, announced the Barber Shop will celebrate its 75th anniversary on Saturday, December 3, at 5:30 p.m. at 280 Morro Bay Blvd. He also thanked those who contributed to the Trick-or-Treat event.

Nancy Castle, Morro Bay, announced the Thanksgiving Dinner to be held on Thursday, November 24, from 1:00 – 3:00 p.m. at the Community Center. To volunteer, please call 772-4421 or 772-4467. She commented on the importance of Estero Bay Alliance for Care ("EBAC") has been to the community.

The comment period was closed.

A. CONSENT AGENDA
https://youtu.be/qvON_VnudH4?t=26m49s

Unless an item is pulled for separate action by the City Council, the following actions are approved without discussion.

A-1 APPROVAL OF MINUTES FROM THE OCTOBER 25, 2016 SPECIAL CLOSED SESSION CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-2 APPROVAL OF MINUTES FROM THE OCTOBER 25, 2016 CITY COUNCIL MEETING; (ADMINISTRATION)

RECOMMENDATION: Approve as submitted.

A-3 APPROVAL OF REVISED JOB DESCRIPTIONS AND SALARY SCHEDULE TO INCORPORATE FUTURE UTILITIES DIVISION POSITIONS; (ADMINISTRATION)

RECOMMENDATION: Council review the update contained in this staff report and approve the attached job descriptions and updated salary schedule.

A-4 ADOPTION OF RESOLUTION NO. 74-16 AMENDING THE ADVISORY BOARD BY-LAWS REGARDING ABSENCE FROM MEETINGS; (CITY CLERK)

RECOMMENDATION: Adopt Resolution No. 74-16 amending the Advisory Board By-Laws for each standing City advisory board regarding absence from meetings.

A-5 ADOPTION OF RESOLUTION NO. 75-16, AFFIRMING INTENDED USE OF CORAL AVENUE PROCEEDS; (FINANCE)

RECOMMENDATION: Adopt Resolution No. 75-16, affirming the Council's intent to direct principal payments from the sale of real property at 2783 Coral Avenue to pay down the debt related to construction of the Fire Administration Building.

A-6 ADOPTION OF RESOLUTION NO. 76-16, APPROVING AMENDMENT #1 TO THE LEASE BETWEEN THE CITY OF MORRO BAY AND GAFCO, INC. DOING BUSINESS AS THE GREAT AMERICAN FISH COMPANY, LOCATED AT 1185 EMBARCADERO; (HARBOR)

RECOMMENDATION: Adopt Resolution No. 76-16, approving Amendment #1 to the current lease for Lease site 110-W-112W and a portion of 111.5W.

A-7 APPOINTMENT OF THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO THE STATE WATER CONTRACTORS ADVISORY COMMITTEE; (PUBLIC WORKS)

RECOMMENDATION: Council adopt Resolution No. 78-16 appointing the Director of Public Works/City Engineer to serve as the City's representative on the State Water Contractors Advisory Committee.

Mayor Irons pulled A-3 and A-7. Councilmember Headding pulled Item A-4.

MOTION: Councilmember Johnson moved the Council approve Items A-1, A-2, A-5 and A-6 on the Consent Agenda. The motion was seconded by Councilmember Smukler and carried 4-0-1 with Councilmember Makowetski absent.

A-3 APPROVAL OF REVISED JOB DESCRIPTIONS AND SALARY SCHEDULE TO INCORPORATE FUTURE UTILITIES DIVISION POSITIONS; (ADMINISTRATION)
https://youtu.be/qvON_VnudH4?t=27m37s

Staff requested the Council continue Item A-3 to the next meeting to allow for minor administrative changes. Councilmember Smukler confirmed the intent is to maintain current staffing levels for operation of the existing plant.

MOTION: Mayor Irons moved the Council continue this item to a date uncertain. The motion was seconded by Councilmember Johnson and carried 4-0-1 with Councilmember Makowetski absent.

A-4 ADOPTION OF RESOLUTION NO. 74-16 AMENDING THE ADVISORY BOARD BY-LAWS REGARDING ABSENCE FROM MEETINGS; (CITY CLERK)
https://youtu.be/qvON_VnudH4?t=29m3s

Councilmember Headding requested the proposed language regarding advisory board member absences be clarified so requests for routine absences not become burdensome for the Council. Councilmember Smukler suggested the language be amended as follows:

Absence from three consecutive regular meetings or twenty-five (25) percent of the regular meetings during any 12-month period, without the formal consent of the City Council, shall constitute the resignation of such absent member and the position will be declared vacant. Requests for extended excused absences of three consecutive meetings of twenty-five (25) percent of the regular meetings during the 12-month period must be submitted to the City Council in writing prior to the extended absence to allow sufficient time for review and approval at a regular Council meeting.

MOTION: Councilmember Smukler moved for approval of Resolution No. 74-16 with the amendment to the By-Laws as read into the record. The motion was seconded by Councilmember Headding and carried 4-0-1 with Councilmember Makowetski absent.

- A-7 APPOINTMENT OF THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO THE STATE WATER CONTRACTORS ADVISORY COMMITTEE; (PUBLIC WORKS)
https://youtu.be/qvON_VnudH4?t=41m34s

Mayor Irons requested the resolution be amended to include the following language:

NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Morro Bay, California hereby appoints the Director of Public Works/City Engineer to serve as the City's representative on the State Water Subcontractors Committee. In addition, an annual year-end report summarizing the Committee's discussions be provided to the Council and Public Works Advisory Board.

MOTION: Mayor Irons moved the Council approve Resolution No. 78-16, as amended. The motion was seconded by Councilmember Headding and carried 4-0-1 with Councilmember Makowetski absent.

City policy requires Public Hearings not begin before 7:00 p.m. There was Council concurrence to hear Item C-2 next.

C. BUSINESS ITEMS

- C-2 DISCUSSION OF BACKGROUND AND HISTORY OF COMMUNITY RESOURCE CONNECTIONS AND POSSIBLE DIRECTION FOR THOSE EFFORTS; (DEPUTY CITY MANAGER/RECREATION)
https://youtu.be/qvON_VnudH4?t=44m54s

City Manager Buckingham introduced the item and turned the presentation over to Sharon O'Leary of Community Resource Connections.

Councilmembers Smukler and Johnson provided additional information and insight, requested the Council affirm its commitment to Community Resource Connections (CRC), and further refine the relationship so CRC is integrated with City operations, potentially under the Recreation Division. They also requested Council and staff continue participating in the Estero Bay Alliance of Care (EBAC) meetings.

The public comment period for Item C-2 was opened; seeing none, the public comment period was closed.

The Council discussed its support for the CRC and EBAC and agreed staff should continue exploring alternatives on how the relationship can be continued and strengthened to meet community needs.

MOTION: Councilmember Smukler moved the Council direct staff to update the City's relationship with Community Resource Connections office as a volunteer program under the City and for staff to bring back more information related to an updated resolution and structure for the program working with lead office volunteers. The motion was seconded by Councilmember Johnson and carried 4-0-1 with Councilmember Makowetski absent.

B. PUBLIC HEARINGS

- B-1 PUBLIC HEARING FOR AND CONSIDERATION OF MORRO BAY GARBAGE SERVICE BASE-YEAR RATE ADJUSTMENT APPLICATION AND ADOPTION OF RESOLUTION NO. 73-16 APPROVING THAT APPLICATION; (PUBLIC WORKS)
https://youtu.be/qvON_VnudH4?t=1h28m22s

Management Analyst Burlingame presented the staff report and responded to Council inquiries.

The public hearing was opened.

The public comment period for Item B-1 was opened; seeing none, the public comment period was closed.

The Council was comfortable with the proposed rates, which were deemed to be well-justified and equitable county-wide. The Council requested Morro Bay Garbage Service provide residents the option of using a 19-gallon mini can.

The public hearing was closed.

Clerk Swanson stated four written protests were received by the City Clerk's office, which does not constitute a majority of the customers/property owners.

MOTION: Councilmember Headding moved the Council adopt Resolution No. 73-16 approving Morro Bay Garbage Service base-year rate adjustment application and adjusting solid waste collection rates. The motion was seconded by Councilmember Smukler and carried 4-0-1 with Councilmember Makowetski absent.

MOTION: Councilmember Smukler moved the Council direct staff to work with Morro Bay Garbage Service to establish mini can 19-gallon trash service for low-income residents and report back to Council regarding that possibility. The motion was seconded by Councilmember Headding and carried 4-0-1 with Councilmember Makowetski absent.

The Council took a short recess at 7:47 p.m. The meeting reconvened at 7:54 p.m.

C. BUSINESS ITEMS

- C-1 INTRODUCTION OF ORDINANCE NO. 609 REPEALING AND REENACTING VARIOUS CHAPTERS OF TITLE 14 OF THE CITY OF MORRO BAY MUNICIPAL CODE RELATING TO BUILDINGS AND CONSTRUCTION; (COMMUNITY DEVELOPMENT)
https://youtu.be/qvON_VnudH4?t=1h47m7s

Community Development Director Graham presented the staff report and responded to Council inquiries.

The public comment period for Item C-1 was opened; seeing none, the public comment period was closed.

Councilmember Smukler requested staff continue to encourage the use of green building program incentives and provide a refresher to the Planning Commission on those guidelines.

MOTION: Councilmember Smukler moved the Council introduce for first reading by title only and with further reading waived, Ordinance No. 609, repealing and reenacting Chapters 14.01-14.12 of the Morro Bay Municipal Code (Buildings and Construction) to incorporate the 2016 California Building Standards Code, as adopted by the State of California and the local modifications thereto. The motion was seconded by Councilmember Headding and carried 4-0-1 with Councilmember Makowetski absent.

C-3 REVIEW OF HISTORIC PARKING CREDITS INTERPRETATION AND PROVIDE DIRECTION AS DEEMED APPROPRIATE; (COMMUNITY DEVELOPMENT)
https://youtu.be/qvON_VnudH4?t=1h59m5s

Mr. Graham presented the staff report and responded to Council inquiries.

For the record, Mayor Irons requested discussion of historic parking credits only as he had previously recused himself from the parking in-lieu item. This item is intended to focus only on historic parking credits.

The public comment period for Item C-3 was opened; seeing none, the public comment period was closed.

The Council appreciated the presentation and summary of past projects provided in the staff report and noted the subject of parking will be further vetted through the General Plan update.

No action was taken by the Council.

D. COUNCIL DECLARATION OF FUTURE AGENDA ITEMS
https://youtu.be/qvON_VnudH4?t=2h54m28s

Based on the recent passage of marijuana legislation, Councilmember Headding requested discussion of the existing City ordinance, potential for taxation, and other impacts. There was unanimous support for this item. Mr. Buckingham reminded the Council this item is part of the adopted goals and objectives and will be brought forward in 2017 for discussion.

E. ADJOURNMENT

There will be a Special Meeting on **Monday, December 12, 2016 at 7:00 p.m.** to swear in the newly elected City Council members. The next Regular Meeting will be held on **Tuesday, December 13, 2016 at 6:00 p.m.** at the Veteran's Memorial Hall located at 209 Surf Street, Morro Bay, California.

Recorded by:



Dana Swanson, City Clerk